

State of Iowa
1957

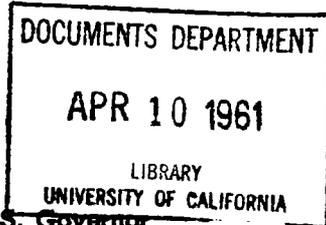
JOURNAL OF THE SENATE

of the

FIFTY-SEVENTH GENERAL ASSEMBLY

Convened January 14, 1957

Adjourned May 3, 1957



HERSCHEL C. LOVELESS, Governor

WILLIAM H. NICHOLAS, President of the Senate

W. L. MOOTY, Speaker of the House

Compiled Under Direction of
Sherman W. Needham
Superintendent of Printing

Published by the
STATE OF IOWA
Des Moines

FIFTY-SEVENTH GENERAL ASSEMBLY

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VICTOR LINDQUIST, Assistant Sergeant-at-Arms.....	Chariton
M. A. JENSEN, Assistant Sergeant-at-Arms.....	Cedar Rapids
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ALBERT MARSHALL, Chief Doorkeeper.....	Northwood
NANCY PAGE, Postmistress.....	Des Moines

ELECTIVE OFFICERS

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DOCUMENTS
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ELECTIVE STATE OFFICERS

Official Address, Des Moines, Iowa

Name	Title	Residence	Politics
Herschel C. Loveless	Governor	Ottumwa	Democrat
W. H. Nicholas	Lieutenant Governor	Mason City	Republican
Melvin D. Synhorst	Secretary of State	Orange City	Republican
Chet B. Akers	Auditor of State	Ottumwa	Republican
M. L. Abrahamson	Treasurer of State	Boone	Republican
Clyde Spry	Secretary of Agriculture	Bronson	Republican
Norman A. Erbe	Attorney General	Boone	Republican
John A. Tallman	Commerce Commissioner	Clarion	Republican
Ray H. Thompson	Commerce Commissioner	Newton	Republican
John M. Ropes	Commerce Commissioner	Onawa	Republican
William L. Bliss	Judge of the Supreme Court	Mason City	Republican
Theodore G. Garfield	Judge of the Supreme Court	Ames	Republican
Norman R. Hays	Judge of the Supreme Court	Knoxville	Republican
Robert L. Larson	Judge of the Supreme Court	Iowa City	Republican
Ralph A. Oliver	Judge of the Supreme Court	Sioux City	Republican
Henry K. Peterson	Judge of the Supreme Court	Council Bluffs	Republican
William A. Smith	Judge of the Supreme Court	Dubuque	Republican
G. K. Thompson	Judge of the Supreme Court	Cedar Rapids	Republican
Charles F. Wennerstrum	Judge of the Supreme Court	Chariton	Republican

SENATORS—FIFTY-SEVENTH GENERAL ASSEMBLY

Name	Address	Age	Occupation	District	Counties Composing District	Former Legislative Service
*Anderson, Carl T.	Wellman	67	Farmer	10	Henry, Washington	53, 54, 55, 56
Boothby, Laurence M.	Clephona	61	Farmer	46	Cherokee, Ida, Plymouth	52, 52X, 53, 54, 55, 56
Buck, Howard C.	Melbourne	57	Farmer	28	Marshall	53, 54, 55, 56
*Burton, Samuel H.	Ottumwa	42	Wholesale Beverage Distributor	13	Wapello	56
*Butler, Guy G.	Rolfe	69	Farmer and Banker	50	Bona Vista, Humboldt, Pocahontas	52, 52X, 54, 55, 56
Byers, Frank C.	Marion	73	Lawyer	26	Linn	43, 44, 45, 45X, 46, 46X, 47, 48, 49, 50, 50X, 51, 52, 52X, 53, 54, 55, 56
Coleman, Joe	Clare	33	Farmer	27	Calhoun, Webster	54, 55, 56
*Dalley, Thomas J.	Burlington	42	Attorney at Law	9	Des Moines	51, 52, 52X, 53, 56
Dewel, Duane E.	Algona	55	Publisher	49	Emmet, Kosuth, Palo Alto	47, 48, 49, 50, 50X, 51, 52, 52X, 53, 54, 55, 56
Dykhouse, J. T.	Rock Rapids	66	Real Estate, Insurance	24	Lyon, Osceola, Sioux	54, 55, 56
Elijah, Earl	Clarence	69	Farmer-Banker	23	Cedar, Jackson, Jones	55, 56
*Elwood, Frank D.	Cresco	40	Lawyer	42	Howard, Winnebago	56
Evans, Norval	Fairfield	37	Implement Dealer	2	Jefferson, Van Buren	56
Fisher, J. Louis	Oceola	47	Businessman	11	Clarke, Warren	56
Gillespie, Raymond R.	Dexter	65	Farmer and Banker	16	Adair, Madison	53, 54
Grimstead, Jacob	Lake Mills	51	Farmer Operator	41	Mitchell, Winnebago, Worth	55, 56
Harbor, William H.	Henderson	36	Grain & Feed Dealer	8	Mills, Montgomery	55, 56
Henry, Jim O.	Carson	60	Farmer	19	Pottawattamie	55, 56
Hoffman, Gene L.	West Grove	44	Farmer	3	Appanoose, Davis	56
*Hoxie, Frank	Shenandoah	59	Farmer	7	Fremont, Page	49, 50, 50X, 51, 52, 52X
Long, Irving D.	Manchester	61	Lawyer	33	Buchanan, Delaware	49, 50, 50X, 51, 52, 52X, 53, 54, 55, 56
Lynes, J. Kendall	Plainfield	53	Farmer	39	Bremser, Butler, Franklin	56
McCurdy, Carroll F.	Oakaloosa	39	Farmer	14	Mahaska	36, 37, 38, 38X, 39, 42, 42X, 43, 44, 45, 45X, 46, 46X, 48, 49, 50, 50X, 51, 52, 52X, 54, 55, 56
*McFarlane, Arch W.	Waterloo	71	Wholesale Coal	38	Black Hawk	56
*McManus, Edward J.	Kookuk	36	Lawyer	1	Lee	56
Miller, Jack	Sioux City	40	Tax Lawyer	32	Woodbury	56
*Molton, Wilbur C.	Grinnell	53	Farmer	12	Kookuk, Poweshiek	54, 55, 56
Nolan, D. C.	Iowa City	54	Lawyer	25	Iowa, Johnson	55, 56
O'Connor, John J.	Strawberry Pt.	42	Hotel Operator, Newspaper Publisher & Editor	36	Clayton	56
*O'Malley, George E.	Des Moines	51	Attorney	30	Polk	53, 54, 55, 56
Prentis, X. T.	Mount Ayr	60	Livestock Farming, Hatcheryman	5	Decatur, Ringgold, Union	48, 49, 50, 50X, 51, 53, 54, 55, 56

SENATORS—FIFTY-SEVENTH GENERAL ASSEMBLY—Continued

Name	Address	Age	Occupation	District	Counties Composing District	Former Legislative Service
*Hice, Carroll	Knoxville	48	Farm Machinery and Automobile Dealer	15	Marion, Monroe	
*Prince, G. W.	Guthrie Center	49	Dairy Farmer	17	Andubon, Dallas, Guthrie	
*Turner, Lawrence	Gladbrook	56	Farmer	45	Benton, Grundy, Tama	51, 52, 52X, 53, 54, 55, 56
*Wright, Robert E.	New Hampton	33	Banker	44	Floyd, Chickasaw	56
*Rosenberg, Carl H.	Ames	61	Farmer	31	Boone, Story	54, 55, 56
*Schroeder, Jack	Davenport	31	Lawyer	21	Scott	54, 55, 56
*Scott, George L.	West Union	69	Farm Manager	40	Allamakee, Fayette	46, 46X, 47, 48, 49, 50, 53, 56
*Shaff, David O.	Clinton	32	Lawyer	22	Clinton	55, 56
*Shoeman, John D.	Atlantic	54	Veterinarian	18	Cass, Shelby	56
Stuart, W. C.	Chariton	36	Lawyer	4	Lucas, Wayne	55, 56
Tate, W. H.	Mason City	56	Realtor	43	Cerro Gordo, Hancock	54, 55, 56
Turner, Francis A.	Corning	56	Merchant	6	Adams, Taylor	
*Utzig, Arnold	Dubuque	63	Shoe Merchant	35	Dubuque	50, 50X, 51, 52, 52X, 53, 54, 55, 56
*Vest, Alan	Sac City	45	Lawyer	48	Carroll, Greene, Sac	54, 55, 56
*Walker, John A.	Williams	44	Farmer	37	Hamilton, Hardin, Wright	52, 52X, 53, 54, 55, 56
Watson, Harry E.	Sanborn	50	Farmer	47	Clay, Dickinson, O'Brien	51, 52, 52X, 53, 54, 55, 56
Weber, George W.	Columbus Jct.	73	Grain & Feed, Bank President	20	Louisa, Muscatine	56
Weiss, Albert	Denison	71	Business & Farm Operator	34	Crawford, Harrison, Monona	52, 52X, 53, 54, 55, 56
Wormley, Jack M.	Newton	42	Farm Management	29	Jasper	56

*Holdover Senators.

MEMBERS OF THE HOUSE—FIFTY-SEVENTH GENERAL ASSEMBLY

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Name	Address	Age	Occupation	Politics	County	District	Former Legislative Service
Allen, Don G., Jr.	Adel	38	Restaurant Operator and Farmer	Rep.	Dallas	36	
Andrews, John E.	Des Moines	39	Lawyer	Dem.	Polk	37	
Balch, Bernard R.	Waterloo	34	Lawyer	Rep.	Black Hawk	66	
Ballhagen, Wayne W.	New Hartford	42	Farmer and Businessman	Rep.	Butler	73	55, 56
Barringer, Arley R.	Ruthven	59	Farmer	Dem.	Palo Alto	84	
Baumhover, John A.	Carroll	61	Farmer, Insurance	Dem.	Carroll	55	56
Breakenridge, Raymond D.	Winterset	59	Farmer	Rep.	Madison	28	56
Brown, M. N.	What Cheer	32	Lawyer	Rep.	Keokuk	24	55, 56
Burris, C. J.	Maquoketa	51	Hotel and Restaurant	Dem.	Jackson	46	53, 54
Burtch, Charles R.	Osage	63	Farmer	Rep.	Mitchell	93	55, 56
Carlsen, John W.	Clinton	47	Attorney	Dem.	Clinton	45	56
Carson, Robert B.	Independence	36	Attorney	Rep.	Buchanan	67	56
Chalupa, LeRoy W.	Pleasant Plain	45	Merchant and Agriculture	Rep.	Jefferson	19	56
Chambers, Earl L.	Gilmore City	57	Retired Farmer	Dem.	Pocahontas	77	56
Christiansen, W. R.	Northwood	61	Retired County Auditor	Rep.	Worth	94	55, 56
Christophel, Clarence	Waverly	46	Livestock Farmer	Rep.	Bremer	72	56
Coffman, William J.	North English	38	Insurance	Rep.	Iowa	40	
Conner, Robert E.	Ottumwa	33	Machinist	Dem.	Wapello	18	
Coverdale, C. F.	Clinton	71	Retired Farmer	Rep.	Clinton	45	56
Cunningham, Ray C.	Ames	63	Y. M. C. A. Secretary, Retired	Rep.	Story	52	
Currie, J. D.	Schaller	73	Farmer, Real Estate, Insurance	Rep.	Sac	60	56
Darrington, William E.	Persia	52	Farmer	Rep.	Harrison	32	54, 55, 56
Den Herder, Elmer H.	Sioux Center	48	Farmer	Rep.	Sioux	81	
Dietz, Riley	Walcott	51	Estimator	Rep.	Scott	43	56
Dillon, William D.	Columbus Jct.	40	Quarry Operator	Rep.	Louisa	22	56
Dodds, Robert R.	Danville	32	Farmer and Small Business	Dem.	Des Moines	21	
Doyle Donald V.	Sioux City	32	Lawyer	Dem.	Woodbury	58	
Duffy, John L.	Dubuque	57	Lawyer	Dem.	Dubuque	69	52, 52X, 53, 56
Edgington, Floyd P.	Sheffield	57	Farmer	Rep.	Franklin	74	55, 56
Eichenlaub, W. S.	Ft. Madison	61	Retired Jeweler	Rep.	Lee	1	
Eldred, Russell L.	Anamosa	45	Livestock Farmer	Rep.	Jones	47	56
Eveland, Raymond	Kelley	36	Farmer	Dem.	Boone	53	
Fairchild, Bert K.	Ida Grove	65	Farmer	Rep.	Ida	59	53, 54, 55, 56
Falvey, L. A.	Albia	55	Banker	Dem.	Monroe	17	55, 56
Freed, Willard M.	Gowrie	39	Lawyer	Dem.	Webster	62	56
Frey, T. J.	Neola	55	Publisher	Rep.	Pottawattamie	31	54, 55, 56
Fronmelt, Andrew G.	Dubuque	35	Labor Business Representative	Dem.	Dubuque	69	55, 56
Goode, Dewey E.	Bloomfield	58	Produce and Fur Dealer	Rep.	Davis	3	45, 45X, 46, 46X, 47, 48, 49, 50, 50X, 53, 54, 55, 56

MEMBERS OF THE HOUSE

MEMBERS OF THE HOUSE—FIFTY-SEVENTH GENERAL ASSEMBLY—Continued

Name	Address	Age	Occupation	Politics	County	District	Former Legislative Service
Gray, John	Oskaloosa	49	Farmer	Rep.	Mahaaka	25	56
Greenwood, Roscoe E.	Emerson	51	Lumberman	Rep.	Mills	11	56
Hagedorn, Merle W.	Royal	45	Farmer	Dem.	Clay	83	56
Hall, Fred W.	Humboldt	58	Hardware Merchant	Dem.	Humboldt	76	56
Halling, Eugene E.	Orient	61	Farmer	Rep.	Adair	29	56
Hanson, A. C.	Inwood	65	Livestock-Dairy Farmer	Rep.	Lyon	99	45, 45X, 53, 54, 55, 56
Hatch, Floyd H.	Edgewood	72	Wholesale Eggs and Poultry Farmer	Rep.	Delaware	68	56
Hendrix, W. C.	Letts	67	Farmer	Rep.	Muscatine	42	52, 52X, 53, 54, 55, 56
Hensley, Carl	Exira	59	Farmer	Dem.	Audubon	34	56
Hirsch, Carl	Indianola	55	Farmer and Purebred Livestock	Rep.	Warren	27	56
Holdsworth, Leonard	Manilla	60	Farmer	Rep.	Crawford	56	56
Hoover, Earl T.	Mount Ayr	73	Retired Farm Owner	Rep.	Ringgold	7	55, 56
Hoth, Elmer A.	Postville	56	Hardware Store	Rep.	Allamakee	91	55, 56
Howard, James W.	Cresco	72	Retired Businessman	Dem.	Howard	92	56
Jarvis, Fred	Alta	59	Farmer	Rep.	Buena Vista	78	56
Johannes, W. J.	Ashton	66	Bank President	Dem.	Osceola	98	46, 46X, 47, 48, 49, 50, 50X, 53, 56
Johns, Neil E.	Toledo	30	Farmer	Rep.	Tama	50	56
Johnson, Fred L.	Hamburg	67	Teacher and Farmer	Dem.	Fremont	10	56
Kaiser, Jacob C.	Rockwell	63	Veterinarian	Rep.	Cerro Gordo	87	56
Keho, Ralph	Allerton	60	Farmer	Dem.	Wayne	5	56
Kimball, Donald L.	Fayette	23	Publisher	Rep.	Fayette	71	56
Kluever, Lester L.	Atlantic	37	Lawyer	Rep.	Cass	30	56
Kosek, Ernest	Cedar Rapids	49	Investment Banker	Rep.	Linn	48	52, 52X, 53, 54, 55, 56
Lisle, Vern	Clarinda	50	Manufacturer	Rep.	Page	9	53, 54, 55, 56
Loss, Casey	Algona	52	Farmer	Dem.	Kossuth	85	52, 52X, 53, 54, 56
Lucken, J. Henry	Akron	60	Farmer	Rep.	Plymouth	80	52, 52X, 53, 54, 55, 56
Lund, Albert	Brooks	59	Farmer	Dem.	Adams	13	56
Maggert, Robert E.	Aiton	58	Retired Federal and County Employee	Rep.	Union	14	56
Main, Franklin S.	Lamoni	40	Farmer	Dem.	Decatur	6	56
Maule, Elroy	Onawa	43	Teacher-Farmer	Dem.	Monona	57	56
McCoy, Jack	Ottumwa	27	Employee, John Morrell and Co.	Dem.	Wapello	18	56
McCracken, Robert A.	New Hampton	28	Farmer	Rep.	Chickasaw	89	56
McNeal, Clark H.	Belmond	37	Owner-Operator Grain Elevator	Rep.	Wright	75	54, 55, 56
Mensing, A. L.	Lowden	60	Retired	Rep.	Cedar	44	54, 55, 56
Milroy, Jack	Vinton	33	Lawyer	Rep.	Benton	49	56
Mooty, W. L.	Grundy Center	50	Businessman, Farmer, Lawyer	Rep.	Grundy	65	54, 55, 56
Mowry, John L.	Marshalltown	50	Attorney	Rep.	Marshall	51	56

MEMBERS OF THE HOUSE—FIFTY-SEVENTH GENERAL ASSEMBLY—Continued

Name	Address	Age	Occupation	Politics	County	District	Former Legislative Service
Naden, Robert W.	Webster City	35	Manufacturer	Rep.	Hamilton	63	56
Naughton, John M.	Sergeant Bluff	64	Farmer	Dem.	Woodbury	58	
Nelson, Henry C.	Forest City	55	Farm Manager	Rep.	Winnebago	95	56
Nelson, Nels J.	Ringsted	60	Farmer	Dem.	Emmet	96	
Novak, Emil L.	Cedar Rapids	40	Livestock Farmer	Rep.	Linn	64	55, 56
Nutt, T. O.	Deeds	52	Farmer	Rep.	Van Buren	7	
Ostian, Conrad	Stanton	56	Farmer	Rep.	Montgomery	12	
Owen, Kenneth E.	Centerville	38	Farmer	Dem.	Appanoose	4	56
Paul, George L.	Brooklyn	53	Farmer	Rep.	Poweshiek	39	52X, 53, 54, 55, 56
Perkins, Judson T.	Council Bluffs	71	Retired Methodist Minister	Rep.	Pottawattamie	31	
Petrucelli, Don A.	Davenport	43	Lawyer	Rep.	Scott	43	56
Pierce, Neal	Russell	42	Farmer	Rep.	Lucas	16	
Reppert, Howard C. Jr.	Des Moines	38	Reppert Transfer and Storage, Retail Merchants Delivery	Dem.	Polk	37	56
Riehm, Curtis G.	Garner	42	Attorney	Rep.	Hancock	86	56
Robinson, S. E.	Guthrie Center	62	Farmer, Justice of the Peace	Rep.	Guthrie	35	
Rook, Gail A.	Newton	59	Farmer	Dem.	Jasper	38	
Santes, Leslie	Cedar Falls	54	Real Estate and Insurance	Rep.	Black Hawk	66	56
Sar, Martin E.	Charles City	70	Retired	Rep.	Floyd	88	54, 55, 56
Sorland, H. H.	Decorah	50	Farmer and Merchant	Rep.	Winnebask	90	55, 56
Smith, Marvin W.	Paulina	55	Farmer	Rep.	O'Brien	82	
Steenhausen, Peter	Irwin	52	Businessman, Hardware, Feed and Seed	Dem.	Shelby	33	
Stephens, Richard L.	Ainsworth	52	Farmer and Livestock Producer	Rep.	Washington	23	
Stevens, Henry H.	Jefferson	63	Farmer	Rep.	Greene	54	51, 52, 52X, 53, 54, 55, 56
Swisher, Scott C.	Iowa City	37	Lawyer	Dem.	Johnson	41	56
Vance, Clifford M.	Mt. Pleasant	54	Lawyer	Rep.	Henry	20	
Vernser, Elmer H.	Pall	36	Farmer	Rep.	Marion	26	55, 56
Walter, John F.	McGregor	63	Dentist	Rep.	Clayton	70	56
Walter, Paul M.	Union	51	Farmer	Rep.	Hardin	64	53, 54, 55, 56
Watts, Stanley	Union	51	Farmer	Rep.	Hardin	15	44 (Van Buren County)
†Weaver, W. O.	Murray	48	Funeral Director, Farmer	Dem.	Clarke	22	
Walk, Charles, Jr.	Wapello	62	Lawyer	Rep.	Dickinson	97	
Wells, Ivan E.	Spirit Lake	45	Implement Dealer	Dem.	Taylor	8	
Whitney, W. E.	Bedford	64	Auctioneer	Dem.	Taylor	79	55, 56
Wilson, Melvin	Aurelia	47	Farm Manager	Rep.	Cherokee	61	55, 56
	Rockwell City	66	Retired	Rep.	Calhoun	61	48, 49, 50, 50X, 55, 56

† Elected to fill vacancy, February 19, 1957.

* Resigned, February 1, 1957.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 14, 1957.

Pursuant to law the Fifty-seventh General Assembly convened at 10 o'clock a.m., and was called to order by Lieutenant Governor Leo Elthon.

Prayer was offered by Reverend G. S. Nichols, pastor of the Collegiate Methodist Church, Ames, Iowa.

TEMPORARY OFFICERS

Senator Nolan moved that the following be elected as temporary officers of the Senate:

Richard W. Berglund, Temporary Secretary.

Edna Gillespie, Temporary Assistant Secretary and Journal Clerk.

Frank Buck, Temporary Sergeant-at-Arms.

The motion prevailed and the above named temporary officers appeared before the desk of the Lieutenant Governor and took their respective oaths of office.

COMMITTEE ON CREDENTIALS

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

The motion prevailed and the Chair appointed as such committee Senators Elwood, Anderson, Rigler, Shaff and McManus.

REPORT OF COMMITTEE ON CREDENTIALS

MR. PRESIDENT: We, your committee on credentials, respectfully report that we find the following named persons duly elected to and entitled to seats in the Senate of the Fifty-seventh General Assembly as shown by the duplicate copies of the certificates of election on file in the office of the Secretary of State:

CERTIFICATION STATE OF IOWA

Office of
THE SECRETARY OF STATE

To the Honorable, the Secretary of the Senate:

I, MELVIN D. SYNHORST, Secretary of State of the State of Iowa, custodian of the files and records pertaining to elections in the State:

DO HEREBY CERTIFY, that the following is a true and correct list of State Senators, declared by the State Canvassing Board to have been elected in the General Election of November 6, 1956.

Second District—Norval Evans
Third District—Gene L. Hoffman
Fourth District—W. C. Stuart
Fifth District—X. T. Prentis
Sixth District—Francis A. Turner
Eighth District—William H. Harbor
Eleventh District—J. Louis Fisher
Fourteenth District—Carroll F. McCurdy
Fifteenth District—Carroll Price
Sixteenth District—Raymond R. Gillespie
Seventeenth District—G. W. Prince
Nineteenth District—Jim O. Henry
Twenty-third District—Earl Elijah
Twenty-fourth District—J. T. Dykhouse
Twenty-fifth District—D. C. Nolan
Twenty-sixth District—Frank C. Byers
Twenty-seventh District—Joe Coleman
Twenty-eighth District—Howard C. Buck
Thirty-first District—Carl H. Ringgenberg
Thirty-second District—Jack Miller
Thirty-third District—Irving D. Long
Thirty-sixth District—John J. O'Connor
Thirty-ninth District—J. Kendall Lynes
Fortieth District—George L. Scott
Forty-first District—Jacob Grimstead
Forty-third District—W. H. Tate
Forty-sixth District—Laurence M. Boothby
Forty-seventh District—Harry E. Watson
Forty-ninth District—Duane E. Dewel

I FURTHER CERTIFY, that the persons named below were declared by the State Canvassing Board to have been elected for terms of four years in the General Election of November 2, 1954:

First District—Edward J. McManus
Seventh District—Frank Hoxie
Ninth District—Thomas J. Dailey
Tenth District—Carl T. Anderson
Twelfth District—Wilbur C. Molison
Thirteenth District—Sam Burton
Eighteenth District—John D. Shoeman
Twentieth District—George W. Weber
Twenty-first District—Jack Schroeder
Twenty-second District—David O. Shaff
Twenty-ninth District—Jack M. Wormley
Thirtieth District—George E. O'Malley

Thirty-fourth District—Albert Weiss
 Thirty-fifth District—Arnold Utzig
 Thirty-seventh District—John A. Walker
 Thirty-eighth District—Arch W. McFarlane
 Forty-second District—Frank D. Elwood
 Forty-fourth District—Robert R. Rigler
 Forty-fifth District—Lawrence Putney
 Forty-eighth District—Alan Vest
 Fiftieth District—Guy G. Butler

(Seal)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Capitol, in Des Moines, this fourteenth day of January, A.D. 1957.

MELVIN D. SYNHORST, *Secretary of State.*

Respectfully submitted,

FRANK D. ELWOOD,
 CARL T. ANDERSON,
 ROBERT R. RIGLER,
 DAVID O. SHAFF,
 EDWARD J. MCMANUS,
Committee on Credentials.

On motion of Senator Elwood 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:

Norval Evans
 Gene L. Hoffman
 W. C. Stuart
 X. T. Prentis
 Francis A. Turner
 William H. Harbor
 J. Louis Fisher
 Carroll F. McCurdy
 Carroll Price
 Raymond R. Gillespie
 G. W. Prince
 Jim O. Henry
 Earl Elijah
 J. T. Dykhouse
 D. C. Nolan

Frank C. Byers
 Joe Coleman
 Howard C. Buck
 Carl H. Ringgenberg
 Jack Miller
 Irving D. Long
 John J. O'Connor
 J. Kendall Lynes
 George L. Scott
 Jacob Grimstead
 W. H. Tate
 Laurence M. Boothby
 Harry E. Watson
 Duane E. Dewel

SELECTION OF SEATS

The Chair announced that the next order of business would be the selection of seats.

Senator Dewel moved that the holdover and re-elected Senators be granted the privilege of retaining the seats occupied by them

during the Fifty-sixth General Assembly, or the privilege of selecting a new seat from the unassigned seats, and that any Senator having any defect such as defective hearing be allowed to select his seat first; then former members of the Senate or former members of the House of Representatives be granted the privilege of selecting their seats from the unassigned seats, their names being placed in a hat and drawn out, one at a time, by the Secretary of the Senate. Also, that the names of the remaining newly elected Senators be placed in a hat and drawn out by the Secretary of the Senate.

The motion prevailed and upon the drawing of seats the following selections were made:

Anderson, Washington.....	45	Miller, Woodbury.....	35
Boothby, Cherokee.....	8	Molison, Poweshiek.....	33
Buck, Marshall.....	19	Nolan, Johnson.....	18
Burton, Wapello.....	17	O'Connor, Clayton.....	4
Butler, Pocahontas.....	37	O'Malley, Polk.....	13
Byers, Linn.....	34	Prentis, Ringgold.....	28
Coleman, Webster.....	11	Price, Marion.....	10
Dailey, Des Moines.....	7	Prince, Guthrie.....	29
Dewel, Kossuth.....	15	Putney, Tama.....	36
Dykhouse, Lyon.....	46	Rigler, Chickasaw.....	16
Elijah, Cedar.....	1	Ringgenberg, Story.....	23
Elwood, Howard.....	14	Schroeder, Scott.....	25
Evans, Jefferson.....	50	Scott, Fayette.....	32
Fisher, Clarke.....	21	Shaff, Clinton.....	26
Gillespie, Madison.....	6	Shoeman, Cass.....	49
Grimstead, Winnebago.....	39	Stuart, Lucas.....	42
Harbor, Mills.....	30	Tate, Cerro Gordo.....	44
Henry, Pottawattamie.....	41	Turner, Adams.....	40
Hoffman, Davis.....	3	Utzig, Dubuque.....	20
Hoxie, Page.....	9	Vest, Sac.....	31
Long, Delaware.....	27	Walker, Hamilton.....	48
Lynes, Bremer.....	47	Watson, O'Brien.....	22
McCurdy, Mahaska.....	5	Weber, Louisa.....	24
McFarlane, Black Hawk.....	43	Weiss, Crawford.....	2
McManus, Lee.....	38	Wormley, Jasper.....	12

COMMITTEE FROM THE HOUSE

A committee from the House appeared and notified the Senate that the House was duly organized and ready to receive any communication that the Senate might be ready to transmit.

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Putney moved that a committee of three be appointed

to notify the Governor that the Senate was organized and ready to receive any communication that he might be ready to transmit.

The motion prevailed and the Chair appointed as such committee Senators Putney, Stuart and Burton.

COMMITTEE TO NOTIFY THE HOUSE

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

The motion prevailed and the Chair appointed as such committee Senators Watson, McFarlane and O'Malley.

BADGES

Senator Schroeder moved that the Secretary be authorized to secure suitable badges and jackets for such officers as require them, which motion prevailed.

COMMITTEE ON MILEAGE

Senator Grimstead moved that a committee of four be appointed as a committee on mileage.

The motion prevailed and the Chair appointed as such committee Senators Grimstead, McCurdy, Miller and Hoxie.

COMMITTEE ON SUPPLIES AND EQUIPMENT

Senator Elijah moved that a committee of four be appointed to make arrangements for supplies and equipment to be used during the period of the Fifty-seventh General Assembly.

The motion prevailed and the Chair appointed as such committee Senators Elijah, Long, Fisher and Shoeman.

ASSIGNMENT OF SEATS IN PRESS GALLERY

Senator Wormley moved that the Secretary of the Senate be authorized to assign seats to representatives of the press, radio and television.

The motion prevailed and the Secretary assigned the following:

51. C. C. Clifton, Des Moines Register.
52. Cliff Millen, Des Moines Tribune.
53. Bill Eberline, Associated Press.

54. Ed Heins, United Press.
55. Otto Weber, International News Service, Radio Station WHO.
56. Robert Hogan, Iowa Daily Press Association.
57. Don Reid, Iowa Press Association.
58. Frank T. Nye, Cedar Rapids Gazette—KCRG.
59. Jay Hytone, WHO-TV.
60. Don Shasteen, Omaha World Herald.
61. Robert Johnson, WMT—WMT-TV Cedar Rapids.
Mac Danielson, KRNT—KRNT-TV.
62. Republican State Central Committee.
Al F. Faber, Iowa Legionnaire.
63. Dillard Stokes, Council Bluffs Nonpareil.
William Severin, Waterloo Courier.
64. Harvey Hoffman, Davenport Daily Times.
Arthur Michelson, Davenport Morning Democrat.

REPORT OF COMMITTEE TO NOTIFY THE GOVERNOR

Senator Putney reported that the committee assigned to notify the Governor that the Senate was organized and ready for business had performed its duty and that the Governor had received the message and reported that he would be glad to receive any communications.

The report was accepted and the committee discharged.

REPORT OF COMMITTEE TO NOTIFY THE HOUSE

Senator Watson reported that the committee assigned to notify the House that the Senate was organized and ready for business had performed its duty.

The report was accepted and the committee discharged.

RESOLUTION FOR CLERKS

Senator Boothby asked and received unanimous consent to take up the following resolution and moved its adoption:

SENATE RESOLUTION 1

Be It Resolved by the Senate: That each Senator and the Lieutenant Governor be and he is hereby authorized to appoint a 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. Each clerk shall be sworn in when found to be proficient by a committee of three which the President of the Senate is hereby authorized to appoint.

The motion prevailed and the resolution was adopted.

The President appointed as such committee Senators Boothby, Buck and Evans.

Senator Lynes asked and received unanimous consent to take up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 1

Be It Resolved by the Senate, the House Concurring: That a joint committee be named, consisting of six members of the Senate to be appointed by the President of the Senate and six members of the House to be appointed by the Speaker of the House, to arrange for the inauguration of the Governor and Lieutenant Governor.

The motion prevailed and the resolution was adopted.

The President appointed as such committee Senators Lynes, Byers, Prentis, Utzig, McManus and Burton.

Senator Dykhouse asked and received unanimous consent to take up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 2

By Dykhouse

Be It Resolved by the Senate, the House Concurring: That the superintendent of printing be directed to furnish copies of the 1954 Code of Iowa and also copies of the Laws of the Fifty-sixth General Assembly to such members of the Fifty-seventh General Assembly of Iowa who may request the same. House members to leave orders for Codes and laws at the Chief Clerk's desk and Senate members by leaving orders at the Secretary's desk.

That the superintendent of printing be directed to furnish copies of the 1954 Code of Iowa and Session Laws of the Fifty-sixth General Assembly as requested by the Chief Clerk of the House of Representatives and by the Secretary of the Senate for use of the staffs in their respective offices.

The superintendent of printing is further directed to furnish copies of the 1954 Code of Iowa and Session Laws of the Fifty-sixth General Assembly to members of the press assigned seats in the Senate and House press galleries, to be requested by the Chief Clerk of the House for members of the press with seats there assigned and by the Secretary of the Senate for copies to be furnished members of the press assigned seats in the Senate Chamber.

The motion prevailed and the resolution was adopted.

Senator Walker asked and received unanimous consent to take up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 3

By Walker

Be It Resolved by the Senate, the House Concurring: That the superintendent of printing be instructed to mail to each county auditor in the State of Iowa one copy of the daily Senate and House Journals and one copy of each House and Senate bill of the Fifty-seventh General Assembly on date of introduction and printing thereof, and that same, with binders, be furnished to such officers free of charge.

The motion prevailed and the resolution was adopted.

TELLERS OF JOINT CONVENTION

Senator Burton moved that the Chair appoint three tellers to assist in the canvassing of the vote for Governor and Lieutenant Governor at the joint convention to be held for such purpose.

The motion prevailed and the Chair appointed as such committee Senators Lynes, Utzig and Butler.

ADOPTION OF RULES

Senator Vest moved that the rules of the Fifty-sixth General Assembly be made the temporary rules of the Senate of the Fifty-seventh General Assembly.

Senator Dailey offered the following amendment to the rules of the Fifty-sixth General Assembly, filed by Senators Dailey, Burton, Coleman, Gillespie, Hoffman, McCurdy, McManus, O'Connor, O'Malley and Utzig and moved its adoption:

Amend the Senate rules of the Fifty-sixth General Assembly as follows:

Amend Rule 34 by striking the period (.) in line six (6) and adding the following:

“, and upon the adjournment of any such committee the record of the said vote of each member present and so taken therein upon any bill or resolution before it, or any motion relating to the merits thereof, shall be filed in the office of the Secretary of the Senate for public inspection.”

Roll call was requested.

Senator Schroeder moved the previous question on the amendment which motion prevailed.

On the question “Shall the amendment be adopted?” the vote was:

Ayes, 10:

Burton	Gillespie	McManus	O'Malley
Coleman	Hoffman	O'Connor	Utzig
Dailey	McCurdy		

Nays, 40:

Anderson	Fisher	Nolan	Shoeman
Boothby	Grimstead	Prentis	Stuart
Buck	Harbor	Price	Tate
Butler	Henry	Prince	Turner
Byers	Hoxie	Putney	Vest
Dewel	Long	Rigler	Walker
Dykhouse	Lynes	Ringgenberg	Watson
Elijah	McFarlane	Schroeder	Weber
Elwood	Miller	Scott	Weiss
Evans	Mollison	Shaff	Wormley

Absent or not voting, none.

The amendment was lost.

The motion by Senator Vest was adopted and the rules of the Fifty-sixth General Assembly were made the temporary rules of the Senate of the Fifty-seventh General Assembly.

ELECTION OF PRESIDENT PRO TEMPORE

Senator Stuart placed in nomination the name of Senator Alan Vest of Sac County as a candidate for the office of President pro tempore of the Fifty-seventh General Assembly.

There being no further nominations, the Chair declared Senator Alan Vest of Sac County unanimously elected President pro tempore of the Senate of the Fifty-seventh General Assembly, and asked Senators Stuart, Henry and Weiss to escort Senator Vest to the rostrum.

Senator Vest appeared, took the oath of office and was presented to the Senate by President Elthon.

In accepting the office Senator Vest said:

Most naturally I am proud to be accorded the honor of selection as your President pro tempore. I accept it in full appreciation that any of you could discharge the duties of this office as well as I. There are few privileges offered anyone greater than to associate with men of your caliber in the work of the State of Iowa.

We are entrusted with the preservation and fortification of the traditional American institutions. That man's struggle for liberty is still going on is readily attested to by the events abroad which daily are headlined in our newspapers.

We would be poor trustees indeed of the great legacy of freedom which is ours if through our actions as lawmakers we allowed any sub-

stance of liberty to slip through the fingers of the people of the state.

There will be challenging proposals in many fields during this session, and I am satisfied you will meet them with good judgment and the courage of your convictions.

I solicit the confidence and candor of the members of the minority party, both as to suggestions and criticism. Among you I number some of my closest personal friends in the Senate, although on occasions we differ as to principles. I trust that you will feel free to come to me at any time you think an unfairness or misunderstanding has arisen.

To all of you members of the Senate, I pledge my cooperation and best efforts to serve you.

President pro tempore Vest took the Chair and presented to the Senate, Senator George E. O'Malley, duly elected minority floor leader, and Senator D. C. Nolan, duly elected majority floor leader, of the Fifty-seventh General Assembly.

COMMITTEE ON COMMITTEE ROOMS

Senator Scott moved that a committee of four be appointed to assign the committee rooms to the various standing committees and to arrange for regular hours of meetings.

The motion prevailed and the Chair appointed as such committee Senators Scott, Harbor, Weber and Ringgenberg.

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 1, providing for a joint convention of the Fifty-Seventh General Assembly and extending an invitation to the Governor to deliver his biennial message to the Joint Convention.

Also: That the House has adopted the following Concurrent Resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 2, providing for a Joint Committee on additional employees of the Fifty-seventh General Assembly and the Speaker has appointed as such committee on the part of the House: Representatives Stevens of Greene, Walter of Hardin and Darrington of Harrison.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 1

Be It Resolved by the House, the Senate Concurring: That a joint convention of the two houses of the Fifty-seventh General Assembly be held on January 15, 1957, at 2:00 p.m.

Be It Further Resolved, That Governor Hoegh be invited to read his message at this joint convention of the two houses of the General Assembly and that 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 votes for Governor and Lieutenant Governor be canvassed and the result announced and recorded as provided by law.

HOUSE CONCURRENT RESOLUTION 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 employees as may be necessary for the work of the session and that the committee recommend the position to be filled.

ELECTION OF PERMANENT OFFICERS

Senator Prentis asked and received unanimous consent to take up the election of permanent officers and employees of the Senate, and placed in nomination the following persons and moved their election :

Secretary—Richard W. Berglund, Des Moines.
 Temporary Assistant Secretary—Carroll A. Lane, Carroll.
 Assistant Secretary and Journal Clerk—Edna Gillespie, Des Moines.
 Law and Reading Clerk—Robert Ray, Des Moines.
 Law Clerk—Colleen O'Brien, Des Moines.
 Secretary's Stenographer—Ruth E. Fisher, Des Moines.
 Assistant Journal Clerk—Sue Reed, Des Moines.
 Secretary's Clerk—Phyllis Hall, Des Moines.
 Engrossing Clerk—Maretta Blanchard, Des Moines.
 Enrolling Clerk—Mildred Bloom, Des Moines.
 Assistant Enrolling Clerk—Mildred Abernathy, Des Moines.
 Payroll Clerk—Julia Buth, Ankeny.
 Assistant Enrolled Bills Clerk—Ada Jolley, Adel.
 Assistant Enrolled Bills Clerk—Katherine C. Walter, Lenox.
 Supply Clerk—Marilyn Carpenter, Des Moines.
 Sergeant-at-Arms—Frank Buck, Ames.
 Assistant Sergeant-at-Arms—Victor Lindquist, Chariton.
 Assistant Sergeant-at-Arms—M. A. Jensen, Cedar Rapids.
 Bill Clerk—Jim Gibson, Des Moines.
 File Clerk—Dennis Montgomery, Des Moines.
 Assistant File Clerk—Daniel Smith, Des Moines.
 Chief Doorkeeper—Albert Marshall, Northwood.
 Assistant Doorkeeper—Walter A. McCorkle, Winterset.
 Assistant Doorkeeper—John Nelson, Jewell.
 Assistant Doorkeeper—E. R. Thayer, Clarence.
 Assistant Doorkeeper—Emil Schnabel, Des Moines.

Postmistress—Nancy Page, Bedford.
Porter—Horace Coles, Colfax.
Cloakroom Attendant—D. G. Lewis, Waterloo.
Matron—Mazzie Allen, Perry.
Matron—Mae Howard, Des Moines.
Telephone Page—Carrie Randle, Des Moines.
Telephone Page—Mary Pruitt, Des Moines.

The motion prevailed and the foregoing officers were declared elected and appeared before the bar of the Senate and were duly sworn and subscribed to their oaths of office.

President Elthon took the Chair at 11:55 a.m.

On motion of Senator Nolan the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate arose from executive session and resumed regular session.

On motion of Senator Nolan the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Elthon presiding.

HOUSE MESSAGE CONSIDERED

Senator Nolan asked and received unanimous consent to take up for consideration House Concurrent Resolution 1, and moved its adoption.

The motion prevailed and the resolution was adopted.

Senator Nolan asked and received unanimous consent to take up for consideration House Concurrent Resolution 2, and moved its adoption.

The motion prevailed and the resolution was adopted, and the President appointed as such committee on the part of the Senate Senators Prentis, Anderson and Lynes.

On motion of Senator Nolan, the Senate adjourned until 10:30 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, JANUARY 15, 1957.

The Senate met in regular session, President Elthon presiding.

Prayer was offered by Doctor Thomas Boslooper, pastor of the Second Reformed Church, Pella, Iowa.

PETITIONS AND MEMORIALS

The following petition was presented and placed on file:

By Senator Miller, from nine employees of the Sioux City state liquor store, requesting support of a civil service bill for state employees.

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 1, providing for the appointment of a committee of six to arrange for the Inauguration of the Governor and Lieutenant Governor; and the Speaker has appointed as such committee on part of the House: Senior Gentleman from Polk, Mr. Reppert; Gentleman from Greene, Mr. Stevens; Gentleman from Cass, Mr. Kluever; Gentleman from Floyd, Mr. Sar; Gentleman from Cerro Gordo, Mr. Kaiser; and Senior Gentleman from Wapello, Mr. McCoy.

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

Senate Concurrent Resolution 2, directing the Superintendent of Printing to furnish additional copies of the Code for the use of the Fifty-seventh General Assembly.

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

Senate Concurrent Resolution 3, directing the Superintendent of Printing to furnish the County Auditors of the state with copies of bills and journals of the Fifty-seventh General Assembly.

Also: That the House has adopted the following Concurrent Resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 3, providing for a recess of the Fifty-seventh General Assembly from Thursday afternoon, January 17, to Tuesday morning, January 22.

HOUSE CONCURRENT RESOLUTION 3

Be It Resolved by the House, the Senate Concurring: That when adjournment is had on Thursday afternoon, January 17, 1957, it be to reconvene at 11:00 a.m., Tuesday, January 22, 1957.

On motion of Senator Nolan, the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate, in executive session, confirmed the following appointments:

Harold L. Martin of Hamburg, Fremont County, Iowa as a member of the Board of Parole for the unexpired term ending July 1, 1959.

Oliver P. Bennett of Mapleton, Monona County, Iowa as Insurance Commissioner for the unexpired term ending June 30, 1959.

The Senate arose from executive session and resumed regular session.

Senator Nolan asked and received unanimous consent to take up for consideration House Concurrent Resolution 3 and moved its adoption.

The motion prevailed and the resolution was adopted.

On motion of Senator Nolan the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Elthon presiding.

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 the direction of the Sergeant-at-Arms.

JOINT CONVENTION

In accordance with law and concurrent resolution duly adopted, the joint convention was called to order, President Elthon presiding.

The roll was called. Those present were, 148:

Allen	Barringer	Buck	Chalupa
Anderson	Baumhover	Burris	Chambers
Andrews	Boothby	Burtch	Christiansen
Balch	Breakenridge	Carlsen	Christophel
Ballhagen	Brown	Carson	Coffman

Coleman	Hanson	McNeal	Sar
Coverdale	Harbor	Mensing	Schroeder
Cunningham	Hatch	Miller	Scott
Currie	Hendrix	Milroy	Sersland
Dailey	Hensley	Molison	Shaff
Darrington	Hirsch	Mooty	Shoeman
Den Herder	Holdsworth	Mowry	Smith
Dewel	Hoffman	Naden	Steenhusen
Dietz	Hoth	Naughton	Stevens
Dodds	Hoxie	Nelson	Stevens
Doyle	Howard	Nielsen	Stuart
Dykhouse	Jarvis	Nolan	Swisher
Edgington	Johannes	Novak	Tate
Eichenlaub	Johns	Nutt	Turner
Eldred	Johnson	O'Connor	Utzig
Elijah	Kaiser	O'Malley	Vance
Elwood	Keho	Ossian	Vermeer
Evans	Kimball	Owen	Vest
Eveland	Kluever	Paul	Walker
Fairchild	Kosek	Perkins	Walter of
Falvey	Lisle	Petrucelli	Clayton
Fisher	Long	Pierce	Walter of
Freed	Loss	Prentis	Hardin
Frey	Lucken	Price	Watson
Frommelt	Laund	Prince	Watts
Gillespie	Lynes	Putney	Weber
Goode	Maggert	Reppert	Weik
Gray	Main	Riehm	Weiss
Greenwood	Maule	Rigler	Wells
Grimstead	McCracken	Ringgenberg	Whitney
Hagedorn	McCurdy	Robinson	Wilson
Hall	McFarlane	Rusk	Wormley
Halling	McManus	Santee	

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

Senator Nolan moved that a committee of six, consisting of three members from the Senate and three members from the House, be appointed to notify Governor Hoegh that the joint convention was ready to receive him.

Motion prevailed and the President appointed at such committee, Senators Stuart of Lucas, Prentis of Ringgold and Shaff of Clinton on the part of the Senate, and Representatives Walter of Hardin, Pierce of Lucas and Owen of Appanoose on the part of the House.

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

President Elthon then presented Governor Hoegh who delivered the following address:

MR. PRESIDENT, MR. SPEAKER, SENATORS AND REPRESENTATIVES OF THE FIFTY-SEVENTH GENERAL ASSEMBLY AND FRIENDS:

I am proud today to present an account of our stewardship during the

past two years. We have lived in peace and we have enjoyed a stable and prosperous state and national economy. Twelve years ago and more recently in Korea many of us lived in fear as we faced a stubborn enemy on the battlefields. Today we are truly blessed. We have every reason to be happy—and fully prepared to face the future with hope and courage. We might take a page from the University of Iowa's win over Oregon State and the Iowa State win over Kansas University.

While I shall not continue to serve as your Governor, you can be assured that as a citizen, I will be interested in your deliberations and decisions. The people of Iowa have placed their trust in you. I congratulate you, and wish you success in the performance of your duties.

Through the foresight of the Fifty-sixth General Assembly and the able administration of the program by the other state officials and employees Iowa has made great progress these past two years. In every field of state function and responsibility Iowa occupies a commendable position among the states. Iowa has moved forward, because we have assumed that the zenith of our day in the sun lies ahead, not behind.

We have practiced economy and efficiency in government. We are especially proud of the honesty and integrity with which state affairs have been conducted, and with the enforcement of all laws enacted by the people through you, their elected senators and representatives.

FINANCE

Our fiscal policy for this biennium was sound, Iowa's state administrative costs were among the lowest in the nation. We have operated on a balanced budget.

On June 30, 1955, your state balance was \$29,000,000. On June 30, 1957, this balance will be \$36,000,000—5½ million more than the Comptroller had estimated two years ago. In other words, the greater investment made by the Fifty-sixth General Assembly for education, mental health, full homestead and veterans tax exemptions, and the other worthwhile services has been paid in full, and 7 million dollars additional revenue will accumulate by June 30, 1957.

The one-half cent increase in sales tax is, therefore, no longer needed. It has financed our program, and by eliminating it now, you will still accumulate 4½ million dollars by June 30, making the state balance 33½ million dollars. I, therefore, urge that you take immediate action to repeal the one-half cent increase in the sales tax.

To insure a fair and just state tax structure the Fifty-sixth General Assembly created a bi-partisan Tax Study Committee. After eighteen months of diligent study and deliberation this committee, headed by Senator Prentis, has filed its report. It is a comprehensive and carefully prepared document. I urge that you study it thoroughly and give it your individual and collective consideration.

Iowa must continue its sound fiscal policies of:

- No state property tax
- No state debt
- No deficit spending
- A balanced budget
- An adequate reserve.

It's not only good business, but good government.

AGRICULTURE

Basically the state's economy is sound. However, in 1955 and 1956 our basic industry, farming, was hurt by disastrous drouths in parts of Iowa. This damage to our farm crops and the low prices of hogs a year ago created some serious problems. Your state government took immediate action to save the livestock herds in the drouth areas by conducting the hay lift, by securing grazing rights of reserve acres and by securing additional credit for the farmer. Fortunately the last General Assembly had strengthened soil and water conservation. However, it will be necessary for you to do more in this field. Your action to make conservation expenditures deductible for income tax purposes was helpful. Nearly 6,000 ponds have been built on Iowa farms these past two years. I suggest that you study and fully consider the thorough report of the Iowa Study Committee of Water Rights and Drainage Laws, and that you create an emergency fund to be available for use should such disaster strike us again.

In October, 1955, seven midwest governors met in Des Moines to take action on bolstering farm prices. Three recommendations were made—establish the soil fertility and conservation plan, purchase of meat by the Federal Government for use, and create a committee to advertise and promote the consumption of farm products. Through the Iowa Farm Products Committee, a national committee has now been organized to promote the sale of meat. The other two recommendations have been put into effect by the Federal Government and have materially benefited agriculture. As the Number One farm state, Iowa must always be the leading spokesman for a healthy and prosperous farm economy.

Iowa's agricultural might was recognized this past year when the Federal Government located at Ames a new Federal Animal Research Center, costing 18 million dollars. It will greatly benefit not only this state's livestock farmers, but also those of the nation.

INDUSTRY

Iowa is proving to be one of the nation's most attractive states for industrial growth. With increased appropriations from the Fifty-sixth General Assembly, the Iowa Development Commission's activities were greatly expanded. The message of Iowa has been transmitted by the Commission and by your governor throughout the nation, and the results have been rewarding.

During the years of 1955 and 1956 there have been 183 industrial developments in Iowa, which is far in excess of the national average. This is the greatest industrial growth in Iowa's history. Already these industries have created over 10,000 new job opportunities and will expand beyond 15,000 in the next two years. Not only will this program keep our sons and daughters in Iowa, but it greatly extends our tax base to the benefit of all citizens. Over \$150,000,000 in new capital has been invested by these companies in new plants and equipment. We can now truthfully say Iowa is the Twin Empire State.

General Electric, Procter and Gamble, American Chain and Cable are a few of the great industries which have come to Iowa for the first time. Many more will make their home with us, because of our abundance of

natural resources, our self-reliant, well-educated and industrious people, our communities with their fine churches and schools, our state government with its principles of honesty, efficiency, and economical administration within a balanced budget.

Iowa has actively participated in the deliberations of the Missouri River committees. This great river is being rapidly developed for flood control, navigation, industry and power, which will materially aid the industrial growth of western Iowa. It is hoped that the Des Moines River will be similarly harnessed in the near future.

In order that we may do an even more effective job of attracting industries to Iowa, the Commission has completed a comprehensive study of Iowa's industrial and agricultural resources. This information will enable the Commission to pinpoint its efforts, and will accelerate the industrial expansion program.

EDUCATION

We know that the children of Iowa are the state's greatest assets and that they receive a good education is a fundamental necessity. There is no substitute for the trained and educated mind if we are to have the proper future leadership in our communities, state, and nation.

Of 100 boys and girls in the world 15 live in Europe, 9 in Africa, 8 in South America, 1 in the South Pacific, 62 in Russia and Asia, and only 5 in the United States. Our responsibility is to provide these 5 boys and girls the very best in education.

It is the duty of every citizen and of this state to develop human talent and to provide our youth with the ideals, ideas and knowledge that are so essential in making a true leader.

Because of the good judgment of the members of the Fifty-sixth General Assembly, Iowa today is making a greater investment in education than at any time in the history of this state. Eighty per cent of the increased appropriations for this past biennium is invested in education.

To improve the quality and efficiency of our educational program more school districts have joined together these past two years than at any time in our history. In July, 1954, we had 4,417 districts—while today we have approximately 3,600.

These reorganizations have been effected by a vigorous Department of Public Instruction despite the fact that our school laws are not adequate. We vitally need new statutes which will change the voting procedure in school reorganizations and will create an incentive for districts to join together. The recommendations by the Board of Public Instruction and your Taxation Study Committee have been carefully prepared and submitted to you. They deserve your thoughtful study and consideration.

Your State Board of Regents continued to seek increased efficiency and higher standards in the operation of our state colleges and university. The ever increasing enrollment in our state institutions means that more teachers and facilities must be provided. Already we have exceeded our estimated enrollments for 1958. We must face these facts courageously and with dedication that every individual shall have the opportunity to develop his or her best self, to continue appropriate education to the personal point of optimum development.

In all phases of education there is no substitute for a good teacher. Quality of instruction and the personal characteristics of teachers are important influences on our youth and their development. Higher standards and better pay for our teachers must therefore never take a secondary role.

It is not enough to say that Iowa ranks the highest in literacy and fourth best on the basis of results and then blind ourselves to the problems which need our attention. Education is good in Iowa but it can and must be constantly improved and strengthened.

BOARD OF CONTROL

Iowa has made substantial progress in the treatment of its mentally ill and in the operation of its correctional and penal institutions. The Fifty-sixth General Assembly wisely appropriated more money for this purpose. Additional trained personnel with better pay was given priority. Emphasis was placed upon early detection, scientific treatment and rehabilitation. Results were good: in 1945, 334 of our patients were discharged as fully recovered, in 1955, 704 were so discharged and in 1956, 746.

Because trained personnel is scarce throughout the country, Iowa was not able to secure full staffs for our institutions. We learned early that Iowa needed a training and research center. With the Board of Control and the University of Iowa co-operating, plans have now been prepared to establish such a center, and closer liaison and co-operation between our mental institutions and the University has been perfected. This is a sound program and I trust sufficient funds will be provided by you to finance it this year.

A Governor's committee of psychiatrists and leading citizens has been surveying and studying Iowa's mental health needs for the past eighteen months. In conjunction with the American Psychiatric Association it has submitted to you its recommendations. They merit your careful study, consideration, and adoption. It is our responsibility to provide the mentally ill with the best treatment so that they may be returned to their homes as useful citizens.

ROADS

We are all agreed that adequate transportation is needed in Iowa's expanding economy. New industries are coming to Iowa because we have recognized that highways are a vital part of the transportation system, and because we have greatly accelerated the construction and modernization of our primary system.

The General Assembly has shown a commendable understanding of the need to bring our highway system up to modern standards. In 1953 you passed a temporary 1 cent gas tax, earmarked to hardsurface the graveled primary roads. In 1955 you extended this tax and passed an additional 1 cent gas tax for primary road modernization. With this increased revenue your State Highway Commission has given Iowa its greatest road improvement and building program on a pay as you go basis.

In the past two years 1,026 miles of our narrow 18 foot roads have

been widened to 24 feet. This is a three step program—1st, eliminate the curb and widen to 24 feet, 2nd, resurface, and 3rd, widen the shoulders. Over 300 miles have already been resurfaced. Widening of the highways has been based upon the traffic and feasibility.

One hundred twenty-three narrow bridges have been widened or contracted for widening from 20 to 30 feet. Over two million dollars were saved for the Iowa road user by using a new engineering technique of widening bridges under traffic. In addition, 134 new bridges have been built.

Six hundred twenty-two miles of new pavement have been constructed reducing the number of unpaved primary roads to 961 miles.

Five hundred eight miles of primary highways have been graded these past two years, preparatory for paving.

Iowa's farm to market and secondary road system is the finest in the United States. In the past two years great progress was made with the result that now approximately 80 percent of these roads are surfaced.

In July, 1956, the new Federal interstate program of super highways went into effect. Approximately 700 miles of Iowa's highways, including numbers 6, 69, 75, and 275 are a part of this system. It will be financed 90 percent by the federal government and 10 percent by the state.

Fortunately, you have provided sufficient funds to finance the state's share of this program. Many other states are confronted with the task of raising their gas tax to meet their needs. Your Highway Commission has therefore been able to launch the new program. Contracts have been awarded and construction will be started this year of 1957. The Commission is prepared to use all of Iowa's share of interstate money for the next thirteen years. This is possible because of the funds available and because the Commission had the foresight to employ private engineering firms to implement their engineering staff in preparation of plans and designs.

With the coming of the interstate four lane roads, your Toll Road Authority is no longer needed. However, you are to be commended for creating it and thereby enabling Iowa to be prepared to build a super turnpike across Iowa if the federal program had failed.

The past two years have been fruitful ones on highway construction and modernization. For the safety and convenience of the people of Iowa a continuance of this program is essential. The pace can be maintained and the new interstate road system requirements can be met only if the same funds now provided are kept intact.

TRAFFIC SAFETY

In 1954, Iowa's fatal accident rate was 5.9 deaths per 100 million vehicle units. To combat the slaughter on our highways we put into effect the three E's: Engineering, Education and Enforcement.

In engineering, we greatly accelerated road and bridge widening and the elimination of dangerous curves.

In safety education, we stressed drivers' training for the beginner and for the adult with a bad driving record. Twenty-six additional schools now provide driver training, and the number will continue to rise. Driver improvement centers, which have been established in various sections

of our state, are retraining the accident prone or repeat violators in increasing numbers. Also, every means of publicity has been used to emphasize the need for individual driver responsibility.

In enforcement, we have accelerated strict enforcement of our safety regulations. Selective enforcement in high accident areas, use of electric timers, employment of the National Guard to assist the patrol on heavy traffic days and establishment of aerial supervision of traffic, all have contributed to better enforcement.

This program has been effective. In 1955 our fatal accident rate was reduced to 5.5 deaths per 100 million vehicle miles, and in 1956 to 5.6. Fewer deaths occurred on Iowa's highways per million vehicle miles than at any time since official records were first kept in 1935. Iowa's safety record ranked 10th best in the nation in 1955 and 19th best in 1956.

The national increase in traffic fatalities has been spectacular. During the post Christmas holidays, alone, more people lost their lives on the nation's highways than in Iowa for a full year.

While we are making progress, we cannot be satisfied until the absolute maximum of safety has been made available to our citizens on every Iowa highway. This leads me to resubmit two proposals I made two years ago, fixed speed limits and an increase in the number of patrolmen. No material reduction in highway deaths and accidents can be achieved unless these urgently needed measures are adopted.

The laboring man and woman prospered in Iowa these past two years. New job opportunities and steady employment kept Iowa unemployment far below the national average. Employment has been at an all time high and the average weekly wage the highest in Iowa's history. Because of your foresight in providing additional revenue, old age and blind pensions have been substantially increased to help meet the current living costs, and a record number of handicapped persons have been rehabilitated into useful citizens. You are urged to continue to strengthen these programs.

Plans have been perfected to establish a diagnostic and treatment center at the University of Iowa for emotionally disturbed and mentally retarded children. The expansion of this program along with the treatment and training of our physically handicapped children merits your full support.

As directed by the Fifty-sixth General Assembly, I appointed a Commission to study the extent of discrimination in Iowa. Its report is now on your desks. I urge that you give it your thorough study and consideration.

Two other committees were appointed, one headed by Governor Blue, to study the problems of our elder citizens, the other, headed by Commissioner John Ropes, to study the problems of intra-city transit companies. I trust you will carefully study and consider their reports.

There are other matters which I must call to your attention. At the present time the 45 feet limitation on truck lengths is an obstacle to East-West trans-continental commerce. Iowa should join other states in lifting this restriction by increasing truck lengths to 50 feet.

Two years ago I urged that the legislature be reapportioned. Today I renew this recommendation, because I firmly believe that for true

representative government one house should be on an area basis and the other on a population basis.

We all love Iowa, and we're proud of her wonderful people, her fertile fields, her industries and the many hundreds of fine communities, schools and churches.

I have confidence in your judgment and wisdom and that you will face the future with the courage and zeal of our forebears. Only in that way will Iowa become an even better place in which to live.

God bless you—Thank you.

Governor Hoegh was escorted from the chamber by the committee previously appointed.

COMMUNICATION FROM THE SECRETARY OF STATE

The following communication was received from the Secretary of State:

January 15, 1957.

TO THE HONORABLE GENERAL ASSEMBLY:

In accordance with the provisions of Article IV of the Constitution of the State of Iowa and section 50.35 of the Code of Iowa, we transmit the abstract of votes cast for Governor and Lieutenant Governor in the General Election, November 6, 1956.

MELVIN D. SYNHORST, *Secretary of State.*

CANVASS OF VOTES

President Elthon announced that the time had arrived for the canvass of votes cast for the offices of Governor and Lieutenant Governor at the General Election held on November 6, 1956, and announced as teller on the part of the Senate, Senator Lynes of Bremer and as assistant tellers Senators Utzig of Dubuque and Grimstead of Winnebago.

Speaker Mooty announced as teller on the part of the House, Goode of Davis, and as assistant tellers, Eichenlaub of Lee and Hagedorn of Clay.

President Elthon further announced that, in accordance with statute, tellers Senator Lynes and Representative Goode would constitute the judges of said canvass.

Speaker Mooty 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, 1956.

On motion by Carson of Buchanan, the joint convention recessed until 1:15 Thursday, January 17, 1957.

The Senate returned to the Senate Chamber and resumed regular session, President Elthon presiding.

On motion of Senator Nolan, the Senate adjourned until 10:45 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, JANUARY 16, 1957.

The Senate met in regular session, President Elthon presiding.

Prayer was offered by Doctor Newton E. Moats, pastor of the Grace Methodist Church, Des Moines, Iowa.

INTRODUCTION OF BILLS

Senate File 1, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act relating to reorganization of school districts.

Read first and second times and passed on file.

Senate File 2, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act to provide standard aid to school districts to encourage reorganization of units.

Read first and second times and passed on file.

Senate File 3, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act relating to supplemental aid to schools.

Read first and second times and passed on file.

Senate File 4, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act authorizing the state board of regents to acquire, purchase, lease, construct, equip, improve, repair and remodel buildings or structures, including additions to buildings or structures, necessary or useful for carrying on the educational programs and extracurricular student activities at the state university of Iowa, the Iowa state college of agriculture and mechanic arts and the Iowa state teachers college, to acquire, lease and improve property therefor, to establish and collect building fees from students attending said institutions and to borrow money and issue debentures to pay the cost of such facilities in anticipation of the collection and secured by a pledge of all or any part of such building fees.

Read first and second times and passed on file.

Senate File 5, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act relating to state aid to public junior colleges.

Read first and second times and passed on file.

Senate File 6, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act to provide amendments to the Iowa income tax law to utilize provisions of the federal Internal Revenue Code of 1954 with respect to personal exemptions, filing requirements, split income provision, withholding and declaration provisions, and statutes of limitations.

Read first and second times and passed on file.

Senate File 7, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act to amend chapter four hundred twenty-two (422), Code 1954, as amended, relating to state income taxes, to provide for the adoption of amendments to the Internal Revenue Code of 1954.

Read first and second times and passed on file.

Senate File 8, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act relating to income taxes on corporations and providing for a proportionate credit of said tax to the tax on dividends paid by stockholders.

Read first and second times and passed on file.

Senate File 9, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act to amend section four hundred twenty-two point thirty-three (422.33), Code 1954, with respect to taxation of the net income of corporations allocable to Iowa.

Read first and second times and passed on file.

Senate File 10, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act relating to the assessment and taxation of certain personal property and exemptions therefrom.

Read first and second times and passed on file.

Senate File 11, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act to abolish the five-mill tax on moneys and credits heretofore paid by individual taxpayers and to substitute in lieu thereof a surtax on income from interest and dividends, and to amend certain sections of the Code to retain the said tax on banks and corporations.

Read first and second times and passed on file.

Senate File 12, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act to equalize the moneys and credits taxes paid by certain lending agencies, such

as building and loan associations and credit unions, with the amount of said taxes paid by banks and corporations.

Read first and second times and passed on file.

Senate File 13, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act to abolish the tax exemption on capital stock of certain corporations so as to equalize the taxes paid by said corporations with taxes paid by other similar corporations and banks.

Read first and second times and passed on file.

Senate File 14, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act to amend section four hundred twenty-seven point one (427.1), Code 1954, relating to employee pension funds and the exemption from taxation of such funds.

Read first and second times and passed on file.

Senate File 15, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act relating to the regulation, licensing and taxation of mobile homes and house trailers.

Read first and second times and passed on file.

Senate File 16, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act to repeal the exemption from taxation for future acquisitions of real estate by educational institutions, and defining same.

Read first and second times and passed on file.

Senate File 17, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act relating to the powers of the state tax commission to adopt rules on standards of value for assessment purposes.

Read first and second times and passed on file.

Senate File 18, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act to repeal the residence requirement for county assessor examinations.

Read first and second times and passed on file.

Senate File 19, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act to repeal the residence requirement for city assessor examinations.

Read first and second times and passed on file.

Senate File 20, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act relating to the term of assessors in cities having a population of more than ten thousand and less than one hundred twenty-five thousand.

Read first and second times and passed on file.

Senate File 21, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act relating to the appointment, term, salary and removal of the county assessor.

Read first and second times and passed on file.

Senate File 22, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act relating to written objections to proposed local budgets.

Read first and second times and passed on file.

Senate File 23, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act relating to the assessment and levying of a tax on the flight property of air carriers.

Read first and second times and passed on file.

Senate File 24, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act to amend section four hundred twenty-two point sixty-two (422.62), Code 1954, relating to the sales tax and repealing the provision of said section providing for the allocation of ten percent of the receipts collected under Division IV of chapter four hundred twenty-two (422) relating to the allocation of sales tax funds to the road use tax fund.

Read first and second times and passed on file.

Senate File 25, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act to require an annual permit and payment of a permit fee for the use of the highways of the State of Iowa by motor trucks, truck tractors and road tractors operated within this state, whether in interstate or intrastate commerce, and amending and repealing certain provisions of the Code relating to permits and fees and taxes presently paid for use of the highways by such motor trucks.

Read first and second times and passed on file.

Senate File 26, by Senators Prentis, Elwood, Molison and Henry (by request of Tax Study Committee), a bill for an act to establish a motor vehicle reciprocity board to make and administer reciprocity agreements with other states regarding registration of motor vehicles and certain permit fees imposed upon motor trucks.

Read first and second times and passed on file.

Senate File 27, by Senators Nolan, Dykhouse, Schroeder, McFarlane and Dewel, a bill for an act to amend section five hundred twenty-two point three (522.3), Code 1954, relating to issuance and revocation of insurance agents licenses.

Read first and second times and passed on file.

Senate File 28, by Senator Dykhouse, a bill for an act relating to the temporary sales tax law enacted by the Fifty-sixth General Assembly.

Read first and second times and passed on file.

Senate File 29, by Senators Lynes and Shoeman, a bill for an act to permit rural mail carriers to use flashing lights on their vehicles when delivering mail.

Read first and second times and passed on file.

Senate File 30, by Senator Grimstead, a bill for an act to amend section eighty point four (80.4), Code 1954, relating to the highway patrol.

Read first and second times and passed on file.

Senate File 31, by Senators Tate, Schroeder, Elijah and Utzig, a bill for an act relating to motor vehicle operators and chauffeur's license fees and to amend section three hundred twenty-one point one hundred ninety-one (321.191), Code 1954.

Read first and second times and passed on file.

Senate Joint Resolution 1, by Senators Schroeder and Shaff, a joint resolution relating to the qualifications of electors and the age at which qualified citizens shall be entitled to the right of suffrage.

Read first and second times and passed on file.

REPORT OF COMMITTEE ON MILEAGE

Senator Grimstead submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee, appointed to determine the mileage for the Lieutenant Governor and the members of the Senate, submits the following report:

	Miles	Amount
Lieutenant Governor, Leo Elthon	135	\$13.50
Lieutenant Governor, William Nicholas	125	12.50
Anderson, Carl T.	125	12.50
Boothby, Laurence M.	185	18.50
Buck, Howard C.	40	4.00
Burton, Samuel H.	95	9.50
Butler, Guy G.	136	13.60
Byers, Frank C.	120	12.00

	Miles	Amount
Coleman, Joe	118	11.80
Dailey, Thomas J.	160	16.00
Dewel, Duane E.	133	13.30
Dykhouse, J. T.	265	26.50
Elijah, Earl	150	15.00
Elwood, Frank D.	182	18.20
Evans, Norval	120	12.00
Fisher, J. Louis	45	4.50
Gillespie, Raymond R.	51	5.10
Grimstead, Jacob	135	13.50
Harbor, William H.	129	12.90
Henry, Jim O.	125	12.50
Hoffman, Gene L.	100	10.00
Hoxie, Frank	150	15.00
Long, Irving D.	164	16.40
Lynes, J. Kendall	142	14.20
McCurdy, Carroll F.	68	6.80
McFarlane, Arch W.	112	11.20
McManus, Edward J.	180	18.00
Miller, Jack	210	21.00
Molison, Wilbur C.	60	6.00
Nolan, D. C.	120	12.00
O'Connor, John J.	175	17.50
O'Malley, George E.		No claim
Prentis, X. T.	88	8.80
Price, Carroll	42	4.20
Prince, G. W.	53	5.30
Putney, Lawrence	72	7.20
Rigler, Robert R.	155	15.50
Ringgenberg, Carl H.	32	3.20
Schroeder, Jack	186	18.60
Scott, George L.	185	18.50
Shaff, David O.	210	21.00
Shoeman, John D.	85	8.50
Stuart, W. C.	52	5.20
Tate, W. H.	130	13.00
Turner, Francis A.	100	10.00
Utzig, Arnold	225	22.50
Vest, Alan	130	13.00
Walker, John A.	72	7.20
Watson, Harry E.	225	22.50
Weber, George W.	137	13.70
Weiss, Albert	125	12.50
Wormley, Jack M.	30	3.00

JACOB GRIMSTEAD, *Chairman*.
 CARROLL F. MCCURDY.
 JACK MILLER.
 FRANK HOXIE.

The motion prevailed and the report was adopted.

Senator Nolan asked and received unanimous consent to take up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 4

By Nolan

Be It Resolved by the Senate, the House Concurring: That when adjournment is had on Friday, March 1, 1957, it be to reconvene on Tuesday, March 12, 1957, at 11:00 o'clock a.m.

The motion prevailed and the resolution was adopted.

The Chair recognized Senator Nolan who yielded the floor to Senator O'Malley.

SPECIAL TRIBUTE TO LIEUTENANT GOVERNOR ELTHON

Senator O'Malley said:

It was with deep regret that we read in the press this morning of the unfortunate oversight whereby you and your good wife were omitted from the program of inaugural ceremonies.

It was definitely an oversight and the minority party wants you to know that Governor-elect Herschel Loveless had nothing to do with it, as he did not arrange for the inaugural.

We hereby invite you and Mrs. Elthon to take part in the festivities.

As a token of our appreciation and respect for you, and realizing that this is probably your last day as our presiding officer, the loyal Democratic minority hereby tenders you this bouquet of roses as a small token of our appreciation and respect for you.

Lieutenant Governor Elthon:

George, you have taken me by surprise and I find myself without words. They just don't seem to come but I do want to say a few things at this time. First, I appreciate beyond words the fine fellowship extended to me in this Senate down through the years. I came to this Senate 24 years ago with fear and trembling. I was assigned a seat as you were yesterday and I happened to draw the last number, which so happened to be the seat the Senator from Scott now holds. I sat and looked around and didn't dare say anything. Everytime I tried to get on the floor I almost sweat blood. It took me quite a while to realize that the members of the Senate were not either aloof or unfriendly, and I likely had a complex of inferiority and was afraid I could not fulfill the duties which my district had sent me to do. That day, I thought, if I could only continue to sit in this body and become acclimated and become like the rest of these men with their dignity, fineness and sincere fellowship, and ability to make friends, and feel I was one of them, I would thank my God for it.

I sincerely thank you for this bouquet. I want to say to you Senators of the Minority party: I, too, was once a member of the Minority party in this Assembly, and I realize and fully appreciate what you are going through. I have sincerely tried to be fair with all.

As I leave this Senate, my desires have been fulfilled, and I want to say from the bottom of my heart that in my opinion there is no greater honor on earth than to be a member of the Iowa Senate. Because of the death of our beloved Governor Beardsley I served as your Governor for a short time, but to be a member of the Iowa Senate and to stand on your own feet and say what you believe is good, or is wrong, is a privilege. In the past, troubles have come to the State of Iowa, and it has been the Iowa Senate that has stood stable and allowed the advancement of Iowa not to be deterred. The Iowa Senate is a perpetual body and it does not change with every whim and every criticism. Governors come and Governors go, Lieutenant Governors come and Lieutenant Governors go, but I hope that the day will never come when the Iowa Senate loses its stature. I love everyone of you as I would love my brother. We have differed at times but I highly respect you and cherish dearly our friendship. For my wife, my family and myself, thank you.

Senator Nolan :

I join in the thoughts expressed by the Senator from Polk. I want you to know that the Majority party joins in the sentiment and tribute the Minority party has given you today. We are very fond of you and very proud of you and we are sorry you cannot remain with us throughout the session.

SENATE CONCURRENT RESOLUTION 5

By Buck, O'Malley, McFarlane
Shaff, Miller and Elijah

Whereas, in the recent period many individuals and groups living in our great state have creditably and illustriously brought exceptional glory and honor to themselves, to their respective communities, and to our state;

Whereas, the achievements of their individual and collective activities in such fields as agriculture, education, the professions, science, the humanities, athletics, the fine arts, and industrial progress through co-operative efforts of labor and management have been recognized on a national and international level;

Now, Therefore, Be It Resolved by the Senate, the House Concurring, that the Fifty-seventh General Assembly of Iowa speaking for and on behalf of the citizens of Iowa, does hereby proudly express the appreciation and the admiration of the citizens of Iowa to such individuals and groups.

COMMUNICATIONS FROM THE STATE COMPTROLLER

The following communications were received from the State Comptroller:

OFFICE
STATE COMPTROLLER
January 15, 1957

No.	Name of Claimant and Nature of Claim	Amount of Claim
1-57	Howard County Treasurer, Cresco, Iowa—Agricultural Land Tax Credit	\$ 37.57
3-57	Gill Funeral Service, Strawberry Point, Iowa—Burial expense	150.00
4-57	Scott County Treasurer, Davenport, Iowa—Agricultural Land Tax Credit	461.27
5-57	Harold J. Eaton, Route 1, Lucas, Iowa—Deductible item	100.00
6-57	Audubon County Treasurer, Court House, Audubon, Iowa—Sales tax refund	658.12
7-57	Chicago, Milwaukee, St. Paul & Pacific Railroad, 2423 North Southport Ave., Chicago 14, Illinois—Motor fuel tax refund	798.15
8-57	Spencer Kellogg and Sons, Inc., P. O. Box 1534, Des Moines, Iowa—Motor fuel tax refund	376.85

No.	Name of Claimant and Nature of Claim	Amount of Claim
9-57	George Eichman, 600 2nd Ave., Sheldon, Iowa—Collision	50.96
10-57	Glenwood Ind. School, Glenwood, Iowa—Tax free land	583.39
11-57	Center Twp. School Dist., Glenwood, Iowa—Tax free land	256.84
12-57	Glenwood Twp. School Dist., Glenwood, Iowa—Tax free land	417.07
13-57	J. Lewis Heston, Route 2, Russell, Iowa—Damage to crops	120.00
14-57	Iowa State Tax Commission (See Schedule "A" attached)—Military Service credits (for various counties)	992.59
15-57	Woodring Funeral Home, 121 S. 7th St., Council Bluffs, Iowa—Burial expense.....	80.70

Schedule "A"

Claim No. 14-57 Iowa State Tax Commission—
Military Service Credits for various
counties as follows:

	Amount
1950	
Jefferson County Treasurer	\$ 12.50
1951	
Monroe County Treasurer.....	12.50
Scott County Treasurer.....	12.50
1952	
Adams County Treasurer.....	12.50
Appanoose County Treasurer.....	12.78
Boone County Treasurer.....	12.50
Des Moines County Treasurer.....	13.50
Hamilton County Treasurer.....	35.89
Marshall County Treasurer.....	3.55
Monona County Treasurer.....	12.50
Polk County Treasurer.....	7.37
Scott County Treasurer.....	12.50
Story County Treasurer.....	6.45
1953	
Adams County Treasurer.....	11.67
Allamakee County Treasurer.....	12.50
Appanoose County Treasurer.....	8.33
Boone County Treasurer.....	31.25
Cass County Treasurer.....	12.50
Cerro Gordo County Treasurer.....	12.50
Cherokee County Treasurer.....	13.76
Clay County Treasurer.....	12.50
Des Moines County Treasurer.....	31.60
Dubuque County Treasurer.....	28.63
Hamilton County Treasurer.....	11.78
Howard County Treasurer.....	12.50
Iowa County Treasurer.....	3.85
Jackson County Treasurer.....	16.75
Keokuk County Treasurer.....	25.00
Kossuth County Treasurer.....	18.75
Linn County Treasurer.....	17.62
Louisa County Treasurer.....	18.31
Madison County Treasurer.....	4.20
Marion County Treasurer.....	22.26

No.	Name of Claimant and Nature of Claim	Amount of Claim
	Marshall County Treasurer.....	188.65
	Mitchell County Treasurer.....	31.55
	Monona County Treasurer.....	31.25
	Monroe County Treasurer.....	5.30
	Page County Treasurer.....	12.50
	Polk County Treasurer.....	48.47
	Scott County Treasurer.....	12.50
	Shelby County Treasurer.....	4.72
	Story County Treasurer.....	34.37
	Tama County Treasurer.....	18.75
	Union County Treasurer.....	9.60
	Wapello County Treasurer.....	46.63
	Wayne County Treasurer.....	18.75
	Woodbury County Treasurer.....	41.25
	TOTAL	\$992.59
17-57	B. A. Prugh & Son, Funeral Directors, 317-319 N. 4th St., Burlington, Iowa—Burial expense.....	257.55
18-57	Henry A. Hansen, 1103 42nd St., Des Moines, Iowa —Sick leave pay.....	155.00
19-57	Osceola County Treasurer, Sibley, Iowa—Sales and use tax refund.....	447.23
20-57	Bert R. Alexander, Liscomb, Iowa—Refund truck license	56.25
21-57	City of Des Moines, City Hall, Des Moines, Iowa— Paving repairs capitol grounds.....	2,556.00
22-57	Carroll County Treasurer, Court House, Carroll, Iowa—Agricultural Land Tax Credit.....	71.18
23-57	Washington County Treasurer, Washington, Iowa— Agricultural Land Tax Credit.....	66.99
24-57	Marion County Treasurer, Court House, Knoxville, Iowa—Care and keep of inmate.....	13,251.16
25-57	Mrs. Elmer Crozier, 505 West Pleasant, Knoxville, Iowa—Personal injury.....	145.20
27-57	Mrs. Sylvia Diggs, 1302 E. 14th St., Des Moines, Iowa—Personal injury.....	30.75
28-57	City of Davenport, City Hall, Davenport, Iowa— Sales and use tax refund.....	117.90
29-57	State Board of Regents—Sales and use tax refund	1,141.57
30-57	Clutier Ind. School Dist., Clutier, Iowa—Loss of money due to bank closing.....	2,942.06
31-57	Homer Weimer, R.F.D., Marcus, Iowa—Motor fuel tax refund.....	15.02
32-57	Henry County Treas., Court House, Mt. Pleasant, Iowa—Agricultural Land Tax Credit.....	121.24
33-57	Zephyr Ventilated Awning Co., Inc., 312 6th Ave. East, Oskaloosa, Iowa—Motor fuel tax refund.....	53.68
34-57	Franklin County Treasurer, Hampton, Iowa—Sales Tax refund	167.05

No.	Name of Claimant and Nature of Claim	Amount of Claim
35-57	Clifford M. Fink, 24150 Box 316, Fort Madison, Iowa —Improper conviction.....	200,000.00 plus \$9 per day since imprisonment.
36-57	Illinois National Cas. Co., 133 S. 4th St., Springfield, Illinois—Subrogation	135.00
37-57	Crawford County Treasurer, Court House, Denison, Iowa—Agricultural land tax credit.....	86.66
38-57	Adolph Hansen, Wilton Junction, Iowa—Motor fuel tax refund	4.27
39-57	Marengo Ind. School Dist., Hilton St. at Clinton, Marengo, Iowa—Sales tax refund.....	16.77
40-57	Fred H. Harder, R.R. No. 2, Washta, Iowa—Motor fuel tax refund	19.86
41-57	Marengo Ind. School Dist., Hilton St. at Clinton, Marengo, Iowa—Sales tax refund.....	16.27
42-57	Ray Everett Olson, 916 4th St. S.W., Mason City, Iowa—Auto license refund.....	56.25
43-57	Cons. School Dist. of Camanche, Camanche, Iowa— Sales and use tax refund.....	18.24
44-57	Cons. School Dist. of Camanche, Camanche, Iowa— Sales and use tax refund.....	278.91
45-57	Charles F. Troyer, 115 River Vista Dr., Goshen, Indiana—Auto License refund.....	16.00
46-57	Decorah News Company, 107 E. Water St., Decorah, Iowa—Publishing official notice.....	9.32
47-57	Marvin Henry Poel, Box 316-23163, Fort Madison, Iowa—Improper conviction.....	100,000.00
49-57	Union Cons. School Dist., Plymouth County, Rem- sen, Iowa—Transportation Aid.....	5,306.50
50-57	Boughton's Funeral Home, 496 Britt St., Britt, Iowa—Burial expenses.....	175.00
51-57	Washington County Treasurer, Washington, Iowa— Agricultural Land Tax Credit.....	132.00
52-57	Peter Van Sabben, Northwood, Iowa—Motor Ve- hicle fuel license fee refund.....	29.16
53-57	Jack Mahlerwein, 609 2nd Avenue, Grinnell, Iowa— Personal injuries.....	\$100 per month for life, \$150 for medi- cal bills
55-57	Brown Engineering Co., 322 K. P. Building, Des Moines 9, Iowa—Engineering services.....	50.00
56-57	Thomas Frederick Geselschap, 2306 Howard St., Apt. 48, Omaha 2, Nebraska—Auto license refund.....	15.00

No.	Name of Claimant and Nature of Claim	Amount of Claim
57-57	Audubon County Treasurer, Court House, Audubon, Iowa—Agricultural Land Tax Credit.....	55.92
58-57	Howard County Treasurer, Cresco, Iowa—Agricultural Land Tax Credit.....	114.45
59-57	Dye Funeral Home, 302 N. 3rd St., Bellevue, Iowa—Burial expenses.....	150.00
62-57	S. S. Wischer, Springfield Twp. (Kossuth County, Iowa), Elmore, Minnesota—Property damage.....	67.50
63-57	Erwin & Blue, Bolivar, Missouri—Burial expenses....	204.23
64-57	John Bladt, Shelby, Iowa—Motor fuel tax refund.....	89.23
65-57	J. C. Marchant, Wilton Junction, Iowa—Motor fuel tax refund	9.21
66-57	Jasper W. Teeter, Eldon, Iowa—Reissuance of old age recipient warrant	31.30
67-57	McFarland Clinic, 313 Fifth, Ames, Iowa—Professional services	100.00
68-57	Greene County Treasurer, Jefferson, Iowa—Agricultural land tax credit.....	2,040.36
69-57	Spence Abrams, R. R. 3, Clear Lake, Iowa—Motor fuel tax refund.....	16.29
70-57	Drs. Schrock, Johnson, Waters & Hood, 209 S. 42nd Street, Omaha 31, Nebraska—Medical services.....	30.00
71-57	City of Chariton, Chariton, Iowa—Sales and use tax refund	3,213.96
72-57	Sanitary Market & Locker, 116 North Washington, Orange City, Iowa—Reissuance of old age recipient warrant	55.00
73-57	P. L. Greiner, Lisbon, Iowa—Motor fuel tax refund....	21.66
74-57	Iowa Power & Light Co., 823 Walnut Street, Des Moines, Iowa—Repair work.....	1,237.00
75-57	L. A. Juergens, 235 2nd Ave., East, Kalispell, Montana—Motor fuel tax refund.....	16.30
76-57	City of Sioux City, P. O. Box 447, Sioux City, Iowa—Sales and use tax refund.....	530.47
77-57	Audubon County Treasurer, Audubon County Court House, Audubon, Iowa—Agricultural Land Tax Credit	35.06
78-57	Fertile Cons. School, Fertile, Iowa—Sales and use tax refund	813.45
79-57	Jackson County Treasurer, Maquoketa, Iowa—Agricultural Land Tax Credit.....	56.98
80-57	Raymond Curry, Grand Junction, Iowa—Motor fuel tax refund	14.54
81-57	Frank C. Becker, Pine River, Minnesota—Auto license refund	16.50

No.	Name of Claimant and Nature of Claim	Amount of Claim
82-57	Howard R. Cameron, RFD Ute, Iowa—Motor fuel tax refund	15.60
83-57	Foster L. Grant, R.R. No. 1, Bloomfield—Motor fuel tax refund	9.69
84-57	Clay County Treasurer, Spencer, Iowa—Drainage Assessment	36.47
85-57	Rose A. Dow, 727 Sherman, Sheffield, Iowa—Dismantled vehicle registration.....	6.00
86-57	Leo C. Senevey, 430 East Dunklin St., Jefferson City, Mo.—Auto license refund.....	6.50
87-57	Wayne Barlow, Swaledale, Iowa—Motor fuel tax refund	13.13
88-57	The Best Foods, Inc., 2816 S. Kilbourn Ave., Chicago 23, Illinois—Oleomargarine tax refund.....	117.00
89-57	Engelkes Funeral Home, Parkersburg, Iowa—Burial expenses.....	150.00
90-57	Max Weiss, Nashua, Iowa—Property damage.....	173.23
91-57	Clinton County Treasurer, Clinton, Iowa—Agricultural Land Tax Credit.....	26.77
92-57	Jasper County Treasurer, Newton, Iowa—Agricultural Land Tax Credit.....	6,270.62
93-57	White Refrigeration Supply, 5th & Crocker Sts., Des Moines, Iowa—Repair work.....	7.25
94-57	Blaugas Company, 4220 N. 27th St., Omaha, Nebraska—Auto license refund.....	1,710.00
95-57	Marvin Henry Poel, Box 316—23163, Fort Madison, Iowa—Improper conviction	500,000.00
96-57	Osceola County Treasurer, Sibley, Iowa—Agricultural Land Tax Credit.....	454.88
97-57	Lyle W. Rydstrom, RFD No. 1, Alta, Iowa—Motor fuel tax refund.....	6.83
98-57	Tama County Treasurer, Toledo, Iowa—Agricultural Land Tax Credit.....	46.24
99-57	Bickford Funeral Home, 101 S. E. 4th St., Greenfield, Iowa—Burial expenses.....	150.00
100-57	Delaware County Treasurer, Manchester, Iowa—Agricultural Land Tax Credit.....	106.11
101-57	Decorah Ind. School Dist., Decorah, Iowa—Sales and use tax refund.....	902.20
102-57	Town of Altoona, Altoona, Iowa—Sales and use tax refund	886.53
103-57	Ind. School Dist. of Hospers, Hospers, Iowa—Sales and use tax refund.....	859.85
105-57	Mrs. Maude Thomas, 5230 E. Gage, Apt. A., Bell, California—Labor	Unknown

No.	Name of Claimant and Nature of Claim	Amount of Claim
106-57	Ralph LeMaster, Jr., RFD No. 2, Woodward, Iowa— Property damage	93.35
107-57	Kossuth County Treasurer, Algona, Iowa—Agricul- tural Land Tax Credit.....	271.31
Highway Commission Claims		
H-1-57	State Farm Mutual Ins. Co., Bloomington, Illinois— Collision	860.56
H-2-57	Russell Lundquist, Corning, Iowa—Collision.....	50.00
H-3-57	Donald Clayton Morton, Route 2, Monroe, Iowa— Poor highway.....	150.00
H-4-57	Chicago & North Western Railway Co., 400 W. Mad- ison St., Chicago 6, Illinois—Damaged signal.....	145.89
H-5-57	Mrs. A. H. Campbell, First St., Eldon, Iowa—Rock damage	44.94
H-6-57	W. E. Wiemer, Ledyard, Iowa—Damage by culvert	41.73
H-7-57	Ove Melaas, Ridgeway, Iowa—Collision.....	10.00
H-7A-57	Iowa Farm Mutual Ins. Co., Farm Bureau Bldg., 10th and Grand, Des Moines, Iowa—Collision.....	11.97
H-8-57	Iowa National Mutual Ins. Co., 418 2nd Ave., S.E., Cedar Rapids, Iowa—Collision.....	63.56
H-9-57	Kenneth L. Herman, West Branch, Iowa—Colli- sion	50.00
H-10-57	Laurence C. Firkins, 106 E. 11th St., Spencer, Iowa —Poor highway.....	36.74
H-12-57	Ralph Bowman, 1446 Des Moines St., Des Moines, Iowa—No. signs.....	745.50
H-13-57	Iowa Home Mutual Casualty Company, 2200 Grand Ave., Des Moines, Iowa—No. signs.....	1,355.53
H-14-57	Robert W. Cerhan, 2645 Hoover Ave., New Albany, Indiana—Falling tree.....	515.49
H-15-57	Trey Studios, Eldora, Iowa—Damage by culvert.....	11.83
H-17-57	Virgil E. Nutt, 670 49th St., Des Moines, Iowa— Loss of calf.....	75.00
H-19-57	Mrs. Guy Gittins, Hinton, Iowa—Plant damage.....	256.00
H-20-57	W. F. Jensen, R.F.D. No. 1, West Liberty, Iowa— Crops damaged.....	131.40
H-22-57	Iowa Farm Mutual Ins. Co., Farm Bureau Building, 10th and Grand Ave., Des Moines, Iowa—Collision....	105.83
H-23-57	Milford E. Brown, Estherville, Iowa—Collision.....	10.00
H-26-57	Frederich H. Stuhr, Route No. 1, Oakland, Iowa— Collision	50.00
H-27-57	State Farm Mutual Automobile Ins. Co., 112 East Washington, Bloomington, Illinois—Collision.....	209.73
H-28-57	Harold Young, 315 S. Avenue C, Washington, Iowa— Broken windshield	27.39
H-29-57	George Bruckner, Calmar, Iowa—Sewer damage.....	192.61

No.	Name of Claimant and Nature of Claim	Amount of Claim
H-31-57	Firemen's Ins. Co., 120 S. LaSalle St., Chicago 3, Illinois—Slick highway, auto damage.....	705.45
H-32-57	Lloyd S. Kalofsky, 420 Security Bank Bldg., Sioux City, Iowa—Slick highway, auto damage	50.00
H-33-57	Margaret Selindh, Apt. 24-C, Wakonda Village, Des Moines, Iowa—Collision	211.98
H-35-57	Truck Ins. Exchange, 3813 Ingersoll Avenue, Des Moines, Iowa—Broke through bridge	3,695.18
H-36-57	C. E. Danielson, dba Service Oil Co., 2126 Cumming, Omaha, Nebraska—Broke through bridge	1,000.00
H-37-57	State Farm Mutual Automobile Ins. Co., 112 East Washington St., Bloomington, Illinois—Damage by paint	35.00
H-38-57	Otis Anfinson, Route 3, Britt, Iowa—Plant Damage	50.00
H-39-57	Aetna Casualty and Surety Company, 611 5th St., Des Moines, Iowa—Poor highway.....	7,802.71
H-40-57	C. & G. Transport Co., 208 Iowa Building, Des Moines, Iowa—Poor highway	1,255.29
H-41-57	Otto H. Reichardt, 2613 Logan, Des Moines, Iowa—Poor highway	1,824.00
H-42-57	F. L. Day, Route No. 2, Mondamin, Iowa—Plant damage	351.00
H-43-57	Hamilton & Chicken, Greenfield, Iowa—Plant damage	500.00
H-44-57	Hofmeister Partnership, R.F.D., Lewis, Iowa—Loss of lambs	200.00
H-45-57	D. Z. Huntley, 3115 Cedar Heights Dr., Cedar Falls, Iowa—Damage caused by detour	52.29
H-46-57	Iowa Farm Mutual Ins. Co., Tenth & Grand Avenue, Des Moines, Iowa—Damage by paint.....	20.00
H-47-57	Iowa Farm Mutual Ins. Co., Tenth & Grand Avenue, Des Moines, Iowa—Damage by tar.....	18.00
H-48-57	Joseph Gerald Young, Box 29, Coin, Iowa—Collision	218.01
H-51-57	Harold L. Farley, Route No. 1, Perry, Iowa—Damage to clothing.....	26.25
H-52-57	Keith Haddock, Route No. 2, Moville, Iowa—Damage to mower	52.27
H-54-57	James Kopsas, Doon, Iowa—Personal injuries, loss of car	2,210.00
H-55-57	Mrs. James (Caroline) Kopsas, Doon, Iowa—Personal injuries	639.00
H-57-57	I. G. Sime, Somers, Iowa—Damage to tires.....	98.00

On motion of Senator Nolan, the Senate adjourned until 10:30 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, JANUARY 17, 1957.

The Senate met in regular session, President Elthon presiding.

Prayer was offered by Reverend Frank E. Jacobs, pastor of the Fort Des Moines Methodist Church, Des Moines, Iowa.

PETITIONS AND MEMORIALS

The following petition was presented and placed on file:

By Senator McManus, from fifteen members of the Fort Madison Fire Department for a firemanship and Civil Defense Training Center on the Iowa State College Campus at Ames.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Weber for the day on request of Senator Watson.

INTRODUCTION OF BILLS

Senate File 32, by Senators Tate, Schroeder, Elijah, Utzig and Evans, a bill for an act relating to the number of members of the Iowa Highway Safety Patrol and to amend section eighty point four (80.4), Code 1954.

Read first and second times and passed on file.

Senate File 33, by Senaor Gillespie, a bill for an act to prescribe a maximum speed limit for motor vehicles.

Read first and second times and passed on file.

Senate File 34, by Senators McFarlane, O'Malley, Buck and Shaff, a bill for an act to amend section four hundred ten point nineteen (410.19), Code 1954, relating to limitation of hours of duty of members of fire department.

Read first and second times and passed on file.

Senate File 35, by Senators Schroeder and Shaff, a bill for an act to amend section six hundred five point two (605.2), Code 1954, relating to expenses of judges.

Read first and second times and passed on file.

Senate File 36, by Senator McFarlane, a bill for an act relating to the civil liability of radio and television stations for libelous statements of political candidates.

Read first and second times and passed on file.

Senate File 37, by Senator McFarlane, a bill for an act to repeal chapter one hundred fifty-two (152), Acts of the Fifty-sixth General Assembly, relating to toll roads.

Read first and second times and passed on file.

Senate File, 38, by Senators McFarlane, Wormley, Miller, McManus and O'Malley, a bill for an act to remove the distinction between the requirements for authorization of check-off of union dues and the requirements for authorization of deductions for other purposes.

Read first and second times and passed on file.

Senate File 39, by Senators Molison, Nolan, O'Malley and Vest, a bill for an act to amend chapter two hundred fifty-eight (258), Code 1954, relating to vocational education.

Read first and second times and passed on file.

Senate File 40, by Senators Shoeman, Anderson, Boothby, Lynes and Dewel, a bill for an act relating to central standard time.

Read first and second times and passed on file.

Senate File 41, by Senators Anderson, Walker, O'Malley, Molison, Buck, Shoeman and McManus, a bill for an act to amend section two hundred forty-nine point eighteen (249.18), Code 1954, and chapter one hundred twenty-six (126), Acts of the Fifty-sixth General Assembly, relating to old-age assistance funeral expenses.

Read first and second times and passed on file.

Senate File 42, by Senator Molison, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Keota Community School District in the Counties of Keokuk and Washington, State of Iowa, and declaring said district a duly and legally organized corporate body.

Read first and second times and passed on file.

Senate File 43, by Senator Shaff, a bill for an act to amend section six hundred two point fifty (602.50), Code 1954, relating to jury fees in municipal courts in class "C" cases, and in misdemeanor cases specially mentioned in section six hundred two point twenty-eight (602.28).

Read first and second times and passed on file.

Senate File 44, by Senators Miller, Ringgenberg, Elwood, Elijah and Dailey, a bill for an act to amend section four hundred twenty-two point forty-five (422.45), Code 1954, to exempt charitable, educational, and religious institutions and societies from sales tax on items used solely in places of worship owned or operated by said institutions and societies.

Read first and second times and passed on file.

Senate File 45, by Senator McFarlane, a bill for an act relating to lobbyists operating during sessions of the General Assembly.

Read first and second times and passed on file.

Senate File 46, by Senators Wormley and Anderson, a bill for an act relating to artificial farm pond or body of water.

Read first and second times and passed on file.

Senate File 47, by Senators Wormley, Stuart and Anderson, a bill for an act relating to fishing, without permission of the owner of the premises.

Read first and second times and passed on file.

Senate File 48, by Senators Grimstead and Ringgenberg, a bill for an act relating to recall elections to remove elected officials in any city or town under any form of government.

Read first and second times and passed on file.

Senate File 49, by Senators Stuart, Anderson, McManus, Nolan, Rigler and Shoeman, a bill for an act to amend sections six hundred two point forty-six (602.46), six hundred five point eight (605.8), and six hundred five point nine (605.9), Code 1954, relating to compensation of shorthand reporters.

Read first and second times and passed on file.

Senate File 50, by Senators Walker, Tate, Watson, Lynes, Butler, Dykhouse, Anderson, Schroeder and Burton, a bill for an act relating to the maximum length of vehicles and to amend section three hundred twenty-one point four hundred fifty-seven (321.457), Code of 1954.

Read first and second times and passed on file.

Senate File 51, by Senators Vest and Molison, a bill for an act relating to the election of county board members and the eligibility of residents of school districts belonging to a county to be elected to the county board of education.

Read first and second times and passed on file.

Senate Joint Resolution 2, by Senator McFarlane, a joint resolution proposing amendments to the Constitution of the State of Iowa relating to the apportionment of Senators and Representatives in the General Assembly by proposing to repeal section six (6) of Article Three (III), thirty-four (34), thirty-five (35) and thirty-six (36) of said Article Three (III) as adopted by amendment in 1904 A.D. and to repeal the amendment to section thirty-four (34) of Article Three (III) adopted in 1928 A.D. and proposing to adopt substitutes in lieu thereof.

Read first and second times and passed on file.

Senator Joint Resolution 3, by Senators Hoxie and Harbor, a joint resolution to authorize the board of control of state institu-

tions to cooperate with the city of Clarinda, Iowa, in financing improvements to the city of Clarinda waterworks facilities for the joint use of the city of Clarinda and the Clarinda mental institute to assure an adequate and dependable supply of water for the Clarinda mental health institute, and to make appropriation therefor.

Read first and second times and passed on file.

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 House was asked:

Senate Concurrent Resolution 4, providing for the recess of the Fifty-seventh General Assembly from March 1 to March 12.

A. C. GUSTAFSON, *Chief Clerk.*

Senator Boothby offered the following report and moved its adoption:

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 as stenographers for the positions to which they have been appointed. Assignments have been made as follows:

Senator Anderson—Katherine Mills.
 Senator Boothby—Marjorie Reedquist.
 Senator Buck—Sally Sundberg.
 Senator Burton—Helen McCarthy.
 Senator Butler—Connie Wimer.
 Senator Byers—Ruth Roberts.
 Senator Coleman—Trudy Straub.
 Senator Dailey—Annabelle Kraskin.
 Senator Dewel—Doris Messenger.
 Senator Dykhouse—Ardith Martin.
 Senator Elijah—Harriette McCollough.
 Senator Elwood—Harriette Ellis.
 Senator Evans—Sue Capdevielle.
 Senator Fisher—Dorothy Nepstad.
 Senator Gillespie—Mary Smith.
 Senator Grimstead—Dorothy Kelley.
 Senator Harbor—Helen Wagner.
 Senator Henry—Juanita Bowen.
 Senator Hoffman—Doris Moon.
 Senator Hoxie—Bess Anderson.
 Senator Long—Betty O'Brien.
 Senator Lynes—Marie Capper.
 Senator McCurdy—Pauline Morrison.
 Senator McFarlane—Alice Carr.
 Senator McManus—Maxine Hanes.
 Senator Miller—Gladys Wilson.
 Senator Molison—Dorothy Mettler.
 Senator Nolan—Audrey Noring.
 Senator O'Connor—Doris Hammon.
 Senator O'Malley—Margaret Falk.

Senator Prentis—Irene Williams.
 Senator Price—Rhea Cloe.
 Senator Prince—Martha Campbell.
 Senator Putney—Peggy Noel.
 Senator Rigler—Valeen Tone.
 Senator Ringgenberg—Leona Hadley.
 Senator Schroeder—Lois Kalleen.
 Senator Scott—Dorothy Edwards.
 Senator Shaff—Dorla G. Johnson.
 Senator Shoeman—Dan Shoeman.
 Senator Stuart—Ruth Utter.
 Senator Tate—Dorothy Hahnbaum.
 Senator Turner—La Nor Turner.
 Senator Utzig—Hilda Utzig.
 Senator Vest—Maxine Schweiker.
 Senator Walker—Nadine Brown.
 Senator Watson—Arnoldene Eckles.
 Senator Weber—H. Mae Peterson.
 Senator Weiss—Margaret Renard.
 Senator Wormley—Betty Durden.

L. M. BOOTHBY, *Chairman*.
 HOWARD C. BUCK.
 NORVAL EVANS.

On motion of Senator Boothby, the report was adopted.

COMMITTEE ON PHOTOGRAPHS

Senator Harbor moved that a committee of one be appointed by the President of the Senate to cooperate with the State Printing Board in securing suitable photographs for use in the Iowa Official Register.

The motion prevailed and the Chair appointed as such committee Senator Harbor.

PRESENTATION OF VISITORS

Senator Ringgenberg asked and received unanimous consent to present to the Senate the members of the eighth grade class of the Seventh Day Adventist Church school of Ames who were present in the Senate chamber.

Senator O'Malley asked and received unanimous consent to present to the Senate a former member of the Senate, the first woman Senator, Mrs. Carolyn Pendray of Jackson County, who was present in the Senate chamber.

COMMUNICATIONS

The Chair announced the receipt of the report of the Iowa Toll Road Authority.

On motion of Senator Nolan, the report was accepted and ordered placed on file in the office of the Secretary.

On motion of Senator Nolan the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Elthon 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 under the direction of the Sergeant-at-Arms.

JOINT CONVENTION

The joint convention reconvened. President pro tempore Vest presiding.

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

Lieutenant Governor Leo Elthon was escorted to the Speaker's station by Senator Grimstead and Representative Falvey. Speaker pro tempore Vest presented a gift to the Honorable Leo Elthon on behalf of the Senate, expressing their appreciation for his 24 years of service in the Iowa Senate. Lieutenant Governor Elthon accepted the gift and briefly addressed the joint convention.

Lieutenant Governor Elthon in the chair.

The Speaker of the House then announced and made public the canvass of the vote.

The tellers reported as follows:

HALL OF THE HOUSE OF REPRESENTATIVES,
Des Moines, Iowa, January 17, 1957.

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, 1956, beg leave to make the following report of the total vote cast for Governor:

Leo A. Hoegh.....	587,383
Herschel C. Loveless.....	616,852
Darlington Hoopes.....	2
Mrs. Rudolph Schroeder.....	1
Harrison Spangler.....	1

And the total vote cast for Lieutenant Governor at the election held November 6, 1956:

W. H. Nicholas.....	603,444
George E. O'Malley.....	554,776

All of which is most respectfully submitted.

J. KENDALL LYNES,

DEWEY E. GOODE,

Judges.

A. C. GUSTAFSON,

Secretary of the Joint Convention.

ARNOLD UTZIG,

JACOB GRIMSTEAD,

W. S. EICHENLAUB,

MERLE W. HAGEDORN,

Tellers.

Senator Lynes of Bremer moved that the report be adopted. Motion prevailed and the report was adopted.

President Elthon of the joint convention announced that Herschel C. Loveless, having received the highest number of all votes cast for Governor, was duly elected to the office of the Governor of the State of Iowa for the ensuing term, or until his successor is duly elected and qualified, and that William H. Nicholas, having received the highest number of votes cast for Lieutenant Governor, 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.

CERTIFICATE OF ELECTION
STATE OF IOWA
GENERAL ASSEMBLY

This is to certify that upon a canvass in joint convention of the two houses of the Fifty-seventh General Assembly of the State of Iowa, of all the votes cast at the general election held November 6, 1956, for the office of Governor of the State of Iowa, it appeared that Herschel C. Loveless 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

Signed in the presence of the joint convention this 17th day of January, A.D. 1957.

LEO ELTHON,
*President of the Senate and
President of the Joint Convention.*
W. L. MOOTY,
Speaker of the House.
J. KENDALL LYNES,
Teller of the Senate.
DEWEY E. GOODE,
Teller of the House.
A. C. GUSTAFSON,
*Chief Clerk of the House and
Secretary of the Joint Convention.*

CERTIFICATE OF ELECTION
STATE OF IOWA
GENERAL ASSEMBLY

This is to certify that upon a canvass in joint convention of the two houses of the Fifty-seventh General Assembly of the State of Iowa, of all the votes cast at the general election held November 6, 1956, for the office of Lieutenant Governor of the State of Iowa, it appeared that William H. Nicholas 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. 1957.

LEO ELTHON,
*President of the Senate and
 President of the Joint Convention.*
 W. L. MOOTY,
Speaker of the House.
 J. KENDALL LYNES,
Teller of the Senate.
 DEWEY E. GOODE,
Teller of the House.
 A. C. GUSTAFSON,
*Chief Clerk of the House and
 Secretary of the Joint Convention.*

President Elthon then directed that the abstract of votes and certificates of election be filed with the Secretary of State.

Swisher of Johnson moved that a committee of five, consisting of two from the Senate and three from the House, be appointed to notify Governor-elect Herschel C. Loveless and Lieutenant Governor-elect William H. Nicholas of the official result of the canvass of votes.

Motion prevailed and President Elthon named as such committee Senators Tate of Cerro Gordo and Price of Marion and Representatives Swisher of Johnson, Sar of Floyd, and Ossian of Montgomery.

REPORT OF COMMITTEE

Swisher of Johnson from the joint committee appointed to notify Herschel C. Loveless and William H. Nicholas of their election to the offices of Governor and Lieutenant Governor of Iowa, respectively, submitted the following report and moved its adoption:

MR. PRESIDENT: As a committee appointed at the joint convention to notify the Honorable Herschel C. Loveless and the Honorable William H. Nicholas of their election to the offices of Governor and Lieutenant Governor of Iowa, 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 the office to which he was elected.

SCOTT SWISHER,
 MARTIN E. SAR,
 CONRAD OSSIAN,
On the part of the House.

W. H. TATE,
 CARROLL PRICE,
On the part of the Senate.

Report adopted.

Senator Burton of Wapello moved that a committee of five, two from the Senate and three from the House, be appointed to escort Governor-elect Loveless and Lieutenant Governor-elect Nicholas to the House chamber.

Motion prevailed and President Elthon appointed as such committee Senators Burton of Wapello and Evans of Jefferson, and Representatives Loss of Kossuth, Allen of Dallas and McNeal of Wright.

The Sergeant-at-Arms announced the arrival of Governor-elect Loveless and Lieutenant Governor-elect Nicholas, accompanied by the Governor's staff.

Governor-elect Loveless and Lieutenant Governor-elect Nicholas were escorted to the Speaker's station.

The invocation was delivered by the Reverend Paul M. Hann, Ottumwa, Pastor, First Methodist Church, as follows:

Almighty God, from Whom cometh every good and perfect gift, we give Thee thanks for this good land in which we are privileged to dwell and this fair state of which we are a part. We thank Thee for the freedom that is ours and the democracy which we enjoy, for the opportunities of education and personal development which we share, and for the responsibility of common endeavor which is a part of our heritage.

We invoke Thy blessing upon these proceedings and upon these two men who are to be inaugurated as Governor and Lieutenant Governor of the State of Iowa. May Thy wisdom guide them and Thy power uphold them. Enable them to rise above all self-seeking and party zeal into the larger sentiments of public good and human brotherhood.

Cleanse our public life of every evil and grant that Thy righteousness may dwell in our hearts and direct all our doings. May self-denial and sobriety be the order of our days and devotion to Thy will the aim of our hearts.

With Thy fatherly goodness and mercy wilt Thou watch over those in places of leadership and heavy responsibility. Keep them from the irritation of tension and the temptation of power. Give them the peace which comes from knowing Thee and the poise which comes from walking in Thy way.

May all of us here and in our State and Nation be worthy, in some measure at least, of the peace and prosperity for which we long. Unite us all in Thy love and continue is in Thy favor through Jesus Christ our Lord, Amen.

Vocal selections were rendered by the Songfellows, WHO, Des Moines.

The oath of office was administered to Governor-elect Herschel C. Loveless by the Honorable William L. Bliss, Chief Justice of the Supreme Court of Iowa.

The oath of office was administered to Lieutenant Governor-elect William H. Nicholas by the Honorable William L. Bliss, Chief Justice of the Supreme Court of Iowa.

Lieutenant Governor Nicholas, President of the Senate, presiding, presented Governor Loveless, who delivered the following inaugural address:

MR. PRESIDENT, MR. SPEAKER, MR. CHIEF JUSTICE, SENATORS AND REPRESENTATIVES, STATE OFFICIALS, LADIES AND GENTLEMEN:

It is with a profound sense of humility that I assume my duties as Governor of Iowa. I appreciate deeply the honor conferred upon me by the people of Iowa in electing me to this position. But I also recognize that in taking the oath of office I have assumed responsibilities to all Iowans.

The program for my administration will be based upon certain fundamental principles. We must work together to improve the effectiveness of state administration by recognizing the distinction between policy making and administration and by clearly assigning responsibilities for each function to the proper branch of government.

The specific recommendations which I shall make do not represent any radical break with long recognized needs for governmental reform in Iowa. The Fifty-seventh General Assembly has at its disposal the results of several special study committees, as well as research reports of the Iowa Legislative Research Bureau. This vast amount of information, compiled at considerable expense, should be utilized, wherever possible, to facilitate the development of sound legislative programs.

With these general principles in mind, I respectfully submit the following recommendations covering the major areas of state governmental responsibility:

BASIS OF REPRESENTATION IN THE GENERAL ASSEMBLY

In the past half century, two sessions of the General Assembly have altered senatorial districts. In 1941, changes were made affecting four of the 50 districts; again, in 1953, four districts were modified. But the changes made have failed by a wide margin to satisfy the constitutional requirement that senatorial districts be apportioned according to population. Representation in the House has also been altered four times since 1904; but these four changes have not materially reduced the underrepresentation from the more populous counties.

On the basis of current representation, the 26 less heavily populated senatorial districts contain about one-third of the population, with the remaining two-thirds of the citizens of Iowa being represented in the Senate by only 24 members. In the House of Representatives, the disparity is even more pronounced. Continuing shifts in the state's population from rural to urban areas indicate that, in the future, underrepresentation of the growing population centers will become even more serious unless positive action is taken to modify the present pattern of representation. Moreover, a technique should be developed which will facilitate future adjustments of representation to population shifts without the lags which have persisted in recent decades.

There is no lack of information on the inequities of the present pattern, nor on the methods available for the attainment of a more representative Assembly. We do not need further time-consuming special studies of this matter. Rather, the need is for action to restore adequate representation to a large segment of our population, and thereby to regain the widespread public support for the legislative branch without which representative government is in jeopardy. Therefore, I strongly urge the Fifty-seventh General Assembly to:

- a. Take action designed to correct the present lack of balance in representation; and
- b. Establish a dependable method which will facilitate future adjustments in representation without the lags which have persisted in recent decades.

ORGANIZATION OF STATE GOVERNMENT

In 1949, the Fifty-third General Assembly provided for the establishment of the Governmental Reorganization Commission generally known as the "Little Hoover Commission." The Commission was directed to examine the organization and operation of the various state agencies and departments and to recommend such changes as would accomplish the following purposes:

- a. reduction of expenditures and promotion of economies;
- b. increased efficiency of governmental operations;
- c. reduction of agencies by a consolidation of those having similar functions; and
- d. elimination of overlapping and duplicative activities.

After a detailed study of the organization and functions of the more than 80 administrative agencies, the Commission concluded that "the machinery of the present state government is adapted to times and conditions that no longer exist." The Commission, in its 1950 Report, made a series of recommendations for the reorganization of state government agencies and departments, and for the regrouping of functions to eliminate duplication and overlapping. The Committee concluded that the adoption of its recommendations would not only improve service to the public, but would also permit "a substantial savings of up to \$5,000,000 annually."

Three General Assemblies have met since the Report of the Governmental Reorganization Commission was submitted. Yet, very few of the recommendations of the Commission have been enacted. In the meantime, appropriations from the General Fund of the State of Iowa have risen from an annual rate of slightly over 80 million dollars in the fiscal year ending June 30, 1949, to an annual rate in excess of 136 million dollars during the current year. The time has come when the consideration of measures designed to improve the efficiency of state government can no longer be delayed. The taxpayers of Iowa are already carrying a tax load far heavier than that borne by the residents of most states. While every reasonable effort must be made to maintain and improve the quality of essential governmental services, the State of Iowa can not move forward under the handicap of obsolete governmental structures. Nor can the taxpayers be expected to continue, indefinitely, to provide increased financial support for duplicative activities and overlapping functions arising from faulty organization and the absence of clear cut lines of administrative responsibility.

In order to provide improved public services, and to promote efficiency in state government, I strongly urge the Fifty-seventh General Assembly to enact legislation which will implement the following recommendations of the Little Hoover Commission:

1. The abolition of the Commerce Commission and the transfer of its present activities to other agencies of state government. The present appropriation of the Commerce Commission is almost one quarter of a million dollars per year. While some additional expenses might be incurred in other areas to which the functions of the Commerce Commission would be transferred, substantial savings could be effected.

2. The establishment of a Department of Labor, with a single administrative head appointed by the Governor. The proposed department would be responsible for the functions now assigned to the Industrial Commissioner, the Bureau of Labor, and the Division of Mine Examination. In addition to the consolidation recommended by the Governmental Reorganization Commission, I respectfully suggest that the Iowa Employment Security Commission be placed in the proposed Department of Labor, and that the present three-member Commission be replaced by a single Commissioner of Employment Security.

3. The establishment of a Department of Public Welfare, with a single Commissioner, appointed by the Governor. The proposed Department would be responsible for the functions presently under the Board of Control, the Board of Social Welfare, and Commission for the Blind. All of the multi-member boards would be abolished. Within the proposed Department, subdivisions should be established along the general lines

recommended by the Governmental Reorganization Committee.

4. The establishment of a Department of Conservation and Natural Resources, with a single administrative head appointed by the Governor. The proposed Department would be responsible for the related functions now scattered through several agencies, including the Conservation Commission, the Geological Survey, the Natural Resources Council, and the Soil Conservation Commission. While the economies which could be achieved with the consolidations just noted would be substantial, the improvement in the coordination and integration of the activities would be no less significant. The increasing urgency of the state's water problem, and the highly interdependent nature of the various aspects of conservation are important reasons why we should take immediate action to bring about the coordination suggested above.

Certainly the needs for improved governmental services and economy in operation are no less serious now than they were when the recommendations of the Commission were made.

PERSONNEL POLICY

The quality of state services and the efficiency with which such functions are performed depend, in large measure, on the quality of personnel. The recommended reorganizations and reallocation of functions will fail to accomplish the desirable results which might be expected of them unless positive steps are taken to improve the quality of the personnel who will operate the reorganized agencies.

In order to facilitate the development of an efficient, dedicated, professional state civil service, I strongly recommend the immediate establishment of a nonpolitical civil service for the state government. It is not enough merely to pass a law specifying that appointments to positions in state government shall conform to merit system standards. It is necessary to establish a personnel agency with the technical competence to develop standards, the legal power to enforce respect for these standards, and the administrative energy and efficiency to translate them into practice. Through the establishment of a Department of Civil Service we shall be in a better position to attract able, competent persons to state service, and retain the efficient personnel so desperately needed in government. State government has become "big business" in terms of the amount of expenditures involved. The duties which key employees are called upon to perform require highly skilled people in a wide variety of technical fields. It no longer seems consistent with the best interest of all the people of Iowa to regard state appointments on a political basis.

Therefore, I call upon the General Assembly to join with me in the establishment of an effective merit system for the State of Iowa, by creating a Department of Civil Service. I propose, further, that the Department be administered by an appointive Director of Personnel, whose regulations would be subject to the approval of a three-member Civil Service Commission, which would also be empowered to hear appeals in cases of dismissal.

COMMERCE AND INDUSTRY

Since 1948, Iowans as a whole have failed to enjoy the rapid growth in income which has characterized the national economy. In fact, from 1948 to 1955, the income of the citizens of Iowa increased by only slightly more than 7 percent, while income in the nation as a whole was rising by over 46 percent. Since 1940, Iowa's population has increased only 6 percent, while population in the nation has risen almost 25 percent. From 1940 through 1954 the State of Iowa retained less than 30 percent of its natural increase in population.

Although the factors responsible for Iowa's lagging rates of economic and population growth are varied and complex, two basic reasons stand out:

a. First, the state's agricultural economy, like the agricultural segment of the national economy, has failed to keep pace with growth in nonagricultural industries.

b. Second, the rate of growth in the commercial and industrial components of the Iowa economy has not been sufficiently rapid to afford adequate opportunities for employment of the natural increase in population.

The future progress of the State of Iowa depends upon the attainment of a more rapid rate of growth in economic opportunities for the youth of the state. To encourage economic development on a broad base, and to stimulate expanded employment opportunities I urge the establishment of a Department of Commerce which will function as 1) a developmental agency, 2) a sponsor and coordinator of business and economic research, and 3) a service agency to Iowa's business and commercial establishments.

The proposed Department of Commerce and Industry would be under a single administrative head with an advisory council, both appointed by the Governor. The Department would be responsible for the activities now carried on by the Iowa Development Commission. In addition, it would coordinate, promote, and sponsor research designed to improve business opportunities and development in all areas of the state's economy. The actual research might be carried on in the state institutions of higher education, in other departments of state government, or by private organizations and firms. A third vital function of the proposed Department of Commerce would have to do with the dissemination of information and advisory services to Iowa's business firms along lines similar to those of the agricultural extension services.

Although Iowa has gained some important new industries in recent years, the overall growth in job opportunities has not been sufficient to retain the natural increase in the state's population. While we must intensify our efforts to obtain suitable new industries, we must facilitate the natural development of the state's "homegrown" businesses—large and small. In too many cases, existing enterprises fail to reach their full facilities. A Department of Commerce and Industry can supply vital assistance to business in meeting such problems.

A Department of Commerce and Industry is the logical agency to guide and accelerate Iowa's participation in the industrial applications of atomic energy. More specifically, the proposed Department would:

a. Coordinate research activities within Iowa, and sponsor joint projects with the Atomic Energy Commission;

b. Assume the initiative in securing a research reactor for use by the state's institutions of higher education for basic and applied research directed to the use of atomic power in Iowa's industrial plants;

c. Serve as a clearing house through which research findings are made available to prospective industrial users.

The people of Iowa have contributed, through Federal taxation, more than 100 million dollars to the development of atomic energy. It seems appropriate that we should take immediate steps to participate in the benefits to be derived from the peaceful applications of atomic power.

AGRICULTURE

The economy of Iowa is based primarily on agriculture. Directly and indirectly the economic well-being of a large proportion of our citizens depends upon a prosperous farm economy. Although the major factors which determine the level of farm income are national and international

rather than statewide in scope, there are significant areas in which State action can be of assistance. Because of the importance of agriculture in the Iowa economy, and because of the postwar trends in agriculture's share in the national income, I recommend that the General Assembly give special attention to:

1. An expanded research program designed to enlarge the markets for Iowa's agricultural products, and to stimulate the development of a greater degree of food processing near the centers of primary production. Much of the needed research and development can be accomplished by shifting emphasis from activities designed to increase output, to those designed to the expansion of markets, and the retention of a larger portion of the consumer's food dollar for the Iowa economy.

2. The adequacy of credit available to agricultural producers. At prevailing interest rates and farm income levels, many of our farm producers are hampered by inadequate credit.

3. A program for the efficient utilization of water, through the development of more effective conservation measures, more adequate information on the availability of water resources, and a sound, comprehensive "water rights" law which will protect the interests of all water users.

LABOR

Well over one-half of the total income received by residents of Iowa is made up of wage and salary payments from nonagricultural occupations; over sixty percent of the labor force is employed in nonagricultural industries. Thus, the terms of employment, working conditions, and employment security vitally affect the livelihood of a substantial proportion of our total population. Because of the growing importance of nonagricultural wage earners in our economy, I have already urged the establishment of a Department of Labor.

I also recommend that the General Assembly modify three features of the laws of Iowa dealing with labor:

First, the prohibition of "union shop" contracts between employers and employees should be abolished. It is, among other things, an infringement on the freedom of contract. Moreover, it provides an opportunity for "free-loading" which allows a minority to share equally in benefits obtained by the efforts of the majority. Where joint action is taken to promote the interests of large numbers of individuals in other areas of Iowa's economy, these activities are usually financed from contributions from *all* the individuals benefiting therefrom. It does not seem consistent that the sovereign powers of the State of Iowa should be used to forbid effective joint action by labor, while—at the same time—such powers are used to enforce joint action for the benefit of individual members of other groups.

Second, the unduly restrictive nature of the disqualifications for unemployment compensation should be modified to bring practices in Iowa into line with those in most other states. Unemployment compensation should never be allowed to become a source of income for the individual who simply doesn't want to work. But the present law on disqualification has the effect of excluding many individuals with perfectly legitimate claims and imposing penalties in the form of loss of past credits for workers. Because of technical features of the law, it also slows down the payment of benefits. In fact, the percentage of first benefit payments within two weeks in Iowa is one of the lowest in the country.

Third, in view of the increased cost of medical and hospital services, and the higher cost of living, I recommend that the General Assembly revise the schedule of workmen's compensation benefits.

TAX REVISION

The Fifty-sixth General Assembly, by Senate Joint Resolution 7, established a special taxation study committee "to make a study embracing the adequacy and equity of the entire structure of state, county, municipal and school methods of raising revenues." The findings and recommendations of this committee have now been made available to the members of the Fifty-seventh General Assembly.

It is recognized that the tax structure of Iowa could be improved by eliminating existing inequities, and by removing some of the obsolete forms of taxation which produce much taxpayer resentment, but little revenue. Later, in the Budget Message, I shall present a suggested tax program. However, because of the public interest in the matter, it seems appropriate to recommend here, that the temporary, additional one-half of one percent sales and use tax be allowed to expire as scheduled at the end of the current fiscal year.

While I cannot agree with all of the recommendations reached by the taxation study committee, I respectfully suggest that the General Assembly give early attention to the Report of the committee for the following reasons:

First, it will be well for the General Assembly to give careful study to matters of equity and tax structure before taking up questions involving the level of appropriations and the amount of revenue to be raised. Although questions of tax structure cannot be separated entirely from those of revenue, many of the more or less obvious defects and sources of inequity can be corrected in the early weeks of the session.

Second, in view of the fact that the Report of the committee includes background materials and proposed bills, it will be possible to act on the recommendations with a minimum of delay. As this can be done during the period when the General Assembly is normally engaged in preparatory work, the action I am recommending will contribute to the effective use of the time of members of the General Assembly.

EDUCATION

The people of Iowa are justifiably proud of the State's educational achievements. The public school system and the institutions of higher education, together with the many excellent private educational institutions have established an enviable record in training the youth of the state for positions of leadership in Iowa and the entire nation. But we must not rest on our laurels. The needs and standards of education are constantly advancing; Iowa must move forward with other states, or see its educational system relegated to an inferior position.

The people of Iowa are already making substantially greater than national average contributions for the support of public schools. While I know that Iowans want better than just "average" education for the children of this state, we must make renewed efforts to achieve all possible economies consistent with sound educational practices. The presence of inefficiencies in the Iowa public school system is suggested by the facts that: (1) relative to the size of the population, and total public school enrollment, the number of employees is about 25 percent above the national average, and (2) although the average salary for Iowa's public school teachers is substantially below the national average, the cost per pupil in average daily attendance is higher in Iowa than in the nation. These facts reflect the lack of efficient utilization of teachers in some parts of our school system.

In order to maintain and improve the quality of educational services in Iowa, to equalize the costs of education among the several categories of taxpayers, and to promote economy and efficiency in operation of the edu-

cational system, I respectfully urge the Fifty-seventh General Assembly to:

1. Revise the laws covering school reorganization, to the end that existing uncertainties in the composition of reorganized districts are removed. At the same time we must keep in mind the traditions of local control, and the right of appeal to the courts.

2. Require that all areas of the State be included within some high school district at the expiration of a reasonable period of time. At present, a substantial number of our citizens are deprived of an effective voice in the determination of the policies under which their children are educated. This is not consistent with Iowa's tradition of local control of schools.

3. Establish formulas for the distribution of present school aids which will encourage adequate educational standards, efficiency in operations, and a more equitable distribution of public school costs. The quality of education, and the efficiency with which educational services can be provided are not exclusively and uniquely determined by the size of the schools. Area, transportation distances and time, adequacy of the tax base and population density—as well as number of students enrolled—must be taken into account in the determination of the "optimum" size of school districts. However, there is rather clear and unmistakable evidence that costs per pupil are excessive in very small school units, particularly in the smaller high schools. The extent to which all the people of the state should be required to subsidize the continued operation of such "high cost" units through existing or increased state aids is a debatable question. But it is respectfully suggested that the time has come when the chosen representatives of all the people should arrive at a clearcut policy decision on this vital matter.

4. Erect safeguards in the distribution of state aids which will facilitate the attainment of legislative intent that such aids shall relieve local property taxes.

Our state institutions of higher education are confronted with sharply rising enrollments which will require additional staff and physical plant if the opportunities of higher education are to continue to be made available to all the youth of Iowa. Yet, confronted with a shortage of competent, trained college teachers, with active demands for their services from institutions in other states, and from industry, the salary levels at Iowa's institutions of higher education are among the lowest to be found in comparable institutions in the Midwest. Iowa's institutions cannot hope to hold their established position as leaders in education, research, and public service at existing salary levels. The Budget Message will contain specific proposals for coping with this critical situation.

In the matter of capital improvements, the needs are also urgent. It cannot be expected, however, that the State can wipe out the accumulated backlog of almost twenty years of inadequate capital expansion in one biennium. But we must assume the joint responsibility of providing at least a temporary solution until a long range program can go into operation. And we must also initiate the long range program in the current session to avoid further "stop-gap" financing for capital expansion.

In higher education—no less than in the public schools—we must take the necessary steps to ensure efficiency in the use of taxpayers' dollars. To this end, I urge the General Assembly to give consideration to the study of ways of promoting more effective use of personnel and physical plant.

HIGHWAYS

Over one-third of all public revenues in Iowa are spent on the state's highways, roads, and streets. Because of the nature of the Iowa economy

we must have an integrated network of primary, secondary, and farm-to-market roads and urban streets which will adequately serve both the rural areas and the growing industrial centers. The traffic congestion in and around cities is a pressing problem for which an early solution must be found.

The large increases in revenues for highway purposes, resulting from the action of previous sessions of the General Assembly and, more recently from the inauguration of the long run Federal interstate program, will make it possible for the State of Iowa to move forward toward a modern highway system. But we must be alert to the dangers of waste and inadequate planning in the expenditure of such large and rapidly increasing funds. On the one hand, we must not fall into the error of building 1930 highways in 1957 and 1958. At the other extreme, we must recognize that the construction of a few miles of "roads of tomorrow" will not solve the state's highway problems. The need for careful planning for the state primary system will not be eliminated by the construction of the interstate system.

Above all, we must retain a high degree of flexibility in our construction program in order to cope with changing needs, and advances in techniques of construction and design.

In order to secure the maximum, long range benefits from present and prospective levels of expenditures, and to secure a modern system of highways within a reasonable period, I recommend that:

1. The General Assembly enact legislation establishing a long-range highway planning program;

2. The General Assembly reexamine the present method of allocating highway-user revenues to determine if funds are being allocated to those parts of the system where the needs are most pressing. As the economy of the state changes, the demands on public transportation facilities also change. Adherence to an outmoded allocation formula will almost certainly result in excessive funds going to some uses, and inadequate funds to others.

3. The General Assembly examine the potential savings which might be realized from the standardization of design.

4. The General Assembly enact legislation providing for the establishment of an urban highway department. The functions of such a department would be primarily research, planning, and advisory.

5. The granting of contracts for construction in the primary system be geared to a reasonable and prudent estimate of funds available. Excessive commitments at any one time can result in loss of flexibility.

HIGHWAY SAFETY

The tragic loss of lives on Iowa's highways is a matter of serious concern to all of us. The public has rightly come to expect that action will be taken to promote highway safety.

Yet, there is no magic formula, or single piece of legislation which will automatically make our highways safe. The problem is a complex one, and a satisfactory solution requires a coordinated attack along the following lines:

First, we must strengthen our driver education and testing programs in order to discover accident-prone drivers *before* they are involved in serious accidents.

Second, we must devote a larger share of our highway resources to new highways of modern design, built to carry today's traffic, rather than to temporary, stop-gap expedients which frequently serve only to create a false sense of security on the part of the driver, and to postpone the eventual day of basic reconstruction.

Third, the enforcement of traffic regulations must be improved. To this end, I urge the General Assembly to examine the organization and operations of the Department of Public Safety, and to inquire into all matters affecting the morale and efficiency of the Highway Patrol.

Fourth, I recommend the enactment of legislation establishing a reasonable speed limit. While a "speed limit" law will not automatically reduce accidents and fatalities, it can be a useful part of an overall program.

Finally, we must make more effective use of widespread citizen participation, under effective leadership, to promote safety consciousness. In the final analysis, our highways can be made safer only as we can change the habits and attitudes of the driving public.

ALCOHOLIC BEVERAGE CONTROL

The present Liquor Control Commission and the state-owned system of stores were established in 1933, after the people of the state had voted by a margin of more than 3 to 2 in favor of the repeal of prohibition. At the time the present package plan of distribution was established, there was little recent experience to serve as a guide in setting up of a system of control. Although a vast amount of experience has accumulated in Iowa and in other states in the past quarter of a century, the Iowa system has not been modified substantially since it was established.

An adequate system for the control of the sale and use of alcoholic beverages should be based upon a careful consideration of several factors:

First, the system of control should provide adequate safeguards for the general welfare of all the citizens of the State; second, the system should encourage moderation in the use of alcoholic beverages; and, third, the system of control should protect the State's legitimate revenues from the sale of alcoholic beverages. All of these objectives must be sought within the framework of a system of laws for which public support can be secured. In the final analysis, law enforcement in a democracy rests upon public opinion and widespread social support for the law of the land. An attempt to enforce laws for which support is lacking invites the methods of the "police state"; if enforcement is not attempted, the equally fatal danger of contempt for law is ever present.

Because the "liquor control problem" raises issues about which Iowans have quite different and strongly held views, a solution equally satisfactory to all groups will be difficult to achieve. Therefore, I strongly urge the establishment of a joint legislative committee which will reflect the views of all groups in the state. This should be done at the earliest possible date, in order that the findings and recommendations of the committee may be available for consideration by the Fifty-seventh General Assembly.

WATER RESOURCES

The recent Report of the Iowa Study Committee of Water Rights and Drainage laws calls for the enactment of new legislation and amendments to existing legislation governing the use of water, and a series of changes in existing laws controlling the formation and operation of drainage districts. The general findings of this Committee bring out two significant points: (1) there is need for more adequate data; and (2) the efficient utilization of the state's water resources can not be considered separately from related aspects of an overall resource development program, such as soil conservation, flood control, and the recreational use of water resources.

I urge the General Assembly to proceed with caution in the establishment of restrictions on the use of water. Much information is needed before we are ready to cast the mold for future economic development.

Hastily drawn legislation may well impair industrial development and urban growth.

MENTAL HEALTH

The Mental Health Committee has recently completed a detailed report on the problem of mental health in Iowa. This report, and the recommendations contained therein are based on careful studies by professionally competent persons and by lay leaders from all parts of the state. As is recognized in the report, the goals or objectives which the recommendations are designed to attain are long-run in nature. Not all of them can be accomplished in a year or two, even if unlimited funds were available.

Taking the priority set forth by the Committee, I recommend that the General Assembly enact the necessary legislation to effect the reorganization of the Board of Control, as outlined earlier. This reorganization would include the establishment of a Division of Mental Institutions headed by a director to be selected on the basis of professional qualifications. The effect of the proposed reorganization would place the direct administrative supervision of Iowa's mental health program in the hands of a professional expert, rather than in a lay board.

Secondly, I recommend an expansion of the research and training program in the medical facilities at Iowa City in order to increase the knowledge available for treatment of the mentally ill, and to enlarge the supply of trained personnel available to apply the knowledge. As is explained in the recommendations of the Committee, professional leadership and increased knowledge and trained personnel for the treatment of the mentally ill must have top priority in any program designed to achieve long-run success. I concur in the priorities established, and respectfully commend the report for your consideration.

VETERANS

Through the action of the Fifty-sixth General Assembly and the citizens of Iowa, a bonus was authorized for Korean veterans. I pledge my efforts to secure the prompt payment of the bonus to which the General Assembly and the people of Iowa have given their approval.

While the payment of the bonus is a token of appreciation for the sacrifices of members of the armed forces, we must also remain alert to the longer run needs of our veterans, and to the maintenance of services to meet these needs.

IOWA'S OLDER CITIZENS

Advances in health and medical sciences have extended the life span of our people. In the nation as a whole, the number of people over 65 has quadrupled since 1900, while the total population has only doubled. In Iowa almost 11 percent of our total population is composed of persons over 65 years of age.

In order to cope with problems arising from the increase in the number of older citizens in the State of Iowa, I recommend that the General Assembly:

1. Enact a Public Housing Act which will make it possible for Iowa to benefit from the recent revision in the Federal Public Housing Act providing that a percentage of new public housing be set aside to meet the housing needs of elderly citizens;
2. Strengthen and clarify the laws governing the operation of nursing homes, and provide for the operation of boarding homes for the aged.
3. Provide for a research program to determine the precise needs of Iowa's older citizens. This is vital, if we are to devise forward-looking programs that will promote increased opportunities for participation by

our elder citizens in the educational, recreational, social, economic and spiritual life of the community.

CONCLUSION

The recommendations which I have just presented have been formulated with one purpose in mind: to provide the people of Iowa with improved governmental services at a tax cost they can afford. We have no acceptable alternative but to move forward, if the citizens of our state are to share in the rich promise of America. I pledge my wholehearted cooperation to the members of the Fifty-seventh General Assembly, and to state officials to the end that we may accomplish what is good for all Iowans. Regardless of party affiliation, we have all been placed in positions of trust by all the people, and it is to them that we owe our first loyalty.

The Benediction was offered by the Right Reverend Monsignor Lester Vincent Lyons, Vicar General of The Bishop of Des Moines, Saint Ambrose Cathedral.

Go before us, O Lord, we beseech Thee, in all our doings, with Thy gracious inspiration, and further us with Thy continual help, so that every prayer and work of ours, may begin from Thee, and by Thee be duly ended, through Christ our Lord.

Be pleased, O Lord God, to enter our hearts, and to show us the way that we ought to tend. Teach us what we must accomplish, in order that we may be able, with Thy help, to please Thee in all things. Be Thou, alone, the Author and the Finisher of our judgments, and suffer us not to disturb, at any time, the order of justice, Thou Who dost love equity above all things. Never permit ignorance to draw us into devious paths, O Lord, nor partiality ever to sway our minds. Neither let respect of riches, or of persons, ever pervert our judgment, but unite us always to Thyself, effectually, by the gift of Thy Holy Grace, so that we may be one in Thee, and never forsake Thy truth.

Especially do we pray Thee, O Lord our God, to bless abundantly Thy Servant, our Governor, Chief Executive of this Sovereign State, so that in all things, he may hold fast to justice, tempered only by pity; so that all his judgments may in no wise, be ever at variance with Thy judgments; so that now, and in the life to come, he may attain to rich and everlasting rewards for deeds well done. We beseech Thee, God, to preserve him, to sustain him, and to keep him, and us, forever in Thy Grace. Amen.

Governor Herschel C. Loveless was escorted from the chamber by the committee previously appointed.

Senator Nolan of Johnson moved that the reading of the minutes of the joint convention be dispensed with.

The motion prevailed.

Carson of Buchanan moved that the joint convention be now dissolved.

Motion prevailed.

The Senate returned to the Senate chamber and resumed regular session, President pro tempore Vest presiding.

PRESENTATION OF LIEUTENANT GOVERNOR NICHOLAS

Senator Walker moved that a committee of three be appointed to escort Lieutenant Governor Nicholas to his station.

The motion prevailed and President pro tempore Vest appointed as such committee Senators Walker, Nolan and Gillespie.

The committee waited upon Lieutenant Governor Nicholas and escorted him to his station.

President pro tempore Vest presented Lieutenant Governor Nicholas, who said:

Thank you, Mr. President, and good afternoon people.

I need not tell you that I consider this day one of the highlights of my lifetime. After having been away the past four years, and then to come back, gives me a sense of well being. To again have the opportunity of working with such a wonderful group of Senators, makes me feel humble indeed. I shall always be deeply grateful.

I am proud of Iowa—I am proud that it is my home. Together with Mrs. Nicholas, I had the opportunity of attending the Rose Bowl game recently, and enjoyed the victory our great football team gave us.

Mrs. Nicholas and I attended church on Sunday morning in Los Angeles. The Church—The First Methodist Church—was large and well filled. The minister, a native Iowan, and a graduate of Grinnell College, welcomed all graciously, and asked a show of hands of the people from Oregon. As far as I could see, there were none. But when he asked for those from the greatest State in the Union, and he didn't need to say "Iowa," my heart thrilled to its core, and I believe every hand in the church was raised. As we sat in that great church, we read the bulletin, and the following verse appeared in large letters across the bottom. "I CANNOT DO EVERYTHING—BUT I CAN DO SOMETHING. WHAT I CAN DO, I OUGHT TO DO. WHAT I OUGHT TO DO, GOD HELPING ME, THAT I WILL DO." I am going to accept this as my motto for the coming two years.

Now I would like to make a few suggestions, and they are only suggestions, because I know I am not a member of the Legislature, nor am I even a member of the Senate.

You have just heard the Governor's speech, and I hope you will give it serious consideration. He is the duly elected Governor of the State of Iowa.

I would like to see cooperation and good feeling between the Legislature and the Governor's office. We have a job to do. This thing we have to do is bigger than you or me. It is bigger than the Republican or the Democratic Party. It is just as big as the fine people of our great state, and I pledge myself to work with you and Governor Loveless for that which is good for Iowa, because what is good for Iowa, is good for all.

Longer ago than I care to remember, I received my share of the bonus paid to the Veterans of World War I. Many of you here received a bonus for service in World War II, and I had the pleasure of voting to pay the Korean War Veterans their well deserved bonus. This is a debt of honor. I feel that we have a mandate from the people of Iowa, to pay this bonus, and pay it now. I hope that it can be paid soon.

Now I have talked too long, but I have a little article germane to all of us. It expresses my sentiments very well.

"PROGRESS AND DESTINY ARE FORMED BY MEN OF VISION AND STRONG HEARTS. LET US GO FORWARD WITH DETERMI-

NATION THAT THESE VIRTUES, AND THE BLESSINGS THEY BRING, SHALL ALWAYS BE OURS. IN THIS SPIRIT, I EXPRESS TO YOU THE APPRECIATION I FEEL FOR YOUR FRIENDSHIP AND GOOD WILL."

This message was sent to me by a no less personage than my very good friend, Senator Guy G. Butler. Thanks, Guy. And we all can use this message, I know.

In closing will say—I want to work with and for you for the good of all the people of the great State of Iowa. Thanks, again, and may God in His Infinite Glory Bless and Keep Us.

Senator O'Malley, minority floor leader, thanked President Nicholas for his kind remarks and pledged the cooperation of the minority members of the Senate.

Senator Nolan, majority floor leader, expressed the desire of the members of the Senate for a most harmonious and constructive session of the legislature for the betterment of the State of Iowa.

Senator Walker rose on a point of personal privilege and presented Mrs. William H. Nicholas to the members of the Senate.

APPOINTMENT OF SECRETARY TO LIEUTENANT GOVERNOR

Lieutenant Governor Nicholas announced the appointment of Mrs. Marie Booker of Polk County as his secretary. Mrs. Booker appeared before the bar of the Senate and was duly sworn.

On motion of Senator Nolan, and in accordance with House Concurrent Resolution 3 duly adopted, the Senate adjourned until 11:00 a.m., Tuesday, January 22, 1957.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, JANUARY 22, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Arnold Thalacker, pastor of the St. Paul's Lutheran Church, Des Moines, Iowa.

PETITION AND MEMORIAL

The following petition was presented and placed on file:

By Senator Prince from thirty-eight faculty members of the Audubon Independent Schools in opposition to legislation pertaining to withholding state income tax.

INTRODUCTION OF BILLS

Senate File 52, by Senator Shoeman, a bill for an act relating to care of neglected, dependent and delinquent children.

Read first and second times and passed on file.

Senate File 53, by Senators Tate, Schroeder, Elwood and Dykhouse, a bill for an act to amend section five hundred twenty-two point one (522.1), Code 1954, relating to the qualifying, licensing, and supervision of life insurance agents.

Read first and second times and passed on file.

Senate File 54, by Senator Tate, a bill for an act to amend sections three hundred twenty-one point one (321.1), subsection twenty-six (26), and three hundred twenty-one point thirteen (321.13), Code 1954, relating to emergency vehicles.

Read first and second times and passed on file.

Senate File 55, by Senators Tate, Stuart, Boothby, Dewel, Moli-son and Dykhouse, a bill for an act relating to trading stamps and similar devices.

Read first and second times and passed on file.

Senate File 56, by Senators Anderson, Buck, Butler, Dykhouse, Evans, Long and Lynes, a bill for an act to prohibit and to make it unlawful for any person, group of persons, labor union or organization whether in connection with any labor dispute or activity or not, to picket so as to interfere with another in his work, employment or business, by force, threats, violence or intimidation; to

picket so as to obstruct or interfere with the free ingress into or egress from any premises, or the free use of any public street or way, sidewalk, or any railway, airport, or other means of travel or conveyance; or to picket the place of residence of any employer or employee, or to threaten the family of an employer or employee; to authorize court injunctions, to prescribe the duties of peace officers, and to provide punishments for violations, and to protect civil rights of citizens.

Read first and second times and passed on file.

Senate File 57, by Senator Grimstead, a bill for an act relating to sale and distribution of poisons and to amend chapter 205, Code 1954, pertaining thereto.

Read first and second times and passed on file.

Senate File 58, by Senator Nolan, a bill for an act to amend chapter four hundred sixty-seven B (467B), Code 1954, relating to taxation on land acquired by the federal government for flood control purposes.

Read first and second times and passed on file.

Senate File 59, by Senators Vest, Nolan, O'Malley, Dewel and Schroeder, a bill for an act to authorize the recovery of civil damages due to malicious or willful destruction of property by miners.

Read first and second times and passed on file.

Senate File 60, by Senator Nolan, a bill for an act providing for annexation of territorial property owned by the state of Iowa, by a city or town.

Read first and second times and passed on file.

President Nicholas announced the appointment of the following standing committees:

**APPOINTMENT OF COMMITTEES
FIFTY-SEVENTH GENERAL ASSEMBLY**

AERONAUTICS			
Nolan— Chairman	Butler* Coleman	Fisher Price	Shoeman Utzig
AGRICULTURE			
Ringgenberg— Chairman Prince* Anderson Buck	Coleman Elijah Hoffman Hoxie	Lynes McCurdy Molison Shoeman	Turner Walker Weiss Wormley

*Indicates ranking member.

APPROPRIATIONS

Watson— Chairman	Gillespie Harbor	Nolan O'Malley	Scott Shoeman
Lynes*	Henry	Prentis	Stuart
Buck	Hoxie	Putney	Tate
Burton	Long	Rigler	Vest
Byers	McCurdy	Ringgenberg	Walker
Elwood	McFarlane	Schroeder	Weber
Evans	Molison		

BANKS, BUILDING AND LOAN

Butler— Chairman	Elwood	McManus	Schroeder
Elijah*	Hoffman	Molison	Scott
Byers	Lynes	Rigler	Weber
	McFarlane		

BOARD OF CONTROL

Boothby— Chairman	Anderson	Grimstead	O'Connor
Buck*	Elwood	Hoffman	Tate

BOARD OF PAROLE

Prince— Chairman	Grimstead*	Shaff	Watson
	Dailey		

CITIES AND TOWNS

Schroeder— Chairman	Dailey	O'Malley	Shaff
Byers*	McFarlane	Scott	Utzig
	McManus		

CLAIMS

Buck— Chairman	Harbor*	Dailey	Weiss
	Coleman	Price	

COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES

Putney— Chairman	Burton	Henry	Rigler
Shoeman*	Dewel	Prince	Weber

CONSERVATION

Weiss— Chairman	Dewel	O'Connor	Stuart
Hoxie*	Dykhous	Prince	Walker
Coleman	Henry	Putney	Watson
	Harbor	Shoeman	

ELECTION REFORM

Grimstead— Chairman	Ringgenberg*	Butler	Hoffman
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ENROLLED BILLS

Evans— Chairman	Fisher*	Coleman	Walker
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GOVERNMENTAL AFFAIRS

Long— Chairman	Weber*	Hoffman	Shoeman
	Evans	Grimstead	Turner

HIGHWAY SAFETY

Hoxie— Chairman	Buck	Harbor	Price
Wormley*	Elijah	Miller	Prince
	Fisher	O'Connor	Shoeman

*Indicates ranking member.

HIGHWAYS			
Dykhouse— Chairman	Grimstead	O'Connor	Tate
Walker*	Henry	Prentis	Turner
Coleman	Hoxie	Rigler	Weber
Elwood	Lynes	Scott	Wormley
	McCurdy		
INSURANCE			
Tate— Chairman	Butler	Lynes	O'Malley
Price*	Byers	Molison	Putney
	Dailey	Nolan	Shaff
INTERSTATE COOPERATION			
Turner— Chairman	Coleman	Evans	McManus
Dykhouse*	Dewel	Henry	Tate
IOWA DEVELOPMENT			
Elijah— Chairman	Gillespie*	Evans	McCurdy
	Burton	Fisher	
JUDICIARY 1			
Stuart— Chairman	Dailey	Nolan	Schroeder
Long*	Elijah	O'Malley	Scott
Boothby	Elwood	Prentis	Vest
	Gillespie	Ringgenberg	
JUDICIARY 2			
Byers— Chairman	Shaff*	Lynes	Miller
	Dewel	McManus	Rigler
LABOR			
Harbor— Chairman	Dykhouse	McManus	Scott
Evans*	Hoxie	O'Malley	Utzig
	Long		
LEGISLATIVE REDISTRICTING			
Dewel— Chairman	Miller*	McFarlane	O'Connor
	Grimstead	McManus	Walker
MANUFACTURING, COMMERCE AND TRADE			
Shaff— Chairman	Schroeder*	Elwood	Utzig
	Burton	Stuart	
MILITARY AFFAIRS			
Miller— Chairman	Utzig*	Buck	Harbor
	Boothby	Dewel	
MINES AND MINING			
Price— Chairman	Burton*	Fisher	McFarlane
	Evans		
MOTOR VEHICLES			
Walker— Chairman	Butler	Lynes	Prentis
Henry*	Gillespie	McCurdy	Putney
Burton	Hoxie	Nolan	Rigler
PRINTING			
Henry— Chairman	O'Connor*	Dewel	Schroeder
	Anderson		
PRIVATE CORPORATIONS			
Fisher— Chairman	Vest*	Dailey	Wormley
	Byers	Prince	

*Indicates ranking member.

PUBLIC HEALTH

Shoeman— Chairman	Dykhouse Elijah	McManus Nolan	Schroeder Stuart
Boothby*	Hoffman	Putney	Weiss
Butler	Long		

PUBLIC LANDS AND BUILDINGS

Lynes— Chairman	O'Malley*	Utzig	Wormley
	Evans		

PUBLIC LIBRARIES

Wormley— Chairman	Coleman*	Weber	Weiss
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PUBLIC UTILITIES

Rigler— Chairman	Byers Dykhouse	McFarlane Miller	Shaff Tate
Putney*	Harbor	O'Malley	Watson
Boothby	Long	Schroeder	

RAILROADS

Weber— Chairman	McManus* Burton	Byers Dykhouse	Long
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RULES

Vest— Chairman	Byers Dewel	Miller Schroeder	Shaff Utzig
Nolan*	McFarlane		

SCHOOLS AND EDUCATIONAL INSTITUTIONS

Molison— Chairman	Gillespie Lynes	Rigler Ringgenberg	Stuart Turner
Tate*	McManus	Scott	Walker
Buck	O'Malley	Shaff	Wormley
Elijah	Price		

SOCIAL SECURITY

McFarlane— Chairman	Boothby Buck	Dailey O'Malley	Stuart Tate
Molison*	Butler	Price	Weiss
Anderson			

TAX REVISION

Elwood— Chairman	Anderson Gillespie	Miller Molison	Ringgenberg Stuart
Prentis*	Henry	Rigler	

WAYS AND MEANS

Prentis— Chairman	Henry Hoxie	Molison O'Malley	Vest Watson
Elwood*	Lynes	Ringgenberg	Weber
Elijah	Miller	Turner	Wormley

WATER RIGHTS

Anderson— Chairman	Butler Dailey	Hoffman Lynes	Vest Weiss
Turner*	Harbor	McCurdy	

SENATORS AND THEIR RESPECTIVE COMMITTEES
FIFTY-SEVENTH GENERAL ASSEMBLY

SENATOR ANDERSON

Water rights—Chairman	Board of control	Social security
Agriculture	Printing	Tax revision

*Indicates ranking member.

	SENATOR BOOTHBY	
Board of control— Chairman Public health*	Judiciary 1 Military affairs	Public utilities Social security
	SENATOR BUCK	
Claims—Chairman Board of control* Agriculture	Appropriations Highway safety Military affairs	School and educational institutions Social security
	SENATOR BURTON	
Mines and mining* Appropriations Compensation of public officers and employees	Iowa development Manufacturing, com- merce and trade	Motor vehicles Railroads
	SENATOR BUTLER	
Banks, building and loan—Chairman Aeronautics*	Election reform Insurance Motor vehicles	Public health Social security Water rights
	SENATOR BYERS	
Judiciary 2—Chairman Cities and towns* Appropriations	Banks, building and loan Insurance Private corporations	Public utilities Railroads Rules
	SENATOR COLEMAN	
Public libraries* Aeronautics Agriculture	Claims Conservation Enrolled bills	Highways Interstate cooperation
	SENATOR DAILEY	
Board of parole Cities and towns Claims	Insurance Judiciary 1 Private corporations	Social security Water rights
	SENATOR DEWEL	
Legislative redistrict- ing—Chairman Compensation of public officers and employees	Conservation Interstate cooperation Judiciary 2	Military affairs Printing Rules
	SENATOR DYKHOUSE	
Highways—Chairman Interstate cooperation* Conservation	Labor Public health Public utilities	Railroads
	SENATOR ELIJAH	
Iowa development— Chairman Banks, building and loan*	Agriculture Highway safety Judiciary 1 Public health	Schools and educational institutions Ways and means
	SENATOR ELWOOD	
Tax revision—Chair- man Ways and means* Appropriations	Banks, building and loan Board of control Highways	Judiciary 1 Manufacturing, com- merce and trade
	SENATOR EVANS	
Enrolled bills— Chairman Labor* Appropriations	Governmental affairs Interstate cooperation Iowa development	Mines and mining Public lands and build- ings

*Indicates ranking member.

	SENATOR FISHER	
Private corporations— Chairman Enrolled bills*	Aeronautics Highway safety	Iowa development Mines and mining
	SENATOR GILLESPIE	
Iowa development* Appropriations Judiciary 1	Motor vehicles Schools and educational institutions	Tax revision
	SENATOR GRIMSTEAD	
Election reform— Chairman Board of parole*	Board of control Governmental affairs Highways	Legislative redistrict- ing
	SENATOR HARBOR	
Labor—Chairman Claims* Appropriations	Conservation Highway safety Military affairs	Public utilities Water rights
	SENATOR HENRY	
Printing—Chairman Motor vehicles* Appropriations	Compensation of public officers and employees Conservation Highways	Interstate cooperation Tax revision Ways and means
	SENATOR HOFFMAN	
Agriculture Banks, building and loan	Board of control Election reform Governmental affairs	Public health Water rights
	SENATOR HOXIE	
Highway safety— Chairman Conservation*	Agriculture Appropriations Highways	Labor Motor vehicles Ways and means
	SENATOR LONG	
Governmental affairs— Chairman Judiciary 1*	Appropriations Labor Public health	Public utilities Railroads
	SENATOR LYNES	
Public lands and build- ings—Chairman Appropriations* Agriculture	Banks, building and loan Highways Insurance Judiciary 2	Motor vehicles Schools and educational institutions Ways and means Water rights
	SENATOR McCURDY	
Agriculture Appropriations	Highways Iowa development	Motor vehicles Water rights
	SENATOR McFARLANE	
Social security— Chairman Appropriations	Banks, building and loan Cities and towns Legislative redistrict- ing	Mines and mining Public utilities Rules
	SENATOR McMANUS	
Railroads* Banks, building and loan Cities and towns	Interstate cooperation Judiciary 2 Labor Legislative redistrict- ing	Public health School and educational institutions

*Indicates ranking member.

	SENATOR MILLER	
Military affairs— Chairman	Highway safety	Rules
Legislative redistricting*	Judiciary 2	Tax revision
	Public utilities	Ways and means
	SENATOR MOLISON	
Schools and educational institutions—Chairman	Agriculture	Insurance
Social security*	Appropriations	Tax revision
	Banks, building and loan	Ways and means
	SENATOR NOLAN	
Aeronautics—Chairman	Appropriations	Motor vehicles
Rules*	Insurance	Public health
	Judiciary 1	
	SENATOR O'CONNOR	
Printing*	Highway safety	Legislative redistricting
Board of control	Highways	
Conservation		
	SENATOR O'MALLEY	
Public lands and buildings*	Insurance	Schools and educational institutions
Appropriations	Judiciary 1	Social security
Cities and towns	Labor	Ways and means
	Public utilities	
	SENATOR PRENTIS	
Ways and means— Chairman	Appropriations	Judiciary 1
Tax revision*	Highways	Motor vehicles
	SENATOR PRICE	
Mines and mining— Chairman	Aeronautics	Schools and educational institutions
Insurance*	Claims	Social security
	Highway safety	
	SENATOR PRINCE	
Board of parole— Chairman	Compensation of public officers and employees	Highway safety
Agriculture*	Conservation	Private corporations
	SENATOR PUTNEY	
Compensation of public officers and employees —Chairman	Public utilities*	Insurance
	Appropriations	Motor vehicles
	Conservation	Public health
	SENATOR RIGLER	
Public utilities— Chairman	Compensation of public officers and employees	Motor vehicles
Appropriations	Highways	Schools and educational institutions
Banks, building and loan	Judiciary 2	Tax revision
	SENATOR RINGGENBERG	
Agriculture—Chairman	Appropriations	Tax revision
Election reform*	Judiciary 1	Ways and means
	Schools and educational institutions	
	SENATOR SCHROEDER	
Cities and towns— Chairman	Appropriations	Printing
Manufacturing, commerce and trade*	Banks, building and loan	Public health
	Judiciary 1	Public utilities
		Rules

*Indicates ranking member.

	SENATOR SCOTT	
Appropriations Banks, building and loan	Cities and towns Highways Judiciary 1	Labor Schools and educational institutions
	SENATOR SHAFF	
Manufacturing, com- merce and trade— Chairman Judiciary 2*	Board of parole Cities and towns Insurance Public utilities	Rules Schools and educational institutions
	SENATOR SHOEMAN	
Public health—Chair- man Compensation of public officers and em- ployees*	Aeronautics Agriculture Appropriations Conservation	Governmental affairs Highway safety
	SENATOR STUART	
Judiciary 1—Chairman Appropriations Conservation	Manufacturing, com- merce and trade Public health	Schools and educational institutions Social security Tax revision
	SENATOR TATE	
Insurance—Chairman Schools and educational institutions*	Appropriations Board of control Highways	Interstate cooperation Public utilities Social security
	SENATOR TURNER	
Interstate cooperation —Chairman Water rights*	Agriculture Governmental affairs Highways	Schools and educational institutions Ways and means
	SENATOR UTZIG	
Military affairs* Aeronautics Cities and towns	Labor Manufacturing, com- merce and trade	Public lands and buildings Rules
	SENATOR VEST	
Rules—Chairman Private corporations*	Appropriations Judiciary 1	Ways and means Water rights
	SENATOR WALKER	
Motor vehicles— Chairman Highways* Agriculture	Appropriations Conservation Enrolled bills	Legislative redistrict- ing Schools and educational institutions
	SENATOR WATSON	
Appropriations— Chairman	Board of parole Conservation	Public utilities Ways and means
	SENATOR WEBER	
Railroads—Chairman Government affairs* Appropriations	Banks, building and loan Compensation of public officers and employees	Highways Public libraries Ways and means
	SENATOR WEISS	
Conservation— Chairman Agriculture	Claims Public health Public libraries	Social security Water rights

*Indicates ranking member.

	SENATOR WORMLEY	
Public libraries—	Highways	Schools and educational
Chairman	Private corporations	institutions
Highway safety*	Public lands and build-	Ways and means
Agriculture	ings	

*Indicates ranking member.

Senate Scott submitted the following report and moved its adoption:

REPORT OF COMMITTEE ON COMMITTEE ROOMS

MR. PRESIDENT: Your committee on assignment of committee rooms has considered the time and place for the meetings of the standing committees of the Senate and begs leave to make recommendations and reports as follows:

- Aeronautics—Monday, 1:00 p.m., Room 24
- Agriculture—Wednesday, 1:30 p.m., Room 22
- Appropriations—Tuesday and Thursday, 1:30 p.m., Room 22
- Banks, Building and Loan—Monday, 1:00 p.m., Room 22
- Board of Control—Monday, 2:00 p.m., Room 23
- Board of Parole—On call of chairman
- Cities and Towns—Tuesday, 2:30 p.m., Room 22
- Claims—Thursday, 1:00 p.m., Room 24
- Compensation of Public Officers and Employees—Tuesday, 2:30 p.m., Room 24
- Conservation—Wednesday, 2:30 p.m., Room 22
- Election Reform—Monday, 3:30 p.m., Room 24
- Enrolled Bills—On call of chairman
- Governmental Affairs—Wednesday, 1:00 p.m., Room 22
- Highways—Monday, 2:30 p.m., Room 22
- Highway Safety—Tuesday, 1:30 p.m., Room 24
- Insurance—Tuesday, 1:00 p.m., Room 22
- Interstate Cooperation—Wednesday, 3:30 p.m., Room 22
- Iowa Development—Wednesday, 3:00 p.m., Room 24
- Judiciary 1—Wednesday, 1:30 p.m., Room 24
- Judiciary 2—Monday, 1:30 p.m., Room 24
- Labor—Tuesday, 3:30 p.m., Room 22
- Legislative Redistricting—On call of chairman
- Manufacturing, Commerce and Trade—Monday, 2:30 p.m., Room 24
- Military Affairs—Wednesday, 1:00 p.m., Room 24
- Mines and Mining—Monday, 3:30 p.m., Room 22
- Motor Vehicles—Thursday, 2:30 p.m., Room 24
- Printing—Tuesday, 1:00 p.m., Room 24
- Private Corporations—Monday, 3:00 p.m., Room 23
- Public Health—Tuesday, 3:00 p.m., Room 24
- Public Lands and Buildings—Thursday, 3:30 p.m., Room 23
- Public Libraries—Tuesday, 3:30 p.m., Room 23
- Public Utilities—Thursday, 2:30 p.m., Room 22
- Railroads—Thursday, 3:30 p.m., Room 24
- Rules—On call of the chairman
- Schools and Educational Institutions—Monday, 1:30 p.m., Room 22
- Social Security—Wednesday, 2:00 p.m., Room 23
- Tax Revision—Thursday, 3:00 p.m., Room 22

Water Rights—Tuesday, 1:00 p.m., Room 23

Ways and Means—Wednesday, 2:30 p.m., Room 24

GEORGE L. SCOTT, *Chairman.*

WILLIAM H. HARBOR.

GEORGE W. WEBER.

CARL RINGGENBERG.

The motion prevailed and the report was adopted.

PRESENTATION OF VISITOR

Senator Nolan asked and received unanimous consent to present to the Senate the Honorable Jay C. Colburn of Shelby County, a former member of the Senate who was present in the Senate chamber.

RESIGNATION OF EMPLOYEES

Senator Henry announced the resignation of his committee clerk, Juanita Bowen, effective January 22, 1957.

Senator Prentis announced the resignation of E. R. Thayer of Cedar County as assistant doorkeeper of the Senate, effective January 16, 1957.

APPOINTMENT OF EMPLOYEES

Senator Henry announced the appointment of Nancy Pilling as his committee clerk.

Senator Prentis announced the appointment of John Ross James of Marshall County and David B. Long of Polk County assistant doorkeepers of the Senate, effective January 22, 1957.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- S. F. 1 Schools and educational institutions
- S. F. 2 Schools and educational institutions
- S. F. 3 Schools and educational institutions
- S. F. 4 Tax revision
- S. F. 5 Schools and educational institutions
- S. F. 6 Tax revision
- S. F. 7 Tax revision

- S. F. 8 Ways and means
- S. F. 9 Ways and means
- S. F. 10 Ways and means
- S. F. 11 Ways and means
- S. F. 12 Ways and means
- S. F. 13 Tax revision
- S. F. 14 Tax revision
- S. F. 15 Tax revision
- S. F. 16 Ways and means
- S. F. 17 Tax revision
- S. F. 18 Tax revision
- S. F. 19 Tax revision
- S. F. 20 Tax revision
- S. F. 21 Tax revision
- S. F. 22 Tax revision
- S. F. 23 Ways and means
- S. F. 24 Ways and means
- S. F. 25 Tax revision
- S. F. 26 Tax revision
- S. F. 27 Insurance
- S. F. 28 Ways and means
- S. F. 29 Motor vehicles
- S. F. 30 Judiciary 1
- S. F. 31 Highway safety
- S. F. 32 Highway safety
- S. F. 33 Highway safety
- S. F. 34 Cities and towns
- S. F. 35 Judiciary 2
- S. F. 36 Manufacturing, commerce and trade
- S. F. 37 Highways
- S. F. 38 Labor
- S. F. 39 Schools and educational institutions
- S. F. 40 Judiciary 1
- S. F. 41 Social security
- S. F. 42 Judiciary 2
- S. F. 43 Judiciary 1
- S. F. 44 Ways and means
- S. F. 45 Judiciary 1
- S. F. 46 Water rights
- S. F. 47 Conservation
- S. F. 48 Election reform
- S. F. 49 Judiciary 1
- S. F. 50 Motor vehicles

- S. F. 51 Schools and educational institutions
- S.J.R. 1 Judiciary 1
- S.J.R. 2 Legislative redistricting
- S.J.R. 3 Board of control

REPORT OF COMMITTEE

Senator Grimstead submitted the following report:

MR. PRESIDENT: Your committee on election reform to which was referred **Senate File 48**, a bill for an act relating to recall elections to remove elected officials in any city or town under any 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 Senate File 48 by adding the following section:

"This Act being deemed of immediate importance shall be in full force and effect from after its passage and publication in the Lake Mills Graphic, a newspaper published at Lake Mills, Iowa, and the Ames Daily Tribune, a newspaper published at Ames, Iowa."

JACOB GRIMSTEAD, *Chairman.*

Order passed on file.

On motion of Senator Nolan, the Senate adjourned until 10:30 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, JANUARY 23, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend John Giles, pastor of the West-over Baptist Church, Des Moines, Iowa.

PETITION AND MEMORIAL

The following petition was presented and placed on file:

By Senator Weiss, from seventeen members of the Ute Fire Department favoring the proposed Firemanship and Civil Defense Training Center at Iowa State College, Ames.

INTRODUCTION OF BILLS

Senate File 61, by Senator O'Malley, a bill for an act to amend section six hundred four point eight (604.8), Code 1954.

Read first and second times and passed on file.

Senate File 62, by Senators Elwood and Rigler, a bill for an act to amend section two hundred forty-nine point twenty (249.20), Code 1954, relating to the transfer and conveyance of property to the state.

Read first and second times and passed on file.

Senate File 63, by Senator Prentis (by request), a bill for an act to increase the speed limit for any vehicle drawing another vehicle.

Read first and second times and passed on file.

Senate File 64, by Senators Shoeman, Butler, Utzig, Boothby, Burton, Prince and Vest, a bill for an act to amend section one hundred sixty-four point eleven (164.11), Code 1954, relating to Bang's disease.

Read first and second times and passed on file.

Senate File 65, by Senators Shoeman, Butler, Utzig, Boothby, Burton and Prince, a bill for an act to amend section one hundred sixty-four point seventeen (164.17), Code 1954, relating to Bang's disease.

Read first and second times and passed on file.

Senate File 66, by Senators Molison, Anderson, Weber, Hoxie, Elijah, Ringgenberg, Rigler, Wormley and Scott, a bill for an act to amend section five hundred eighteen point one (518.1), Code 1954, relating to insurance coverages authorized for mutual fire, tornado, hailstorm and other insurance associations.

Read first and second times and passed on file.

Senate File 67, by Senators Hoxie, Gillespie, Anderson and O'Connor, a bill for an act to amend section one hundred nine point fifty-four (109.54), relating to the use of firearms.

Read first and second times and passed on file.

Senate File 68, by Senators Butler, Nolan, Anderson and Lynes, a bill for an act to amend chapter one hundred fifty-five (155), Code 1954, relating to pharmacy and to provide for the development, establishment and enforcement of basic standards and requirements for the distribution of drugs, medicinal chemicals, poisons, and proprietary or domestic remedies for human use only, and to provide for licensing of such distributors, and to provide penalties for violations.

Read first and second times and passed on file.

Senate File 69, by Senator Dewel, a bill for an act relating to records and reports of recipients of public aid.

Read first and second times and passed on file.

Senate File 70, by Senators McFarlane, Byers, Daily, Miller, O'Malley, Tate and Shaff, a bill for an act to amend section four hundred eleven point six (411.6), Code 1954, relating to retirement benefits, accidental death benefits, and ordinary death benefits, as provided in retirement systems for policemen and firemen.

Read first and second times and passed on file.

Senate File 71, by Senators McFarlane, Byers, Miller, O'Malley, Tate and Shaff, a bill for an act relating to disabled and retired firemen's and policemen's pensions payable to surviving spouse.

Read first and second times and passed on file.

Senate File 72, by Senators McFarlane, Byers, Dailey, Miller, O'Malley, Tate and Shaff, a bill for an act to amend section four hundred ten point ten (410.10), Code 1954, relating to disabled and retired firemen's and policemen's pensions.

Read first and second times and passed on file.

Senate File 73, by Senator Dykhouse, a bill for an act relating to the required interval between certain classes of vehicles moving upon the highways and to amend sections three hundred twenty-

one point three hundred eight (321.308) and three hundred twenty-one point three hundred nine (321.309), Code 1954, relating thereto.

Read first and second times and passed on file.

Senate File 74, by Senators Schroeder, Byers, Dewel, O'Malley, Walker, Elwood, Dailey and McFarlane, a bill for an act relating to the appointment of civil service commissioners in cities.

Read first and second times and passed on file.

Senate File 75, by Senator Buck, a bill for an act to amend chapter one hundred thirty-nine (139), Acts of the Fifty-Sixth General Assembly, relating to the number of directors to be elected in certain community school districts.

Read first and second times and passed on file.

Senate File 76, by Senators Rigler, McFarlane, Byers, Tate, Long, Dykhouse, Gillespie, Henry, Miller, Shoeman, Shaff, Schroeder, Harbor and Putney, a bill for an act to modernize public utility regulation in Iowa by providing for the creation in the State of Iowa of the Iowa Public Service Commission; to define public utilities and provide for the regulation thereof; to provide for the appointment of members of such public service commission; to define the power, duties, and jurisdiction of such commission; to include in said state jurisdiction regulatory authority over all public utilities both publicly and privately owned; to provide for rate regulation of said public utilities by the commission; to prohibit undue preference and unlawful discrimination in the rendering of public utility service; to provide for connection and consolidation of public utilities properties; to provide for operation of said public utilities under indeterminate permits rather than term franchises issued by municipalities; to fix and provide penalties for the violation of any of the provisions of this Act; to provide for transfer to the Iowa Public Service Commission of all proceedings pending before the Iowa State Commerce Commission; to abolish the Iowa State Commerce Commission; to transfer authority pertaining to constructing, maintaining, and operating hydro-electric plants from the executive council of the State of Iowa to the Iowa Public Service Commission; to provide for exercise of eminent domain by said public utility operators; to provide for regulation by the Iowa Public Service Commission of the issuance of securities by public utilities; to provide authority for the Iowa Public Service Commission to assess costs of its operations to all said utilities which are parties to proceedings before it not to exceed three-fifths of one per cent of their respective gross revenues and to assess all said utilities for support of said commission in amounts not exceeding one-fifth of one per cent of their respective gross revenues; to declare the legislative intent to be that all parts of this Act be constitutional

exclusive of those parts of the Act which may hereafter be held unconstitutional; and to repeal all laws or parts of laws which are inconsistent with the provisions of this Act or to amend such laws or parts of laws to make them consistent with the provisions of this Act.

Read first and second times and passed on file.

Senate File 77, by Senator Rigler, a bill for an act to increase the liability limits of insurance a county board of supervisors may purchase to protect county employees from liability for certain acts committed in performance of their duties.

Read first and second times and passed on file.

Senate File 78, by Senators Rigler, Elwood, Lynes and Nolan, a bill for an act relating to proof of financial ability of motor vehicle common carriers of passengers to respond to legal liability to such persons for damages or injuries.

Read first and second times and passed on file.

Senator Buck called up the following resolution and moved its adoption :

SENATE CONCURRENT RESOLUTION 5

By Buck, O'Malley, McFarlane
Shaff, Miller and Elijah

Whereas, in the recent period many individuals and groups living in our great state have creditably and illustriously brought exceptional glory and honor to themselves, to their respective communities, and to our state;

Whereas, the achievements of their individual and collective activities in such fields as agriculture, education, the professions, science, the humanities, athletics, the fine arts, and industrial progress through co-operative efforts of labor and management have been recognized on a national and international level;

Now, Therefore, Be It Resolved by the Senate, the House Concurring, that the Fifty-seventh General Assembly of Iowa speaking for and on behalf of the citizens of Iowa, does hereby proudly express the appreciation and the admiration of the citizens of Iowa to such individuals and groups.

The motion prevailed and the resolution was adopted.

Senator Nolan asked and received unanimous consent that the Secretary be instructed to mail copies of the resolution to those referred to therein.

COMMITTEE ON MEMORIAL RESOLUTIONS

Senator Lynes moved that the President appoint a committee of three to ascertain the names of the deceased members of the Senate during the past two years, and that the President be authorized to

appoint subcommittees to prepare memorial resolutions.

The motion prevailed and President Nicholas appointed as such committee Senators Lynes, Price and O'Malley.

PRESENTATION OF VISITORS

Senator O'Malley asked and received unanimous consent to present to the Senate the members of the 9A class of the Callanan Junior High School who were present in the balcony accompanied by instructor Victor Mastin.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

REPORT OF JOINT COMMITTEE ON JOINT LEGISLATIVE EMPLOYEES

We, your joint committee appointed to nominate employees for the extra help of the Fifty-seventh General Assembly, hereby submit the following:

LEGISLATIVE RESEARCH BUREAU

Bill Drafters:

Joseph Joyce, Polk County
Stanley Marshall, Polk County
Oscar Jones, Polk County
Louis Coffelt, Scott County
Irving Crawford, Poweshiek County

Typists:

Cleo Timm, Franklin County
Mary Newcomb, Polk County

Clerks:

Margaret G. McCabe, Polk County
Helen M. Gray, Mahaska County
Jessie Augustine, Polk County

JOINT HELP

Postmistress:

Dora Dykhouse, Lyon County

Post Office Assistant:

Cecelia Carl, Polk County

Mail Carrier:

William Swygard, Polk County

Matron—Assigned to Historical Building:

Mary Martha Budrevich, Polk County

CUSTODIAN

Janitors:

Ben Carpenter, Polk County
Alexander Douthit, Polk County
Albert C. Johnson, Polk County

Cecil A. Johnson, Polk County
 Roy V. Johnson, Polk County
 Ray Wilson, Polk County

Matron:

Minnie B. Wilson, Polk County

Head Policeman:

Charles A. Daniels, Polk County

Policemen:

George G. Conn, Polk County
 Edward L. Forbes, Polk County
 Maurice W. Johnson, Polk County
 Robert M. Powell, Polk County
 Paul Soutter, Jasper County

Watchmen:

Alex Linden, Polk County
 Orrin F. McIntyre, Polk County

Elevator Operators:

Tressa Hamilton, Polk County
 Maude Morris, Polk County

Telephone Operator:

Maxine E. Rush, Polk County

CODE OFFICE**Photostat Operator:**

Barbara Dunn, Polk County

General Clerk:

Joyce McMurray, Polk County

X. T. PRENTIS,
On the part of the Senate.
 HENRY H. STEVENS,
On the part of the House.

ASSIGNMENT OF BILLS TO COMMITTEES

President Nicholas announced the assignment of the following bills to committee:

- S. F. 52 Social security
- S. F. 53 Insurance
- S. F. 54 Motor vehicles
- S. F. 55 Manufacturing, commerce and trade
- S. F. 56 Labor
- S. F. 57 Public health
- S. F. 58 Judiciary 1
- S. F. 59 Judiciary 1
- S. F. 60 Judiciary 1

AMENDMENTS FILED

- 1 Amend Senate File 55 by adding the following new sections:
- 2 1. All money hereafter received by the secretary of
- 3 state under this act shall constitute what shall hereafter
- 4 be known as the Trading Stamp Fund. Whenever said Trading
- 5 Stamp Fund shall have a balance in excess of five hundred

6 thousand dollars the comptroller shall transfer such excess
 7 to the general fund of the state treasury, which amount shall
 8 be used to reduce the general state tax levy against real
 9 estate.

10 2. The state treasurer shall semiannually distribute
 11 a sum of money equal to fifty percent of the receipts under this
 12 act to the cities and towns of the state in the manner herein-
 13 after provided. Such amount shall be distributed to the cities
 14 and towns of the state in proportion to the population that
 15 each incorporated city or town bears to the total population of
 16 all incorporated cities and towns of the state as computed by
 17 the latest federal census. Such apportionment shall be made
 18 semiannually as of July 1 and January 1 of each year. Warrants
 19 for the same shall be issued by the state comptroller upon
 20 certification of the state treasurer and mailed to the city
 21 clerk of each incorporated city and town of the state and shall
 22 be subject to expenditure under the direction of the city
 23 council or other governing bodies of such incorporated city or
 24 town for any lawful municipal purpose.

25 3. In any case where a city or town has been incorporated
 26 since the last federal census, the mayor and council shall
 27 certify to the state treasurer the actual population of such
 28 incorporated city or town as of date of incorporation and its
 29 apportionment of funds under this section shall be based upon
 30 such certification until the next federal census enumeration.
 31 Any community which has dissolved its corporation shall not
 32 receive any apportionment of funds under this section for any
 33 period after said corporation has been dissolved.

ARCH W. MCFARLANE.
 GUY G. BUTLER.

1 Amend Senate File 48 by adding a new section following
 2 section 12:
 3 "The repeal herein provided shall be without prejudice
 4 to any legal actions or other proceedings now pending under
 5 the repealed sections."

JACOB GRIMSTEAD.

On motion of Senator Watson, the Senate adjourned until 10:45
 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, JANUARY 24, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend William E. Remley, pastor of the Collegiate Presbyterian Church, Ames, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Dailey, from John Lox and twenty-two other members of the West Burlington Fire Department favoring the proposed Firemanship and Civil Defense Training Center at Iowa State College, Ames.

By Senator Walker, from seventeen members of the Clarion Volunteer Fire Department favoring the proposed Firemanship and Civil Defense Training Center at Iowa State College, Ames.

INTRODUCTION OF BILLS

Senate File 79, by Senator Molison, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Tri-county Community School District in the Counties of Keokuk, Poweshiek, and Mahaska, State of Iowa, and declaring said district a duly and legally organized corporate body.

Read first and second times and passed on file.

Senate File 80, by Senator Rigler, a bill for an act relating to the equipment of rail track motor cars used or furnished by common carriers by railroad for transporting employees.

Read first and second times and passed on file.

Senate File 81, by Senators Watson, McFarlane and Boothby (by request of Governmental Reorganization Study Committee), a bill for an act to transfer the administration of the statutes relating to fire protection in hotels from the department of agriculture to the fire marshal.

Read first and second times and passed on file.

Senate File 82, by Senators Watson, McFarlane and Boothby (by request of Governmental Reorganization Study Committee), a bill for an act relating to the powers and duties of the attorney general

and to amend sections eighty point twenty-two (80.22) and seven hundred forty-eight point six (748.6), Code 1954.

Read first and second times and passed on file.

Senate File 83, by Senators Watson, McFarlane and Boothby (by request of Governmental Reorganization Study Committee), a bill for an act to provide for special assistant attorneys general to be assigned to various state departments and to provide for their compensation and expenses.

Read first and second times and passed on file.

Senate File 84, by Senators Watson, McFarlane and Boothby (by request of Governmental Reorganization Study Committee), a bill for an act providing for the repeal of section eight point five (8.5), subsection six (6), Code 1954, relating to the division of personnel, and to amend chapter nineteen (19), Code 1954, by adding a new section thereto assigning certain duties relating to the administration of personnel to the executive council.

Read first and second times and passed on file.

Senate File 85, by Senators Watson, McFarlane and Boothby (by request of Governmental Reorganization Study Committee), a bill for an act to transfer to the Secretary of State the administration of the securities laws from the commissioner of insurance and in relation thereto to confer on said Secretary of State all the powers and duties in the administration of the chapters relating to sale of stock on the installment plan, the Iowa securities law and membership sales.

Read first and second times and passed on file.

Senate File 86, by Senators Watson, McFarlane and Boothby (by request of Governmental Reorganization Study Committee), a bill for an act to create in the office of the Secretary of State a division of occupational registration; to define the duties of said division; to transfer license issuing, clerical and other administrative duties from certain licensing boards to said division; and to amend various sections of the Code relating thereto.

Read first and second times and passed on file.

Senate File 87, by Senators Watson, McFarlane and Boothby (by request of Governmental Reorganization Study Committee), a bill for an act relating to the supervision and regulation of certain loan corporations.

Read first and second times and passed on file.

Senate File 88, by Senators Watson, McFarlane and Boothby (by request of Governmental Reorganization Study Committee), a bill

for an act to transfer the custody and approval of bonds of certified public accountants from the auditor of state to the state accountancy board.

Read first and second times and passed on file.

Senate File 89, by Senators Watson, McFarlane and Boothby (by request of Governmental Reorganization Study Committee), a bill for an act to require audits of the accounts of each town by the state auditor.

Read first and second times and passed on file.

Senate File 90, by Senators Watson, McFarlane and Boothby (by request of Governmental Reorganization Study Committee), a bill for an act to create an appointive Iowa State Commerce Commission and to abolish the present elective commission after expiration of the terms for which they were elected and as extended herein.

Read first and second times and passed on file.

Senate File 91, by Senators Watson, McFarlane and Boothby (by request of Governmental Reorganization Study Committee), a bill for an act to vest jurisdiction of the state forest nursery in the state college of agriculture.

Read first and second times and passed on file.

Senate File 92, by Senators Watson, McFarlane and Boothby (by request of Governmental Reorganization Study Committee), a bill for an act to make appropriations to members of the legislative governmental reorganization study committee, namely: Harry E. Watson, Arch W. McFarlane, Laurence M. Boothby, Dewey E. Goode, Clark H. McNeal and Mahlon N. Brown.

Read first and second times and passed on file.

Senate File 93, by Senators Anderson, Miller and McFarlane, a bill for an act to clarify the exemption of animals from property tax.

Read first and second times and passed on file.

Senate File 94, by Senators Putney and Dykhouse, a bill for an act relating to the penalty for the third and all subsequent offenses of operating a motor vehicle while intoxicated, and to amend section three hundred twenty-one point two hundred eighty-one (321.281), Code 1954.

Read first and second times and passed on file.

Senate File 95, by Senators Putney and Dykhouse, a bill for an act making mandatory suspension of driver's license for refusal to submit to a blood test or chemical test when arresting officer has

reasonable grounds to believe that prior to arrest person was driving under the influence of intoxicating liquor.

Read first and second times and passed on file.

Senate File 96, by Senator McManus, a bill for an act to amend section six hundred five A point six (605A.6), Code 1954, relating to the judicial retirement system.

Read first and second times and passed on file.

Senate File 97, by Senators Walker, Ringgenberg, Wormley, Gillespie, McCurdy, Coleman, Hoffman and Butler, a bill for an act to amend chapter three hundred twenty-four (324), Code 1954, relating to the filing of claims for refund of the tax on gasoline.

Read first and second times and passed on file.

Senate File 98, by Senator Vest, a bill for an act to legalize and validate the proceedings for the organization of Odebolt-Arthur community school district, in the Counties of Sac, Crawford and Ida, State of Iowa, and to legalize and validate the action of the board of directors of said school district in calling a special school bond election.

Read first and second times and passed on file.

Senate File 99, by Senators Tate and Hoxie, a bill for an act to amend chapter three hundred twenty-one (321), Code 1954, relating to motor vehicles.

Read first and second times and passed on file.

Senate File 100, by Senators Schroeder, Shaff and Henry, a bill for an act relating to the terms of county officers.

Read first and second times and passed on file.

Senate File 101, by Senators O'Malley and Schroeder, a bill for an act to amend chapter two hundred fifty-nine (259), Acts of the Fifty-Fifth General Assembly, providing that the executive council had authority to sell at private sale to Central Lutheran Church of Des Moines, Polk County, Iowa, a non-profit corporation, certain land belonging to the State of Iowa situated in block three (3), H. Lyons addition to the town of Demoiné, now included in and forming a part of the City of Des Moines, Polk County, Iowa.

Read first and second times and passed on file.

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 House Concurrent Resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 4, extending the sympathy of the Fifty-seventh General Assembly to the Honorable Henry W. Burma in his sad bereavement.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 4

Whereas, it has come to our attention that the wife of a respected and dear friend of the Fifty-seventh General Assembly, the former Speaker of the House of Representatives, the Honorable Henry W. Burma, has just passed away; therefore,

Be It Resolved by the House, the Senate Concurring, That we extend to Mr. Burma our heartfelt sympathy in his sad bereavement; and,

Be It Further Resolved, That the Chief Clerk of the House be directed to forward a certified copy of this resolution to Mr. Burma.

PRESENTATION OF VISITORS

Senator Stuart asked and received unanimous consent to present to the Senate fifty-one members of the American Government class of the Corydon High School who were present in the balcony with their instructor Mr. Williams.

Senator Putney asked and received unanimous consent to present to the Senate the Honorable Claus Ross of Grundy County, a former member of the House of Representatives who was present in the Senate chamber.

Senator Prentis called up the report of the committee on joint legislative employees filed and found on pages 78 and 79 of the Senate Journal and moved its adoption.

The motion prevailed and the report was adopted.

THIRD READING OF BILLS

On motion of Senator Grimstead, Senate File 48, a bill for an act relating to recall elections to remove elected officials in any city or town under any form of government, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Grimstead offered the following amendment and moved its adoption:

Amend Senate File 48 by adding a new section following section 12:

"The repeal herein provided shall be without prejudice to any legal actions or other proceedings now pending under the repealed sections."

The amendment was adopted.

The following committee amendment was considered:

Amend Senate File 48 by adding the following section:

"This Act being deemed of immediate importance shall be in full force and effect from after its passage and publication in the Lake Mills

Graphic, a newspaper published at Lake Mills, Iowa, and the Ames Daily Tribune, a newspaper published at Ames, Iowa.”

On motion of Senator Grimstead, the amendment was adopted.

Senator Grimstead asked and received unanimous consent that Senate File 48 be rereferred to the committee on election reform for further consideration.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

SENATE CONCURRENT RESOLUTION 6

By Prentis

Whereas, the Code provides that “The compensation of the chaplains, officers and employees of the General Assembly shall be fixed by joint action of the Senate and House by resolution at the opening of the session or as soon thereafter as conveniently can be done”;

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That the daily compensation of all chaplains, officers and employees of the Fifty-seventh General Assembly shall be as follows, to be paid in accordance with the Rules of the Senate and the House:

OFFICERS AND EMPLOYEES OF THE SENATE

Secretary of the Senate	\$20.00
Temporary Assistant Secretary of the Senate.....	20.00
Assistant Secretary and Journal Clerk.....	18.50
Law and Reading Clerk.....	15.00
Law Clerk	15.00
Secretary's Stenographer	15.00
Secretaries to Lieutenant Governors.....	12.50
Secretary's Clerk	10.00
Assistant Journal Clerk.....	12.50
Engrossing Clerk	12.50
Enrolling Clerk	10.00
Payroll Clerk	11.00
Supply Clerk	9.00
Assistant Enrolling Clerk.....	8.00
Assistant Enrolled Bills Clerks.....	8.00
Senate Secretaries	7.50
Sergeant-at-Arms	8.00
Assistant Sergeants-at-Arms	7.00
Bill Clerk	7.50
File Clerk	6.50
Assistant File Clerk	6.00
Chief Doorkeeper	7.00
Assistant Doorkeepers	6.50
Postmistress	6.50
Porter	6.00
Cloakroom Attendant	6.00

Matrons	6.00
Pages	5.00

OFFICERS AND EMPLOYEES OF THE HOUSE

Chief Clerk	\$20.00
Assistant Chief Clerk.....	17.50
Reading Clerk	10.00
Law Clerk	15.00
Engrossing Clerk	11.00
Journal Clerks	10.00
Clip Sheet Clerk.....	8.00
Secretary to Speaker.....	12.50
Chief Enrolling Clerk.....	12.50
Assistant Enrolling Clerks.....	9.00
Supervisor of Clerks	12.50
Secretary to Chief Clerk.....	12.50
Clerk to Chief Clerk.....	10.00
Secretary to Law Clerk.....	10.00
Payroll Clerk	12.50
Companion Bill Clerk	9.00
Index Clerk	8.50
General Clerks	7.50
House Secretaries	7.50
Sergeant-at-Arms	8.00
Assistant Sergeant-at-Arms.....	7.00
Bill Clerk	7.50
Assistant Bill Clerk.....	6.50
File Clerks.....	6.50
Supply Clerks	6.50
Postmaster	6.50
Chief Electrician	9.00
Control Board Operator.....	7.50
Assistant Electrician	6.50
Doorkeepers	6.50
Cloakroom Attendants	6.00
Matron	6.00
Porters	6.00
Pages	5.00

LEGISLATIVE RESEARCH BUREAU

Bill Drafters	15.00
Typists	8.50
Clerks	7.50

JOINT LEGISLATIVE HELP

Postmistress	6.50
Post Office Assistant	6.00
Mail Carrier	6.50
Matron—assigned to Historical Building.....	6.00

CUSTODIAN

Janitors	6.50
Matron	6.00

Head Policeman	7.00
Policemen	6.50
Watchmen	6.50
Elevator Operators	6.50
Telephone Operator	6.50

CODE OFFICE

Photostat Operator	7.50
General Clerk	7.50

Be It Further Resolved: That the compensation of chaplains officiating at the opening of the sessions of the Senate and House of the Fifty-seventh General Assembly shall be fixed at five dollars (\$5) for each branch of the General Assembly and, in addition thereto, mileage at the rate of seven cents (7c) per mile to and from the state capitol.

SENATE CONCURRENT RESOLUTION 7

By Nolan

Be It Resolved by the Senate, the House Concurring: That a joint convention of the two houses of the Fifty-seventh General Assembly be held on February 5, 1957, at 11:00 a.m.

Be It Further Resolved: That Governor Loveless be invited to read his budget message at this joint convention of the two houses of the General Assembly and that the President of the Senate and the Speaker of the House be designated to deliver the invitation to him.

APPOINTMENT OF EMPLOYEE

Senator Prentis announced the appointment of J. Willard Stranahan of Ringgold County, as an Assistant Doorkeeper effective January 24.

SENATE CONCURRENT RESOLUTION 8

By Committee on Appropriations

Be It Resolved by the Senate, the House Concurring: That the following bills, authorized by legislative action, are hereby approved and ordered paid as provided by section two point twenty (2.20), Code 1954:

Des Moines Rubber Stamp Co., 1 desk sign (Berglund), 2 rubber stamps, 19 nickel silver badges, 1 desk sign (supply clerk) (Senate)	\$ 98.00
Storey Sound Recorder Co., 3 hours labor to clean, re-oil and adjust Soundscriber in Lieutenant Governor's office (Senate)	12.00
Office Machine Supply Co., cleaning and repairing 49 typewriters @ \$12.50 each, 49 ribbons @ \$6.50 per dozen, service on Burroughs adding machine (Senate).....	642.55
Storey Kenworthy Co., swivel chair upholstered for Lieutenant Governor (Senate).....	243.75
Smith-Corona Inc., 5 Smith-Corona office typewriters, service on Smith-Corona typewriters (Senate).....	1,032.50
International Business Machines Corp., 1 IBM electric typewriter and carbon ribbon, less trade in allowance on one machine, 1 power roll installed on IBM typewriter (Senate)	410.00

Carroll A. Lane, miscellaneous expense (Senate).....	72.82
Storey Kenworthy Co., office supplies (House).....	110.40
Des Moines Rubber Stamp Co., stamps (House).....	96.25
A. C. Gustafson, postage and miscellaneous expense (House)	79.19

\$2,797.46

The state comptroller is hereby authorized and directed to issue warrants for amounts above listed and to persons and firms to whom such amounts are due.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

S. F. 61	Judiciary 1
S. F. 62	Judiciary 2
S. F. 63	Highway safety
S. F. 64	Agriculture
S. F. 65	Agriculture
S. F. 66	Insurance
S. F. 67	Judiciary 1
S. F. 68	Public health
S. F. 69	Judiciary 2
S. F. 70	Social security
S. F. 71	Social security
S. F. 72	Social security
S. F. 73	Highway safety
S. F. 74	Cities and towns
S. F. 75	Schools and educational institutions
S. F. 76	Public utilities
S. F. 77	Judiciary 2
S. F. 78	Judiciary 1

REPORT OF COMMITTEE

Senator Elwood submitted the following report:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 17**, a bill for an act relating to the powers of the state tax commission to adopt rules on standards of value for assessment purposes, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK D. ELWOOD, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 27 by striking all after the enacting clause
- 2 and inserting in lieu thereof the following:
- 3 Section 1. Section five hundred twenty-two point three

4 (522.3), Code 1954, is amended by striking all of said section
5 and substituting therefor the following:
6 "The commissioner shall require of each first-time applicant
7 such reasonable proof of character and competency with respect
8 to the type and kind of insurance the applicant proposes to sell
9 as will protect public interest, before issuing such license and
10 may, for good cause, after hearing, decline to issue such
11 license or may, for like cause, after hearing, revoke the
12 same. The commissioner is authorized and directed to establish
13 and publish reasonable rules and regulations setting forth the
14 required qualifications for such license."

D. C. NOLAN.

1 Amend the title to Senate File 61 by striking
2 all after the word "Act" and inserting in lieu thereof
3 the following: "relating to an increase in the number
4 of judges in the ninth (9th) judicial district."

GEORGE E. O'MALLEY.

On motion of Senator Nolan, the Senate adjourned until 10:45
a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, JANUARY 25, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Doctor G. T. Vander Lugt, President of Central College, Pella, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Wormley for the day on request of Senator Boothby.

INTRODUCTION OF BILLS

Senate File 102, by Senators Coleman, Butler, Walker, Vest, Tate, O'Malley, Watson, Ringgenberg, Utzig and Weiss, a bill for an act to provide for the dredging and improvement of North Twin Lake in Calhoun County, Iowa, and for an appropriation to the state conservation commission for said purpose.

Read first and second times and passed on file.

Senate File 103, by Senators Stuart, Dewel, Dykhouse, Weiss, Shaff, Butler, Harbor and Prince, a bill for an act to provide for the establishment and licensing of game breeding and shooting preserve areas, to prescribe the requirements therefor and the regulation thereof, and to fix license and other fees in connection therewith.

Read first and second times and passed on file.

Senate File 104, by Senators Nolan, Byers, Lynes, O'Malley, Burton, Ringgenberg and McFarlane, a bill for an act to eliminate the preaudit of expenditures of institutions under the control of the state board of regents and of expenditures of the state fair board.

Read first and second times and passed on file.

Senate File 105, by Senators Ringgenberg and McFarlane, a bill for an act to amend section four hundred twenty-seven point one (427.1), Code 1954, relating to the taxation of state owned property.

Read first and second times and passed on file.

Senate File 106, by Senator Watson, a bill for an act relating to the appointment and compensation of probation officers and secretaries in the juvenile courts.

Read first and second times and passed on file.

Senate File 107, by Senator Watson, a bill for an act relating to the use of public lands and waters and the regulation thereof by the conservation commission.

Read first and second times and passed on file.

Senate File 108, by Senators Henry, Stuart, McManus and Lynes, a bill for an act providing for qualifications for registration of professional engineers.

Read first and second times and passed on file.

Senate File 109, by Senators Schroeder, Butler and Boothby, a bill for an act relating to investment of funds of life insurance companies and associations and to amend section five hundred eleven point eight (511.8), Code of 1954, and section one (1) of chapter two hundred forty-three (243), Acts of the Fifty-sixth General Assembly.

Read first and second times and passed on file.

Senate File 110, by Senator Schroeder, a bill for an act to appropriate from the general fund of the State of Iowa to the state board of regents for construction, materials, and equipment necessary for a firemanship and civil defense training center and fire protection building to be located on the Iowa State College campus at Ames, Iowa.

Read first and second times and passed on file.

Senate File 111, by Senators Tate, Ringgenberg, Stuart, Rigler, Anderson, Henry and Buck, a bill for an act to amend sections two hundred ninety-eight point eighteen (298.18) and two hundred ninety-eight point nineteen (298.19), Code 1954, to remove the limitation on the tax levy which may be made by school districts to pay interest and to retire bonds.

Read first and second times and passed on file.

Senate File 112, by Senators Henry and Rigler, a bill for an act to amend section one hundred fifty-one point three (151.3), Code 1954, relating to the licensure of chiropractors.

Read first and second times and passed on file.

Senate File 113, by Senators Lynes, Long and O'Malley, a bill for an act to empower the state board of public instruction to appoint a superintendent of public instruction and to repeal section two hundred fifty-seven point eleven (257.11) of the Code.

Read first and second times and passed on file.

Senate File 114, by Senator Tate, a bill for an act relating to

unemployment compensation of persons engaged in seasonal employment and to repeal chapter eighty (80), Acts of the Fifty-sixth General Assembly, and to amend sections ninety-six point three (96.3), ninety-six point seven (96.7) and ninety-six point nineteen (96.19), Code of 1954.

Read first and second times and passed on file.

INTRODUCTION OF JOINT RESOLUTIONS

Senate Joint Resolution 4, by Senators Miller and Vest, a joint resolution proposing to repeal sections six (6), thirty-four (34), thirty-five (35) and thirty-six (36) of article three (III) of the constitution of the State of Iowa, and to adopt substitute sections relating to classification of Senators and to representation in the Senate and House of Representatives.

Read first and second times and passed on file.

Senate Joint Resolution 5, by Senator McManus, a joint resolution proposing an amendment to the Constitution of the State of Iowa to redistrict the State of Iowa for the purposes of electing Senators and Representatives to the General Assembly.

Read first and second times and passed on file.

Senate Joint Resolution 6, by Senators O'Malley and Lynes, a joint resolution creating a special committee to confer with the legislature of the State of Nebraska and to make a study of the present boundary line between the State of Nebraska and the State of Iowa and to bring back a report on the matter to the legislature of this state, such report to be made to the Fifty-seventh General Assembly on or before March 15, 1957, and to make an appropriation therefore.

Read first and second times and passed on file.

HOUSE CONCURRENT RESOLUTION 6

Senator Nolan, on behalf of Senator Prentis, called up Senate Concurrent Resolution 6, filed and found on pages 86, 87 and 88 of the Senate Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

Senator Lynes called up the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 4

Whereas, it has come to our attention that the wife of a respected and dear friend of the Fifty-seventh General Assembly, the former Speaker of the House of Representatives, the Honorable Henry W. Burma, has just passed away; therefore,

Be It Resolved by the House, the Senate Concurring, That we extend to Mr. Burma our heartfelt sympathy in his sad bereavement; and,

Be It Further Resolved, That the Chief Clerk of the House be directed to forward a certified copy of this resolution to Mr. Burma.

The motion prevailed and the resolution was adopted.

Senator Nolan called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 7

By Nolan .

Be It Resolved by the Senate, the House Concurring: That a joint convention of the two houses of the Fifty-seventh General Assembly be held on February 5, 1957, at 11:00 a.m.

Be It Further Resolved: That Governor Loveless be invited to read his budget message at this joint convention of the two houses of the General Assembly and that the President of the Senate and the Speaker of the House be designated to deliver the invitation to him.

The motion prevailed and the resolution was adopted.

RULES OF CIVIL PROCEDURE

Senator Nolan asked and received unanimous consent that the following report of the Supreme Court of the State of Iowa be printed in the Senate Journal:

In the Matter of
the
Rules of Civil Procedure

Report of
The Supreme Court
of
The State of Iowa

TO THE FIFTY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF IOWA:

In accordance with sections 684.18 and 684.19, Code of Iowa, 1954, the Supreme Court of Iowa has prescribed and herewith reports to you rules of practice and procedure in the nature of amendments to the following designated Rules of Civil Procedure.

Rule 121 is revised to read:

121. Interrogatories—time—nature. In actions other than actions in justice court or class "B" actions in municipal court a party may, after the general appearance of an adversary or before such appearance with leave of court, file in duplicate not over thirty numbered interrogatories to be answered by such adversary. Interrogatories may relate to any matters which can be inquired into under rule 143 and the answers may be used to the same extent as provided in rules 144 and 145 for the use of the deposition of a party.

124. Answers.

(a) No change in present Iowa rule.

Rule 124 (b) is revised to read:

(b) Answers for a party not a natural person shall be made by any officer, partner or managing agent, who shall furnish such information as is available to the party.

Rule 125, now in effect, is superseded by the following:

125. Protective orders.

(a) The restrictions of rule 141(a) and (d) are applicable for the

protection of the parties from whom answers to interrogatories are sought under these rules.

(b) Interrogatories may be filed after a deposition has been taken, and a deposition may be sought after interrogatories have been answered, but the court, on motion of the deponent or the party interrogated, may make such protective order as justice may require.

Rule 126, now in effect, is superseded by the following:

126. Delivery of answers. Copies of the answers shall be delivered as provided in rule 82.

Rule 127, now in effect, is superseded by the following:

127. Admission of facts and of genuineness of documents. After the general appearance of an adverse party, any party may file in duplicate a written request for the admission by any other party of the genuineness of any relevant documents described in and exhibited with the request or of the truth of any relevant matters of fact set forth in the request. Copies of the documents shall be filed with the request unless copies have already been furnished. Within ten (10) days after the filing thereof, or within such shorter or longer time as the court may allow on motion and notice, the party to whom the request is directed shall file in duplicate either (a) a sworn statement specifically admitting or denying the matters of which an admission is requested or setting forth in detail the reasons why he cannot truthfully admit or deny those matters, or (b) written objections on the ground that some or all of the requested admissions are privileged or irrelevant or that the request is otherwise improper in whole or in part. If written objections are filed to any of the requests, the time for answering all the requests shall be suspended until the objections are ruled on. At the hearing upon the objections, if it is determined that any of the requests shall be answered, the court shall fix the time within which answers shall be made. A denial shall fairly meet the substance of the requested admission, and when good faith requires that a party qualify his answer or deny only a part of the matter of which an admission is requested, he shall specify so much of it as is true and deny only the remainder. If the adverse party is an individual, he need only furnish information which is within his personal knowledge. If the adverse party is a public or private corporation or a partnership or association, the sworn statement shall be by an officer, partner or managing agent thereof on the basis of such information as is available to the party. The Clerk shall deliver all copies filed hereunder as provided in rule 82.

Rule 128, now in effect, is superseded by the following:

128. Effect of admission. Any admission made by a party pursuant to such request is for the purpose of the pending action only and neither constitutes an admission by him for any other purpose nor may be used against him in any other proceeding.

Rule 131 is amended by striking "as in rules 126 and 129" and substituting therefor "as in rule 129."

Rule 132 is amended by striking therefrom "as in rules 126 and 129" and substituting in lieu thereof "as in rule 129."

Rule 134, now in effect, is superseded by the following:

134. Refusal to make discovery—consequences.

(a) Refusal to answer. If a party or other deponent refuses to answer any question propounded upon oral examination, the examination shall be completed on other matters or adjourned, as the proponent of the

question may prefer. Thereafter, on reasonable notice to all persons affected thereby, he may apply to the court in which the action is pending or to a court of record in the district where the deposition is taken for an order compelling an answer. Upon the refusal of a deponent to answer any interrogatory submitted under rule 150 or upon the refusal of a party to answer any interrogatory submitted under rule 121, the proponent of the question may on like notice make like application for such an order. If the motion is granted, and if the court finds that the refusal was without substantial justification, the court shall require the refusing party or deponent or the party advising the refusal, or any of them, to pay the examining party the amount of the reasonable expenses incurred in obtaining the order, including reasonable attorney fees. If the motion is denied, and if the court finds that the motion was made without substantial justification, the court shall require the examining party advising the motion to pay to the refusing party or witness the amount of the reasonable expenses incurred in opposing the motion, including reasonable attorney fees.

(b) Failure to comply with order.

(1) Contempt. If a party or other witness refuses to be sworn or refuses to answer any question after being directed to do so by the court, the refusal may be considered a contempt of that court.

(2) Other consequences. If any party or an officer, partner or managing agent of a party refuses to obey an order made under subdivision (a) of this rule requiring him to answer designated questions, or an order made under rules 129, 130 and 131, to produce any document or other thing for inspection, copying or photographing, or to permit it to be done, or to permit entry upon land or other property, or an order made under rules 132 and 133 requiring him to submit to a physical or mental examination, the court may make such orders in regard to the refusal as are just, and among others the following:

An order that the matters regarding which the questions were asked, or the character or description of the thing or land, or the contents of the paper, or the physical or mental condition of the party, or any other designated facts, shall be taken to be established for the purposes of the action in accordance with the claim of the party obtaining the order;

An order refusing to allow the disobedient party to support or oppose designated claims or defenses, or prohibiting him from introducing in evidence designated documents or things or items of testimony, or from introducing evidence of physical or mental condition;

An order striking out pleadings or parts thereof, or staying further proceedings until the order is obeyed, or dismissing the action or proceeding or any part thereof, or rendering a judgment by default against the disobedient party.

(c) Expenses on refusal to admit. If a party, after being served with a request under rules 127 and 128 to admit the genuineness of any documents or the truth of any matters of fact, serves a sworn denial thereof, and if the party requesting the admissions thereafter proves the genuineness of any such document or the truth of any such matter of fact, he may apply to the court for an order requiring the other party to pay him the reasonable expenses incurred in making such proof, including reasonable attorney fees. No expenses as aforesaid shall be allowed unless the court finds that the admissions sought were of substantial importance and the denial was not made in good faith.

(d) Failure of party to attend or file answers. If a party or an officer, partner or managing agent of a party wilfully fails to appear before the officer who is to take his deposition or submit to the taking thereof after being served with a proper notice, or wilfully fails to continue

the taking of his deposition after the commencement thereof, or fails to file answers to interrogatories submitted under rule 121, the court on motion and notice may strike out all or any part of any pleading of that party, or dismiss the action or proceeding or any part thereof, or enter a judgment by default against such party.

DIVISION VI PRETRIAL PROCEDURE

Rule 138, now in effect, is superseded by the following:

138. Orders. The court shall make an order reciting any action taken at the conference which will control the subsequent course of the action relative to matters it includes, unless modified to prevent manifest injustice.

Rule 139, now in effect, is superseded by the following:

139. Restriction on orders. The court shall not, under any pretrial procedure or other rules, require a party to list or name the witnesses he expects to call to testify at the trial.

DIVISION VII

Rule 140, now in effect, is superseded by the following:

140. Depositions generally—stipulation. Depositions shall be governed wholly by these rules, but may be differently taken in any respect if that be in accord with the written stipulation of the parties. Subject to the restrictions in rule 141, a party may take the testimony of any person, including a party, by deposition upon oral examination or written interrogatories for the purpose of discovery or for use as evidence in the action, or for both purposes.

Rule 141, now in effect, is superseded by the following:

141. Restrictions.

(a) The deponent shall not be required and the court shall not order a deponent or party to produce or submit for inspection any writing obtained or prepared by the adverse party, his attorney, surety, indemnitor or agent, in anticipation of litigation or preparation for trial unless satisfied that the denial of production or inspection will result in an injustice or undue hardship; nor shall the deponent be required or the court order a deponent or party to produce or submit for inspection any part of a writing which reflects an attorney's mental impressions, conclusions, opinions or legal theories, or, except as provided in rule 133, the conclusions of an expert. The deponent shall not be examined on nor shall the court order the production or inspection of any liability insurance policy or indemnity agreement unless such liability insurance policy or indemnity agreement would be admissible in evidence at the trial of the action.

(b) Depositions before answers are all filed, or of a person in prison, may be taken only by leave of court, on such terms as the court prescribes.

(c) Except where the action involves an interest in real estate, depositions for discovery may not be taken where the amount in controversy as shown by the pleadings is less than \$1,000.00, unless leave of court is first obtained, on notice and a showing of just cause therefor, upon such terms as justice may require.

(d) After notice is served for taking a deposition by oral examination, upon motion seasonably made by any party or by the person to be examined and upon notice and for good cause shown, the court in which the action is pending may make an order that the deposition shall not be taken, or that it may be taken only at some designated place other

than that stated in the notice, or that it may be taken only on written interrogatories, or that certain matters shall not be inquired into, or that the scope of the examination shall be limited to certain matters, or that the examination shall be held with no one present except the parties to the action and their officers or counsel, or that after being sealed the deposition shall be opened only by order of the court, or that secret processes, developments or research need not be disclosed, or that the parties shall simultaneously file specified documents or information enclosed in sealed envelopes to be opened as directed by the court, or the court may make any other order which justice requires to protect the party or witness from annoyance, expense, embarrassment or oppression.

(e) At any time during the taking of the deposition, on motion of any party or of the deponent and upon a showing that the examination is being conducted in bad faith or in such manner as unreasonably to annoy, embarrass or oppress the deponent or party, the court in which the action is pending or a court of record in the district where the deposition is being taken, may order the officer conducting the examination to cease forthwith from taking the deposition, or may limit the scope and manner of the taking of the deposition as provided in subdivision (d). If the order made terminates the examination, it shall be resumed thereafter only upon the order of the court in which the action is pending. Upon demand of the objecting party or deponent, the taking of the deposition shall be suspended for the time necessary to make a motion for an order. In granting or refusing such order, the court may impose upon either party or upon the witness the requirement to pay such costs or expenses as the court may deem reasonable.

Rule 143, now in effect, is superseded by the following:

143. Scope of examination. Subject to the provisions of rule 141, the deponent may be examined regarding any matter, not privileged, which is relevant to the subject matter involved in the pending action, whether it relates to the claim or defense of the examining party or to the claim or defense of any other party, including the existence, description, nature, custody, condition and location of any books, documents or other tangible things and the identity and location of persons having knowledge of the relevant facts; provided that a party shall not be required to list the witnesses he expects to call at the trial. It is not ground for objection that the testimony will be inadmissible at the trial if the testimony sought appears reasonably calculated to lead to the discovery of admissible evidence.

Rule 144 is amended by substituting the word "partner" for the word "director" in subdivision (b) thereof.

Rule 147 is amended by adding thereto the following:

(c) No subpoena is necessary to require the appearance of a party for a deposition. Service on the party or his attorney of record of notice of the taking of the deposition of the party or of an officer, partner or managing agent of any party who is not a natural person, as provided in (b) hereof, is sufficient to require the appearance of a deponent for the deposition.

(d) If the deponent is a party or the officer, partner or managing agent of a party which is not a natural person, the deponent shall be required to submit to examination in the county where the action is pending, unless otherwise ordered by the court, as provided in rule 141 (d).

Rule 148 is amended as follows:

The present Iowa rule 148 shall be subdivision (a) thereof, and there shall be added thereto the following:

(b) At any time after notice has been given of the taking of a deposition, the court, on its motion or on the motion of any party upon cause shown, may order the deposition to be taken before the court or before a master appointed by the court to preside over the taking of the deposition and rule on any matters which may arise in connection with the taking thereof. The appointment of a master shall be made only upon a showing that some exceptional condition requires such appointment. The master shall exercise the powers permitted by rules 209 and 210 and his rulings or orders shall be subject to review by the court upon notice and hearing. The reasonable fees and expenses of the master shall be allowed as provided in rule 208 and be taxed as costs in the action.

Rule 155 (a) is revised to read as follows:

155. Subpoena.

(a) On application of any party, or proof of service of a notice to take depositions under rule 147 or rule 150, the clerk of court where the action is pending shall issue subpoenas for persons named or described in said notice or application. Subpoenas may also be issued as provided in section 622.84 of the Code of Iowa. No subpoena shall call for production of documents unless the court on notice and hearing so orders.

CERTIFICATE

I, T. G. Garfield, do hereby certify that the foregoing amendments to the Rules of Civil Procedure were adopted and approved by the Supreme Court of Iowa, and were reported to the Fifty-seventh General Assembly on January 24, 1957, pursuant to sections 684.18 and 684.19 of the 1954 Code of Iowa, by delivering the same to the Secretary of the Senate and to the Chief Clerk of the House of Representatives on said date.

THE SUPREME COURT OF IOWA,

T. G. GARFIELD, *Assistant Chief Justice.*

ATTEST:

HELEN M. LYMAN,

Clerk of the Supreme Court of Iowa.

(Seal)

ACKNOWLEDGMENT

I, Richard W. Berglund, Secretary of the Senate of the State of Iowa, hereby acknowledge delivery to me on the 24th day of January, 1957, of the foregoing report of the Supreme Court of Iowa pertaining to the amendments to the Rules of Civil Procedure.

RICHARD W. BERGLUND,

Secretary of the Senate,

*Fifty-seventh General Assembly
of the State of Iowa.*

PRESENTATION OF VISITORS

Senator O'Malley asked and received unanimous consent to present to the Senate the cub scouts of Den 1, Pack 50, of Des Moines, who were present in the balcony.

Senator McManus asked and received unanimous consent to present to the Senate the city officials of Fort Madison and the Secretary of the Chamber of Commerce of Keokuk, Iowa.

PRESENTATION OF GIFT

Senator Nolan rose on a point of personal privilege and announced that today was the last day Carroll A. Lane would be with us.

Due to pressure of personal business Carroll felt that he could not continue to serve as Secretary. We, as members of this august body, would be greatly amiss if we failed to publicly acknowledge his interest and ability. At this time I yield to Senator Vest.

Senator Vest:

A man in the Senate who has, for the past three sessions, done the work which is necessary for the actual work of the Senate to be accomplished, to make things run smoothly and to assure the administrative accuracy of our acts in the Senate, is our Secretary. I am sure that all of you, through your personal experience and observation, recognize that Carroll has done an excellent job. At this time and on behalf of the entire Senate I present to you this gift, a brass desk lamp, in appreciation of your untiring efforts and service in this Senate.

Carroll said:

I want to thank you one and all, not only the members who have been here in past sessions but also the new members. You have been very good to me. Let me say, however, that in firing the cannons there are always privates helping, they are the ones here in front and who help make the organization. Thank you again.

PROOFS OF PUBLICATION

Published copy of Senate File 42 (House File 3) and verified proof of publication of said bill in The Keota Eagle on January 17, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Also: Published copy of Senate File 79 (House File 4) and verified proof of publication of said bill in the What Cheer Patriot-Chronicle on January 17, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of Senate.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- S. F. 79 Judiciary 2
- S. F. 80 Railroads
- S. F. 81 Agriculture
- S. F. 82 Judiciary 1
- S. F. 83 Judiciary 2
- S. F. 84 Governmental affairs
- S. F. 85 Governmental affairs
- S. F. 86 Governmental affairs

- S. F. 87 Private corporations
- S. F. 88 Governmental affairs
- S. F. 89 Governmental affairs
- S. F. 90 Governmental affairs
- S. F. 91 Agriculture
- S. F. 92 Appropriations
- S. F. 93 Agriculture
- S. F. 94 Judiciary 1
- S. F. 95 Highway safety
- S. F. 96 Social security
- S. F. 97 Tax revision
- S. F. 98 Judiciary 2
- S. F. 99 Highway safety
- S. F. 100 Election reform
- S. F. 101 Judiciary 1

AMENDMENTS FILED

1 Amend Senate File 48, section 1, by striking all of line
2 12 and inserting in lieu thereof the following: "verified
3 statement setting forth one or more of the grounds as provided
4 in section sixty-six point one (66.1), Code 1954, for which
5 the removal is sought."

D. C. NOLAN.

1 Amend Senate File 50 by adding the following
2 new section:
3 This Act being deemed of immediate importance shall be
4 in full force and effect from and after its publication in
5 the North English Record, a newspaper published at North English,
6 Iowa, and in the Lone Tree Reporter, a newspaper published at
7 Lone Tree, Iowa.

D. C. NOLAN.

On motion of Senator Nolan, the Senate adjourned until 11:15 a.m., Monday, January 28, 1957.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, JANUARY 28, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Deane Chapman, pastor of the Grace Methodist Church, Waterloo, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Boothby, from nineteen residents of Buena Vista and Cherokee Counties opposing legislation to tax fraternal benefit societies.

By Senator Miller, from twenty-nine residents of Audubon, Buena Vista and Carroll Counties favoring legislation establishing a maximum speed limit, and other highway safety measures.

By Senator Miller, from sixty-one members of the Sioux City Association of Life Underwriters favoring proposed legislation relating to protection of public reissuance of insurance agents' licenses.

By Senator Utzig, from members of the Dubuque County Firemen's Association favoring the proposed Firemanship and Civil Defense Training Center at Iowa State College, Ames.

INTRODUCTION OF BILLS

Senate File 115, by Senators Butler, Watson and Nolan, a bill for an act to amend section one hundred forty-seven point eighty (147.80), Code 1954, relating to fees to be collected by the State Department of Health in relation to the practice of barbering.

Read first and second times and passed on file.

Senate File 116, by Senator Walker, a bill for an act to provide five (5) councilmen in all cities operating under the form of government of council-manager by popular election.

Read first and second times and passed on file.

Senate File 117, by Senators Walker, Ringgenberg, Wormley, Gillespie, McCurdy, Coleman, Hoffman and Butler, a bill for an act to amend section four hundred twenty-two point forty-two (422.42), Code 1954, relating to the sales tax on farm chemicals and on gasoline used in farm tractors.

Read first and second times and passed on file.

Senate File 118, by Senator Miller, a bill for an act to provide a minimum capital structure for banks located in suburbs of cities having a population between eighty thousand (80,000) and one hundred thirty thousand (130,000).

Read first and second times and passed on file.

INTRODUCTION OF JOINT RESOLUTION

Senate Joint Resolution 7, by Senator Dewel, a joint resolution proposing to amend the Constitution of the State of Iowa to provide for the apportionment of Senators and Representatives of the General Assembly and to provide for periodical reapportionment of Senators and Representatives of the General Assembly.

Read first and second times and passed on file.

APPOINTMENT OF PAGES TO LIEUTENANT GOVERNOR AND SECRETARY OF THE SENATE

Lieutenant Governor Nicholas announced the appointment of Philip Schick of Scott County as his page, and the appointment of John Hopkins of Clay County as the page to the Secretary of the Senate.

APPOINTMENT OF PAGES

Lieutenant Governor Nicholas announced the appointment of the following pages of the Senate:

Linda Nye of Linn County.

Gordon Russell of Polk County.

Curtis Bradley of Polk County.

John Kirstein of Cerro Gordo County.

The foregoing pages appeared before the bar of the Senate and were duly sworn and subscribed to their oaths of office.

THIRD READING OF BILLS

On motion of Senator Prentis, Senate File 17, a bill for an act relating to the powers of the state tax commission to adopt rules on standards of value for assessment purposes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Prentis 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:

Anderson	Fisher	Molison	Shoeman
Boothby	Gillespie	Nolan	Stuart
Buck	Grimstead	O'Connor	Tate
Butler	Harbor	O'Malley	Turner
Byers	Henry	Prentis	Utzig
Coleman	Hoffman	Price	Vest
Dailey	Hoxie	Prince	Walker
Dewel	Long	Rigler	Watson
Dykhouse	Lynes	Ringgenberg	Weber
Elijah	McCurdy	Schroeder	Weiss
Elwood	McFarlane	Scott	Wormley
Evans	Miller	Shaff	

Nays, 1:

McManus

Absent or not voting, 2:

Burton Putney

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

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 Senate concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 6, fixing the compensation of the officers and employees of the Fifty-seventh General Assembly.

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

Senate Concurrent Resolution 7, extending an invitation to Governor Loveless to read his budget message before a joint convention to be held February 5, 1957.

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

House Concurrent Resolution 5, extending an invitation to Dr. W. C. Menninger to address the joint convention on February 1, 1957.

A. C. GUSTAFSON, *Chief Clerk.*

AMENDMENTS TO SENATE CONCURRENT RESOLUTION 6

1. Amend by striking from line 1 of page 2 and from line 7 of page 3 the figures "\$7.50" and inserting in lieu thereof the figures "\$8.50".

2. Further amend by striking from line 18 of page 2 the figures "\$15.00" and inserting in lieu thereof the figures "\$16.50".

HOUSE CONCURRENT RESOLUTION 5

Whereas, the distinguished psychiatrist, Dr. W. C. Menninger, director of the Menninger Foundation at Topeka, Kansas, will be in Des Moines, Iowa, on the 1st of February, 1957, as a guest of the Governor's Committee on Mental Health; now therefore,

Be It Resolved by the House, the Senate Concurring, That an invitation be extended to Dr. Menninger to address a joint convention of both

houses on the subject, "Mental Health Needs in Iowa", at 10:00 a.m. on February 1, 1957.

HOUSE CONCURRENT RESOLUTION 5

Senator O'Malley asked and received unanimous consent to take up House Concurrent Resolution 5, and moved its adoption.

The motion prevailed and the resolution was adopted.

PRESENTATION OF VISITORS

Senator Gillespie asked and received unanimous consent to present to the Senate Miss Connie Schaefer of Cedar County, the winner of the public speaking contest sponsored by the Farmers Grain Dealers Association of Iowa, who was present in the balcony with the runners-up, accompanied by Mr. and Mrs. John Bishop of Winterset, Iowa.

ADDITIONAL COPIES

Senator Rigler asked and received unanimous consent to have 700 additional copies of Senate File 76 printed.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- S. J. R. 4 Legislative redistricting
- S. J. R. 5 Legislative redistricting
- S. J. R. 6 Judiciary 1
- S. F. 102 Conservation
- S. F. 103 Conservation
- S. F. 104 Judiciary 2
- S. F. 105 Schools and educational institutions
- S. F. 106 Compensation of public officers and employees
- S. F. 107 Conservation
- S. F. 108 Judiciary 2
- S. F. 109 Insurance
- S. F. 110 Appropriations
- S. F. 111 Tax revision
- S. F. 112 Public health
- S. F. 113 Schools and educational institutions
- S. F. 114 Judiciary 1

REPORTS OF COMMITTEES

Senator Dykhouse submitted the following report :

MR. PRESIDENT: Your committee on highways, to which was referred **Senate File 37**, a bill for an act to repeal chapter one hundred fifty-two (152), Acts of the Fifty-sixth General Assembly, relating to toll roads, begs leave to report it has had the same under consideration and recommends the same **do pass**.

J. T. DYKHOUSE, *Chairman*.

Ordered passed on file.

Senator Molison submitted the following report :

MR. PRESIDENT: Your committee on schools and educational institutions, to which was referred **Senate File 39**, a bill for an act to amend chapter two hundred fifty-eight (258), Code 1954, relating to vocational education, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. O. MOLISON, *Chairman*.

Ordered passed on file.

Senator Elwood submitted the following report :

MR. PRESIDENT: Your committee on tax revision, to which was referred **Senate File 7**, a bill for an act to amend chapter four hundred twenty-two (422), Code 1954, as amended, relating to state income taxes, to provide for the adoption of amendments to the Internal Revenue Code of 1954, 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 7 by striking all after the enacting clause and insert in lieu thereof the following:

"Section 1. Section four hundred twenty-two point four (422.4), Code 1954, as amended, is hereby amended by adding the following subsection:

"The term "Internal Revenue Code of 1954" means Internal Revenue Code of 1954, as amended to and including December 31, 1956."

Sec. 2. Section four hundred twenty-two point thirty-two (422.32), Code 1954, is hereby amended by adding the following subsection:

"The term "Internal Revenue Code of 1954."'"

FRANK D. ELWOOD, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on tax revision, to which was referred **Senate File 14**, a bill for an act relating to employee pension funds and the exemption from taxation of such funds, 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 14, section 1, line 8, by striking the words "laws of the United States" and inserting in lieu thereof the following: "Internal Revenue Code of 1954, as amended to and including December 31, 1956".

FRANK D. ELWOOD, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on tax revision, to which was referred **Senate File 15**, a bill for an act relating to the regulation, licensing and taxation of mobile homes and house trailers, begs leave to report it has had the same under consideration and recommends the same **do pass**.
FRANK D. ELWOOD, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 50 as follows:

- 2 1. Amend the title by striking all after the word "Act" and
3 inserting in lieu thereof the following: "relating to the
4 maximum length and maximum gross weight of vehicles, and
5 to amend section three hundred twenty-one point four hundred
6 fifty-seven (321.457), and section three hundred twenty-one
7 point four hundred sixty-three (321.463), Code 1954."
8 2. Further amend by adding the following new section:
9 Section three hundred twenty-one point four hundred sixty-
10 three (321.463), Code 1954, is hereby amended by striking
11 from line 72 the numeral "42" and inserting in lieu thereof
12 the following: "42 or more".

CARL H. RINGGENBERG.
FRANK HOXIE.
ALAN VEST.

1 Amend Senate File 64 by striking the word "affidavit" in
2 line 41 of sub-section "c" of Section 1 and inserting in
3 lieu thereof the word "declaration".

4 Further amend Senate File 64 by adding the following new
5 sections:

6 1. Amend Section one hundred sixty-four point one (164.1),
7 Code 1954, by inserting after the word "mark" in each instance
8 in line twenty-six (26) the words "or brand".

9 2. Amend Section one hundred sixty-four point three (164.3),
10 Code 1954, by inserting after the letter "a" in line six (6)
11 the words "plate or tube agglutination".

12 3. Amend Section one hundred sixty-four point five (164.5),
13 Code 1954, by inserting after the word "by" in line five (5)
14 the words "said veterinarian or".

15 4. Amend Section one hundred sixty-four point nine (164.9),
16 Code 1954, by adding the following: "All native grade cattle
17 carrying the calfhood vaccination and all calves vaccinated
18 after importation from other states shall be branded with the
19 letter "V" on the right jaw. All purebred cattle must be
20 tattooed in the ear and the same shall be evidenced on the
21 official certificate of vaccination."

22 5. Amend Section one hundred sixty-four point thirteen
23 (164.13), Code 1954, by striking the period at the end of the
24 section and adding the following: "or by a licensed veterinarian
25 authorized by the department."

JOHN A. WALKER.

1 Amend Senate File 67 as follows:

2 1. Strike all after the enacting clause and insert in
3 lieu thereof the following:

4 "Section 1. Amend Section one hundred nine point fifty-

5 four (109.54), Code 1954, by adding thereto the following
6 paragraph: 'No person shall fire any firearm on or over any
7 public highways of the state unless they are at least two
8 hundred (200) yards from farm buildings or feedlots, without
9 the permission of the owner or the occupant thereof.'
10 2. Strike all after the word "Act" in line 1 of the
11 title and insert in lieu thereof the following: "to amend sec-
12 tion one hundred nine point fifty-four (109.54), Code 1954,
13 relating to the use of firearms."

FRANK HOXIE.

On motion of Senator Vest, the Senate adjourned until 10:30
a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, JANUARY 29, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Edward J. Bowers, pastor of the Evangelical Reform Church, Clarence, Iowa.

PETITION AND MEMORIAL

The following petition was presented and placed on file:

By Senator Buck from one hundred forty-six residents of Marshall County in opposition to legislation for sale of liquor by the drink in Iowa.

INTRODUCTION OF BILLS

Senate File 119, by Senators Schroeder, Miller and O'Malley, a bill for an act relating to employment agency fees.

Read first and second times and passed on file.

Senate File 120, by Senators Boothby, Schroeder and Butler, a bill for an act relating to group insurance and to amend chapter five hundred nine (509) and section five hundred nine point one (509.1), Code 1954.

Read first and second times and passed on file.

Senate File 121, by Senators Boothby, Schroeder and Butler, a bill for an act relating to medical examination of applicants for life insurance and to amend section five hundred eight point twenty-eight (508.28), Code 1954.

Read first and second times and passed on file.

Senate File 122, by Senators Coleman and McCurdy, a bill for an act relating to the business of buying, selling, receiving, or dealing in eggs so as to make the candling and grading of eggs compulsory only for eggs traded in interstate commerce.

Read first and second times and passed on file.

Senate File 123, by Senators Harbor, Hoxie, Prince, Shoeman, Turner and Evans, a bill for an act to amend chapter one hundred fourteen (114), Acts of the Fifty-sixth General Assembly, relating to the regulation of the business of buying, selling, receiving, or dealing in eggs.

Read first and second times and passed on file.

Senate File 124, by Senator Q'Malley, a bill for an act relating to water works employees group insurance and to amend section four hundred point three (400.3), Code 1954.

Read first and second times and passed on file.

Senate File 125, by Senators Boothby, Gillespie and Price, a bill for an act relating to the method of election of school directors.

Read first and second times and passed on file.

Senate File 126, by Senators Tate, Butler, Anderson, Coleman and Miller, a bill for an act relating to the use of vending machines in the sale of cigarettes, providing for the licensing of such machines and providing a penalty for the illegal operation thereof.

Read first and second times and passed on file.

INTRODUCTION OF JOINT RESOLUTION

Senate Joint Resolution 8, by Senators Boothby, Gillespie and Price, a joint resolution relating to the compilation of a school directory.

Read first and second times and passed on file.

Senator Watson called up the following resolution and moved its adoption :

SENATE CONCURRENT RESOLUTION 8

By Committee on Appropriations

Be It Resolved by the Senate, the House Concurring: That the following bills, authorized by legislative action, are hereby approved and ordered paid as provided by section two point twenty (2.20), Code 1954:

Des Moines Rubber Stamp Co., 1 desk sign (Berglund), 2 rubber stamps, 19 nickel silver badges, 1 desk sign (supply clerk) (Senate)	\$ 98.00
Storey Sound Recorder Co., 3 hours labor to clean, re-oil and adjust Soundscriber in Lieutenant Governor's office (Senate)	12.00
Office Machine Supply Co., cleaning and repairing 49 typewriters @ \$12.50 each, 49 ribbons @ \$6.50 per dozen, service on Burroughs adding machine (Senate)	642.55
Storey Kenworthy Co., swivel chair upholstered for Lieutenant Governor (Senate)	243.75
Smith-Corona Inc., 5 Smith-Corona office typewriters, service on Smith-Corona typewriters (Senate)	1,032.50
International Business Machines Corp., 1 IBM electric typewriter and carbon ribbon, less trade in allowance on one machine, 1 power roll installed on IBM typewriter (Senate)	410.00
Carroll A. Lane, miscellaneous expense (Senate)	72.82
Storey Kenworthy Co., office supplies (House)	110.40
Des Moines Rubber Stamp Co., stamps (House)	96.25
A. C. Gustafson, postage and miscellaneous expense (House)	79.19

\$2,797.46

The state comptroller is hereby authorized and directed to issue warrants for amounts above listed and to persons and firms to whom such amounts are due.

The motion prevailed and the resolution was 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 Senate concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 5, honoring Iowa individuals and groups.
A. C. GUSTAFSON, *Chief Clerk.*

PRESENTATION OF VISITOR

Senator Scott rose on a point of personal privilege and presented to the Senate the Honorable T. W. Mullaney of Allamakee County, a former member of the Senate, and asked and received unanimous consent that Mr. Mullaney be permitted to speak to the Senate.

Mr. Mullaney addressed the Senate briefly and, on behalf of the Farmers Waukon Co-operative Creamery Company, presented to President Nicholas a sample of dry milk with best wishes for a good session.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

SENATE CONCURRENT RESOLUTION 9

By Dewel

Whereas, both houses of the legislature see fit to open their day's work with prayer, and it is unseemly that they should work during the time in which is commemorated the passion and death of the Lord to whom they dedicate their daily efforts:

Whereas, many members will absent themselves from the legislative halls during that time to attend services in their respective churches;

Therefore, Be It Resolved by the Senate, the House Concurring: That a special recess be held on Good Friday afternoon, April 19, 1957, during the hours of twelve to three o'clock, out of reverence to the passion and death of our Lord.

MOTION TO RECONSIDER

MR. PRESIDENT: I hereby move that the vote by which Senate File 17 passed the Senate be reconsidered.

GEORGE E. O'MALLEY.

APPOINTMENT OF EMPLOYEE

Senator Prentis announced the appointment of Harold Garner of Polk County as a janitor on the custodian's payroll effective January 25.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- S. J. R. 7 Legislative redistricting
- S. F. 115 Public health
- S. F. 116 Cities and towns
- S. F. 117 Agriculture
- S. F. 118 Banks, building and loan

REPORTS OF COMMITTEES

Senator Hoxie submitted the following report:

MR. PRESIDENT: Your committee on highway safety to which was referred **Senate File 31**, a bill for an act relating to motor vehicle operators and chauffeur's license fees and to amend section three hundred twenty-one point one hundred ninety-one (321.191), Code 1954, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK HOXIE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highway safety to which was referred **Senate File 32**, a bill for an act relating to the number of members of the Iowa Highway Safety Patrol and to amend section eighty point four (80.4), Code 1954, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK HOXIE, *Chairman*.

Ordered passed on file.

Senator Long submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 84**, a bill for an act assigning certain duties relating to the administration of personnel to the executive council, 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 84 by striking Sec. 2.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

EXPLANATION TO SENATE FILE 31

This bill is designed to provide additional funds to increase the salaries of members of the highway patrol, increase and equip the number of such members, and improve the efficiency and standards of the patrol.

COMMITTEE ON HIGHWAY SAFETY,
FRANK HOXIE, *Chairman*.

AMENDMENT FILED

1 Amend Senate File 123 by striking from Sec. 7, lines
2 3, 4, 5, 6, and 7, and inserting the following:
3 "All eggs sold at retail must be candled and graded
4 except that a person may sell at retail eggs produced by his
5 own birds without candling or grading such eggs. If candled
6 and graded outside this state, eggs must meet the requirements
7 of the United States Department of Agriculture standards
8 according to weight and quality. Such eggs".

WM. H. HARBOR.

On motion of Senator Nolan, the Senate adjourned until 10:30
a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, JANUARY 30, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Doctor John A. Saathoff, retired Presbyterian minister, Dubuque, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Hoxie, from eleven residents of Fremont County in opposition to proposed legislation relating to purchase of machinery and equipment from secondary road funds; defining duties and responsibilities of the county engineer, and to county secondary road budgets.

By Senator Tate, from sixteen volunteer firemen of Clear Lake favoring the proposed Firemanship and Civil Defense Training Center at Iowa State College, Ames.

By Senator Tate, from fifty residents of Cerro Gordo County in opposition to the Iowa egg grading law.

INTRODUCTION OF BILLS

Senate File 127, by Senator Walker, a bill for an act to provide a review by the county engineer of the plans, specifications and contracts for paving work on the public streets of cities not employing a city engineer.

Read first and second times and passed on file.

Senate File 128, by Senator Nolan, a bill for an act to amend section eighty-eight point three (88.3), Code 1954, relating to sanitary facilities for railroad employees.

Read first and second times and passed on file.

Senate File 129, by Senators Elwood, Nolan, Dailey and Utzig, a bill for an act relating to the Iowa employment security law and to amend various sections of the Code relating thereto.

Read first and second times and passed on file.

Senate File 130, by Senator Lynes, a bill for an act to bestow the status of peace officer upon police serving under the custodian of public buildings.

Read first and second times and passed on file.

Senate File 131, by Senator Lynes, a bill for an act substituting the word "superintendent" for "custodian" as it now appears in chapters eighteen (18), seventeen (17), nineteen (19), and sixty-four (64), Code 1954, and amending the above numbered chapters.

Read first and second times and passed on file.

Senate File 132, by Senator Rigler, a bill for an act to legalize and validate the petition to and proceedings had by the Independent School District of Lawler, Chickasaw County, Iowa, and the school officials relating to the submission at a special election held in said school district on October 18, 1956, and the election itself, on the proposition of constructing a gymnasium and remodeling the existing gymnasium for classroom purposes and contracting indebtedness for such purpose and issuing bonds therefore, not exceeding fifty (50) thousand dollars and levying a tax annually upon the property in said school district for the payment of the said bonds and the interest thereon, and declaring the same to be legally sufficient authority for the board of directors and school officials of said school district to contract indebtedness and to issue bonds and the interest thereon.

Read first and second times and passed on file.

Senate File 133, by Senators Hoxie, Gillespie, Anderson, Boothby, Butler, Coleman, Evans, Fisher, Grimstead, Harbor, Molison, Price, Prince, Putney, Ringgenberg, Turner, Utzig, Walker, Weber, Weiss, Miller and O'Connor, a bill for an act relating to the operation of motor vehicles upon highways and to regulate the speed thereof and to amend certain sections of chapter three hundred twenty-one (321), Code 1954, relating thereto.

Read first and second times and passed on file.

Senate File 134, by Senator Nolan, a bill for an act to amend sections forty-three point thirty-two (43.32) and forty-nine point twenty (49.20), Code 1954, relating to compensation of election judges and clerks in primary and general elections.

Read first and second times and passed on file.

Senate File 135, by Senator Miller, a bill for an act to amend section three hundred sixty-eight A point nineteen (368A.19), Code 1954, relating to police matrons and their compensation.

Read first and second times and passed on file.

Senate File 136, by Senator Miller, a bill for an act to amend section three hundred twenty-one point thirty-four (321.34), Code 1954, relating to license plates of motor vehicles and trailers.

Read first and second times and passed on file.

Senate File 137, by Senators Anderson, Watson, Weber, Elwood, Wormley, Molison, Tate and Lynes, a bill for an act relating to the classification of lands within a proposed drainage or levee district prior to the establishment of such district.

Read first and second times and passed on file.

Senate File 138, by Senators Anderson, Watson, Weber, Elwood, Wormley, Molison, Tate and Lynes, a bill for an act relating to the classification of lands benefited by lateral ditches and drains in levee and drainage districts.

Read first and second times and passed on file.

Senate File 139, by Senators Anderson, Watson, Weber, Elwood, Wormley, Molison, Tate and Lynes, a bill for an act to provide for the adjustment of the classification of lands in drainage or levee districts when such lands are either taken for or abandoned as highway or railroad right-of-way.

Read first and second times and passed on file.

Senate File 140, by Senators Anderson, Watson, Weber, Elwood, Wormley, Molison, Tate and Lynes, a bill for an act relating to the rate of interest on levee and drainage district assessments, warrants, improvement certificates and bonds.

Read first and second times and passed on file.

Senate File 141, by Senators Anderson, Watson, Weber, Elwood, Wormley, Molison, Tate and Lynes, a bill for an act relating to the reclassification of lands in drainage and levee districts.

Read first and second times and passed on file.

Senate File 142, by Senators Anderson, Watson, Weber, Elwood, Wormley, Molison, Tate and Lynes, a bill for an act relating to the letting of contracts by bids by drainage and levee districts.

Read first and second times and passed on file.

Senate File 143, by Senators Anderson, Watson, Weber, Elwood, Wormley, Molison, Tate and Lynes, a bill for an act relating to the annexation of additional lands in a drainage or levee district and basis for assessments upon such lands.

Read first and second times and passed on file.

Senate File 144, by Senators Anderson, Watson, Weber, Elwood, Wormley, Molison, Tate and Lynes, a bill for an act relating to the acquisition of easements for meander by drainage or levee districts.

Read first and second times and passed on file.

Senate File 145, by Senators Anderson, Watson, Weber, Elwood, Wormley, Molison, Tate and Lynes, a bill for an act relating to the

authority of drainage and levee districts to make improvements exceeding the original cost of the district plus existing subsequent improvements.

Read first and second times and passed on file.

Senate File 146, by Senators Anderson, Watson, Weber, Elwood, Wormley, Molison, Tate and Lynes, a bill for an act relating to the assessment of costs between two or more drainage districts which outlet into the same ditch, drain, or natural watercourse for improvements, repairs and for the maintenance of such ditch, drain or natural watercourse.

Read first and second times and passed on file.

Senate File 147, by Senators Anderson, Watson, Weber, Elwood, Wormley, Molison, Tate and Lynes, a bill for an act relating to elections in drainage or levee districts.

Read first and second times and passed on file.

Senate File 148, by Senators Anderson, Watson, Weber, Elwood, Wormley, Molison, Tate and Lynes, a bill for an act relating to personal liability for official acts of trustees of levee or drainage districts.

Read first and second times and passed on file.

Senate File 149, by Senators Anderson, Watson, Weber, Elwood, Wormley, Molison, Tate and Lynes, a bill for an act relating to the regulation of weather modification by mechanical or chemical means.

Read first and second times and passed on file.

Senate File 150, by Senators Anderson, Watson, Weber, Elwood, Wormley, Molison, Tate and Lynes, a bill for an act to authorize the payment of the organizational expenses of subdistricts of soil conservation districts from the proceeds of the tax levied for such subdistricts.

Read first and second times and passed on file.

Senate File 151, by Senators Buck, Fisher, Vest, McFarlane, Walker, Elijah, Utzig and Harbor, a bill for an act to authorize the board of control of state institutions to construct a building, equipped for the care of the infirm at the Iowa Soldiers Home, and to appropriate money therefor.

Read first and second times and passed on file.

Senate File 152, by Senator Harbor, a bill for an act to amend section two hundred seventy-three point thirteen (273.13), Code 1954, relating to the proceedings of the county board of education.

Read first and second times and passed on file.

Senate File 153, by Senator O'Malley, a bill for an act to amend section six hundred eighteen point thirteen (618.13), Code 1954, relating to publication of proceedings in causes of action in municipal court; and to amend section six hundred twenty-two point ninety-three (622.93), Code 1954, relating to proof of publication of proceedings in causes of action in municipal court and payment therefor.

Read first and second times and passed on file.

Senate File 154, by Senators Nolan, Butler, Dailey, O'Malley and Elijah, a bill for an act relating to pathology and radiology services in hospitals.

Read first and second times and passed on file.

Senate File 155, by Senators Walter, Buck and Anderson, a bill for an act relating to insuring and indemnifying drivers of emergency vehicles and to amend sections three hundred twenty-one point four hundred ninety-five (321.95), three hundred twenty-one point four hundred ninety-six (321.496), three hundred fifty-nine point forty-three (359.43) and to repeal section three hundred twenty-one point four hundred ninety-seven (321.497), Code 1954.

Read first and second times and passed on file.

Senate File 156, by Senator Weiss, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Manilla Community School District in the counties of Crawford and Shelby, State of Iowa, and declaring said district a duly and legally organized corporate body.

Read first and second times and passed on file.

HOUSE AMENDMENTS CONSIDERED

Senator Prentis called up for consideration Senate Concurrent Resolution 6, found on pages 86, 87 and 88 of the Senate Journal, amended by the House, and moved that the Senate concur in the following House amendment:

2. Further amend by striking from line 18 of page 2 the figures "\$15.00" and inserting in lieu thereof the figures "\$16.50".

The Senate concurred in the amendment.

Senator Prentis moved that the Senate concur in the following House amendment:

1. Amend by striking from line 1 of page 2 and from line 7 of page 3, the figures "\$7.50" and inserting in lieu thereof the figures "\$8.50".

The Senate refused to concur in the amendment.

Senator Prentis moved that the resolution as amended by the

House and concurred in the Senate be adopted, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Elwood, Senate File 7, a bill for an act to amend chapter four hundred twenty-two (422), Code 1954, as amended, relating to state income taxes, to provide for the adoption of amendments to the Internal Revenue Code of 1954, 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 Senate File 7 by striking all after the enacting clause and insert in lieu thereof the following:

"Section 1. Section four hundred twenty-two point four (422.4), Code 1954, as amended, is hereby amended by adding the following subsection:

"The term "Internal Revenue Code of 1954" means Internal Revenue Code of 1954, as amended to and including December 31, 1956."

Sec. 2. Section four hundred twenty-two point thirty-two (422.32), Code 1954, is hereby amended by adding the following subsection:

"The term "Internal Revenue Code of 1954." "

Senator Miller offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking line 12 and inserting in lieu thereof the following:

"The term "Internal Revenue Code of 1954" means Internal Revenue Code of 1954, as amended to and including December 31, 1956."

The amendment to the amendment was adopted.

On motion of Senator Miller, the committee amendment, as amended, was adopted.

Senator Miller 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, 50:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

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.

On motion of Senator Elwood, Senate File 15, a bill for an act relating to the regulation, licensing and taxation of mobile homes and house trailers, with report of committee, recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Elwood asked and received unanimous consent that further action on Senate File 15 be deferred and that the bill be placed on the calendar under "Unfinished Business".

On motion of Senator McFarlane, Senate File 37, a bill for an act to repeal chapter one hundred fifty-two (152), Acts of the Fifty-sixth General Assembly, relating to toll roads, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dykhouse offered the following amendments:

Amend Senate File 37 as follows:

1. By adding the following new section:

"The balance of the sum allotted to the Iowa toll road authority by the Iowa state highway commission shall be transferred from the toll road authority trust fund to the general fund of the state."

2. By adding the following new section:

"This Act, being deemed of immediate importance, shall be in full force and effect from and after its publication in The Sioux County Capital, a newspaper published at Orange City, Iowa, and The Inwood Herald, a newspaper published at Inwood, Iowa."

Senator Dykhouse asked and received unanimous consent that further action on Senate File 37 be deferred and that the bill be placed on the calendar under "Unfinished Business".

On motion of Senator Molison, Senate File 39, a bill for an act to amend chapter two hundred fifty-eight (258), Code 1954, relating to vocational education, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Molison offered the following amendment and moved its adoption:

Amend Senate File 39, section 1, by striking subsections 1 and 2 and inserting in lieu thereof the following:

"1. By inserting after the second comma (,) in line ten (10) the words 'and all amendments thereto'.

"2. By inserting after the word 'Act' in line eleven (11) the words 'and all other Acts pertaining to vocational education'."

The amendment was adopted.

Senator Molison 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	Fisher	Miller	Shoeman
Boothby	Gillespie	Molison	Stuart
Buck	Grimstead	Nolan	Tate
Burton	Harbor	O'Connor	Turner
Butler	Henry	O'Malley	Utzig
Byers	Hoffman	Price	Vest
Dailey	Hoxie	Prince	Walker
Dykhouse	Lynes	Rigler	Watson
Elijah	McCurdy	Ringgenberg	Weber
Elwood	McFarlane	Scott	Weiss
Evans	McManus	Shaff	Wormley

Nays, 5:

Coleman	Prentis	Putney	Schroeder
Long			

Absent or not voting, 1:
Dewel

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

PRESENTATION OF VISITORS

Senator Tate asked and received unanimous consent to present to the Senate William H. Nicholas, Jr., of Cerro Gordo County, son of President Nicholas, who was present in the Senate chamber.

Senator McFarlane asked and received unanimous consent to present to the Senate forty members of the senior class of the La Porte City High School who were present in the balcony accompanied by Howard Storms.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

S. F. 119 Judiciary 2
S. F. 120 Insurance
S. F. 121 Insurance
S. F. 122 Agriculture
S. F. 123 Agriculture
S. F. 124 Insurance

S. F. 125	Schools and educational institutions
S. F. 126	Manufacturing, commerce and trade
S.J.R. 8	Schools and educational institutions

REPORTS OF COMMITTEES

Senator Weiss submitted the following report :

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 47**, a bill for an act relating to fishing, without permission of the owner of the premises, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, *Chairman*.

Ordered passed on file.

Senator Prentis submitted the following report :

MR. PRESIDENT: Your committee on ways and means to which was referred **Senate File 10**, a bill for an act relating to the assessment and taxation of certain personal property and exemptions therefrom, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on ways and means to which was referred **Senate File 23**, a bill for an act relating to the assessment and levying of a tax on the flight property of air carriers, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 15, section 1, subsection 5, line 12, by
- 2 striking the word "part" and inserting in lieu thereof the
- 3 word "park".

FRANK D. ELWOOD.

- 1 Amend Senate File 15 by adding the following as a new
- 2 section:
- 3 "Section four hundred twenty-seven point thirteen (427.13),
- 4 Code 1954, is hereby amended by adding the following new
- 5 subsection:
- 6 'Mobile homes owned by dealers for resale and mobile homes
- 7 less than twenty (20) feet in length which are used solely for
- 8 vacation or hike purposes and are occupied for no more than
- 9 ninety (90) days in any twelve (12) months period and which
- 10 are exempt from fees under the provisions of section one
- 11 hundred thirty-five D point nine (135D.9).'

FRANK D. ELWOOD.

- 1 Amend line 6 of the Dykhouse amendment to Senate File 37
- 2 by striking the words "general fund of the state" and

3 inserting in lieu thereof the words "Iowa State Highway
4 Commission".

J. T. DYKHOUSE.

1 Amend Senate Joint Resolution 2 by striking from lines
2 25 to 28, inclusive, of section
3 1 the words, "Each county having a population equal to
4 one ratio or less shall elect one representative and each
5 county shall elect one additional representative for each full
6 ratio above one." and inserting in lieu thereof the following:
7 "Every county shall constitute one representative district
8 and shall be entitled to one representative for each multiple
9 of the ratio number plus one additional representative where
10 the population exceeds a multiple of the ratio number by
11 one-half or more of such ratio number, but every county shall
12 be entitled to at least one representative."

ARCH W. MCFARLANE.

1 Amend Senate File 90, section 1, lines 1 and 2, by striking
2 the words "four hundred seventy-two point two (472.2)" and
3 inserting in lieu thereof "four hundred seventy-four point
4 two (474.2)".

HARRY E. WATSON.

1 Amend the Walker amendment to Senate File 64, filed January 28,
2 by striking the figure 41 in line 2 and insert in
3 lieu thereof the figure nine (9).
1957,

JOHN A. WALKER.

On motion of Senator Wormley, the Senate adjourned until 10:30
a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, JANUARY 31, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Roy W. Pfaff, pastor of the Trinity Methodist Church, Keokuk, Iowa.

PETITIONS

The following petitions were presented and placed on file:

By Senator Schroeder, from two hundred eighty-three residents of Scott County in favor of putting the Iowa Public Employees' Retirement System on a voluntary basis and requesting that monies paid into I.P.E.R.S. be refunded.

By Senator Utzig, from twenty-three residents of Dubuque County in opposition to proposed legislation to tax fraternal benefit societies.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator McFarlane for the morning on request of Senator Anderson.

EXECUTIVE SESSION

On motion of Senator Nolan, the Senate resolved itself into Executive Session.

The Senate arose from Executive Session and resumed regular session.

INTRODUCTION OF BILLS

Senate File 157, by committee on printing, a bill for an act to amend section fifteen point six (15.6), Code 1954, relating to the duties of the printing board in connection with the printing of official publication of notices.

Read first and second times and placed on the calendar.

Senate File 158, by Senator McFarlane, a bill for an act to repeal sections one hundred eight point one (108.1), one hundred eight point two (108.2), one hundred eight point three (108.3), one hundred eight point four (108.4), one hundred eight point five

(108.5) and one hundred eight point six (108.6), Code 1954, relating to the authority of the state conservation commission to acquire or lease property for development as state forests and conservation areas subject to regular tax levies for each and every year in the respective taxing districts, and providing for the disposition of income from such lands.

Read first and second times and passed on file.

Senate File 159, by Senators Wormley, Stuart, O'Malley, Lynes, Hoxie, Nolan and Anderson, a bill for an act to amend section three hundred twenty-one point two hundred eighty-five (321.285), Code 1954, relating to speed limits for motor vehicles.

Read first and second times and passed on file.

Senate File 160, by Senator Weiss, a bill for an act to repeal section two hundred seventy-five point eleven (275.11), Code 1954, and to enact a substitute therefor relating to territory to be included in reorganized school districts.

Read first and second times and passed on file.

Senate File 161, by committee on judiciary 1, a bill for an act to amend section six hundred thirty-eight point twenty-three (638.23), Code 1954, relating to compensation for executors and administrators.

Read first and second times and placed on the calendar.

Senate File 162, by committee on judiciary 1, a bill for an act to amend section four hundred fifty point twenty-eight (450.28), Code 1954, relating to notice of appraisement for inheritance tax purposes.

Read first and second times and placed on the calendar.

Senate File 163, by committee on judiciary 1, a bill for an act relating to decree of distribution in estates of decedents, and to repeal chapter two hundred sixty-seven (267), Acts of the Fifty-sixth General Assembly, relating thereto.

Read first and second times and placed on the calendar.

Senate File 164, by Senators Miller, McFarlane and O'Malley, a bill for an act to amend subsection seven (7), paragraph b, section four hundred eleven point six (411.6), Code 1954, relating to disability retirement of policemen and firemen.

Read first and second times and passed on file.

Senate File 165, by Senators Lynes and Nolan, a bill for an act relating to confirmation of appointments to state offices.

Read first and second times and passed on file.

Senate File 166, by Senators Anderson, Watson, Weber, Wormley, Elwood, Molison, Tate and Lynes, a bill for an act relating to the conservation, protection, development, use and regulation of the water resources of Iowa.

Read first and second times and passed on file.

Senate File 167, by Senators Dewel, Rigler and Burton, a bill for an act relating to the control and regulation of motor carriers of liquid products in bulk and to amend section three hundred twenty-one point four hundred twenty-three (321.423), Code 1954.

Read first and second times and passed on file.

Senate File 168, by Senators Miller, Butler, O'Malley and Walker, a bill for an act to provide for minimum state retirement allowance payments to certain employees in the public schools of the State of Iowa who retired prior to July 4, 1953, and to make an appropriation therefor.

Read first and second times and passed on file.

Senate File 169, by Senator Schroeder, a bill for an act to provide for the establishment, licensing and regulation of game breeding and shooting preserve area.

Read first and second times and passed on file.

Senate File 170, by Senators Dykhouse, Watson, Walker, Boothby, Putney, Lynes, Nolan, Long, Evans, O'Malley and Tate, a bill for an act to eliminate the special auditor for the highway commission's accounts so that said accounts may be audited in the same manner as the accounts of other departments.

Read first and second times and passed on file.

Senate File 171, by Senators Rigler, Dailey and Buck, a bill for an act relating to gifts of securities and money to minors and to make uniform the law with reference thereto.

Read first and second times and passed on file.

MESSAGES FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House has receded from its amendment, division one, to Senate Concurrent Resolution 6, fixing the compensation of legislative officers and employees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 28, a bill for an act relating to the collection, investment and deposit of public funds not currently needed for operating expenses.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 28, a bill for an act relating to the collection, investment and deposit of public funds not currently needed for operating expenses.

Read first and second times and passed on file.

UNFINISHED BUSINESS

Senator Elwood called up for further consideration Senate File 15, a bill for an act relating to the regulation, licensing and taxation of mobile homes and house trailers.

Senator Elwood offered the following amendment and moved its adoption:

Amend Senate File 15, section 1, subsection 5, line 12, by striking the word "part" and inserting in lieu thereof the word "park".

The amendment was adopted.

Senator Elwood offered the following amendment:

Amend Senate File 15 by adding the following as a new section:
"Section four hundred twenty-seven point thirteen (427.13), Code 1954, is hereby amended by adding the following new subsection:

'Mobile homes owned by dealers for resale and mobile homes less than twenty (20) feet in length which are used solely for vacation or hike purposes and are occupied for no more than ninety (90) days in any twelve (12) months period and which are exempt from fees under the provisions of section one hundred thirty-five D point nine (135D.9).'

Senator Elwood offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the word "hike" and inserting in lieu thereof the word "like".

The amendment to the amendment was adopted.

The amendment as amended was adopted.

Senator Elwood 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, 46:

Anderson	Evans	Nolan	Shoeman
Boothby	Fisher	O'Connor	Stuart
Buck	Gillespie	O'Malley	Tate
Burton	Grimstead	Prentis	Turner
Butler	Harbor	Price	Utzig
Byers	Henry	Prince	Vest
Coleman	Hoffman	Putney	Walker
Dailey	Hoxie	Rigler	Watson
Dewel	Lynes	Ringgenberg	Weber
Dykhouse	McCurdy	Scott	Weiss
Elijah	Miller	Shaff	Wormley
Elwood	Molison		

Nays, 2:

McManus Schroeder

Absent or not voting, 2:

Long McFarlane

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

**APPROPRIATION SUBCOMMITTEES
FIFTY-SEVENTH GENERAL ASSEMBLY**

Senator Watson asked and received unanimous consent that the following subcommittees of the appropriations committee of both the Senate and the House be printed in the Journal:

SENATE		HOUSE
BOARD OF REGENTS		
Stuart— Chairman	Lynes Shoeman	Goode— Chairman
Nolan	Vest	Falvey
Ringgenberg		Johns
		McNeal
		Milroy
		Ossian
		Santee
		Swisher
		Whitney
BOARD OF CONTROL		
Scott— Chairman	Byers Walker	Lisle— Chairman
Tate	Weber	Carson
		Eichenlaub
		Hendrix
		Kosek
		Loss
		Walter of Hardin
		Weik
SCHOOL AID		
Prentis— Chairman	O'Malley Walker	Gray— Chairman
Molison		Coverdale
		Cunningham
		Darrington
		Edgington
		Owen
HIGHWAYS		
Lynes— Chairman	Elwood Watson	Stevens— Chairman
		Dillon
		Frommelt
		Hall
		Lucken
		Mowry
SOCIAL WELFARE		
McFarlane— Chairman	Buck Burton	Mensing— Chairman
Gillespie		Dietz
		Hanson
		Lucken
		Vance
		Watts
STATE DEPARTMENTS		
Long— Chairman	Hoxie McCurdy	Vermeer— Chairman
Henry	Rigler	Brown
Putney	Schroeder	Burriss
Harbor	Evans	Carlsen
		Keho
		Kimball
		Kluever
		McCoy
		Mowry
		Naden
		Nelson
		Reppert
		Sar
		Sersland
		Wilson

PRESENTATION OF VISITOR

Senator Rigler asked and received unanimous consent to present

to the Senate the Honorable E. P. Donohue of Chickasaw County, a former member of the Senate and one who served the Senate as Republican floor leader for three sessions of the legislature, who was present in the Senate chamber.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- S. F. 127 Cities and towns
- S. F. 128 Public health
- S. F. 129 Social security
- S. F. 130 Judiciary 2
- S. F. 131 Public lands and buildings
- S. F. 132 Judiciary 2
- S. F. 133 Highway safety
- S. F. 134 Compensation of public officers and employees
- S. F. 135 Cities and towns
- S. F. 136 Motor vehicles
- S. F. 137 Water rights
- S. F. 138 Water rights
- S. F. 139 Water rights
- S. F. 140 Water rights
- S. F. 141 Water rights
- S. F. 142 Water rights
- S. F. 143 Water rights
- S. F. 144 Water rights
- S. F. 145 Water rights
- S. F. 146 Water rights
- S. F. 147 Water rights
- S. F. 148 Water rights
- S. F. 149 Water rights
- S. F. 150 Water rights
- S. F. 151 Board of control
- S. F. 152 Schools and educational institutions
- S. F. 153 Judiciary 1
- S. F. 154 Public health
- S. F. 155 Insurance
- S. F. 156 Judiciary 2

UNFINISHED BUSINESS

Senator McFarlane called up for further consideration Senate File 37, a bill for an act to repeal chapter one hundred fifty-two (152), Acts of the Fifty-sixth General Assembly, relating to toll roads.

Senator Dykhouse called up the following amendment:

Amend Senate File 37 as follows:

1. By adding the following new section:

"The balance of the sum allotted to the Iowa toll road authority by the Iowa state highway commission shall be transferred from the toll road authority trust fund to the general fund of the state."

2. By adding the following new section:

"This Act, being deemed of immediate importance, shall be in full force and effect from and after its publication in The Sioux County Capital, a newspaper published at Orange City, Iowa, and The Inwood Herald, a newspaper published at Inwood, Iowa."

Senator Dykhouse offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the words "general fund of the state" and inserting in lieu thereof the words "Iowa State Highway Commission."

The amendment to the amendment was adopted.

On motion of Senator Dykhouse, the amendment as amended was adopted.

Senator McFarlane 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	Grimstead	Nolan	Shaff
Butler	Harbor	O'Connor	Shoeman
Byers	Henry	O'Malley	Stuart
Dailey	Hoffman	Prentis	Turner
Dewel	Hoxie	Prince	Utzig
Dykhouse	Long	Putney	Vest
Elijah	Lynes	Rigler	Walker
Elwood	McCurdy	Ringgenberg	Watson
Evans	McFarlane	Schroeder	Weber
Fisher	McManus	Scott	Wormley
Gillespie	Molison		

Nays, none.

Absent or not voting, 8:

Boothby	Burton	Miller	Tate
Buck	Coleman	Price	Weiss

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

REPORTS OF COMMITTEES

Senator Molison submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 1**, a bill for an act relating to reorganization of school districts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. MOLISON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 5**, a bill for an act relating to state aid to public junior colleges, begs leave to report is 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 5 as follows: Strike all of section 3 and substitute in lieu thereof the following:

Sec. 3. Section two hundred eighty-six A point three (286A.3), Code 1954, is hereby amended by adding at the end thereof the following:

"Approval standards for public junior colleges shall be established and approved by the state board of public instruction, and the state board of regents, acting jointly, with said standards to be issued and enforced by the state department of public instruction, subject to the approval of the state board of public instruction. Eligibility for receipt of state aid for public junior colleges shall be determined by the above two (2) boards. Junior college aid will not be paid unless such standards are met. In the development of said standards, the association of public junior colleges shall serve in the advisory capacity to the afore-mentioned boards."

W. C. MOLISON, *Chairman*.

Ordered passed on file.

Senator Elwood submitted the following report:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 18**, a bill for an act to repeal the residence requirement for county assessor examinations, 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 18, section 1, by adding the following:

"Further amend said section by striking from lines ten (10), eleven (11) and twelve (12) of the third paragraph of said section the words 'but such appointee shall have been a resident of such county for the year preceding the date of such appointment'".

FRANK D. ELWOOD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 19**, a bill for an act to repeal the residence requirement for city assessor examinations, 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 19 by adding the following new section:

"Section four hundred five point eight (405.8), Code 1954, is hereby amended by striking from lines thirteen (13) and fourteen (14) the

words 'Only qualified electors of the city shall be eligible to take this examination.'"

FRANK D. ELWOOD, *Chairman*.

Ordered passed on file.

Senator Schroeder submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 34**, a bill for an act relating to limitation of hours of duty of members of fire department, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK SCHROEDER, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 48 as follows
- 2 1. Amend Senate File 48, section 1 by adding following
- 3 line 12 the following: "If the incumbent sought to be removed
- 4 be an elected official of, or represents but a single ward of
- 5 such a municipality, said petition for removal shall be signed
- 6 by electors entitled to vote for a successor to the incumbent
- 7 sought to be removed, equal in number to at least twenty-five
- 8 (25) percent of the total number of persons voting in such
- 9 ward at the last preceding general municipal election."
- 10 2. Further amend Senate File 48 by striking from lines
- 11 2 and 3 of section 11 the words and figures, "in each twelve
- 12 (12) month period" and inserting in lieu thereof the words,
- 13 "during the term for which he was elected".
- 14 3. Further amend Senate File 48 by adding a new section
- 15 as follows:
- 16 "The provisions of this Act shall have no application to
- 17 the incumbent of any office on the effective date of this Act
- 18 during the balance of his term."
- 19 4. Further amend Senate File 48 by striking the publication
- 20 clause.

COMMITTEE ON ELECTION REFORM.

JACOB GRIMSTEAD, *Chairman*.

- 1 Amend Senate File 64 by inserting the word "springer" after
- 2 the first "and" in section 1, subsection 6, paragraph
- 3 b, line 5.

JACK MILLER.

- 1 Amend Senate File 102 by adding the following section:
- 2 "The conservation commission shall not proceed with any acts
- 3 authorized herein unless and until soil conservation practices
- 4 are in effect on at least seventy-five (75) percent of the land
- 5 comprising the watershed of the proposed impoundment, or a
- 6 willingness to carry on such practices shall have been shown
- 7 by the owners or operators of seventy-five (75) percent of said
- 8 land by signing of a soil conservation farm plan and cooperative
- 9 agreements with the local soil conservation district governing
- 10 body."

JOE COLEMAN.

- 1 Amend Senate File 109 as follows:
2 1. Strike all of section 1 and insert in lieu thereof the following:
3 "Section 1. Section five hundred eleven point eight (511.8),
4 Code 1954, is hereby amended by inserting after the word
5 'acquisition' in the last line of paragraph a, subsection four (4)
6 the following:
7 'or if, at the date of acquisition, the obligations are adequately
8 secured and have investment qualities and characteristics wherein
9 the speculative elements are not predominant'."
10 2. Amend section 3, by striking the period (.) after the word
11 "located" in line 6.
12 3. Amend section 5, by striking the word "of" in line 7 and insert-
13 in lieu thereof the word "or".
14 4. Amend section 11, by inserting before the word "ten" in line 5
15 a quotation mark (").

JACK SCHROEDER.
GUY BUTLER.
LAURENCE BOOTHBY.

- 1 Amend Senate File 131, section 6, line 3, by striking "six
2 (26)" and inserting in lieu thereof "five (25)".

J. KENDALL LYNES.

- 1 Amend Senate File 134, section 1, lines 2 and 3
2 and section 2, line 2, by striking the words:
3 "word 'seventy-five'" and inserting in lieu thereof the
4 following: "words seventy-five cents".

D. C. NOLAN.

On motion of Senator Nolan, the Senate adjourned until 9:45
a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, FEBRUARY 1, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Paul Hoyt, pastor of the Methodist Church, Sanborn, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Shaff for the day on request of Senator Prentiss.

INTRODUCTION OF BILLS

Senate File 172, by Senators Long, Anderson, Dykhouse and Boothby, a bill for an act relating to the support of inmates of certain state institutions and to the payment of the cost thereof.

Read first and second times and passed on file.

Senate File 173, by Senator Weiss, a bill for an act to amend section four hundred fifty-five point two hundred twelve (455.212), Code 1954, relating to installments of assessments for the costs incident to the adoption by a drainage district board of a federal plan for improvement for said district.

Read first and second times and passed on file.

Senate File 174, by committee on motor vehicles, a bill for an act relating to flashing lights on vehicles and to amend section three hundred twenty-one point four-hundred twenty-three (321.423) and chapter three hundred twenty-one (321), Code 1954.

Read first and second times and placed on the calendar.

Senate File 175, by Senator Miller, a bill for an act to amend chapter two hundred eight (208), Acts of the Fifty-sixth General Assembly, relating to deduction of certain taxes for Iowa income tax purposes.

Read first and second times and passed on file.

Senate File 176, by Senators Dykhouse, Tate, Gillespie and Dewel, a bill for an act to amend section one hundred forty-seven point ten (147.10), Code 1954, relating to renewal of licensure of chiropractors.

Read first and second times and passed on file.

Senate File 177, by Senators McManus and Dailey, a bill for an act to amend section seven hundred thirty-six A point one (736A.1), seven hundred thirty-six A point two (736A.2) and seven hundred thirty-six A point three (736A.3), Code 1954, providing for the union shop.

Read first and second times and passed on file.

Senate File 178, by Senator Prentis, a bill for an act to authorize the highway commission for primary roads and county boards of supervisors for secondary roads to establish danger zones on such roads and specify maximum speed limits for the operation of motor vehicles in such zones.

Read first and second times and passed on file.

Senate File 179, by Senators Prentis and Lynes, a bill for an act relating to the distribution of a portion of the sales tax receipts to primary roads and streets.

Read first and second times and passed on file.

Senate File 180, by Senator Miller, a bill for an act to amend chapter two hundred eight (208), Acts of the Fifty-sixth General Assembly, relating to deductions for Iowa income tax purposes.

Read first and second times and passed on file.

Senate File 181, by Senator Miller, a bill for an act to amend chapter ninety-seven (97) B, Code 1954, relating to reemployment after retirement of public employees.

Read first and second times and passed on file.

Senate Joint Resolution 9, by Senators Prentis, Schroeder, Shaff, Rigler, Price, Watson, Weiss and Hoxie, a joint resolution relating to the creation of a cash working reserve balance in the state treasury and providing for the disposition of any surplus funds over and above the general operating fund of the state and the cash reserve fund to alleviate necessity of imposition of property tax and to provide that the special reserve fund shall be used to augment the general fund as directed by the Executive Council and the budget and financial control committee of the legislature.

Read first and second times and passed on file.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention, in accordance with House Concurrent Resolution 5 duly adopted.

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

JOINT CONVENTION

In accordance with law and concurrent resolution duly adopted, the joint convention was called to order, President Nicholas presiding.

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

Kosek of Linn moved that a committee of four be appointed to notify Dr. W. C. Menninger, Director of the Menninger Foundation, Topeka, Kansas, and Governor Loveless that the joint convention was ready to receive them.

Motion prevailed and the President appointed Senators Coleman of Webster and Walker of Hamilton on the part of the Senate, and Representatives Kosek of Linn and Sersland of Winneshiek on the part of the House.

The committee waited upon Dr. Menninger and Governor Loveless and escorted them to the Speaker's station.

President Nicholas presented to the joint convention Kosek of Linn who offered the following remarks:

Thank you, Lieutenant Governor Nicholas, Governor Loveless, honored guests, fellow legislators, ladies and gentlemen.

On behalf of the Governor's Committee on Mental Health, I would like to thank the Iowa Association of Mental Health for sponsoring our guest speaker today.

I am proud of the high privilege and personal honor of presenting to you the distinguished psychiatrist, Dr. William Menninger, director of the Menninger Foundation at Topeka, Kansas, a non-profit professional organization devoted to research, education, treatment and prevention in psychiatry. The Foundation, which today is the world's largest training center for psychiatrists, is the outgrowth of a family medical partnership, the Menninger Clinic, founded at Topeka, Kansas, in 1919 by his father and brother.

One of his major current interests is the development of programs of preventive psychiatry including the application of psychiatric knowledge to industry, education, and other social fields.

During World War II, Dr. Menninger directed the Army's psychiatric program, holding the rank of Brigadier General. He continues his association with the Army as senior civilian consultant in psychiatry to the Surgeon General. He was a member of the Committee on Human Resources of the Research and Development Board and a member of the National Advisory Mental Health Council of the United States Public Health Service.

A 1925 graduate of Cornell University Medical College, Dr. Menninger has served as president of a number of major professional organizations, including the American Psychiatric Association, which organization under the direction of Dr. Blaine conducted a complete survey of all of Iowa's Mental Health Institutions. A brief copy of this report was placed on your desk today, and as a result of this work and the untiring efforts of the Governor's Mental Health Committee, we have recommended and introduced a Mental Health package consisting of

seven (7) bills, House Files 178 to 184, inclusive, recommending specific action be taken by the Fifty-seventh General Assembly. These bills were read to the House for the first time today and printed copies of them will be available for your consideration Monday.

Our guest Dr. Menninger will speak on the subject "Mental Health Needs in Iowa."

I am pleased to present Dr. Menninger."

Dr. Menninger offered the following remarks:

Ladies and gentlemen, it is a great honor for me to be invited to address you. I do so with a good deal of trepidation and a great deal of humility; the more so because this story could better be told by our former Governor, now Senator, Frank Carlson, or by the Director of Mental Institutions in Kansas, George Jackson, or perhaps best by my brother Karl, who gave the vision and the guidance and the energy that produced the revolution in the mental hospital system of Kansas.

I feel that it is an enormous responsibility to try to interpret this hinterland of medicine we call psychiatry. We've made such great strides in cancer and heart and polio, and psychiatry is still in the bull pen and not on the ball field by comparison.

I want to weigh what I say to you carefully because, hopefully, it might influence what could and should happen to about 7,500 Iowans that are now in mental institutions and in county homes, and many more thousands to come, surely, all without a voice or a vote; many cooped up in miserably crowded and uncomfortable quarters; their hearts filled with anxiety and fear and hopelessness. And no one knows the anxiety and the weight on the heart of those relatives but the relatives themselves.

Psychiatry has been so backward for a long time, and yet there is some evidence of hope in front of us. I think the gracious invitation for me to present my story to you here is an indication of a change. I have had the privilege, now, of appearing by invitation before the combined houses of 12 legislatures, and I think that's an indication of change. And in some of those, very hopeful things have happened.

In Ohio, where the situation was quite severe, very shortly afterward the legislature passed a bill making me somewhat unpopular with my personal friends in Ohio, because like all legislatures they were looking for ways to find more money and there they put on a 10-cent tax on every fifth of liquor. But it did something for the mental hospitals—it raised ten million dollars, five of which was allocated for improving the salaries of the people that work in those institutions. Five of it was set aside specifically for the training program in connection with the three medical schools in Ohio. And then the populace of Ohio went on to vote seventy-five million dollars in bonds for new buildings which they need so badly.

We've had superb leadership in my field from the press, the television and the radio, trying to help people understand how backwards we are and what an unfair deal we've done, to date, for mentally sick people. I think the response of the public has been tremendous, too. I'm really tremendously encouraged about the deep concern that more people are having, about the inhuman things we're doing to our own fellow men in these mental hospitals.

Well, I suppose that my opportunity and privilege here is to tell you the story about this revolution in Kansas—what the situation was, why and how it came about, and what we are trying to do about it—with the hopes that perhaps this experience might be helpful in the consideration of your problems here in Iowa.

I am proud to say that in our Kansas institutions now we've reduced the mental hospital population 16 per cent in the last eight years—the only state in the Union where there has been a material reduction. Most of the states have increased over those eight years about 15 per cent to 20 per cent.

Even though our hospitals are not adequately staffed, 74 per cent of our admissions are going home now, and most of them within three months.

I suspect we're the only state hospitals in the country that are not overcrowded, and have no waiting list. And the probabilities are that we will never have to build additional beds. We have some replacements badly needed, but our hospital population has so shrunk that we believe that we will not have to add additional beds.

Well, the background of this story at first is a somewhat personal one. My parents lived in the town of Topeka, Kan., where Father, having finished medical school in 1889, began practice.

Father was an extremely conscientious person, who wished that he could consult with his colleagues about the life-and-death problems of some patients. You may or may not know that before the turn of the century doctors didn't call in consultations—it impugned their own integrity if they did. Group practice as we now know it did not exist. Father made some abortive attempts to begin a little group practice, that didn't work out.

Soon after the turn of the century, he went to a medical meeting up in another little country town, a wide open place in the road called Rochester, Minn. And there he saw and learned to know a father and two sons, who had started the practice of surgery together. They had accumulated a few other doctors with them.

It was an inspiration to Father, and even though my brothers and myself were youngsters, when he came back home he said that he hoped we'd go on through medical school and come back and join him, and maybe we could do what the Mayos were doing.

Well, it isn't very often that a father realizes as much of his dream as Father did. He died only three years ago, at the age of 91, and was active up until the last. My brother Karl, six years my senior, did come back from Harvard, where he had been inspired by his professor of psychiatry, and went into practice in psychiatry with my father. And six years later I came back from the East and joined them too.

We started a little private hospital for psychiatric patients. We started a school for problem children, and we had a very active out-patient service.

In the early Thirties we began training a few doctors—just a few—because a teaching hospital is always a better hospital for treatment than is a non-teaching hospital. And it was a pleasure to do the job. We tried to do a little research work, too.

Our situation changed very radically as the result of the second World War. For better or for worse, as the younger brother it was my privilege to go into service. I spent four years there—a little more—and, willy nilly, got thrown into the job of worrying about the mental health of eight million men, which was quite a contrast to my private practice.

We were beset by two major problems in trying to handle the psychiatric difficulties in the army. You may or may not know that we lost more manpower during the war from emotional problems than all other causes put together. Fifty-two per cent of the men that we lost to the service were because of some kind of personality difficulties. Numer-

ically, 2½ million men, and America wasn't that rich in manpower, to spare that much.

Many times I had to sit in the Secretary's office, and in General Marshall's office, explaining—or trying to—what was the matter with American youths . . . were they getting decadent? . . . why did we lose so many? And I had the job of trying to find doctors . . . of trying to find the know-how to do a job which we didn't have the know-how to do.

Roughly 50,000 physicians came into the military service. If we were very charitable in giving credit wherever we could, we found only 600 doctors that had had any experience in the field of psychiatry. But we had a tenth of the admissions to army hospitals.

For every three men that were wounded, one man would become emotionally so upset in combat that he couldn't fight. In Patton's army, for instance, we had 950 medical officers. We had 26 psychiatrists, and they had one-fourth of the casualty load.

Well, I became so aware that we simply didn't have the doctors in my field to do the job that was expected of us, nor, as I say, did we have the know-how. I don't think I could have gone back into private practice and been exactly contented to do it. Fortunately, other things were happening in my home base in Topeka, where my brother had stayed on to keep our organization going. He became interested first in trying to help the Veterans Administration.

You know we operate about 160 of these big Veterans Hospitals, a very major item in the Veterans Administration program. Between 55 and 62 per cent of all veterans in Veterans hospitals are psychiatric patients.

When General Bradley and General Hawley came back at the end of the European fracas and were asked by the President to take over the VA, and as they studied the situation, General Hawley made the statement that if he had all the psychiatrists in America he couldn't staff the Veterans Hospitals. That's how short he was.

They hit upon the plan of trying to connect the Veterans Hospitals, for the first time in the history of those hospitals, with medical schools—medical training centers. Thus they could have the advantage of faculty members, and raise the standard of medical care for our veterans. But more importantly they knew the importance of training. They knew the only way they were going to get doctors in a lot of fields was to train them, themselves.

And so the Veterans Administration began, in 1945, and continues in 1956, to be one of the major training programs in post-graduate medicine in the various specialties in our country.

Why they did it we never knew. But we had an army hospital in Topeka, of 1500 beds. The VA came out to see us, and they made the proposition, if they would take over that army hospital, would we set up their major training program in psychiatry?

Well, this was the \$64,000 question for my brother and myself. We were in private practice. Shall we give that up and take on this assignment for the government? There was only one answer possible, of course. And so we thoughtfully considered it and agreed that we would do it.

We agreed to try to take on 25 young doctors and train them. In the entire state of Iowa currently you are training eight, to give you a comparison. We thought we were sticking our necks out quite a ways, to make that offer.

But the answer came back quickly that we had misunderstood. They were dreadfully in need of doctors to help our veterans. Wouldn't we please train 100 doctors.

Well, there wasn't any argument. In March of 1946 we had 102 young

fellows sitting on our doorsteps, physicians, to be trained in this field of psychiatry at Winter Veterans Administration Hospital. My brother left our organization and took charge of that Veterans Hospital for the first two years, that we might get this training program set up.

Then came the revolution, in 1948, in the state hospital system of Kansas. I suppose it really was triggered by one of our House of Representative members, who had a wife in a mental hospital in Kansas. He had visited her there. He knew what a snake pit it was.

He came over to the Veterans hospital, where we had this delightful group of young fellows who were there to learn; the alert, intelligent program that was going on, run by them. He asked my brother, "If you can do this for the federal government, why can't you do it for the State of Kansas?" And my brother is a guy with great vision, "Why, sure we could." I don't think he really knew what we were getting into. And I don't suppose he really had any recognition that anybody was going to take us up.

But some other things happened in those state hospitals as this event transpired. Some very serious accidents occurred, that should not have occurred. And thank goodness for the press. The press picked these stories up. They told the citizens of Kansas across our 400 miles, and put it even in the weekly county papers in headlines, to a point where Kansans rose up and said, "Why should we have to put up with this? Why should Kansans be treated the way they are?"

This resulted, of course, in the necessity that the Governor had to act. And the legislature had to act.

There were other factors that brought this about. We had lost most of the doctors in our state hospitals because of an economy-minded superintendent, who was so difficult to get along with that he ended up in our Topeka State Hospital, built in the Seventies for 1,500 patients, with 1,850 crowded into it. He had done such a ruthless job of administration that there were only two doctors there for those 1,850 patients. There were no nurses; he'd lost them all. There were no psychologists, he'd lost them all. And we'd never had social workers.

Sixty, perhaps seventy, per cent of the patients that came to that state hospital never left alive. They were there for life, once admitted.

We were doing the job at that time in Kansas on \$1.06 per day, ranking us 47th of the 48 states in the job we were doing in our mental institutions. And most of the admissions were housed in the jail for days or weeks before they could be admitted, because there wasn't any room in the inn.

Well, the Governor did act, by appointing a committee to do the usual job of inspection, which was hurried. Their recommendations, which really were our recommendations, were that although we needed at that time 4,000 more beds—roughly \$40,000,000 for building—let's not spend that now; let's try to buy some brains. Let's try to get some staff and give these people in these hospitals a chance to have treatment.

My brother put it very succinctly: "Many patients will get well in a barn if you give them the right doctors and the right treatment." We don't want them to be in barns, but staff and treatment come before the bricks."

Well, the staff of our Menninger Foundation was the only nucleus we could call upon. To establish a training program was our thought, under my brother's direction. Everyone had to be made aware that this training program was a slow process. It takes about five years to train a doctor in psychiatry, after he's finished medical school. Senator Carlson put it up to the legislature. The press helped. Citizens' groups became interested, all across the state. And perhaps most importantly in bring-

ing about our revolution, every legislator and his wife went to visit a mental hospital.

Believe me, it was no drumbeat inspection, that was prepared for. We wanted them to see how Kansans were living in these institutions. And what did they see? They saw men endlessly pushing mops up and down a long corridor on a floor that was already overpolished. They saw gloomy wards with old rocking chairs lined up against the wall in such a way that one person couldn't speak to the next. They saw beds in the halls, and the mattresses on the floor, at night. They saw uniform, drab, ill-fitting clothing—everybody just the same.

They saw inadequate and ill-prepared food, unattractively dished out: three different diets—one for the top brass, one for the attendants, and one for the patients. And they were invited to eat with the patients. The patients have one spoon. Even if you're there 50 years, you don't know what a knife and fork is, in most of our institutions. And our legislators were invited to use the spoon on the same kind of sloppy food that our patients were getting. They saw the patients cooped up for days—days on end.

And I had a touching note in this respect from a citizen of Iowa the other day. "Can't you do something about my son, who hasn't been out of the hospital in one of the Iowa institutions in four months?" I said I didn't know whether I could or not. But I can tell you that in our state hospitals, they didn't either. And when they were herded out, they were herded out like so many cattle in a field, permitted to sit on park benches for awhile and then herded back in.

These legislators and their wives saw physical restraints all over the place; strait-jackets; untrained and often uncouth attendants; brutal prison-like guards, that were keeping people in submission by fear—that's what they saw.

And then what happened? Well, the legislature acted. Their first act was to increase the budget, back in 1949, immediately by 60 per cent. Two years later they increased it 118 per cent more. And now we are getting about four times the budget that we received in 1948.

My brother and our associates did undertake the responsibility to begin to recruit a professional staff and to set up the training program, training not only doctors, but psychologists, social workers, nurses, occupational therapists, and all the group that we need to do a job to help people get well in our institutions.

The number of attendants was immediately doubled, and now it's been quadrupled. And more importantly, maybe, their salaries were more than doubled, getting rid of those dull and inept itinerant people that flood into our state hospitals because they won't do any other kind of work. The Rockefeller Foundation gave us funds for a three-year special school for training psychiatric aides.

We took on 50 consultants from our county medical society. Every patient had a physical checkup, many of them for the first time in 20, 30, 40 years. It resulted in a wholesale order for 300 pairs of eye-glasses within the first three months. We hadn't had occupational and recreational programs, and those were started.

The only building we did in those first six years of our program was to change some fire escapes and to establish and build a Quonset hut canteen for the patients, where they could buy knickknacks and coffee.

We developed a very extensive volunteer program, through our Mental Health Association, through every source of help that we could get, of the citizens in our communities where our state hospitals were. Perhaps I could illustrate how radical was the change in the attitude in our public opinion. The Junior League took over this canteen, and were the

dishwashers and the waitresses for our mental hospital patients as a two-year project.

Most important, I think, was the creation of a different attitude than had prevailed: a philosophy about, and an understanding of, mental illness on the part of the legislature, on the part of citizens, of relatives, and of course, most importantly, of the staff that worked there; an attitude whereby patients could learn, through relationships with the folks that were trying to help them, that somebody did care about them; that changed the attitude of a snakepit and a hall of despair into a hall of hopefulness, where "Everybody that comes here is going to get well." That change in attitude had to be made.

To do this, of course, necessitated the provision of financial, political and public support, with the absence of political pressures on the professional staff; of any kind of threats of change of administration from year to year; of the constant budgetary threats that are over so many of our hospitals.

The doctors began seeing their patients there, then. Within two years the mental hospital population in the Topeka State Hospital dropped from 1,850 to 1,500. As we sit here today there are 1,320 patients in that hospital, a 26 per cent reduction.

Approximately 300 patients had no homes to go to, as we came to discharging them; and they had to be found for them: foster homes, or other types of arrangements outside, because they didn't need to be in the hospital; they were no longer mentally sick. But no one ever cared.

Since 1949, we've discharged 739 patients who had been inmates for a minimum of 10 years. We've discharged now about 150 patients who had been inmates a minimum of 20 years—incarcerated in a hospital for 20 years or more. I should say that many of these people had been there 30 and 40 years.

Perhaps the record was cited in a little story in Time magazine in 1952, which carried the note about a small white-haired woman who perhaps had been hospitalized for mental illness longer than any other known person. A patient at the Topeka State Hospital, she had entered the hospital at the age of 13, on June 27, 1882, three years after the hospital was opened. In 1952, she had been there 70 years.

Her only response to questions, as anyone would go through the ward, was to grab you by the coat and say, "Doctor, Doctor, when can I go home?" She was discharged last year, 86 years old, 73 of them in a mental hospital, because nobody cared, and nobody ever tried to help her get out.

I can tell you the mental hospitals of America are filled with such people, because enough of us haven't cared. They sit and vegetate in a living death because we haven't had the doctors, we haven't had the interest, in returning these people to civilian life.

Every one of those folks who was there 20 years, or 30 or 40 years, are enormously interesting human stories. I could tell you many of them. Perhaps one or two.

There was a woman that had been there for 22 years. So far as any records that we could discover as we took over, she had never talked. She had never said a word to a soul.

One of our young doctors was assigned to the ward where she was located. It was assumed by most of us that a person that sick, mute, it wasn't, perhaps, much use. And I sometimes say, facetiously, that perhaps our young doctor wasn't experienced enough to know that he oughtn't to be wasting time on her. Because he did waste time on her.

He had her come into his office every day. He sat with her, and he

talked to her. And in three months that woman was talking. In six months she was discharged.

For 4½ years she has been a practical nurse in our community, well respected and in constant demand. Twenty-two years mute in a mental hospital, everybody assuming she couldn't get well, because nobody had tried. Well, there's so many of those.

But what's happened since this revolution that we started in 1948? Well, in 1952 the people of Kansas voted an increase of a half-mill in personal property tax, by a vote of 4 to 1, to provide permanent hospital buildings to replace the present ones, which are in many instances fire traps and antiquated beyond all usefulness. In 1953 the legislature removed the hospital program from political patronage. They provided for a psychiatrist to direct the institutions, at twice the Governor's salary.

During the last four years our admissions in the mental hospitals of Kansas have quadrupled. Not because there is any more mental illness there, but now instead of being those snakepits, everybody knows you can go there and get help, and that 70 per cent of those people are out of those institutions in three or four months. It's encouraging that this could happen. I suppose, of course, the legislature naturally wants to know, "Will it cost you so much more?" Well, we saved forty million dollars on beds. That's a major item. In 1956 it costs us \$300 less per discharged patient than it cost us in 1948. We're saving money on the number of people that we are now able to discharge. So it's paid off in dollars and cents, let alone the enormous responsibility that we have, to try to care for these mentally sick people.

I think it may be helpful to give you an idea how we staff our hospitals, and by comparison, perhaps, tell you what you have in your own. These are in those surveys that you were handed, but it's perhaps pertinent to refer to them, as I mention what we have in Kansas in the way of staff.

We have almost the same number of patients actually in mental hospitals as you do; or we did. We had 5,200 in 1948; now we only have 4,300. You have 5,000 in your four mental institutions.

But you have an atrocious program, if I do tell you so, of shoving old people into county homes where they get no medical attention, no psychiatric help. You've got 2,600 more there.

In Kansas, we now have one physician for every 42 patients. You have one physician for 120. But let me tell you a difference. Many of your physicians have had no experience or training in psychiatry. Twenty-two of your 42 physicians are in that category. This means that if we give you credit only for those people who have had experience in psychiatry—and if this was a matter in your personal life or your family, I believe you'd want the psychiatrist, who is expert—you have a ratio of one doctor for 385 patients. Kansas, one to 42.

And in our training institution, this big 1500-bed hospital in Topeka, every ward has its doctor. We have one physician to 18 patients. It's unheard of in big mental institutions. But it's been possible. Perhaps the excuse for me being here is to say that it's going on.

In social workers, which are so terribly important to us in our mental hospitals, helping get people back into communities, the liaison with families, with employment agencies—they are so essential as the bridge back home—in Kansas we have one to every 140 patients. You have one to every 300. But again, partly because of your administrative problems, only one of the 17 social workers in the Iowa state system has her master's degree in social work. The others do not.

Clinical psychologists are essential in our work in psychology. In a way they are like the x-ray man is to the surgeon. They help us so

importantly in the examination and study of our patients. In Kansas we have one psychologist to every 174 patients. You have one to every 270 patients. But there again, only 13 of your 18 have a master's degree or better.

I couldn't find out how many adjunctive therapists, as we call them, you have in your hospitals. I'm sure that it's only a handful. These are the people that teach art, and music, and recreation, and crafts, and are one of the most important therapeutic weapons in a mental hospital. In Kansas now, I'm proud to say, that we have one for every 50 patients.

In registered nurses, we have one in Kansas for every 58 patients. In Iowa, 1 to 133.

Total employees are tremendously important, if we add up all the people that work there. In Kansas we have two patients for every employee. In Iowa you have about three to one.

And the cost business. In Kansas, now, we're up to \$4.59 (per patient, per day) for our total system. In our training institute in Topeka the per diem cost per patient is \$5.79. If I am informed correctly, you are spending \$3.27.

Well, perhaps it is presumptuous of me to make recommendations to you. On the other hand, perhaps it's the way the physician always feels—it's no use trying to make a diagnosis, if you don't try to make some recommendations. So perhaps with some presumption, I want to comment on your problems, with the hope that maybe I could be helpful in the suggestions to you.

First, I go on a basic assumption that the great majority of mentally ill patients can get well if we'll give them a chance. The probability is, that the recovery rate is higher among mental illness than any other single group of sicknesses.

I first would want to, in my recommendations, urge that you give first priority here in Iowa to try to buy brains—the professional staff to provide treatment—and a second priority to buying bricks. I indicated to you that you have one physician for 120 patients; you have one psychiatrist for every 385 patients. That's not giving our patients a chance.

You can't get well if you're one patient in 385, with one doctor. How much time does he have for you? Not 15 minutes in a month. What kind of medicine is that? Why should we even call these places hospitals, with so few doctors, and so many patients that don't have a chance to see a doctor!

In connection with this business of getting staff, I have to touch on an all-important subject, and that's the problem of what you're paying your staff. I can tell you, for better or for worse, that you are not paying them anywhere near enough to get the kind of doctors that you Iowans ought to have for yourselves.

We simply can't expect to get doctors in these institutions for salaries of \$8,000 to \$10,000 to \$12,000, when they can double and treble that if they go into private practice. And that's your problem.

It goes all the way down to your aides too. As a matter of fact, you can't pay aides \$150 a month, which you are trying to do, when the same man can make \$400 a month at common labor. What kind of folks are we getting in our mental hospitals, at \$150 a month? Where you have had a turnover in one of your hospitals, of employees of that level, of 160 per cent in a year? We can't treat people unless we have trained folks, and if they are going to come in and out every week and give us new ones, we can't do a job as we should do it in helping people get well.

— In your training programs here in Iowa, it's a curious thing as I have

studied your situation, but the State University medical school, which has a splendid faculty in psychiatry, has nothing to do with your state institutions. I can't quite understand this enormous dichotomy. The people of Iowa could be profiting enormously from the help of the medical school at Iowa City. And yet, if I'm correctly informed, it's two separate units, both trying to do the same jobs, but having nothing to do with each other.

I would so hope that this legislation—and I've seen four of the bills that you are going to consider—that do concern the Iowa State University, might have your very earnest and favorable attention. They make good sense to me, and I'll comment on other points of them in a moment.

I think you could have a superior training program in Iowa, and let me cite what I mean. In this state, as I mentioned, you have eight doctors in training in psychiatry in all of Iowa. In the state of Kansas we have 135. Why can't you? If we really need these doctors that's the only way we're going to get them. And you are rich in the brains you have here in the psychiatric profession. I strongly urge that there is a liaison and a working relationship established with the University and this so-called SUI packet—the four bills that have to do with this administrative, space and training program.

Another paradox in psychiatry is the fact that we know so little, really. We know enough to help a lot of people get well, as these figures from Kansas indicate; but whether it's in aviation, or oil, or any other field, we don't get ahead unless we do research. I don't know why it is, in psychiatry, that we have been so backward. We have only 5 cents of every medical dollar spent in research, although the national health bill for mental illness is one billion, two hundred million dollars a year, now. And that's money outlay, and tax money. Yet we don't spend one-half of one per cent to learn how to do this job better.

Here, of the millions of dollars that you spend on your mental hospital program in Iowa, you don't spend a cent in learning how to do it better, namely in research. As I understand it, there is a bill asking for \$100,000 a year to invest in research. To me this is still far, far inadequate. I think there ought to be an opportunity for research to go in all of these mental hospitals. How can we get these people well more quickly? And how can we prevent them getting there? And that's only going to come through research. So that there again I think Iowa could do much better, and certainly you will do yourself a savings, to invest generously in research.

A touchy subject, and one which seems awfully complicated to me, is the problem of how you administer your mental hospitals here in Iowa. If I've learned about it right, I wouldn't for five minutes consider a job as superintendent, with the atrocious mechanical means with which they have to operate.

I'm sure that the members of the legislature know this. If I understand correctly, if the superintendent of one of the hospitals wants an additional man, any kind of personnel, he must go to the Personnel Officer of the Board, who goes to the Board of Control, who must take it up with State Personnel Officer, who must refer it to the State Comptroller, who must take it up with the State Executive Council. And then the decision is made by a group of people who don't know what it was all about in the first place!

If you want good superintendents, gentlemen, trust them. Give them the authority to do this job, and hold them to it. But don't shackle them, by making them go through seventeen hoops to get a nurse, or to be

absent for a day from the hospital—as I understand it they have to get written permission. What nonsense! I wouldn't take such a job.

And I'm sure that can be remedied relatively simply. As I understand, it you do have a very devoted Board of Control, that is deeply interested, but they, too, are handcuffed and shackled.

I hope in time you see your way, as most of our states that are making the real progress, to create a Mental Health Commission, and set up a Mental Health Department in the state. You'll go further, faster, when you can bring that about, using the State Board of Control. We have it in Kansas—it's important to us. It's non-partisan. No Governor can change all of it; in fact, he can't change but one-third of it. And we don't have any trouble with the politics now. And we have an advisory group. They have a great deal of weight, to say as to what's going on. I'm sure you could profit from such a plan.

I want to say one word about bricks. I've minimized those, but I don't want to neglect them. I want to say them, mostly, because as I understand it, one of the major needs at the State University is some bricks—bricks for research; bricks for children.

You may or may not know that you have 50 beds for children at the Independence State Hospital. The state psychiatric institution in Iowa City treats perhaps 40 children in a year. But this is a drop in the bucket.

Right now you need modern psychiatric facilities for a minimum of 250 children, because a lot of children are being thrown in with adults in your big mental hospitals. I just hope it doesn't have to be your child, or you'd see how terrible it is.

I do want to say one further word about these county homes, hoping that there is reconsideration of that plan. I just think it's nothing short of wicked that we decide anybody's incurable. We know that a lot of people could be helped, and it's unforgivable to shove people into some kind of living death—2,600 here in these custodial homes—that have no psychiatric and minimum medical attention. We've just consigned them to a living death. I don't think you ought to sleep well at night, with that responsibility on our hearts. They're people, and they have relatives that are worried and concerned, and I know we can help a lot of them, if we would.

I wish all the citizens of the state might share the problems that you legislators have. You have an enormous responsibility. If I'm right, the chances are that you'll do what you believe the people want you to do. And I only hope that the citizens could be informed by the press of the problems that we all face together, here, in trying to give a new deal, a better deal. Let's give these mental patients a chance. Let's create in the hospitals of Iowa . . . this wonderful fine state . . . a chance for people to get well; this attitude that "everybody who goes there is going to get well." Most of them will. Whether they do or not depends on those of us in this room. God guide you in your decisions about it.

President Nicholas thanked Dr. Menninger for appearing before the joint convention.

The committee previously appointed came forward and escorted Dr. Menninger and Governor Loveless from the House chamber.

Senator Tate of Cerro Gordo moved that the joint convention be now dissolved.

The motion prevailed.

The Senate returned to the Senate chamber and resumed regular session, President Nicholas presiding.

ADDITIONAL COPIES

Senator Shoeman asked and received unanimous consent that the address of Dr. W. C. Menninger, director of the Menninger Foundation at Topeka, Kansas, be printed in the Senate Journal; and also that 1,000 additional copies of the Journal be printed.

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 8, approving miscellaneous expenses of the Fifty-seventh General Assembly.

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

House Concurrent Resolution 6, inviting the distinguished National Commander of the American Legion, Mr. W. C. Daniel, of Danville, Virginia, to address a joint convention Monday, February 18, 1957, at 11:00 a.m.

Also: That the House has passed the following House joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 7, to authorize the appointment of an inaugural committee.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 19, a bill for an act to amend section 602.50, Code 1954, relating to jury fees in municipal courts in class "C" cases, and in misdemeanor cases specially mentioned in section 602.28.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 6

Whereas, the distinguished National Commander of the American Legion, Mr. W. C. Daniel, of Danville, Virginia, will be in Des Moines, Iowa, on the 18th of February, 1957; therefore,

Be It Resolved by the House, the Senate Concurring, That an invitation be extended to Mr. Daniel to address a joint convention of both houses at 11:00 a.m. on Monday, February 18, 1957.

HOUSE MESSAGES CONSIDERED

House File 19, a bill for an act to amend section six hundred two point fifty (602.50), Code 1954, relating to jury fees in municipal courts in class "C" cases, and in misdemeanor cases specially mentioned in section six hundred two point twenty-eight (602.28).

Read first and second times and passed on file.

House Joint Resolution 7, a joint resolution to authorize the appointment of an inaugural committee.

Read first and second times and passed on file.

THIRD READING OF BILLS

On motion of Senator Tate, Senate File 31, a bill for an act relating to motor vehicle operators and chauffeur's license fees and to amend section three hundred twenty-one point one hundred ninety-one (321.191), Code 1954, with report of the committee recommending passage, was taken up, considered, and the report of the committee adopted.

Due to the close association of Senate Files 31 and 32, and for informative purposes, Senator Tate asked and received unanimous consent that the report of the committee on highway safety on Senate File 32, and also the amendment to Senate File 32, filed by Senators Tate and Lynes, be read at this time.

Senator Tate offered the following amendment, filed by Senators Tate and Lynes, and moved its adoption:

Amend Senate File 31, section 2, line 4, by striking the word "three" and inserting in lieu thereof the word "four".

The amendment was adopted.

COMMITTEE OF THE WHOLE

Senator Nolan moved that the Senate resolve itself into a committee of the whole, and that Clinton H. Moyer, Commissioner of Public Safety, be invited to speak to the committee and answer questions, which motion prevailed.

The Senate arose from the committee of the whole and resumed regular session.

Senator Walker moved that further action on Senate File 31 be deferred and that the bill retain its place on the calendar, which motion was lost.

Senator Byers moved the previous question on the main bill and all amendments, which motion was lost.

Senator Tate 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, 46:			
Anderson	Burton	Dailey	Elijah
Boothby	Byers	Dewel	Elwood
Buck	Coleman	Dykhouse	Evans

Fisher	McCurdy	Prince	Tate
Gillespie	McFarlane	Putney	Turner
Grimstead	McManus	Rigler	Utzig
Harbor	Miller	Ringgenberg	Vest
Henry	Molison	Schroeder	Watson
Hoffman	Nolan	Scott	Weber
Hoxie	O'Connor	Shoeman	Weiss
Long	O'Malley	Stuart	Wormley
Lynes	Price		

Nays, 1:

Walker

Absent or not voting, 3:

Butler	Prentis	Shaff
	(present)	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Tate, Senate File 32, a bill for an act relating to the number of members of the Iowa Highway Safety Patrol and to amend section eighty point four (80.4), Code 1954, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Tate offered the following amendment, filed by Senators Tate and Lynes, and moved its adoption:

Amend Senate File 32 as follows:

1. Amend the title to Senate File 32 by striking all after the word "Act" and inserting in lieu thereof the following: "relating to the number of members of the Iowa highway safety patrol, to the compensation of the members thereof, and extending the duties of the supervisory officers of the said patrol, and to amend sections eighty point four (80.4), eighty point eight (80.8) and eighty point twenty (80.20), Code 1954."

2. Further amend Senate File 32 by adding the following new section: "Section eighty point eight (80.8), Code 1954, is hereby amended by inserting after the period following the word 'governor' in the eighth line of the third paragraph thereof the following: 'The compensation of each member of the highway patrol shall at the effective date of this Act be increased in the sum of fifty dollars (\$50.00) per month beginning with such effective date. In addition, the members of the highway patrol shall be paid additional compensation in accordance with the following formula: When members of the highway patrol have served for a period of five (5) years their compensation then being paid shall be increased by the sum of fifteen dollars (\$15.00) per month beginning with the month succeeding the foregoing described five (5) year period; when members thereof have served for a period of ten (10) years their compensation then being paid shall be increased by the sum of fifteen dollars (\$15.00) per month beginning with the month succeeding the foregoing described ten (10) year period, such sums being in addition to the increase provided herein to be paid after five (5) years of service; when members thereof have served for a period of fifteen (15) years their compensation then being paid shall be increased by the sum of fifteen dollars (\$15.00) per month beginning with the month succeeding the foregoing described fifteen (15) year period, such sums being in addition to the increases previously provided for herein; when members thereof have served for a period of twenty (20) years their compensation then being paid shall

be increased by the sum of fifteen dollars (\$15.00) per month beginning with the month succeeding the foregoing described twenty (20) year period, such sums being in addition to the increases previously provided for herein. Members of the highway patrol at the effective date of this Act, who have the foregoing service records, shall be entitled to the foregoing increases from and after such effective date.”

3. Further amend Senate File 32 by adding the following new section: “Section eighty point twenty (80.20), Code 1954, is hereby amended by adding thereto the following: ‘Supervisory officers shall be at all times on duty in each district headquarters.’”

The amendment was adopted.

Senator Tate 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	Evans	Miller	Scott
Boothby	Fisher	Molison	Shoeman
Buck	Gillespie	Nolan	Stuart
Burton	Grimstead	O'Connor	Tate
Byers	Harbor	O'Malley	Turner
Coleman	Henry	Price	Utzig
Dailey	Hoxie	Prince	Vest
Dewel	Lynes	Putney	Watson
Dykhous	McCurdy	Rigler	Weber
Elijah	McFarlane	Ringgenberg	Weiss
Elwood	McManus	Schroeder	Wormley

Nays, 3:

Long	Prentis	Walker
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Absent or not voting, 3:

Butler	Hoffman	Shaff
		(present)

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE CONCURRENT RESOLUTION 10

By Byers, Dailey, Butler, Miller, Dykhous, Burton,
McManus, Shoeman, Utzig, O'Connor and Coleman

A concurrent resolution creating a joint legislative committee of the Fifty-seventh General Assembly to consider the problem of liquor control within the State of Iowa and to make recommendations for improvement in the liquor control system to the Fifty-seventh General Assembly,

Whereas, there is an earnest desire on the part of members of the Fifty-seventh General Assembly to promote temperance in the State of Iowa through sound legislation, and

Whereas, it is in the interest of the public good that the best method of liquor control be devised which experience in Iowa and in other states can suggest, and

Whereas, it is recognized that any amendment to present statutes to allow the restricted sale of the individual drink must be carefully drawn to insure a high degree of enforcement, respect for the law, and continuation of monopoly sale by the state of bottled alcoholic beverages, and

Whereas, revenue to the State of Iowa from the sale of alcoholic beverages now amounts to around seven million dollars annually, which revenue could be increased to an estimated twenty million dollars annually, which estimate has been called to the attention of the legislature by the Iowa Taxation Study Committee, and

Whereas, the necessity of an effective control law for the sale of alcoholic beverages should appeal to the citizens of the State of Iowa if reasonable in its provisions, not oppressive, not in violation of the majority will of the electors of any city, town, or area outside the limits of any city or town, and adequate to supply the public with what it desires by way of individual consumption of beverages,

Be It Resolved by the Senate, the House Concurring:

Section 1. A special joint legislative committee is hereby established, which committee shall consist of ten (10) members, five (5) members to be appointed by the President of the Senate and five (5) members to be appointed by the Speaker of the House of Representatives. Any vacancies which may occur in the membership of the committee shall be filled by appointment in the same manner and by the same officials and from the same group as the original appointment. The committee shall choose a chairman from among its members and shall adopt the rules of conduct of its proceedings. Said special joint legislative committee of ten (10) members shall be bipartisan in membership; there shall be five (5) members of the majority party, and five (5) members of the minority party appointed thereon; the President of the Senate and the Speaker of the House of Representatives shall so select and appoint the members of their respective houses as to attain such bipartisan membership of five (5) members from each of the two political parties, and shall consult on such appointments to insure that each congressional district of the state shall be represented by at least one member of the committee, to the end that the said committee shall reflect opinions of the entire state.

Sec. 2. It shall be the duty of the committee to carefully consider the various aspects of the liquor control problem in the State of Iowa, particularly the defects therein, the violations occurring thereunder and the possibility of improvement by amending existing laws to permit the controlled sale of alcoholic beverages by individual drink; to consider any proposed legislation with respect thereto, to formulate recommendations on alcoholic beverage control, the controlled sale of alcoholic beverages by individual drink, and other safeguards for the welfare of all the citizens of the state, which will encourage temperance in the use of alcoholic beverages, and will protect the legitimate revenues of the state derived from the sale of alcoholic beverages.

Sec. 3. The committee shall have the cooperation of the Attorney General and of the Iowa Liquor Control Commission, and is authorized to call upon any department of state government to secure information useful to the committee.

Sec. 4. The committee shall enter upon its duties as soon as the membership has been appointed. It shall make a report, including drafts of proposed bills, to the General Assembly on or before the 22nd day of February, 1957. Upon the making of its said report to the General Assembly, the committee shall stand discharged of its duties hereunder.

Sec. 5. The executive council shall provide the committee with a suitable meeting room, and with necessary office supplies and equipment for the conduct of its business; upon request of the chairman of this special joint legislative committee, the director of the legislative research bureau shall assign such personnel as may be necessary for the proper conduct of the business of the committee.

Sec. 6. The committee established by this resolution shall be known as the "Joint Legislative Committee on Liquor Control".

APPOINTMENT OF EMPLOYEE

Senator Prentis announced the appointment of Roger Pieper of Polk County as an assistant doorkeeper, effective February 1.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- S. F. 158 Conservation
- S. F. 159 Highway safety
- S. F. 160 Schools and educational institutions
- S. F. 164 Social security
- S. F. 165 Judiciary 2
- S. F. 166 Water rights
- S. F. 167 Motor vehicles
- S. F. 168 Social security
- S. F. 169 Conservation
- S. F. 170 Highways
- S. F. 171 Judiciary 2
- H. F. 28 Ways and means

On motion of Senator Nolan, the Senate adjourned until 11:05 a.m., Monday, February 4, 1957.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, FEBRUARY 4, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Norman R. Olphin, pastor of the Corinthian Baptist Church, Des Moines, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Prince, from thirty-six residents of Guthrie County in opposition to proposed legislation pertaining to speed limits.

By Senator Scott, from twenty-six members of the West Union Fire Department favoring the proposed Firemanship and Civil Defense Training Center at Iowa State College, Ames.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Burton for the day on request of Senator Butler; Senator McFarlane for the day on request of Senator Anderson.

INTRODUCTION OF BILLS

Senate File 182, by Senator Henry, a bill for an act to permit cities and towns to construct and lease public buildings for the use of the federal government under the terms of Public Law five hundred nineteen (519), 1954, enacted by the Congress of the United States.

Read first and second times and passed on file.

Senate File 183, by Senator McCurdy, a bill for an act relating to the marking of ballots by absentee voters.

Read first and second times and passed on file.

INTRODUCTION OF JOINT RESOLUTION

Senate Joint Resolution 10, by Senator Prentis, a joint resolution proposing to amend the Constitution of the State of Iowa regarding the apportionment of Senators and Representatives of the General Assembly among the counties.

Read first and second times and passed on file.

THIRD READING OF BILLS

On motion of Senator Prentis, Senate File 10, a bill for an act relating to the assessment and taxation of certain personal property and exemptions therefrom, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McManus offered the following amendment and moved its adoption:

Amend Senate File 10, section 1, by inserting after the word "furniture" in line 4 the words "and furnishings".

The amendment was adopted.

Senator Molison 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	Fisher	Molison	Stuart
Buck	Gillespie	O'Connor	Tate
Butler	Grimstead	Prentis	Turner
Byers	Harbor	Price	Vest
Dailey	Henry	Putney	Walker
Dewel	Hoxie	Rigler	Watson
Dykhouse	Long	Schroeder	Weber
Elijah	McManus	Shaff	Weiss
Elwood	Miller	Shoeman	Wormley
Evans			

Nays, 10:

Boothby	Lynes	O'Malley	Scott
Coleman	McCurdy	Prince	Utzig
Hoffman	Nolan		

Absent or not voting, 3:

Burton	McFarlane	Ringgenberg
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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 Prentis moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Prentis, Senate File 23, a bill for an act relating to the assessment and levying of a tax on the flight property of air carriers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Henry asked and received unanimous consent that action on Senate File 23 be deferred and that the bill be placed on the calendar under "unfinished business".

On motion of Senator Wormley, Senate File 47, a bill for an act

relating to fishing, without permission of the owner of the premises, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senate Coleman offered the following amendment and moved its adoption:

Amend Senate File 47, section 1, line 4, by inserting after the word "fish" the words "or swim".

The amendment was lost.

Senator Wormley 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:

Boothby	Grimstead	Molison	Shoeman
Butler	Harbor	Nolan	Stuart
Byers	Henry	O'Connor	Tate
Dailey	Hoffman	Prentis	Turner
Dewel	Hoxie	Price	Utzig
Dykhouse	Long	Prince	Walker
Elwood	Lynes	Putney	Watson
Evans	McCurdy	Rigler	Weber
Fisher	McManus	Ringgenberg	Weiss
Gillespie	Miller	Scott	Wormley

Nays, 5:

Buck	Schroeder	Shaff	Vest
Coleman			

Absent or not voting, 5:

Anderson	Elijah	McFarlane	O'Malley
Burton			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

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 24, an act to repeal section two hundred seventy-four point three (274.3), Code 1954, relating to the minimum size of school districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 38, an act relating to the preparation of the county budget required by chapter twenty-four (24) of the Code.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 42, an act relating to the secondary road system of counties.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 43, a bill for an act to require an annual report as to a county's progress on its secondary road construction program.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 24, a bill for an act to repeal section two hundred seventy-four point three (274.3), Code 1954, relating to the minimum size of school districts.

Read first and second times and passed on file.

House File 38, a bill for an act relating to the preparation of the county budget required by chapter twenty-four (24) of the Code.

Read first and second times and passed on file.

House File 42, a bill for an act relating to the secondary road system of counties.

Read first and second times and passed on file.

House File 43, a bill for an act to require an annual report as to a county's progress on its secondary road construction program.

Read first and second times and passed on file.

PRESENTATION OF VISITORS

Senator Butler on behalf of Senators McFarlane asked and received unanimous consent to present to the Senate twelve students of the Iowa State Teachers College who were present in the balcony accompanied by their instructor Bert Woodcock.

SENATE CONCURRENT RESOLUTION 11

By Schroeder

Whereas, it has been customary over the years past to hold a memorial service on Lincoln's birthday;

Now, Therefore, Be It Resolved by the Senate, the House Concurring, that the Senate and House of the Fifty-seventh General Assembly meet in joint convention Tuesday morning, February 12, at 11:00 a.m. and,

Be It Further Resolved, that the Honorable Fred Schwengel, former member of the House and present Congressman from the First District of Iowa, who has been a student of the life of Lincoln for many years, be invited to address the joint convention.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

S. F. 172 Board of control

S. F. 173 Water rights

S. F. 175	Tax revision
S. F. 176	Public health
S. F. 177	Labor
S. F. 178	Highway safety
S. F. 179	Ways and means
S. F. 180	Tax revision
S. F. 181	Social security
S. J. R. 9	Appropriations
H. J. R. 7	Judiciary 1
H. F. 19	Judiciary 1

REPORTS OF COMMITTEES

Senator Boothby submitted the following report:

MR. PRESIDENT: Your committee on board of control to which was referred **Senate Joint Resolution 3**, a joint resolution to authorize the board of control of state institutions to cooperate with the city of Clarinda, Iowa in financing improvements in waterworks facilities for the use of Clarinda and the mental health institute, begs leave to report it has had the same under consideration and recommends the same **do pass**.

L. M. BOOTHBY, *Chairman*.

Ordered passed on file.

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on manufacturing, commerce and trade to which was referred **Senate File 126**, a bill for an act relating to the use of vending machines in the sale of cigarettes, providing for the licensing of such machines and providing a penalty for the illegal operation thereof, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DAVID O. SHAFF, *Chairman*.

Ordered passed on file.

Senator Molison submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 2**, a bill for an act to provide standard aid to school districts to encourage reorganization of units, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. MOLISON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 3**, a bill for an act relating to supplemental aid to schools, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. MOLISON, *Chairman*.

Ordered passed on file.

Senator Grimstead submitted the following report:

MR. PRESIDENT: Your committee on election reform to which was referred **Senate File 48**, a bill for an act relating to recall elections to remove elected officials in any city or town under any 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 Senate File 48 as follows:

1. Amend Senate File 48 by adding at the end of section 4 after the word "called" the following: "by writ of mandamus on proper application".

2. Amend Senate File 48 by inserting in line 9 of section 6 after the comma (,) the following: "or if the election is to be held in a single ward the petition of each candidate shall be signed by electors of the ward equal in number to at least ten (10) percent of the greatest number of votes cast for any candidate for councilman in that ward at the last preceding general municipal election,".

JACOB GRIMSTEAD, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 1 by striking from section 1 all of said section
- 2 after the figures "1962." in line five (5).

JOHN A. WALKER.

- 1 Amend the committee amendment to Senate File 19, lines 3 and 4
- 2 by striking "thirteen (13) and fourteen (14)" and inserting in lieu
- 3 thereof the following: "fourteen (14) and fifteen (15)".

FRANK D. ELWOOD.

- 1 Amend Senate File 23, section 15, lines 1 and 2 by striking
- 2 "January 1, 1957" and inserting in lieu thereof the following:
- 3 "January 1, 1958".

JIM O. HENRY.

- 1 Amend Senate File 159 by inserting following the word
- 2 "on" in line 6 of section 1 the following: "the regular
- 3 traveled portion of".

- 4 2. Further amend Senate File 159, section 1,
- 5 by striking the first word in line 11 and substitute in
- 6 lieu thereof the words: "traveled portion".

D. C. NOLAN.

- 1 Amend Senate File 157 by striking all of section 1 and inserting
- 2 in lieu thereof the following:

- 3 "Section 1. Section fifteen point six (15.6), Code 1954,
- 4 is hereby amended by inserting in line two (2) of subsection
- 5 two (2), after the word 'printing' the following: ', including
- 6 official publication of notices by the state or any political
- 7 subdivision thereof.' "

JIM O. HENRY.

- 1 Amend Senate File 1 by striking section 1 and inserting in lieu
- 2 thereof the following:
- 3 "Section 1. Section two hundred seventy-five point one (275.1),
- 4 Code 1954, is hereby amended by adding the following:
- 5 "It is further declared to be the policy of the state that

6 all counties in the State of Iowa shall have completed the survey
7 and plans provided for in sections 275.1 to 275.4 by July 1,
8 1958. If any county of the state has not completed said survey and
9 plan by July 1, 1958, it shall be the duty of the state board
10 of public instruction to complete said survey and plan on or
11 before January 1, 1959.

12 "It is further declared to be the policy of the state that
13 all the area of the state shall be in a district maintaining
14 twelve grades by July 1, 1962. If any area of the state is not
15 in such a district by July 1, 1962, it shall be attached by the
16 county board of education to some such district, provided, how-
17 ever, that such attachment has the approval of the state board
18 of public instruction before becoming effective."

COMMITTEE ON SCHOOLS AND
EDUCATIONAL INSTITUTIONS,
W. C. MOLISON, *Chairman.*

On motion of Senator Nolan, the Senate adjourned until 10:05
a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, FEBRUARY 5, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Father Stephen J. Kucera, pastor of the St. John's Roman Catholic Church, Fort Atkinson, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Hoxie, from seventy-six members of the Royal Neighbors of America of Fremont County, in opposition to proposed legislation relating to fraternal beneficiary associations.

By Senator McManus, from eighteen members of the American Legion Auxiliary of Lee County, urging the construction of a new nursing home at the Iowa Soldiers Home at Marshalltown.

By Senator Schroeder, from two hundred thirty residents of Scott County favoring putting the Iowa Public Employees' Retirement System on a voluntary basis.

By Senator Walker, from twenty-three members of the Belmont Fire Department favoring the proposed Firemanship and Civil Defense Training Center at Iowa State College, Ames.

INTRODUCTION OF BILLS

Senate File 184, by Senators O'Malley, Schroeder and Nolan, a bill for an act to provide for the rehabilitation, clearance, and redevelopment of slums and blighted areas in cities and towns.

Read first and second times and passed on file.

Senate File 185, by Senators Anderson and Lynes, a bill for an act relating to crossing highways with tile drains.

Read first and second times and passed on file.

Senate File 186, by Senator Schroeder, a bill for an act relating to the preservation and destruction of court records so as to conserve valuable space in court houses.

Read first and second times and passed on file.

Senate File 187, by Senators Dewel and Butler, a bill for an act to amend chapter three hundred twenty-one (321), Code 1954, relating to licenses to operate motor vehicles.

Read first and second times and passed on file.

Senate File 188, by Senators Dykhouse, Schroeder, Miller, Henry, Watson and McFarlane, a bill for an act to provide for reimbursement to utilities for non-betterment costs associated with relocation of facilities occasioned by Federal Aid highway projects.

Read first and second times and passed on file.

Senate File 189, by Senators Miller, Butler, Henry, Ringgenberg, O'Connor, Utzig, Schroeder, Price, Burton, O'Malley, McFarlane, Dailey, Lynes and Harbor, a bill for an act to further industrial development in Iowa by providing for the acquisition of sites and the purchase, construction, reconstruction, improvement, betterment and extension of industrial buildings by cities and towns for the prescribed use or purposes; to authorize and regulate the issuance of revenue bonds for financing such acquisitions and such industrial buildings as prescribed; to provide for the payment of such bonds and the rights of holders thereof; to define terms; to provide a construction clause; to provide the effect of and certain procedure in the event of a default in the payment of such revenue bonds or otherwise as prescribed; to provide for the leasing of such projects, enterprises, or buildings; and to provide for the payment of certain sums in lieu of taxes to the State of Iowa and to the county, city, town, school district, and any other political subdivisions, authorized to levy taxes, in which such industrial buildings are located as prescribed.

Read first and second times and passed on file.

Senate File 190, by Senator Stuart, a bill for an act to amend section six hundred point three (600.3), Code 1954, relating to consent to adoption.

Read first and second times and passed on file.

Senate File 191, by Senator Stuart, a bill for an act relating to aid for legislative interim committees from public employees.

Read first and second times and passed on file.

Senate File 192, by Senators Price and Evans, a bill for an act to amend section five hundred fifty-six point one (556.1), Code 1954, relating to mortgages on personal property exempt from execution.

Read first and second times and passed on file.

Senate File 193, by Senators Schroeder and Vest, a bill for an act relating to Iowa public employees retirement system.

Read first and second times and passed on file.

SENATE CONCURRENT RESOLUTION 11

Senator Schroeder asked and received unanimous consent to take up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 11

By Schroeder

Whereas, it has been customary over the years past to hold a memorial service on Lincoln's birthday;

Now, Therefore, Be It Resolved by the Senate, the House Concurring, that the Senate and House of the Fifty-seventh General Assembly meet in joint convention Tuesday morning, February 12, at 11:00 a. m. and,

Be It Further Resolved, that the Honorable Fred Schwengel, former member of the House and present Congressman from the First District of Iowa, who has been a student of the life of Lincoln for many years, be invited to address the joint convention.

The resolution was adopted.

Senator Schroeder asked and received unanimous consent that the resolution be immediately messaged to the House, which request was complied with.

SENATE CONCURRENT RESOLUTION 10

Senator Byers called up the following Senate concurrent resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 10

By Byers, Dailey, Butler, Miller, Dykhouse, Burton, McManus, Shoeman, Utzig, O'Connor and Coleman

A concurrent resolution creating a joint legislative committee of the Fifty-seventh General Assembly to consider the problem of liquor control within the State of Iowa and to make recommendations for improvement in the liquor control system to the Fifty-seventh General Assembly.

Whereas, there is an earnest desire on the part of members of the Fifty-seventh General Assembly to promote temperance in the State of Iowa through sound legislation, and

Whereas, it is in the interest of the public good that the best method of liquor control be devised which experience in Iowa and in other states can suggest, and

Whereas, it is recognized that any amendment to present statutes to allow the restricted sale of the individual drink must be carefully drawn to insure a high degree of enforcement, respect for the law, and continuation of monopoly sale by the state of bottled alcoholic beverages, and

Whereas, revenue to the State of Iowa from the sale of alcoholic beverages now amounts to around seven million dollars annually, which revenue could be increased to an estimated twenty million dollars annually, which estimate has been called to the attention of the legislature by the Iowa Taxation Study Committee, and

Whereas, the necessity of an effective control law for the sale of alcoholic beverages should appeal to the citizens of the State of Iowa if reasonable in its provisions, not oppressive, not in violation of the majority will of the electors of any city, town, or area outside the limits of any city or town, and adequate to supply the public with what it desires by way of individual consumption of beverages,

Be It Resolved by the Senate, the House Concurring:

Section 1. A special joint legislative committee is hereby estab-

lished, which committee shall consist of ten (10) members, five (5) members to be appointed by the President of the Senate and five (5) members to be appointed by the Speaker of the House of Representatives. Any vacancies which may occur in the membership of the committee shall be filled by appointment in the same manner and by the same officials and from the same group as the original appointment. The committee shall choose a chairman from among its members and shall adopt the rules of conduct of its proceedings. Said special joint legislative committee of ten (10) members shall be bipartisan in membership; there shall be five (5) members of the majority party, and five (5) members of the minority party appointed thereon; the President of the Senate and the Speaker of the House of Representatives shall so select and appoint the members of their respective houses as to attain such bipartisan membership of five (5) members from each of the two political parties, and shall consult on such appointments to insure that each congressional district of the state shall be represented by at least one member of the committee, to the end that the said committee shall reflect opinions of the entire state.

Sec. 2. It shall be the duty of the committee to carefully consider the various aspects of the liquor control problem in the State of Iowa, particularly the defects therein, the violations occurring thereunder and the possibility of improvement by amending existing laws to permit the controlled sale of alcoholic beverages by individual drink; to consider any proposed legislation with respect thereto, to formulate recommendations on alcoholic beverage control, the controlled sale of alcoholic beverages by individual drink, and other safeguards for the welfare of all the citizens of the state, which will encourage temperance in the use of alcoholic beverages, and will protect the legitimate revenues of the state derived from the sale of alcoholic beverages.

Sec. 3. The committee shall have the cooperation of the Attorney General and of the Iowa Liquor Control Commission, and is authorized to call upon any department of state government to secure information useful to the committee.

Sec. 4. The committee shall enter upon its duties as soon as the membership has been appointed. It shall make a report, including drafts of proposed bills, to the General Assembly on or before the 22nd day of February, 1957. Upon the making of its said report to the General Assembly, the committee shall stand discharged of its duties hereunder.

Sec. 5. The executive council shall provide the committee with a suitable meeting room, and with necessary office supplies and equipment for the conduct of its business; upon request of the chairman of this special joint legislative committee, the director of the legislative research bureau shall assign such personnel as may be necessary for the proper conduct of the business of the committee.

Sec. 6. The committee established by this resolution shall be known as the "Joint Legislative Committee on Liquor Control".

Roll call was demanded.

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

Ayes, 17:

Burton	Dykhouse	McManus	Scott
Butler	Harbor	Miller	Shaff
Byers	Hoffman	O'Connor	Shoeman
Coleman	McCurdy	Schroeder	Utzig
Dailey			

Nays, 28:

Anderson	Henry	Prentis	Tate
Boothby	Hoxie	Price	Turner
Elwood	Long	Prince	Vest
Evans	Lynes	Putney	Walker
Fisher	McFarlane	Rigler	Watson
Gillespie	Molison	Ringgenberg	Weber
Grimstead	Nolan	Stuart	Weiss

Absent or not voting, 5:

Buck	Elijah	O'Malley	Wormley
Dewel			

The resolution having failed to receive a constitutional majority was declared to have failed to pass the Senate.

UNFINISHED BUSINESS

On motion of Senator Prentis, Senate File 23, a bill for an act relating to the assessment and levying of a tax on the flight property of air carriers, was taken up for further consideration.

Senator Henry offered the following amendment and moved its adoption:

Amend Senate File 23, section 15, lines 1 and 2, by striking "January 1, 1957" and inserting in lieu thereof the following: "January 1, 1958".

President pro tempore Vest took the chair at 11:40 a.m.

The amendment was adopted.

Senator Henry 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, 50:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

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.

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 Resoluion 3, relating to the compilation of a school directory.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 164, a bill for an act relating to the per diem compensation of county, municipal and school examiners of accounts and their assistants.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 61, a bill for an act to repeal section two hundred ninety-eight point ten (298.10), Code 1954, relating to mandatory school levy by the county.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 61, a bill for an act to repeal section two hundred ninety-eight point ten (298.10), Code 1954, relating to mandatory school levy by the county.

Read first and second times and passed on file.

House File 164, a bill for an act relating to the per diem compensation of county, municipal, and school examiners of accounts and their assistants.

Read first and second times and passed on file.

House Joint Resolution 3, a joint resolution relating to the compilation of a school directory.

Read first and second times and passed on file.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that in accordance with Senate Concurrent Resolution 7, duly adopted, the House was ready to receive the Senate in joint convention.

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

JOINT CONVENTION

In accordance with law and concurrent resolution duly adopted, the joint convention was called to order. President Nicholas presiding.

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

Senator Nolan of Johnson moved that a committee of four consisting of two members from the Senate and two members from the House be appointed to notify Governor Loveless that the joint convention was ready to receive him.

Motion prevailed and the President appointed as such committee Senator O'Connor of Clayton and Senator Shaff of Clinton, on the part of the Senate, and Representatives Johns of Tama and Conner of Wapello, on the part of the House.

The committee waited upon Governor Loveless and escorted him to the Speaker's station. President Nicholas then presented Governor Loveless, who delivered the following budget address:

MR. PRESIDENT, MR. SPEAKER, SENATORS AND REPRESENTATIVES, LADIES AND GENTLEMEN:

The budget serves as a basic planning device through which elected representatives of the people exercise control over the financial affairs of government. Through appropriations, the General Assembly determines the kinds and amounts of services to be provided by state government, and the extent of financial assistance to local communities. The revenue measures enacted by the General Assembly determine the share of the private income of the people of Iowa which is to be taken for the support of public services, and the manner in which the costs of government are to be distributed among the various categories of taxpayers. In many respects, the decisions on appropriations and taxation are among the most important which you will be called upon to make. The provision of adequate public services, and the manner in which the costs of these services are met will exert important effects on the future development of the State of Iowa.

Under our form of government it is wisely provided that the executive branch shall recommend, but the legislative branch shall enact. In accordance with the spirit—as well as the letter—of that provision, I respectfully submit the following recommendations for appropriations and revenues for the Fifty-seventh Biennium:

SOME GENERAL PRINCIPLES

In the preparation of the recommendations presented below, three general principles have been followed:

1. For most of the state departments and the institutions under the Board of Control, the recommendations provide for salary raises equivalent to "one-step" in the classified salary brackets. The inclusion of this factor has been made in order to bring all employees the adjustments which have been granted to limited numbers by action of the Executive Council in recent months, and to make it possible to attract and retain able employees in state government.

2. To provide for rising price levels of materials, supplies, and equipment, an increase of approximately six percent has been recommended for these categories of expenditures. In view of recent and prospective price trends in the national economy, the six percent increase is a modest one. If enacted, the recommended increase would only maintain the present purchasing power of state departments and institutions.

3. The recommended appropriations are necessarily based on the

existing structure and organization of the state departments and agencies. As noted in the inaugural address, there are opportunities for improved service and economics in operation to be obtained by consolidation, reorganization, the re-allocation of activities. I want to re-affirm my earlier suggestion that the Fifty-seventh General Assembly take action to attain these objectives. If such action is taken the recommended appropriations can and should be revised and re-allocated to reflect the changes in organization.

RECOMMENDED TOTAL APPROPRIATIONS

For the Fifty-seventh Biennium, recommended expenditures total 303.8 million dollars, or 151.9 million dollars for each year of the biennium. This total includes capital items, as well as appropriations for support of institutions, operation of the state departments and agencies, and the various forms of state aids to local communities. The total also includes standing appropriations, as well as recommended amounts for those purposes requiring specific legislative action.

The annual recommended total of 151.9 million dollars for the Fifty-seventh Biennium is approximately 15.4 million dollars, or 11.25 percent higher than the total annual appropriations for the Fifty-sixth Biennium, appropriations increased 11.6 percent or slightly more than the recommended rate of increase from the Fifty-sixth to the Fifty-seventh Biennium.

Annual appropriations for the Fifty-sixth Biennium, annual askings, and recommended appropriations for the Fifty-seventh Biennium are shown in Exhibit "A" of the budget materials in your hands. You will note that the items in this exhibit are arranged by function to facilitate presentation. I should like to discuss with you, briefly, the major items accounting for the recommended increases.

SCHOOL AIDS

With the exception of a small increase in the appropriation for educational aids to the orphans of veterans, no increase in school aids is recommended for the Fifty-seventh Biennium. At existing levels, school aids and the agricultural land tax credit stand at 33.3 million dollars—more than one-fifth of the total recommended annual appropriations for the Fifty-seventh Biennium.

While the need for property tax relief is urgent in some areas of the state, past experience has demonstrated that increased educational aids of the existing types have failed to promote efficiency in public school operations. If the Fifty-seventh General Assembly decides to make further use of state-wide taxation for the relief of local property taxes, I strongly urge that:

- (a) The form of state taxation used for local property tax relief should be one based on ability to pay, and the amounts of revenues raised for this purpose should be set aside and maintained separate and apart from the general fund of the State of Iowa: and
- (b) The manner of distribution of such funds should guarantee that monies raised by state-wide taxation will be spent efficiently, and will provide relief from local property tax burdens.

Continued increases in school aids, in the absence of more efficient use of such funds, serve to perpetuate uneconomical units without bringing local property tax relief. Moreover, as ever larger amounts of state revenues are diverted to local units of government, the ability of the state to provide for its own agencies and departments is impaired.

BOARD OF REGENTS INSTITUTIONS

For the institutions under the Board of Regents, a total annual appropriation of 37.1 million dollars is recommended for the Fifty-seventh Biennium. This amount includes 32.1 million dollars for salary, support and maintenance, and almost 5 million dollars per year for capital improvements. The recommended appropriations represent an increase of 5.4 million dollars for salaries, support, and maintenance and almost 2.4 million dollars for capital items. Together, these two items account for over one-half of the total recommended increase of 15.4 million dollars per year.

A substantial part of the recommended increase in annual appropriations is accounted for by proposed increases in salaries at the three state institutions of higher education. In the academic year 1955-56, salaries at the State University and the State College were among the lowest to be found in comparable institutions in the Midwest. The increases recommended would have raised salaries at the Iowa institutions to third position among comparable institutions in neighboring states in 1955-56. Because of a continuing rise in salaries in other states, the recommended increases will probably enable the Iowa institutions to achieve no higher than a median position among comparable institutions during the next biennium.

The salary increases included in the recommended appropriations for the institutions are urgently needed. Iowa's institutions of higher education are facing stiff competition for qualified personnel from schools in other states, and from private industry. The loss of staff is serious: In the face of rising enrollment, it threatens to become tragic.

A smaller portion of the total recommended increase is accounted for by the need for additional staff and support arising from increased enrollment in the major institutions. If the State of Iowa is to continue to meet its educational responsibilities to all the youth of our state, these additional demands must be met.

The recommended increase in appropriations also includes amounts to finance an expanded research and training program in mental health at the Psychopathic Hospital, and an expanded research program in food processing and marketing at the State College. As in the case of other state agencies and departments provision has been made in the recommended appropriations for anticipated price increase in materials, supplies and equipment.

The recommended increase of approximately 2.4 million dollars per year for capital improvements at the institutions under the Board of Regents is substantially below the increase requested. However, the increase proposed will permit the institutions to begin the needed program of capital improvement, and to replace obsolete facilities. To carry this program forward, I strongly urge the Fifty-seventh General Assembly to enact the necessary legislation to enable the Board of Regents to issue revenue bonds to finance future construction. This legislation will make it possible for the State of Iowa to spread the costs of urgently needed capital improvements over a longer period, and reduce the need for capital appropriations in future bienniums. However, because the revenue bond program cannot become fully effective in the Fifty-seventh Biennium, the recommended capital appropriation of almost 5 million dollars per year during the Fifty-seventh Biennium is urgently needed.

BOARD OF CONTROL INSTITUTIONS

An increase of 3.3 million dollars per year is recommended for Board of Control institutions, an amount equal to almost 21.5 percent of the

total increase in recommended appropriations. The recommended increases include slightly more than 3 million dollars for support, and almost one quarter of a million dollars for capital improvements. The largest item of increase is for salaries, in the amount of approximately 2.3 million dollars. The increases proposed for compensation of employees include:

- (a) A "one-step" salary adjustment for present employees.
- (b) An increase in the number of authorized positions to staff expanded facilities at Independence, Woodward, Eldora, and Fort Madison; additional staff to permit completion of the transition to a 40-hour week at Marshalltown; replacement of members with regular staff at Marshalltown; and increased staff for vacation relief at the same institution.

Prospective increase in price of materials, supplies, and equipment purchased by Board of Control institutions also account for a substantial portion of the recommended increase in appropriations.

DEPARTMENT OF PUBLIC SAFETY

An increase of almost 458 thousand dollars per year is recommended for the Department of Public Safety. Approximately one-half of the recommended increase for this department is for the highway patrol. Two items account for most of the increase in the amount recommended for the highway patrol:

- (a) A "one-step" raise in the salary schedules for patrolmen, equivalent to approximately a 5 percent increase over present salaries, and
- (b) Additional costs of maintaining the 24-hour patrol, instituted several months ago.

Other items included in the recommended increase for the Department of Public Safety include provision for new license plates each year, and salary adjustments for the various divisions. The increase recommended for the Department of Public Safety, including the highway patrol, accounts for slightly less than 3 percent of the total recommended increases in appropriations.

OTHER SERVICES

Increases recommended for the various administrative departments of state government total approximately 868 thousand dollars, or 5.65 percent of the total increase in the proposed budget. The detail, by department, is shown in Schedule 1. Six of the departments, accounting for roughly two-thirds of the recommended increase for administrative departments are shown separately in Exhibit "A."

It is recommended that appropriations for the geological survey be increased substantially to permit an expansion of activities related to the development of the state's water resources. Substantial increases are also recommended for the Department of Agriculture, and the Office of Custodian of Buildings and Grounds. However, the recommended appropriations do not include any provision for capital improvements for buildings and grounds. It is recommended that the appropriate legislative committees study the need for construction, maintenance, repairs, replacements, alterations and equipment of buildings and grounds of the State of Iowa, located at the seat of government, and take such action as they may deem advisable.

MISCELLANEOUS STATE AIDS TO LOCAL COMMUNITIES

With the exception of an increase of \$10,000 per year in aids to local fairs, it is recommended that the items comprising "Miscellaneous State Aids to Local Communities" be maintained at existing levels.

SOCIAL WELFARE

An increase of slightly more than 2.6 million dollars in annual appropriations for programs administered by the Board of Social Welfare is recommended. The increases recommended for these activities account for slightly more than 17 percent of the total increase in recommended appropriations. The major item of increase is for aid to dependent children, for which an additional amount of 1.2 million is suggested. The amount recommended is based on:

- (a) Removal of the present ceiling of \$175 per family, and
- (b) Restoration of the cut of 3 dollars per recipient made necessary by inadequate funds.
- (c) Anticipated increase in the number of individuals receiving payments under this program.

An increase of 1.1 million dollars is recommended in the annual appropriation for old age assistance, to provide for the continuation of the rate of monthly payments established in August, 1956, and to allow for funds to match an October, 1956, increase in federal grants.

Most of the increase recommended for aid to the blind is to meet additional costs arising from anticipated increases in the number of recipients.

Finally, it is noted that the recommended increases include provisions for medical grants in the programs. In order to carry out the recommended changes in the method of making medical payments, it will be necessary to amend existing laws under which the various programs are now administered.

HOMESTEAD TAX CREDIT

Under present law, the standing unlimited appropriation for payment of the homestead tax credit will require an average of more than 26 million dollars per year during the Fifty-seventh Biennium, an increase of 1.4 million dollars per year over the Fifty-sixth Biennium. The estimated rise in claims is based on anticipated increases in home ownership.

The estimated increase in homestead tax credit payments accounts for approximately 9 percent of the total increase in the recommended budget for the Fifty-seventh Biennium. As you know, this is one element in the budget over which neither the legislative nor the executive branch exercises control, under present laws.

MISCELLANEOUS SERVICES

Suggested appropriations for the items shown under the category of "Miscellaneous Services" total 5.8 million dollars for the Fifty-seventh Biennium, as compared with actual average appropriations of 6.3 million per year for the Fifty-sixth Biennium. The major item for which a reduction is estimated is the General Contingency Fund, administered by the budget and financial control committee.

MISCELLANEOUS CAPITAL APPROPRIATIONS

An annual average appropriation of 267 thousand dollars is recommended for miscellaneous capital items for the Fifty-seventh Biennium. The average annual amount recommended for the items in this cate-

gory is 627 thousand below the average annual appropriations by the Fifty-sixth General Assembly.

SUMMARY

The recommended appropriations presented above call for an annual rate of expenditure of 151.9 million dollars for each year of the Fifty-seventh Biennium. Total recommended appropriations and expenditures may be grouped as follows for purposes of presentation:

State purposes:

Current expenditures for the operation of the state government	\$ 65.9 million
Capital improvements	6.8 million
Total, state purposes	\$ 72.7 million
State aid to local communities	79.2 million
Grand Total	\$151.9 million

A general picture of the proposed expenditures of the state for the major categories of aid to local communities is shown in Schedule "AA" of the materials in your hands.

The recommendations which have been presented represent an increase of almost 15.4 million dollars per year over the actual annual rate of appropriations for the Fifty-sixth Biennium. The total recommended is accounted for as follows:

Education	\$ 7.8 million, or	50.6 percent of the total increase
Board of Control		
Institutions	3.3 million, or	21.5 percent of the total increase
Social Welfare	2.6 million, or	17.1 percent of the total increase
Homestead Tax		
Credit	1.4 million, or	8.9 percent of the total increase
Other Administrative		
Services9 million, or	5.7 percent of the total increase
All Other Purposes,		
Net (Minus)	-.6 million, or	-3.8 percent of the total increase
Total Increases.....	\$15.4 million, or	100.0 percent of the total increase

The increases which have been recommended have been carefully examined. In some cases the agencies and departments have been requested to supplement their original presentation of askings with additional information. It is my considered judgment that the increases recommended are essential and necessary if the state agencies and departments are to render the services demanded by the citizens of Iowa.

RECOMMENDED SOURCES OF REVENUE

Annual average expenditures recommended for the Fifty-seventh Biennium total 151.9 million dollars. It is proposed that these expenditures be financed as follows:

(a) From revenue available under present statutes	\$131.9 million
(b) From continuation of temporary income tax rates and new sources of current revenue	15.6 million
(c) From balances on hand	4.4 million
Total revenues available	\$151.9 million

The detailed sources of revenue are shown in Exhibit "B" of the budget materials in your hands.

REVENUES AVAILABLE UNDER PRESENT STATUTES

Estimated revenues available under present statutes are shown in the first column of Exhibit "B". The figures shown in this column are based on the assumption that temporary changes in the taxes shown will expire on June 30, 1957. As you know, these temporary provisions imposed an additional one-half of one percent on the sales and use tax rates, raised the individual income tax rates from 75 percent, to 80 percent of the full rate schedule, and also raised the corporate net income tax rate from 2 percent, to 3 percent.

The estimates in the first column of "Exhibit B" include a modest allowance for the effects of normal economic growth on the revenues to be derived from the sales, use, and income taxes. The estimated receipts also reflect the additional amounts to be received from county treasurers as a result of the increased costs of the care of patients in Board of Control institutions. Total current revenues under existing statutes fall short—by approximately 20 million dollars per year—of the amount required to finance proposed expenditures. It is proposed that continuation of existing "temporary" rates on individual and corporate net income taxes, transfers of revenues, an additional 5 percent mark-up on liquor, and new tax measures to produce an estimated 5.2 million dollars be employed to raise approximately 15.6 million dollars of this amount. It is further suggested that the remainder of the needed revenue—about 4.4 million dollars annually—be provided from the general fund balances on hand.

PROPOSED ADDITIONAL SOURCES OF CURRENT REVENUE

First, it is recommended that the 10 percent of the receipts from the sales tax, now being allocated to the road use tax fund, be returned to the general fund of the State of Iowa. At the same time it is urged that the present "temporary" fifth and sixth cents of gasoline tax be made permanent.

In 1949, when 10 percent of the sales tax revenue, and the use tax receipts from motor vehicles were transferred from the general fund to the road use tax fund, the general fund contained a large balance; but funds available for highways, roads, and streets were critically inadequate. However, since 1949, the situation has changed sharply. While we shall continue to need large amounts for modernization of our highway system, the additional two cents of gasoline tax, and higher levels of federal aid have improved substantially the financial position of the highway program. On the other hand, the demands on the general fund have risen sharply. Therefore, in order to redirect the state's revenues to those areas in which the needs are most urgent, it is recommended that the 10 percent of sales tax revenue now going to the road use tax fund be returned to the general fund of the State of Iowa. This recommendation, if adopted, would add approximately 6.3 million dollars per year to approprable receipts during the Fifty-seventh Biennium.

Second, it is recommended that the individual income tax rates be continued at 80 percent of the "full 100 percent" level. This recommendation would have the effect of continuing the "temporary rates" enacted two years ago. It would add about 1.8 million dollars to the revenue estimates shown in the first column of Exhibit "B".

Third, it is recommended that an additional rate bracket of 4.8 percent be imposed on taxable income in excess of 5,000 dollars of net taxable income. Under the present rate structure, with full deductibility of fed-

eral income taxes, the Iowa individual income tax on persons with incomes in the higher brackets is one of the lowest among the 29 states employing general personal income taxation. An additional bracket, at a rate of 4.8 percent would produce an estimated 1.7 million dollars per year from those citizens having greater-than-average taxpaying capacity. The recommended addition of this bracket would also serve to compensate, to some degree, for the highly regressive element in our tax system, which results from the heavy reliance on sales taxation.

The second and third recommendations, if enacted, would add approximately 3.5 million dollars to general fund revenues, over the amount shown in column one of Exhibit "B". However, the only tax proposed in addition to those in effect during the Fifty-sixth Biennium is the additional bracket rate of 4.8 percent of income in excess of 5,000 dollars.

Fourth, it is recommended that the temporary rate of 3 percent on corporate net income, scheduled to revert to 2 percent on June 30, 1957, be continued. It may be noted that this proposal is also contained in the recommendations of the taxation study committee (proposed bill No. 8). It is estimated that the retention of the 3 percent rate would provide over 1.1 million dollars per year of revenue, in addition to the amount shown in column one of Schedule "B". Even if the rate of 3 percent is made permanent, only 3 of the 32 states levying corporate net income taxes will have a rate lower than the Iowa rate.

Fifth, it is recommended that the present method of allocating the income of multistate businesses to Iowa for corporate net income tax purposes be altered to conform more nearly to the methods employed in the other 31 states imposing corporate net income taxation. It has long been recognized by impartial observers that the Iowa allocation "formula" allows for virtually a tax-free status to some of the state's largest corporate enterprises. The Brookings Institution, in its 1946 study of the Iowa tax system, recommended a revision of the allocation formula.

The relatively unimportant contribution of corporate net income taxation to the state's revenue is primarily attributable to the present method of allocating multistate businesses income to Iowa. Although this is a somewhat technical feature of tax law which cannot be fully explained in a presentation of this type, it may be noted that the effect of the present formula is to apply the full 3 percent net income tax rate to those corporations which make all their sales in Iowa. However, for corporations selling outside the state the *effective* rate of tax on net income is reduced below 3 percent in proportion to the fraction of their sales made to non-Iowa buyers. Thus, many small corporate retail establishments, newspaper publishers, and other local businesses pay larger corporate net income taxes than some of the state's largest corporate manufacturing enterprises.

The adoption of the recommended revision in the allocation formula would at least double the revenue from corporate net income taxation, providing approximately 3.5 million dollars of additional revenue. Moreover, it should be noted that—for most corporations—52 percent of the increased tax payments to the State of Iowa would be offset by a reduction in federal net income tax liability. I strongly urge the General Assembly to utilize this method of keeping our tax dollars at home, and strengthening state government to the end that the need for federal subsidies may be held to a minimum.

Sixth, it is recommended that a general price increase of 5 percent be applied by the Liquor Control Commission. This proposal would produce an estimated 1.3 million dollars for the general fund. It would

also provide small additional amounts for property tax relief at the local level.

The six proposals set forth above would yield almost 15.7 million dollars per year during this Fifty-seventh Biennium. This may be compared with the recommended increase in average annual appropriations of 15.4 million dollars. However, it should be noted that the only state tax increases recommended, over those in effect during the Fifty-sixth Biennium, are:

- (a) An additional bracket on the individual income tax, at a rate of 4.8 percent on net taxable income in excess of \$5,000, and
- (b) A revision in the allocation formula used in the computation of net corporate income taxable in Iowa.

These two proposals would increase state tax revenues by approximately 5.2 million dollars annually.

REVENUES FOR CAPITAL IMPROVEMENTS

The recommended revenue sources, together with the receipts under existing statutes, will produce an estimated current annual revenue of 147.5 million dollars; recommended annual appropriations for all items *except* capital improvements total 145.1 million dollars. Thus, the excess of proposed current receipts over recommended appropriations for non-capital items is 2.4 million dollars annually (see Schedule "BB").

In addition to the annual current revenue surplus of 2.4 million dollars per year, it is recommended that an average of approximately 4.4 million dollars per year be appropriated for capital improvements from present balances in the general fund of the State of Iowa. These two sources will provide for capital appropriations averaging 6.7 million dollars annually for the Fifty-seventh Biennium.

In general, it is not sound financial practice for a state to spend at a rate in excess of its income. Certainly, this practice should not be followed for current operations. But it is proper to use accumulated revenues to cover capital expenditures, particularly if these are of a non-recurring nature. You will note (Exhibit "BB") that the proposed budget provides more than sufficient current revenues to meet current expenditures.

A major share of the recommended outlays for capital improvements is accounted for by the suggested appropriations for institutions under the Board of Regents. Under the proposed revenue bond method of financing, at least a part of the recommended capital appropriations for the Fifty-seventh Biennium would be non-recurring. Therefore, it is recommended that the existing balance in the general fund be reduced to provide funds for urgently needed capital improvements at these institutions.

THE ESTIMATED BALANCE IN THE GENERAL FUND

Detailed information showing the balances in the general fund is shown in Schedule No. 5 of the budget materials in your hands. It is estimated that the unencumbered balance on June 30, 1957, will be approximately 36 million dollars. The proposed reduction of approximately 8.7 million dollars during the Fifty-seventh Biennium for capital improvements will leave an estimated balance of almost 27.3 million dollars at the end of the Fifty-seventh Biennium. On the basis of the appropriations and revenues recommended in this message, it is estimated that a balance of 27.3 million dollars will provide an adequate "working balance". However, it should be noted that any substantial change in either appropriations or revenue sources will also alter the amount of working balance required.

ALTERNATIVE REVENUE SOURCES

Although I do not wish to make any specific recommendation of them, I should like to call to the attention of the members of the General Assembly that there are alternative sources of revenue which they may wish to consider. Two of these possible sources deserve brief comment. Both are more fully explained in the recommendations of the taxation study committee, section V.

The additional tax revenues available from "liquor-by-the-drink" sales have been variously estimated at from 5 million dollars, to 20 million dollars per year to the state, and some additional amounts to local taxing bodies. Obviously, the revenue to be obtained from this source will depend upon the type of tax and license provisions enacted. But it is probable that any feasible legislation will yield revenue nearer to the 5 million figure, than to the 20 million dollar estimate. In any case, the wide range of the estimates suggests the need for careful study along lines recommended earlier.

A second alternative source of tax revenue is that of a tax on adjusted gross income of individuals. This potential source of revenue is fully explained in the recommendations of the taxation study committee. Therefore, it is only necessary, here, to point out that this source would yield very substantial revenues at low rates because of the broad base of the tax.

AN ALTERNATIVE TO TAX INCREASES

The proposals presented above call for additional individual income tax revenues of approximately 1.7 million dollars per year, and increased corporate net income tax revenues in the amount of 3.5 million dollars annually, for a total of slightly more than 5 million dollars. It is well known that the tax load borne by Iowans is already a heavy one. If the rising trend of state taxes is to be halted, we must take immediate, effective steps to improve the efficiency of governmental operations, at both the state and local levels. As I have pointed out before, the reorganizations recommended by the Little Hoover Commission would provide savings of 5 million dollars per year. Thus, if the recommended reorganizations were carried out, the new revenues which have been recommended in this message would be unnecessary to carry out the proposed programs.

In conclusion, it should be noted that the preparation of the proposed budget has involved many long hours of painstaking effort by Mr. Sarsfield and his staff, and by the various departments and agencies of the state government. I am sincerely grateful for their patient assistance. I know that they stand ready to render the same service to members of the Fifty-seventh General Assembly as you undertake the tasks of enacting the financial legislation so vital to the welfare of the state. And to this I should like to add that I shall deem it a privilege to discuss with each of you any part of my recommendation.

Governor Loveless was escorted from the House chamber by the committee previously appointed.

Milroy of Benton moved that the joint convention be now dissolved.

Motion prevailed.

The Senate returned to the Senate chamber and resumed regular session, President Nicholas presiding.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

RESIGNATION OF EMPLOYEE

Lieutenant Governor Nicholas announced the resignation of John Kirstein of Cerro Gordo County as a Senate Page, effective February 5.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

S. J. R.	3	Appropriations (under Senate Rule 21)
S. J. R.	10	Legislative redistricting
S. F.	182	Cities and towns
S. F.	183	Election reform
H. F.	24	Schools and educational institutions
H. F.	38	Ways and means
H. F.	42	Highways
H. F.	43	Highways

REPORTS OF COMMITTEES

Senator Elwood submitted the following report:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 22**, a bill for an act relating to written objections to proposed local budgets, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK D. ELWOOD, Chairman.

Ordered passed on file.

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 108**, a bill for an act providing for qualifications for registration of professional engineers, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 132**, a bill for an act to legalize and validate the petition to and proceedings had by the Independent School District of Lawler, Chickasaw County, Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, Chairman.

Ordered passed on file.

Senator Schroeder submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 74**, a bill for an act relating to the appointment of civil service commissioners in cities, begs leave to report it has had the same under consideration and recommends the same **de pass**.

JACK SCHROEDER, *Chairman*.

Ordered passed on file.

Senator Shoeman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred **Senate File 68**, a bill for an act to amend Chapter 155, Code 1954, relating to pharmacy, provide for development, establishment and enforcement of basic standards and requirements for distribution of drugs, medicinal chemicals, etc., and provide for licensing of distributors and provide penalties for violations, begs leave to report it has had the same under consideration and recommends the same **de pass**.

JOHN D. SHOEMAN, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend the schools and educational institutions committee amend-
- 2 ment to Senate File 1 by
- 3 striking from section 1 all of said section following the figure "1962."
- 4 in line 14.

JOHN A. WALKER.

- 1 Amend Senate File 120 as follows:
- 2 Amend section 14 by inserting following the word
- 3 "employees" in line 6 the words "including the spouse".

L. M. BOOTHBY.
JACK SCHROEDER.
GUY G. BUTLER.

- 1 Amend Senate File 68 as follows:
- 2 1. Amend the title by striking from lines 5 and 6 the
- 3 following: "; poisons, and proprietary or domestic remedies"
- 4 and inserting in lieu thereof the words: "and poisons".
- 5 2. Amend section 1 by striking from lines 11 and 12 the
- 6 words "proprietary medicines or domestic remedies". Further
- 7 amend said section 1 by adding after the period in line 14
- 8 thereof the following: "The term 'wholesaler' shall not include
- 9 those wholesalers who sell only the products defined in subsection
- 10 seven (7) of section one (1) of this Act".
- 11 3. Amend section 1 by striking from line 18 the words
- 12 "proprietary medicines or domestic remedies". Further amend said
- 13 section 1 by adding after the period in line 19 thereof the
- 14 following: "The term 'wholesale salesman' shall not apply to
- 15 those salesmen who sell only the products defined in subsection
- 16 seven (7) of section one (1) of this Act".

GUY G. BUTLER.

- 1 Amend Senate File 122 as follows:
- 2 1. By adding the following new subsection to section 1:
- 3 "By striking in lines six (6) and seven (7) of section
- 4 fourteen (14) the words, 'All eggs sold at retail must be no

- 5 lower than United States department of agriculture consumer
6 grade "B".', and by striking in lines ten (10), eleven (11) and
7 twelve (12) of section fourteen (14) the words, 'All eggs
8 offered for sale at retail must be held at a temperature not to
9 exceed sixty (60) degrees Fahrenheit.'"
- 10 2. By adding the following new subsection to section 1:
11 "By inserting in section four (4), line two (2) after the
12 word, 'eggs' the words, ', except the producer,'"
- 13 3. By adding the following new subsection to section 1:
14 "By adding the following new section:
15 'All eggs offered for sale at retail in intrastate commerce
16 within the state shall be candled after leaving the producer
17 and before such sale and shall be held at a temperature not to
18 exceed sixty (60) degrees Fahrenheit.'"
- 19 4. Further amend by renumbering the subsections of section
20 1 to conform with this amendment.

JOE COLEMAN.

On motion of Senator Nolan, the Senate adjourned until 10:05 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, FEBRUARY 6, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Theodore Eickelberg, pastor of the Trinity Lutheran Church, Lowden, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Hoxie, from nine residents of Page County, in opposition to proposed legislation relating to fraternal beneficiary associations.

By Senator Hoxie, from fifty-three residents of Page County in opposition to legislation relating to the sale of liquor by the drink in Iowa.

By Senator O'Connor, from thirty-four members of the Royal Neighbors of America of Clayton County, in opposition to proposed legislation relating to fraternal beneficiary associations.

REASSIGNMENT OF BILL TO COMMITTEE

President Nicholas announced the transfer of Senate File 179 from the committee on ways and means to the committee on highways.

PRESENTATION OF VISITORS

Senator Nolan rose on a point of personal privilege and presented to the Senate the Honorable Virgil M. Hancher, of Iowa City, President of the State University of Iowa, who was present in the Senate chamber.

Senator Hoxie rose on a point of personal privilege and presented to the Senate the Honorable Carl O. Sjulín of Fremont County, a former member of the Senate who was present in the Senate chamber.

Senator O'Malley asked and received unanimous consent to present to the Senate the members of the ninth grade class of the Woodside school of Saydel who were present in the balcony accompanied by R. C. Otte.

Senator Shoeman asked and received unanimous consent to present to the Senate the members of the fifth, sixth, seventh and eighth grades of the Marne Independent School who were present in the balcony accompanied by their instructor, Opal Gress.

INTRODUCTION OF BILLS

Senate File 194, by committee on cities and towns, a bill for an act relating to the compensation of mayors in cities under special charter.

Read first and second times and placed on the calendar.

Senate File 195, by Senators Tate and Anderson, a bill for an act to repeal chapter five hundred forty-six (546), Code 1954, relating to nonresident auctioneers and to substitute a new chapter relating to the licensing of auctioneers crying sales within the State of Iowa.

Read first and second times and passed on file.

THIRD READING OF BILLS

On motion of Senator Molison, Senate File 1, a bill for an act relating to reorganization of school districts, with report of committee filed on January 31, recommending passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment, filed on February 4, was considered:

Amend Senate File 1 by striking section 1 and inserting in lieu thereof the following:

"Section 1. Section two hundred seventy-five point one (275.1), Code 1954, is hereby amended by adding the following:

"It is further declared to be the policy of the state that all counties in the State of Iowa shall have completed the survey and plans provided for in sections 275.1 to 275.4 by July 1, 1958. If any county of the state has not completed said survey and plan by July 1, 1958, it shall be the duty of the state board of public instruction to complete said survey and plan on or before January 1, 1959.

"It is further declared to be the policy of the state that all the area of the state shall be in a district maintaining twelve grades by July 1, 1962. If any area of the state is not in such district by July 1, 1962, it shall be attached by the county board of education to some such district, provided, however, that such attachment has the approval of the state board of public instruction before becoming effective."

Senator Walker asked and received unanimous consent to withdraw the amendment to Senate File 1, filed by him, and found on page 158 of the Senate Journal.

Senator Walker offered the following amendment to the committee amendment and moved its adoption:

Amend the committee amendment by striking from section 1 all of said section following the figure "1962." in line 14.

Division was called for.

The amendment was lost.

Senator Elwood offered the following amendment to the committee amendment and moved its adoption:

Amend the committee amendment by adding the following:

"It is further declared to be the policy of the state that no existing district shall be included in such twelve grade district prior to July 1, 1962, without the electors of such existing district having an opportunity to vote upon the proposition to include such existing district in said twelve grade district."

Senator Butler moved the previous question on the amendment to the amendment, which motion prevailed.

Roll call was demanded.

On the question "Shall the amendment to the amendment be adopted?" the vote was:

Ayes, 35:

Boothby	Evans	McFarlane	Shoeman
Butler	Gillespie	McManus	Tate
Byers	Grimstead	Nolan	Utzig
Coleman	Harbor	O'Connor	Vest
Dailey	Henry	O'Malley	Walker
Dewel	Hoxie	Prentis	Watson
Dykhouse	Long	Prince	Weber
Elijah	Lynes	Ringgenberg	Weiss
Elwood	McCurdy	Scott	

Nays, 15:

Anderson	Hoffman	Putney	Stuart
Buck	Miller	Rigler	Turner
Burton	Molison	Schroeder	Wormley
Fisher	Price	Shaff	

Absent or not voting, none.

The amendment to the amendment was adopted.

Senator Nolan offered the following amendment to the committee amendment:

Amend the committee amendment by striking the following in lines 15 and 16 thereof: "the county board of education" and substitute in lieu thereof the following: "three commissioners appointed by the District Court wherein said area is located, said commissioners to be residents and freeholders of said county, one of whom shall be a freeholder or resident of the area to be attached".

2. Further amend the committee amendment to Senate File 1 by adding thereto the following as section 2:

"Sec. 2. Any person aggrieved by the action of the aforesaid commissioners may appeal to the district court wherein said area is located by serving a written notice, within thirty (30) days from the date of the decision of said commissioners, upon said commissioners and the

county board of education for the county in which said area is located. Trial upon said appeal shall be de novo."

Senator Nolan asked and received unanimous consent to withdraw his amendment.

On motion of Senator Stuart, the committee amendment as amended was adopted.

Senator Lynes took the chair at 11:20 a.m.

Senator Molison 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	Evans	Miller	Shaff
Boothby	Fisher	Molison	Shoeman
Buck	Gillespie	O'Connor	Stuart
Burton	Grimstead	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Prince	Utzig
Dailey	Hoxie	Putney	Vest
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley

Nays, 6:

Coleman	Long	Price	Walker
Harbor	Nolan		

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.

On motion of Senator Prentis, Senate File 18, a bill for an act to repeal the residence requirement for county assessor examinations, 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 Senate File 18, section 1, by adding the following:

"Further amend said section by striking from lines ten (10), eleven (11) and twelve (12) of the third paragraph of said section the words 'but such appointee shall have been a resident of such county for the year preceding the date of such appointment'."

On motion of Senator Elwood, the committee amendment was adopted.

Senator Elwood 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, 22:

Anderson	Henry	Nolan	Shaff
Butler	Hoxie	Prentis	Shoeman
Dykhouse	Lynes	Putney	Stuart
Elijah	McFarlane	Rigler	Vest
Elwood	Miller	Ringgenberg	Weber
Fisher	Molison		

Nays, 27:

Boothby	Evans	McManus	Turner
Buck	Gillespie	O'Connor	Utzig
Burton	Grimstead	O'Malley	Walker
Byers	Harbor	Price	Watson
Coleman	Hoffman	Prince	Weiss
Dailey	Long	Schroeder	Wormley
Dewel	McCurdy	Scott	

Absent or not voting, 1:

Tate

The bill having failed to received a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Prentis, Senate File 19, a bill for an act to repeal the residence requirement for city assessor examinations, 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 Senate File 19 by adding the following new section:

"Section four hundred five point eight (405.8), Code 1954, is hereby amended by striking from lines thirteen (13) and fourteen (14) the words 'Only qualified electors of the city shall be eligible to take this examination.'"

Senator Elwood offered the following amendment to the amendment and moved its adoption:

Amend the committee amendment by striking "thirteen (13) and fourteen (14)" and inserting in lieu thereof the following: "fourteen (14) and fifteen (15)".

The amendment to the amendment was adopted.

On motion of Senator Elwood, the committee amendment as amended was adopted.

Senator Utzig moved the previous question on the bill, which motion prevailed.

Senator Elwood 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, 14:

Dykhouse	McFarlane	Rigler	Shoeman
Elwood	Molison	Ringgenberg	Stuart
Henry	Nolan	Shaff	Vest
Lynes	Prentis		

Nays, 34:

Anderson	Elijah	McCurdy	Schroeder
Boothby	Evans	McManus	Scott
Buck	Fisher	Miller	Turner
Burton	Gillespie	O'Connor	Utzig
Butler	Grimstead	O'Malley	Watson
Byers	Harbor	Price	Weber
Coleman	Hoffman	Prince	Weiss
Dailey	Hoxie	Putney	Wormley
Dewel	Long		

Absent or not voting, 2:

Tate	Walker
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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 McFarlane, Senate File 34, a bill for an act to amend section four hundred ten point nineteen (410.19), Code 1954, relating to limitation of hours of duty of members of fire department, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McFarlane 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	Fisher	Molison	Shoeman
Buck	Harbor	Nolan	Stuart
Burton	Henry	O'Connor	Turner
Butler	Hoffman	O'Malley	Utzig
Byers	Long	Price	Vest
Coleman	Lynes	Prince	Watson
Dailey	McCurdy	Rigler	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Shaff	Wormley
Evans	Miller		

Nays, 7:

Boothby	Gillespie	Hoxie	Scott
Dykhouse	Grimstead	Ringgenberg	

Absent or not voting, 5:

Dewel	Putney	Tate	Walker
Prentis			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator McFarlane moved that the 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 TO RECONSIDER

Senator Henry called up for consideration the following motion to reconsider filed by him:

MR. PRESIDENT: I hereby move that the vote by which Senate Concurrent Resolution 10 failed to pass the Senate be reconsidered.

Senator Henry moved that the motion to reconsider Senate Concurrent Resolution 10 be adopted.

Roll call was demanded.

On the question "Shall the motion to reconsider Senate Concurrent Resolution 10 be adopted?" the vote was:

Ayes, 31:

Anderson	Dewel	McCurdy	Scott
Boothby	Dykhouse	McFarlane	Shaff
Buck	Fisher	McManus	Shoeman
Burton	Gillespie	Miller	Stuart
Butler	Harbor	Nolan	Tate
Byers	Henry	O'Connor	Turner
Coleman	Hoffman	O'Malley	Utzig
Dailey	Long	Schroeder	

Nays, 17:

Elijah	Lynes	Rigler	Watson
Elwood	Molison	Ringgenberg	Weber
Evans	Prentis	Vest	Weiss
Grimstead	Prince	Walker	Wormley
Hoxie			

Absent or not voting, 2:

Price	Putney
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The motion to reconsider prevailed.

Senate Concurrent Resolution 10, filed and found on pages 150, 151 and 152 of the Senate Journal, was taken up for reconsideration.

Senator Dailey offered the following amendment to Senate Concurrent Resolution 10:

Amend Senate Concurrent Resolution 10 as follows:

1. Strike the word and figure "five (5)" in line 11 of section 1 and insert in lieu thereof the word and figure "six (6)".
2. Strike the word and figure "five (5)" in line 12 of section 1 and insert in lieu thereof the word and figure "four (4)".
3. Strike the word and figure "five (5)" in line 16 of section 1.

Senator Nolan asked unanimous consent that action on Senate Concurrent Resolution 10 be deferred and that the resolution be placed on the calendar under "Unfinished Business".

Objection was raised.

Senator Nolan moved that action on Senate Concurrent Resolution 10 be deferred and that the resolution be placed on the calendar under "Unfinished Business", 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 12, a bill for an act to prohibit the alteration of any certificate of vaccination of animals.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 17, a bill for an act to legalize and validate the special election and proceedings for the establishment of a swimming pool at Alta, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 22, a bill for an act to legalize and validate the proceedings for the organization of Odebolt-Arthur community school district, in Sac, Crawford and Ida Counties.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 30, a bill for an act relating to the state sinking fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 46, a bill for an act relating to county secondary road budgets.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 68, a bill for an act to legalize the action of the board of supervisors of Jones County.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 73, a bill for an act relating to general exemptions to the head of the household from execution.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 169, a bill for an act relating to notice of appraisalment for inheritance tax purposes.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 12, a bill for an act to prohibit the alteration of any certificate of vaccination of animals.

Read first and second times and passed on file.

House File 17, a bill for an act to legalize and validate the special election, petition therefor, proceedings in connection therewith and proceedings authorizing and providing for the issuance, sale and delivery, all in connection with Swimming Pool Bonds of the Town of Alta, Iowa, and the provisions made for the levy and collection of annual taxes to pay said bonds and the interest thereon and de-

claring said bonds, issued, sold and delivered pursuant to said election and said proceedings, to be valid obligations of said town.

Read first and second times and passed on file.

House File 22, a bill for an act to legalize and validate the proceedings for the organization of Odebolt-Arthur community school district, in the Counties of Sac, Crawford and Ida, State of Iowa, and to legalize and validate the action of the board of directors of said school district in calling a special school bond election.

Read first and second times and passed on file.

House File 30, a bill for an act relating to the state sinking fund-for public deposits.

Read first and second times and passed on file.

House File 46, a bill for an act relating to county secondary road budgets.

Read first and second times and passed on file.

House File 68, a bill for an act to legalize the action of the board of supervisors of Jones County in making expenditures for repairs at the Jones County Home out of the poor fund.

Read first and second times and passed on file.

House File 73, a bill for an act to amend section six hundred twenty-seven point six, (627.6), subsection thirteen (13), Code 1954, relating to general exemptions to the head of the household from execution.

Read first and second times and passed on file.

House File 169, a bill for an act to amend section four hundred fifty point twenty-eight (450.28), Code 1954, relating to notice of appraisement for inheritance tax purposes.

Read first and second times and passed on file.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

S. F. 184 Cities and towns

S. F. 185 Highways

S. F. 186 Judiciary 1

S. F. 187 Motor vehicles

S. F. 188 Highways

S. F. 189 Cities and towns

S. F. 190 Judiciary 1

S. F. 191 Compensation of public officers and employees

S. F. 192	Judiciary 1
S. F. 193	Social security
H. F. 61	Schools and educational institutions
H. F. 164	Compensation of public officers and employees
H.J.R. 3	Schools and educational institutions

REPORTS OF COMMITTEES

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred **Senate File 16**, a bill for an act to repeal the exemption from taxation for future acquisitions of real estate by educational institutions, and defining same, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

Senator Long submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 85**, a bill for an act to transfer to the secretary of state the administration of the securities laws from the commissioner of insurance and in relation thereto to confer on said secretary of state all the powers and duties in the administration of the chapters relating to sale of stock on the installment plan, the Iowa securities law and membership sales, begs leave to report it has had the same under consideration and recommends the same **do pass**.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Senator Ringgenberg submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 64**, a bill for an act to amend section 164.11, Code 1954, relating to Bang's disease, 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 64 as follows:

1. Amend section one (1) by striking all of line eighteen (18) thereof and inserting in lieu thereof the following:

"5. Animals from a herd certified to be free of brucellosis."

2. Further amend section one (1) by adding after subsection five (5) in line eighteen (18), the following new subsection:

"Animals from a herd composed entirely of official vaccinates." and renumbering the remaining subsections.

3. Amend Senate File 64, line forty-one (41) by striking the word, "affidavit" and inserting in lieu thereof the word, "declaration".

4. Further amend Senate File 64 by striking the period (.) after the word, "industry" in line forty-two (42) and adding the following: "Iowa department of agriculture."

5. Further amend Senate File 64 by adding the following new sections:

Sec. 2. Amend section one hundred sixty-four point one (164.1), Code 1954, by inserting after the word, "mark" in each instance in line twenty-six (26) the words, "or brand".

Sec. 3. Amend section one hundred sixty-four point three (164.3),

Code 1954, by inserting after the letter "a" in line six (6) the words, "plate or tube agglutination".

Sec. 4. Amend section one hundred sixty-four point five (164.5), Code 1954, by inserting after the word, "by" in line five (5) the words, "said veterinarian or".

Sec. 5. Amend section one hundred sixty-four point nine (164.9), Code 1954, by adding the following: "All native grade cattle carrying the calfhood vaccination and all calves vaccinated after importation from other states shall be branded with the letter "V" on the right jaw. All purebred cattle must be tattooed in the ear and the same shall be evidenced on the official certificate of vaccination."

Sec. 6. Amend section one hundred sixty-four point thirteen (164.13), Code 1954, by striking the period at the end of the section and adding the following: "or by a licensed veterinarian authorized by the department."

Sec. 7. Chapter one hundred sixty-four (164), Code 1954, is amended by adding the following section:

"After July 1, 1960, it shall be unlawful to sell or transfer any bovine female animal within the State of Iowa unless it is accompanied by a certificate of official vaccination, is properly branded or tattooed, or shows a negative brucellosis test. Further, it shall be unlawful to ship any bovine female animal into the State of Iowa unless it has been calfhood vaccinated, approved by the state animal health authorities of the state of origin, or shows a negative brucellosis test according to the rules and regulations of the United States department of agriculture governing interstate shipments of cattle."

"Any cattle covered by a feeder quarantine are exempted from the provisions of this section."

CARL H. RINGGENBERG, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 65**, a bill for an act to amend section 164.17, Code 1954, relating to Bang's disease, 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. By striking the words, "It is mandatory that all cattle in any county declared eligible for area work be tested." from lines 12, and 13 of section 1.

2. By striking the words, "he knows that" from line 19 of section 1 and inserting in lieu thereof the words, "to the best of his knowledge".

3. By adding the following sentence after the period (.) in line 24 of section 1: "The provisions of this subsection do not apply to herds composed entirely of official vaccinates."

4. By adding the following new section:

Section one hundred sixty-four point seven (164.7), Code 1954, is hereby amended by adding the following new sentence: "In the case of reactors, a retest shall be granted the owner of the cattle by the department upon the request of the owner or owner's veterinarian. Such retest shall be at the owner's expense."

CARL H. RINGGENBERG, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred

Senate File 81, a bill for an act transferring administration of fire protection in hotels, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL H. RINGGENBERG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 93**, a bill for an act to clarify the exemption of animals from property tax, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL H. RINGGENBERG, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate Concurrent Resolution 10 by striking lines
- 2 17 through 22.

EARL ELIJAH.

- 1 Amend Senate File 76 as follows:
- 2 1. Amend Senate File 76 by striking from the same all of
- 3 Section 5 and inserting in lieu thereof the following:
- 4 "Sec. 5. Section thirty-nine point thirteen (39.13),
- 5 Code 1954, is hereby repealed effective July 1, 1961,
- 6 provided, however, no election shall be held under said
- 7 section in 1958 or 1960. The terms of the two commerce
- 8 commissioners elected in 1954 and their successors to fill
- 9 vacancies, if any, are hereby extended to July 1, 1959.
- 10 The term of the commerce commissioner elected in 1956 and
- 11 his successor to fill a vacancy, if any, is hereby extended
- 12 to July 1, 1961. After the effective date of this act
- 13 their title shall be Iowa public service commissioner.
- 14 Within sixty days after the convening of the regular
- 15 session of the general assembly in 1959 the governor shall
- 16 appoint, with approval of two-thirds of the senate in
- 17 executive session, successors for the two commissioners
- 18 whose terms will expire July 1 following. The terms of
- 19 such appointed successors shall be six years and their
- 20 successors shall be similarly appointed each sixth year
- 21 thereafter. Two Iowa public service commissioners shall
- 22 be appointed by the governor in 1957 as soon as may be
- 23 after the passage of this Act, by and with approval of
- 24 two-thirds of the senate in executive session, for six
- 25 year terms of office and each sixth year thereafter. One
- 26 Iowa public service commissioner shall be in the same manner
- 27 appointed in 1961 for a six year term and his successors
- 28 each sixth year thereafter. The governor is hereby
- 29 authorized to make recess appointments when the general
- 30 assembly is not in session, which shall be valid until the
- 31 next session of the said assembly, but not thereafter
- 32 unless approved by the senate as hereinbefore provided.
- 33 Iowa public service commissioners shall receive the same
- 34 amounts in salaries as the state comptroller."
- 35 2. Further amend Senate File 76 by striking from section
- 36 6, lines 20 to 27,
- 37 inclusive, the entire sentence beginning with and including

- 38 the word "During" in line 20 and extending to and
39 including the word, "reversed" in line 27
40 thereof.
41 3. Further amend Senate File 76 by striking from section
42 6, line 33, the word "members"
43 and inserting in lieu thereof the words "appointees or
44 employees."
45 4. Further amend Senate File 76 by striking from section
46 6, lines 34 and
47 35 thereof the words, "or appointees or employees under
48 the same."

ARCH W. MCFARLANE.

- 1 Amend Senate File 124 as follows:
2 Amend section 1 by inserting following the word
3 "dependents" in line 3 the words, "including the spouse".
GEORGE E. O'MALLEY.

- 1 Amend Senate File 163 as follows:
2 By striking sections 1 through 5 inclusive, and by
3 renumbering the remaining section.

IRVING LONG.

On motion of Senator Nolan, the Senate adjourned until 10:05 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, FEBRUARY 7, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Frank Nichols, pastor of the First Methodist Church, Sheffield, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Evans, from five hundred seventeen members of the Royal Neighbors of America of Van Buren County, in opposition to proposed legislation relating to fraternal beneficiary associations.

By Senator O'Connor, from three hundred sixty-six members of the Royal Neighbors of America of Clayton County in opposition to proposed legislation relating to fraternal beneficiary associations.

By Senator O'Malley, from members of Grace Baptist Church, Des Moines, in opposition to the sale of liquor by the drink in Iowa.

By Senator Schroeder, from one hundred nine residents of Scott County favoring legislation putting the Iowa Public Employees' Retirement System on a voluntary basis.

By Senator Turner, from three hundred five members of the Royal Neighbors of America of Ringgold and Taylor Counties, in opposition to proposed legislation relating to fraternal beneficiary associations.

INTRODUCTION OF BILLS

Senate File 196, by Senators Elijah and Dailey, a bill for an act relating to the penalty for minors convicted of a violation of laws relating to the beer and malt liquors.

Read first and second times and passed on file.

Senate File 197, by Senators Wormley, Harbor and Hoxie, a bill for an act relating to the equipping of motor vehicles with safety devices or belts.

Read first and second times and passed on file.

Senate File 198, by committee on judiciary 1, a bill for an act

relating to payment of witness fees in jury trials in the district courts in criminal cases.

Read first and second times and placed on the calendar.

Senate File 199, by Senators Gillespie, Elijah, O'Connor, Boothby, Dailey and Weiss, a bill for an act to make available to residents of the State of Iowa, federal funds to be used for aid to permanently and totally disabled; to appropriate county and state funds for said appropriation; to provide for the uniform administration throughout the State of Iowa of said fund for the benefit of the permanently and totally disabled under the supervision of the state board of social welfare of the State of Iowa.

Read first and second times and passed on file.

Senate File 200, by Senators Stuart and Hoffman, a bill for an act relating to the entry and admittance of minors into billiard halls and poolrooms.

Read first and second times and passed on file.

Senate File 201, by Senators McManus, Stuart, Nolan, Lynes, Rigler, Shoeman, Elwood and Hoffman, a bill for an act to amend section two hundred eighty point eight (280.8), Code 1954, relating to required courses of study in certain schools.

Read first and second times and passed on file.

Senate File 202, by Senators O'Malley, Molison, Miller, Ringgenberg, Utzig, Schroeder, Henry, Tate, Anderson, Wormley and Nolan, a bill for an act for employment on merit, creating and establishing an employment on merit commission; preventing and prohibiting discrimination in employment based on race, color, creed, religion, or national origin; establishing methods and procedures for this purpose, and providing an appropriation to carry out the purposes of this act.

Read first and second times and passed on file.

Senate File 203, by Senators Hoxie, Molison, Hoffman and McCurdy, a bill for an act to regulate the manufacture, distribution and sale of mixed fertilizers, fertilizer materials, commercial fertilizers and soil amendments and to repeal chapter two hundred (200), Code 1954, as amended by chapter one hundred seventeen (117), Acts of the Fifty-sixth General Assembly.

Read first and second times and passed on file.

Senate File 204, by Senator Schroeder, a bill for an act to control billboards and other advertising structures, signs, posters or displays on land adjacent to limited access divided lane highways com-

prising part of the national system of interstate and defense highways.

Read first and second times and passed on file.

Senate File 205, by Senators O'Malley and Henry, a bill for an act relating to administration of the poor laws.

Read first and second times and passed on file.

Senate File 206, by Senator Schroeder, a bill for an act to create and maintain a state office of civil defense with county and local subdivisions thereof in the Iowa development commission, and to provide emergency power to the governor in connection therewith, and to provide appropriations and penalties in connection therewith.

Read first and second times and passed on file.

Senate Joint Resolution 11, by Senator Miller, a joint resolution proposing to add to Article Three (III) of the Constitution of the State of Iowa provisions reserving to the people of the State of Iowa the initiative and referendum.

Read first and second times and passed on file.

Senate Joint Resolution 12, by Senator Miller, a joint resolution proposing to amend the Constitution of the State of Iowa to reduce the time required to amend the Constitution.

Read first and second times and passed on file.

PRESENTATION OF VISITORS

Senator Fisher asked and received unanimous consent to present to the Senate forty-four members of the Carlisle Junior High School, who were present in the balcony accompanied by their instructor, Mary Eggers.

EXECUTIVE SESSION

On motion of Senator Nolan, the Senate resolved itself into executive session.

The Senate arose from executive session and resumed regular session, President Nicholas presiding.

UNFINISHED BUSINESS

Senator Dailey called up for further consideration Senate Concurrent Resolution 10.

Senator Nolan asked and received unanimous consent that action on Senate Concurrent Resolution 10 be deferred and that the resolution retain its place on the calendar under "Unfinished Business".

THIRD READING OF BILLS

On motion of Senator Prentis, Senate File 5, a bill for an act relating to state aid to public junior colleges, 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 Senate File 5 as follows: Strike all of section 3 and substitute in lieu thereof the following:

Sec. 3. Section two hundred eighty-six A point three (286A.3), Code 1954, is hereby amended by adding at the end thereof the following:

"Approval standards for public junior colleges shall be established and approved by the state board of public instruction, and the state board of regents, acting jointly, with said standards to be issued and enforced by the state department of public instruction, subject to the approval of the state board of public instruction. Eligibility for receipt of state aid for public junior colleges shall be determined by the above two (2) boards. Junior college aid will not be paid unless such standards are met. In the development of said standards, the association of public junior colleges shall serve in the advisory capacity to the afore-mentioned boards."

On motion of Senator Tate, the committee amendment was adopted.

President pro tempore Vest took the chair at 11:50 a.m.

Senator Tate 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	Evans	McFarlane	Shaff
Buck	Fisher	McManus	Shoeman
Burton	Gillespie	Miller	Tate
Butler	Grimstead	Molison	Turner
Byers	Harbor	Nolan	Utzig
Coleman	Henry	O'Malley	Vest
Dailey	Hoffman	Prentis	Walker
Dewel	Hoxie	Price	Watson
Dykhouse	Long	Prince	Weber
Elijah	Lynes	Rigler	Weiss
Elwood	McCurdy	Ringgenberg	Wormley

Nays, 4:

Boothby	O'Connor	Putney	Scott
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Absent or not voting, 2:

Schroeder	Stuart
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stuart, Senate File 162, a bill for an act to amend section four hundred fifty point twenty-eight (450.28), Code 1954, relating to notice of appraisement for inheritance tax purposes, was taken up and considered.

Senator Stuart asked and received unanimous consent that House File 169 be substituted for Senate File 162.

On motion of Senator Dailey, House File 169, a bill for an act to amend section four hundred fifty point twenty-eight (450.28), Code 1954, relating to notice of appraisement for inheritance tax purposes, was taken up and considered.

Senator Dailey 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, 50:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

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 Stuart asked and received unanimous consent that Senate File 162 be withdrawn from further consideration of the Senate.

On motion of Senator Nolan, Senate File 163, a bill for an act relating to decree of distribution in estates of decedents, and to repeal chapter two hundred sixty-seven (267), Acts of the Fifty-sixth General Assembly, relating thereto, was taken up and considered.

Senator Long offered the following amendment and moved its adoption:

Amend Senate File 163 as follows:

By striking sections 1 through 5, inclusive, and by renumbering the remaining section.

President Nicholas took the chair at 12:15 p.m.

The amendment was adopted.

Senator Nolan 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:

Buck	Fisher	Miller	Scott
Burton	Grimstead	Molison	Shoeman
Butler	Harbor	O'Connor	Stuart
Byers	Henry	O'Malley	Turner
Coleman	Hoxie	Prentis	Utzig
Dailey	Long	Prince	Vest
Dewel	Lynes	Putney	Walker
Dykhouse	McCurdy	Rigler	Watson
Elwood	McFarlane	Ringgenberg	Weber
Evans	McManus	Schroeder	Wormley

Nays, 7:

Anderson	Elijah	Hoffman	Shaff
Boothby	Gillespie	Nolan	

Absent or not voting, 3:

Price	Tate	Weiss
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

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 11, providing for a joint convention of the Fifty-seventh General Assembly in commemoration of the birthday of President Lincoln and that Congressman Fred Schwengel be invited to deliver the address upon that occasion.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 60, a bill for an act to amend section 147.80, Code 1954, relating to fees in connection with the practice of barbering.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 78, a bill for an act to permit rural mail carriers to use flashing lights on vehicles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 81, a bill for an act to eliminate the preaudit of expenditures of institutions under the control of the state board of regents.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 86, a bill for an act relating to the penalty for the third and all subsequent offenses of operating a motor vehicle while intoxicated.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 197, a bill for an act relating to the refund of moneys received by the treasurer of the State of Iowa on account of aviation gasoline.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 60, a bill for an act to amend section one hundred forty-seven point eighty (147.80), relating to fees to be collected by the State Department of Health in relation to the practice of barbering.

Read first and second times and passed on file.

House File 78, a bill for an act to permit rural mail carriers to use flashing lights on their vehicles when delivering mail.

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

House File 81, a bill for an act to eliminate the preaudit of expenditures of institutions under the control of the state board of regents and of expenditures of the state fair board.

Read first and second times and passed on file.

House File 86, a bill for an act relating to the penalty for the third and all subsequent offenses of operating a motor vehicle while intoxicated, and to amend section three hundred twenty-one point two hundred eighty-one (321.281), Code 1954.

Read first and second times and passed on file.

House File 197, a bill for an act relating to the moneys received by the treasurer of the State of Iowa under chapter three hundred twenty-four (324), Code 1954, on account of aviation gasoline, the refund thereof and the transfer of the unrefunded portion thereof to the state aviation fund.

Read first and second times and passed on file.

On motion of Senate Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

THIRD READING OF BILLS

On motion of Senator Walker, Senate File 174, a bill for an act relating to flashing lights on vehicles and to amend section three hundred twenty-one point four hundred twenty-three (321.423) and chapter three hundred twenty-one (321), Code 1954, was taken up and considered.

Senator Walker 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	Grimstead	Miller	Shaff
Boothby	Harbor	Molison	Shoeman
Byers	Henry	Nolan	Turner
Coleman	Hoffman	O'Connor	Utzig
Dailey	Hoxie	O'Malley	Vest
Dykhous	Long	Prentis	Walker
Elijah	Lynes	Prince	Watson
Evans	McCurdy	Rigler	Weber
Fisher	McFarlane	Ringgenberg	Weiss
Gillespie	McManus	Scott	Wormley

Nays, none.

Absent or not voting, 10:

Buck	Dewel	Putney	Stuart
Burton	Elwood	Schroeder	Tate
Butler	Price		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE CONCURRENT RESOLUTION 6

Senator Miller called up the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 6

Whereas, the distinguished National Commander of the American Legion, Mr. W. C. Daniel, of Danville, Virginia, will be in Des Moines, Iowa, on the 18th of February, 1957; therefore,

Be It Resolved by the House, the Senate Concurring, That an invitation be extended to Mr. Daniel to address a joint convention of both houses at 11:00 a.m. on Monday, February 18, 1957.

The resolution was adopted.

SENATE CONCURRENT RESOLUTION 12

By Nolan and Vest

Whereas, the Governor in his budget message to the joint convention on the 5th day of February, 1957, stated in substance that if his recommendations for the reorganization of state government as found in his Inaugural Address to the joint convention of the House and Senate on January 14, 1957, were effected that the same would result in a savings to the taxpayers of Iowa of approximately five million dollars, and

Whereas, the total budget per annum for the biennium of 1955 to 1957 amounted to approximately six million dollars for the operation, maintenance and expense of the various departments of state government, except the institutions under the Board of Control, the Board of Regents, Department of Public Safety and the Iowa State Highway Commission, and,

Whereas, the Governor in his budget message recommended increasing the annual appropriation for such governmental departments, except as herein excluded, of nearly a million dollars per annum during the 1957-1959 biennium, and

Whereas, it is the desire of the members of the House and Senate to

effectuate all savings possible in the operation of the affairs of the State of Iowa,

Be It Resolved by the Senate, the House Concurring:

That the Governor submit as soon as possible to the House and Senate an itemized and detailed statement of the different departments, or personnel thereof, of the State of Iowa that can be eliminated, reorganized, consolidated or merged and to further set forth thereon the specific amount of money that can be saved in each instance by such elimination, reorganization, consolidation or merger and such other information and data that will enable the members of the legislature to effectuate such savings and economy consistent with the proper functioning of the state government.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

S. F. 195	Manufacturing, commerce and trade
H. F. 12	Agriculture
H. F. 17	Judiciary 2
H. F. 22	Judiciary 2
H. F. 30	Banks, building and loan
H. F. 46	Highways
H. F. 68	Judiciary 2
H. F. 73	Judiciary 1

REPORTS OF COMMITTEES

Senator Molison submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 75**, a bill for an act to amend chapter one hundred thirty-nine (139), Acts of the Fifty-sixth General Assembly, relating to the number of directors to be elected in certain community school districts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. MOLISON, *Chairman*.

Ordered passed on file.

Senator Weiss submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 103**, a bill for an act to provide for the establishment and licensing of game breeding and shooting preserve areas, to prescribe the requirements therefor and the regulation thereof, and to fix license and other fees in connection therewith, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 107**, a bill for an act relating to the use of public lands and waters and the regulation thereof by the conservation commission,

begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, *Chairman*.

Ordered passed on file.

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred **House File 28**, a bill for an act relating to the collection, investment and deposit of public funds not currently needed for operating expenses, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend the Nolan amendment to Seante File 48, filed January
- 2 25, 1957, by striking from line 2 the word "verified".

CARL H. RINGGENBERG.

- 1 Amend Senate Concurrent Resolution 10, section 4, line 4
- 2 by striking "22nd day of February" and inserting in lieu thereof
- 3 "27th day of February".

THOMAS J. DAILEY.

- 1 Amend Senate Joint Resolution 4 as follows:
- 2 1. Strike the words "at large" in line 6 and insert in
- 3 lieu thereof the following: "from senatorial districts".
- 4 2. Add the following paragraph at the end of Sec. 2:
- 5 "Within ninety days after the Fifty-ninth General Assembly
- 6 shall have adjourned sine die or for more than thirty days, and
- 7 not less than once every ten years thereafter, the Supreme Court
- 8 of the State of Iowa shall establish senatorial districts (one
- 9 for each senator) within each of the several congressional dis-
- 10 tricts, based on population according to the latest federal
- 11 census so that senatorial districts within each congressional
- 12 district will be as nearly equal in population as practicable."
- 13 3. Add the following section:
- 14 "Sec. 4. Section thirty-seven (37) of Article three (III)
- 15 of the constitution of the State of Iowa is amended by striking
- 16 the word 'senatorial' in line six (6)."

JACK MILLER.
ALAN VEST.

- 1 Amend Senate Concurrent Resolution 10, section 1, by striking
- 2 all of said section after the period (.) in line 10 and inserting in lieu
- 3 thereof the following:
- 4 "Said special joint legislative committee of ten (10) members
- 5 shall be of the minority party."

ALAN VEST.

SENATE CONCURRENT RESOLUTION 12

- 1 Amend Senate Concurrent Resolution 12 by inserting
- 2 after the second comma (,) in line 12 the words "and the".

D. C. NOLAN.

- 1 Amend Senate Concurrent Resolution 10, section 4, by
- 2 striking "General Assembly on or before the 22nd day of
- 3 February, 1957" and inserting in lieu thereof the following:
- 4 "Fifty-seventh (57th) General Assembly".

LAWRENCE PUTNEY.

On motion of Senate Nolan, the Senate adjourned until 10:05 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, FEBRUARY 8, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend M. L. Jones, pastor of the Methodist Church, Belmond, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Harbor, from three hundred fifty-six members of the Royal Neighbors of America of Mills County, in opposition to proposed legislation relating to fraternal beneficiary associations.

By Senator Molison, from fifteen residents of Poweshiek County urging legislation to strengthen the laws on liquor control.

By Senator Prince, from three hundred twenty-eight members of the Royal Neighbors of America of Dallas and Guthrie Counties, in opposition to proposed legislation relating to fraternal beneficiary associations.

By Senator Walker, from nine residents of Hardin County, favoring proposed legislation pertaining to a new nursing home at the Iowa Soldiers Home at Marshalltown.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Elwood for the day on request of Senator Rigler; Senator Shaff for the day on request of Senator Schroeder; Senator Vest for the day on request of Senator Prince.

INTRODUCTION OF BILLS

Senate File 207, by Senator Nolan, a bill for an act providing for the licensing and examination of electricians by a municipality.

Read first and second times and passed on file.

Senate File 208, by Senator Nolan, a bill for an act providing for the widening by reconstruction of street improvements.

Read first and second times and passed on file.

Senate File 209, by Senator McFarlane, a bill for an act relating to group insurance of employees of cities having a population of

ten thousand (10,000) inhabitants or more, and to amend sections three hundred sixty-five A point two (365A.2) and three hundred sixty-five A point seven (365A.7), Code 1954.

Read first and second times and passed on file.

Senate File 210, by Senators Buck, Wormley and Hoxie, a bill for an act to repeal section three hundred twenty-one point three hundred forty-five (321.345), Code 1954, and to enact a substitute therefor, relating to stops at through highways.

Read first and second times and passed on file.

Senate File 211, by Senator Coleman, a bill for an act relating to the suspension and revocation of a motor vehicle operator's license, chauffeur's license and driving privileges of persons under the age of eighteen (18).

Read first and second times and passed on file.

Senate File 212, by Senator Dykhouse, a bill for an act to amend section seventy-six point two (76.2), Code 1954, relating to the time of filing resolution with the county auditor for mandatory levy.

Read first and second times and passed on file.

Senator Dewel called up the following resolution and moved its adoption :

SENATE CONCURRENT RESOLUTION 9

By Dewel

Whereas, both houses of the legislature see fit to open their day's work with prayer, and it is unseemly that they should work during the time in which is commemorated the passion and death of the Lord to whom they dedicate their daily efforts:

Whereas, many members will absent themselves from the legislative halls during that time to attend services in their respective churches;

Therefore, Be It Resolved by the Senate, the House Concurring: That a special recess be held on Good Friday afternoon, April 19, 1957, during the hours of twelve to three o'clock, out of reverence to the passion and death of our Lord.

The motion prevailed and the resolution was adopted.

THIRD READING OF BILLS

On motion of Senator Schroeder, Senate File 161, a bill for an act to amend section six hundred thirty-eight point twenty-three (638.23), Code 1954, relating to compensation for executors and administrators, was taken up and considered.

Senator Boothby offered the following amendment and moved its adoption :

Amend Senate File 161 by striking therefrom all of subsection 2 of

section 1 and inserting in lieu thereof the following:

"Strike lines fourteen (14) and fifteen (15) and insert in lieu thereof the words:

"For the overplus between five (5) and twenty thousand dollars (\$20,000.00), three (3) percent.

"For all sums over twenty thousand dollars (\$20,000.00), two (2) percent."

The amendment was adopted.

Senator Schroeder moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

The Chair announced that Senators Vest and Shaff had left written requests to be recorded as voting "aye" on Senate File 161.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Anderson	Gillespie	Molison	Shoeman
Boothby	Grimstead	Nolan	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Rigler	Walker
Dewel	Lynes	Ringgenberg	Watson
Dykhouse	McCurdy	Schroeder	Weber
Elijah	McFarlane	Scott	Weiss
Evans	Miller	Shaff	Wormley
Fisher			

Nays, none.

Absent or not voting, 5:

Buck	McManus	O'Connor	Putney
Elwood	(Present)	(Present)	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Schroeder, Senate File 126, a bill for an act relating to the use of vending machines in the sale of cigarettes, providing for the licensing of such machines and providing a penalty for the illegal operation thereof, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Tate asked and received unanimous consent that action on Senate File 126 be deferred and that the bill be placed on the calendar under "Unfinished Business".

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 34, a bill for an act relating to limitation of hours of duty of members of fire department.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1, a bill for an act relating to the general powers of municipal corporations, and to authorize such corporations to cooperate with 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 196, a bill for an act to limit the civil liability to persons riding in aircraft without payment for the ride or transportation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 200, a bill for an act relating to the recording of instruments.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 1, a bill for an act to amend chapter three hundred sixty-eight (368), Code 1954, relating to the general powers of municipal corporations, and to authorize such corporations to cooperate with the government of the United States in connection with projects benefiting or affecting such municipal corporations.

Read first and second times and passed on file.

House File 196, a bill for an act to limit the civil liability to persons riding in aircraft without payment for the ride or transportation.

Read first and second times and passed on file.

House File 200, a bill for an act to amend section three hundred thirty-five point two (335.2), Code 1954, relating to the recording of instruments.

Read first and second times and passed on file.

ANNOUNCEMENT

Senator Buck asked and received unanimous consent that the following named Senators be added as sponsors of Senate File 151: Fisher, Vest, McFarlane, Walker, Elijah, Utzig and Harbor.

PROOF OF PUBLICATION

Published copy of Senate File 156 (House File 188) and verified proof of publication of said bill in *The Irwin Enterprise* on February 7, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of Senate.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

S. J. R. 11 Judiciary 2
 S. J. R. 12 Judiciary 2
 S. F. 196 Judiciary 1
 S. F. 197 Highway safety
 S. F. 199 Social security
 S. F. 200 Judiciary 2
 S. F. 201 Schools and educational institutions
 S. F. 202 Labor
 S. F. 203 Agriculture
 S. F. 204 Highways
 S. F. 205 Judiciary 1
 S. F. 206 Military affairs
 H. F. 60 Public health
 H. F. 81 Judiciary 2
 H. F. 86 Judiciary 1
 H. F. 197 Aeronautics

REPORTS OF COMMITTEE

Senator Walker submitted the following report:

MR. PRESIDENT: Your committee on motor vehicles to which was referred **Senate File 50**, a bill for an act relating to the maximum length of vehicles and to amend section three hundred twenty-one point four hundred fifty-seven (321.457), Code 1954, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN A. WALKER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on motor vehicles to which was referred **House File 78**, a bill for an act to permit rural mail carriers to use flashing lights on their vehicles when delivering mail, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN A. WALKER, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate Concurrent Resolution 12 by striking the
- 2 figures "14" following the word "January" in line 5 thereof
- 3 and inserting in lieu thereof the figures "17".

EDWARD J. MCMANUS.

- 1 Amend the Miller, Vest amendment to Senate Joint Resolution

2 4, filed February 7, 1957 by adding "Sec. 2," in
3 line two (2) after the words "in line 6".

JACK MILLER.
ALAN VEST.

1 Amend Senate File 75 as follows:

2 1. By striking all of the title after the words, "An Act"
3 and inserting in lieu thereof the following:

4 "relating to the number of directors to be elected in
5 certain community school districts."

6 2. Amend section one (1) by striking from lines one (1),
7 two (2) and three (3) the words, "Chapter one hundred
8 thirty-nine (139), Acts of the Fifty-sixth General Assembly,
9 is amended by adding at the end thereof the following:" and
10 inserting in lieu thereof the following:

11 "Section two hundred seventy-five point twenty-five
12 (275.25), Code 1954, is hereby amended by inserting in line
13 fifteen (15) after the period following the word "qualified"
14 the following:".

15 3. Further amend section one (1) by striking from line
16 four (4) the word, "In" and inserting in lieu thereof the
17 words, "Provided, however, that in."

HOWARD C. BUCK.

1 1. Amend House File 19 by adding thereto a new section as
2 follows:

3 "Section six hundred two point twenty-two (602.22), Code 1954,
4 is hereby amended by adding at the end of such section the following:

5 "The words, "inability of any judge to act" as herein used shall
6 include any absence from court duties for reasonable cause, including
7 a reasonable vacation period. In any municipal court having only
8 one (1) judge, the governor shall appoint an alternate judge for
9 a term expiring at the same time as the term of the regular judge.
10 The appointment of such alternate judge shall in no way affect the
11 position or rights of the regular judge, and such alternate judge
12 shall act as judge only in case of the inability of the regular
13 judge to act. The alternate judge shall for such times as he shall
14 act as judge be paid the same salary and in the same manner as the
15 regular judge. The alternate judge shall have the same qualifications
16 as the regular judge and shall subscribe to the same oath which shall
17 be filed with the city clerk."

18 2. Further amend House File 19 by renumbering the sections in
19 conformity with amendment.

20 3. Further amend House File 19 by striking all of the title
21 after the words, "An Act" and inserting in lieu thereof the words,
22 "relating to the administration of municipal courts."

THOMAS J. DAILEY.

1 Amend Senate File 2, section 4, by striking lines

2 3, 4 and 5, and inserting in lieu thereof the following:

3 "1. Maintain no less than a twelve-grade school
4 system and provide instruction consistent with the high
5 school approval standards of the department of public
6 instruction regarding staff and facilities in the following
7 areas: fine and practical arts, four years; driver education
8 and safety, one-half year; English, four years; mathematics,
9 four years; physical education, one year; science, three years;
10 history and social studies, four years; vocational, including

- 11 agriculture, two years; business education, two years;
- 12 homemaking, two years; and two years of elective vocational
- 13 subjects; and that said instruction in such areas shall be
- 14 offered each school year, provided, however:"

EARL ELIJAH.

- 1 Amend Senate File 64, section 1, line 3, by striking the word
- 2 "three (3)" and substituting in lieu thereof the word "two (2)."

JOHN D. SHOEMAN.

- 1 Amend Senate File 175 by striking the word "years" in line
- 2 9 of section 1 and inserting in lieu thereof the
- 3 word "year."

JACK MILLER.

On motion of Senator Nolan, the Senate adjourned until 11:05 a.m., Monday, February 11, 1957.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, FEBRUARY 11, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend L. H. Athey, pastor of the Methodist Church, Guthrie Center, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator O'Connor, from sixteen members of the Monona Fire Department favoring the proposed Firemanship and Civil Defense Training Center at Iowa State College, Ames.

By Senator Putney, from sixty-one residents of Tama County favoring the proposed Firemanship and Civil Defense Training Center at Iowa State College, Ames.

By Senator Stuart, from ninety-three residents of Lucas County in opposition to the sale of liquor by the drink in Iowa.

By Senator Walker, from twenty-eight residents of Hamilton County, in opposition to the sale of liquor by the drink in Iowa.

By the following Senators, in opposition to proposed legislation relating to fraternal beneficiary associations:

By Senator Evans, from two hundred twelve members of Royal Neighbors of America of Van Buren County.

By Senator Miller, from members of Silver Leaf Grove, Woodman Circle of Woodbury County.

By Senator O'Connor, from one hundred two members of Royal Neighbors of America of Clayton County.

By Senator Weiss, from members of the Degree of Honor Protective Association of Harrison County.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Byers for Monday and Tuesday on request of Senator Nolan; Senator Boothby for the day on request of Senator Price; Senator Dykhouse for the morning on request of Senator Walker.

INTRODUCTION OF BILLS

Senate File 213, by Senators Buck, Elijah, Fisher and Hoxie, a bill for an act to abolish the death penalty as a punishment for certain crimes and to substitute therefor imprisonment for life or a term of years.

Read first and second times and passed on file.

Senate File 214, by Senators Rigler and Harbor, a bill for an act to amend chapter three hundred twenty-one (321), Code 1954, relating to the operation of a motor vehicle while intoxicated; providing for the testing of body substances; providing for the administration of tests, revocation of operator's license, administrative hearings, judicial review, interpretation of tests, and proof in civil or criminal actions.

Read first and second times and passed on file.

Senate File 215, by Senators Henry, O'Malley, Dykhouse and Ringgenberg, a bill for an act relating to the duties of the state highway commission.

Read first and second times and passed on file.

Senate File 216, by Senators Prentis and Schroeder, a bill for an act to require a safety inspection of motor vehicles by the state or a city prior to registration of such motor vehicles.

Read first and second times and passed on file.

Senate File 217, by Senator Elijah, a bill for an act relating to the investment of funds by banks and trust companies in federal farm credit securities and modifying the limitations now existing.

Read first and second times and passed on file.

Senate File 218, by committee on social security, a bill for an act to amend the employment security law, as amended by the Fifty-sixth General Assembly, relating to the manner of computing employers' tax rates and charging benefits paid to employers' reserve accounts, and defining the term "computation date" and redefining the terms "annual payroll" and "average annual payroll."

Read first and second times and placed on the calendar.

Senate File 219, by committee on tax revision, a bill for an act to amend section four hundred twenty-two point twenty-five (422.25), Code 1954, as amended by the Fifty-sixth General Assembly, relating to periods of limitations and other administrative provisions of the Iowa income tax law.

Read first and second times and placed on the calendar.

THIRD READING OF BILLS

On motion of Senator Molison, Senate File 2, a bill for an act to provide standard aid to school districts to encourage reorganization of units, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Elijah offered the following amendment :

Amend Senate File 2, section 4, by striking lines 3, 4 and 5, and inserting in lieu thereof the following:

"1. Maintain no less than a twelve-grade school system and provide instruction consistent with the high school approval standards of the department of public instruction regarding staff and facilities in the following areas: fine and practical arts, four years; driver education and safety, one-half year; English, four years; mathematics, four years; physical education, one year; science, three years; history and social studies, four years; vocational, including agriculture, two years; business education, two years; homemaking, two years; and two years of elective vocational subjects; and that said instruction in such areas shall be offered each school year, provided, however:"

Senator Ringgenberg offered the following amendment to the amendment :

Amend the amendment by striking all of line 11 and inserting in lieu thereof the following:

"agriculture or business education, two years;"

Senator Molison asked and received unanimous consent that action on Senate File 2 be deferred and that the bill be placed on the calendar under "Unfinished Business."

UNFINISHED BUSINESS

Senator Tate called up for further consideration Senate File 126, a bill for an act relating to the use of vending machines in the sale of cigarettes, providing for the licensing of such machines and providing a penalty for the illegal operation thereof.

Senator Burton moved the previous question on the main bill, which motion prevailed.

Senator Tate moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

The Chair announced that Senator Boothby had left a written request to be recorded as voting "Nay" on Senate File 126, also that Senator Dykhous had left a written request to be recorded as voting "Aye" on Senate File 126.

On the question "Shall the bill pass?" the vote was:

Ayes, 23:

Anderson	Dewel	Grimstead	McCurdy
Burton	Dykhous	Harbor	McFarlane
Butler	Fisher	Henry	Nolan

O'Connor	Schroeder	Shoeman	Turner
Price	Scott	Stuart	Utzig
Putney	Shaff	Tate	

Nays, 24:

Boothby	Gillespie	Molison	Vest
Buck	Hoffman	O'Malley	Walker
Dailey	Hoxie	Prentis	Watson
Elijah	Lynes	Prince	Weber
Elwood	McManus	Rigler	Weiss
Evans	Miller	Ringgenberg	Wormley

Absent or not voting, 3:

Byers	Coleman	Long
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The bill having failed to received a constitutional majority was declared to have failed to pass the Senate.

Senator Lynes 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 was lost.

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 14, a bill for an act relating to the method of election of school directors.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 26, a bill for an act relating to the pay periods of municipal court personnel.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 55, a bill for an act to abolish the criminal penalty of death for any person who had not yet attained the age of eighteen years at the time of perpetration of the crime.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 64, a bill for an act relating to care of neglected, dependent and delinquent children.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 14, a bill for an act relating to the method of election of school directors.

Read first and second times and passed on file.

House File 26, a bill for an act relating to the pay periods of municipal court personnel.

Read first and second times and passed on file.

House File 55, a bill for an act to abolish the criminal penalty of death for any person who had not yet attained the age of eighteen years at the time of perpetration of the crime.

Read first and second times and passed on file.

House File 64, a bill for an act relating to care of neglected, dependent and delinquent children.

Read first and second times and passed on file.

PRESENTATION OF VISITOR

Senator Scott asked and received unanimous consent to present to the Senate Les Hull of Allamakee County who was present in the Senate chamber.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

SENATE CONCURRENT RESOLUTION 13

By Dewel

Whereas, there have been introduced in both houses of the General Assembly several resolutions proposing a reapportionment of representation in legislature, and

Whereas, it would seem proper to have all resolutions discussed in a public meeting,

Now, Therefore, Be It Resolved by the Senate, the House Concurring, that a public meeting be held in the House chamber at 2:00 p.m., Thursday February 21, 1957, at which meeting the sponsor or sponsors of each resolution will have an opportunity to discuss the merits of his resolution.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 126 failed to pass the Senate.

JACK MILLER.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 34 and House File 169.

NORVAL EVANS, *Chairman Senate Committee.*

WAYNE W. BALLHAGEN, *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 34 and House File 169.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 11th day of February, 1957, sent to the Governor for his approval: Senate File 34.

NORVAL EVANS, *Chairman.*

Passed on file.

REPORTS OF COMMITTEES

Senator McFarlane submitted the following report:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 70**, a bill for an act to amend section four hundred eleven point six (411.6), Code 1954, relating to retirement benefits, accidental death benefits, and ordinary death benefits, as provided in retirement systems for policemen and firemen, begs leave to report it has had the same under consideration and recommends the same **do pass.**

ARCH W. MCFARLANE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 71**, a bill for an act relating to disabled and retired firemen's and policemen's pensions payable to a surviving spouse, begs leave to report it has had the same under consideration and recommends the same **do pass.**

ARCH W. MCFARLANE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 72**, a bill for an act to amend section four hundred ten point ten (410.10), Code 1954, relating to disabled and retired firemen's and policemen's pensions, begs leave to report it has had the same under consideration and recommends the same **do pass.**

ARCH W. MCFARLANE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 168**, a bill for an act to provide for minimum state retirement allowance payments to certain employees in the public schools of the State of Iowa who retired prior to July 4, 1953, and to make an appropriation therefor, begs leave to report it has had the same under

consideration and recommends the same do pass: also that, under Senate Rule 21, the bill be referred to the committee on appropriations.

ARCH W. MCFARLANE, *Chairman.*

Ordered passed on file.

Senator Nolan submitted the following report:

MR. PRESIDENT: Your committee on aeronautics to which was referred House File 197, a bill for an act relating to moneys received by the treasurer of the State of Iowa under Chapter 324, Code 1954, on account of aviation gasoline, the refund thereof and the transfer of the unfunded portion thereof to the state aviation fund, begs leave to report it has had the same under consideration and recommends the same do pass.

D. C. NOLAN, *Chairman.*

Ordered passed on file.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- S. F. 168 Appropriations (under Senate Rule 21)
- S. F. 207 Cities and towns
- S. F. 208 Cities and towns
- S. F. 209 Insurance
- S. F. 210 Highway safety
- S. F. 211 Judiciary 1
- S. F. 212 Judiciary 2
- H. F. 1 Cities and towns
- H. F. 196 Judiciary 1
- H. F. 200 Judiciary 2

AMENDMENTS FILED

- 1 Amend Senate File 25, section 6, by striking from line 15
- 2 the words "a filing" and inserting in lieu thereof the words
- 3 "an annual permit".

X. T. PRENTIS.

- 1 Amend Senate File 195 as follows:
- 2 1. Amend by striking all after the enacting clause and
- 3 inserting in lieu thereof the following:
- 4 Section 1. Chapter five hundred forty-six (546), Code 1954,
- 5 is hereby repealed and the following enacted in lieu thereof:
- 6 "Any qualified resident of the state of Iowa shall be
- 7 licensed by the secretary of state to act as an auctioneer within
- 8 the state of Iowa for a period of one year commencing on
- 9 January 1 of the year of application and expiring on December 31
- 10 of said year, upon application by any resident of Iowa, and upon
- 11 said applicant filing bond in the penal sum of one thousand
- 12 (1,000) dollars and paying a license fee of ten (10) dollars.
- 13 The secretary of state shall keep a registration book showing
- 14 the date of issuance of said license and the period of same and

15 to whom issued and the funds so derived from said licensing shall
 16 become part of the general funds of the state of Iowa and said
 17 license when issued shall bear the name and residence address of
 18 the licensee, the date of issuance and the period for which said
 19 license is granted and shall be signed by the secretary of state,
 20 and shall permit the licensee to act as an auctioneer in any
 21 county within the state of Iowa.

22 The secretary of state of the state of Iowa shall issue an
 23 auctioneer's license in the same form as provided for resident
 24 auctioneers to a nonresident, whose residence is in a state in
 25 which a resident of this state would be permitted to cry an
 26 auction sale if said state does not require a license or in
 27 which state a resident of this state would be licensed to cry
 28 auctions by the state of the nonresident.

29 It shall be unlawful for any resident or nonresident of this
 30 state to cry any sale of property as an auctioneer within the
 31 state, without first having secured a license as herein provided.

32 If any person shall sell or attempt to sell any property as an
 33 auctioneer either directly or indirectly or to sell or assist in
 34 selling at auctions, without having secured a license to so act
 35 and in violation of the provisions of this chapter, he shall be
 36 guilty of a misdemeanor and punished by a fine not exceeding
 37 one hundred (100) dollars, or imprisoned in the county jail not
 38 exceeding thirty (30) days.

39 The provisions of this chapter shall not be applicable to sale
 40 of property under direction or authority of any chattel mortgage,
 41 court proceeding, or process thereof."

W. H. TATE.

1 1. Amend Senate Concurrent Resolution 10 by striking all of line
 2 12 through 29 of the title and insert
 3 in lieu thereof the following:

4 "Whereas, it is recognized that any amendment to present
 5 statutes to insure a high degree of enforcement, respect
 6 for the law, and continuation of monopoly sale by the state
 7 of bottled alcoholic beverages, and

8 Whereas, revenue to the State of Iowa from the sale of
 9 alcoholic beverages now amounts to around seven million
 10 dollars annually, and

11 Whereas, the necessity of an effective control law for
 12 the sale of alcoholic beverages should appeal to the
 13 citizens of the State of Iowa if reasonable in its provisions,
 14 not oppressive."

15 2. Further amend Senate Concurrent Resolution 10 by striking all
 16 of sections 1 through 6 and inserting in lieu
 17 thereof the following:

18 "Section 1. A special joint legislative committee is
 19 hereby established, which committee shall consist of ten (10)
 20 members, five (5) members to be appointed by the President
 21 of the Senate and five (5) members to be appointed by the
 22 Speaker of the House of Representatives. Any vacancies which
 23 may occur in the membership of the committee shall be filled
 24 by appointment in the same manner and by the same officials
 25 and from the same group as the original appointment. The
 26 committee shall choose a chairman from among its members and
 27 shall adopt the rules of conduct of its proceedings. Said
 28 special joint legislative committee of ten (10) members shall
 29 be bipartisan in membership; there shall be seven (7) members

30 of the majority party, and three (3) members of the minority
 31 party appointed thereon; the President of the Senate shall
 32 appoint five (5) members, four members shall be of the
 33 majority party and one (1) member from the minority party,
 34 and the Speaker of the House of Representatives shall appoint
 35 five (5) members of whom three (3) shall be from the majority
 36 party and two (2) members from the minority party.

37 Sec. 2. It shall be the duty of the committee to carefully
 38 consider the various aspects of the liquor control problem
 39 in the State of Iowa, particularly the defects therein, the
 40 violations occurring thereunder and the possibility of
 41 improvement by amending existing laws, to formulate recom-
 42 mendations on alcoholic beverage control and other safeguards
 43 for the welfare of all the citizens of the State, which will
 44 encourage temperance in the use of alcoholic beverages.

45 Sec. 3. The committee shall have the cooperation of the
 46 Attorney General and of the Iowa Liquor Control Commission,
 47 and is authorized to call upon any department of state govern-
 48 ment to secure information useful to the committee.

49 Sec. 4. The committee shall enter upon its duties as
 50 soon as the membership has been appointed. It shall make
 51 a report to the General Assembly on completion of its study.
 52 Upon the making of its said report to the General Assembly,
 53 the committee shall stand discharged of its duties hereunder.

ARCH W. MCFARLANE.
 ROBERT R. RIGLER.
 EARL ELIJAH.
 CARL T. ANDERSON.

1 Amend Senate File 2, section 4, by striking the words
 2 following the word "showing" in line 50 and all of lines 51, 52
 3 and 53 and inserting in lieu thereof the following:
 4 " : that said district contains not less than one hundred
 5 eight (108) square miles and is still unable, due to sparsity
 6 of population or parochial student population, to meet said
 7 standard; or that natural barriers or other good reasons make
 8 it impractical to meet said standard."

JACK MILLER.

1 Amend Senate File 126 by adding thereto the following new
 2 sections:
 3 1. Amend section ninety-eight point one (98.1) by adding the
 4 following:
 5 "Vending machine operator" shall mean any person who owns or
 6 operates a cigarette vending machine, except a retail permit holder
 7 owning and operating (on the premises described in his permit) such
 8 a machine.
 9 "Vending machine operator permit" shall mean a permit issued
 10 to a vending machine operator.
 11 2. Amend section ninety-eight point one (98.1), subsection
 12 seventeen (17), by inserting after the word "wholesalers" in line
 13 three (3) the following: ", vending machine operators".
 14 3. Amend section ninety-eight point thirteen (98.13), sub-
 15 section one (1) by inserting after the word "wholesaler" in lines
 16 two (2) and seven (7) the following: ", vending machine operator".
 17 4. Amend section ninety-eight point thirteen (98.13), sub-
 18 section two (2), by inserting after the word "wholesalers" in line
 19 two (2) the following: ", vending machine operators".

- 20 5. Amend section ninety-eight point thirteen (98.13), sub-
21 section three (3) by adding thereto the following:
22 "The fees for the vending machine operator shall be as follows:
23 a. An annual permit fee of one hundred dollars (\$100), payable
24 to the commission.
25 b. A license fee of one dollar (\$1) on each cigarette vending
26 machine, payable to the city, town or county where the vending
27 machine is operated. A license shall be in the form prescribed
28 by the commission.
- 29 6. Amend section ninety-eight point thirteen (98.13), sub-
30 section five (a) by inserting after the word "wholesaler" in lines
31 two (2) and four (4) the following: ", vending machine operator".
- 32 7. Amend section ninety-eight point thirteen (98.13), sub-
33 section six (6) by inserting after the word "wholesaler" in line
34 two (2) the following: ", vending machine operator".
- 35 8. Amend section ninety-eight point thirteen (98.13), sub-
36 section ten (10) by inserting after the word "wholesaler" in line
37 three (3) the following: ", vending machine operator".

JACK MILLER.
W. H. TATE.

On motion of Senator Nolan, the Senate adjourned until 10:05 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, FEBRUARY 12, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Doctor Allen Langhoff, pastor of the First Lutheran Church, Ottumwa, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Ringgenberg, from sixty-six employees of the Independent School District of Boone in opposition to legislation changing the mandatory membership provisions now contained in the Iowa Public Employees Retirement System Law.

By Senator Ringgenberg, from eighty-eight residents of Boone County, favoring proposed legislation pertaining to a new nursing home at the Iowa Soldiers Home at Marshalltown.

By Senator Schroeder, from eighty-six residents of Scott County favoring proposed legislation changing membership provisions in the Iowa Public Employees Retirement System to a voluntary basis.

By Senator Walker, from sixteen residents of Hamilton County favoring the present egg grading law.

By the following Senators, in opposition to the sale of liquor by the drink in Iowa:

By Senator Fisher, from fifty-three residents of Warren County.

By Senator Harbor, from seventy-seven residents of Mills and Montgomery Counties.

By Senator Stuart, from ninety-seven residents of Lucas County.

By the following Senators, in opposition to proposed legislation relating to fraternal beneficiary associations:

By Senator Dailey, from one hundred fifty-eight residents of Des Moines County.

By Senator Harbor, from five hundred eighty-one residents of Mills and Montgomery Counties.

By Senator Long, from eighty-five residents of Delaware County.

By Senator Walker, from residents of Wright County.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Burton for the day on request of Senator O'Malley.

INTRODUCTION OF BILLS

Senate File 220, by Senator Weiss, a bill for an act relating to approval by the highway commission of certain contracts for secondary road construction work.

Read first and second times and passed on file.

Senate File 221, by Senator McFarlane, a bill for an act relating to payment of municipal special assessments for streets and sewers.

Read first and second times and passed on file.

Senate File 222, by Senator Schroeder, a bill for an act to increase the proofs of financial responsibility and security required by the Motor Vehicle Responsibility Law.

Read first and second times and passed on file.

Senate File 223, by Senator Schroeder, a bill for an act to authorize counties to issue bonds to finance the acquisition of lands, buildings and equipment for parks, preserves, parkways, playgrounds, recreation centers and other conservation areas to be managed by the county conservation board and to authorize counties to use the power of eminent domain to acquire land for such purposes.

Read first and second times and passed on file.

Senate File 224, by Senators O'Malley, Lynes, Byers and Burton, a bill for an act to amend section one hundred eleven point thirty-six (111.36), Code 1954, relating to the speed limit of vehicles in state parks.

Read first and second times and passed on file.

Senate File 225, by Senator Weiss, a bill for an act relating to refund of motor vehicle fuel tax to cities, towns and counties.

Read first and second times and passed on file.

Senate File 226, by Senators Shoeman, Elwood and O'Malley, a bill for an act to raise the salary of members of the state board of social welfare.

Read first and second times and passed on file.

Senate File 227, by Senator Schroeder, a bill for an act relating to the election register under permanent registration.

Read first and second times and passed on file.

Senate File 228, by Senators Schroeder, Dailey, Shoeman and Lynes, a bill for an act relating to vocational rehabilitation.

Read first and second times and passed on file.

Senate File 229, by committee on highways, a bill for an act relating to the licensing fees imposed on motor fuel.

Read first and second times and placed on the calendar.

Senate File 230, by committee on aeronautics, a bill for an act relating to the moneys received by the treasurer of the State of Iowa under chapter three hundred twenty-four (324), Code 1954, on account of aviation gasoline, the refund thereof and the transfer of the unrefunded portion thereof to the state aviation fund.

Read first and second times and placed on the calendar.

Senate File 231, by Senators Hoxie, Henry, Weiss, McFarlane, Burton, Dykhouse, Stuart, Fisher and Dewel, a bill for an act to amend section one hundred ten point one (110.1), Code 1954, pertaining to license fees.

Read first and second times and passed on file.

Senate File 232, by Senators Hoxie, Henry, Weiss, McFarlane, Burton, Dykhouse, Stuart, Fisher and Dewel, a bill for an act to amend section one hundred seven point thirteen (107.13), Code 1954, relating to salaries of state conservation officers.

Read first and second times and passed on file.

Senate File 233, by Senator Weiss, a bill for an act to provide a method for designating township polling places outside the territorial limits of townships when a suitable polling place does not exist within the township.

Read first and second times and passed on file.

Senate File 234, by Senators Tate, Vest, McFarlane, Burton, Miller, Shoeman, Butler, O'Malley and Walker, a bill for an act to amend chapter one hundred seventy-three (173), Acts of the Fifty-sixth General Assembly, relating to the compensation of county officers.

Read first and second times and passed on file.

Senate File 235, by Senator Tate, a bill for an act to appropriate funds for the dredging of Crystal Lake in Hancock County, Iowa.

Read first and second times and passed on file.

Senate File 236, by Senator Wormley, a bill for an act to exclude roads abutting or adjacent to state parks from the state park roads system and to provide for concurrent jurisdiction as to certain

roads within state parks with the state highway commission or the county board of supervisors and the state conservation commission.

Read first and second times and passed on file.

Senate File 237, by Senators Utzig, Schroeder, Elijah and O'Connor, a bill for an act to increase from five thousand (5,000) dollars to fifteen thousand (15,000) dollars the amount that can be spent on road or bridge construction work without advertisement and public letting.

Read first and second times and passed on file.

Senate File 238, by Senators Utzig, Nolan, Fisher, Shoeman and Butler, a bill for an act to require psychiatric examination of persons seeking instruction in the operation of aircraft.

Read first and second times and passed on file.

Senate File 239, by Senators Long, Shoeman, Tate, Henry and Molison, a bill for an act to amend chapter ninety-six (96), sections ninety-six point three (96.3), ninety-six point four (96.4), ninety-six point five (96.5), ninety-six point six (96.6), and ninety-six point seven (96.7), Code 1954, as amended, being the Iowa Employment Security Law, relating to unemployment compensation; increasing the maximum weekly benefit amount to thirty-two (\$32.00) dollars and the minimum to ten (\$10.00) dollars; the determination and payment of benefits; increasing the maximum duration of benefits from twenty-four (24) weeks to twenty-six (26) weeks; the qualification and eligibility for benefits, and providing for notices to employers of benefit payments and the correction of errors.

Read first and second times and 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 House has passed the following bill in which the concurrence of the Senate is asked:

House File 6, a bill for an act relating to insurance coverages authorized for mutual insurance associations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 93, a bill for an act to provide five (5) councilmen in all cities operating under the council-manager form of government.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 196, a bill for an act relating to the duties of the printing board in connection with the printing of official publication of notices.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 6, a bill for an act to amend section five hundred eighteen point one (518.1), Code 1954, relating to insurance coverages authorized for mutual fire, tornado, hailstorm and other insurance associations.

Read first and second times and passed on file.

House File 93, a bill for an act to provide five (5) councilmen in all cities operating under the form of government of council-manager by popular election.

Read first and second times and passed on file.

House File 195, a bill for an act to amend section six hundred eighteen point eleven (618.11), Code 1954, relating to the publication and posting of notices.

Read first and second times and passed on file.

UNFINISHED BUSINESS

Senator Molison called up for further consideration Senate File 2, a bill for an act to provide standard aid to school districts to encourage reorganization of units.

Senator Elijah called up the following amendment:

Amend Senate File 2, section 4, by striking lines 3, 4 and 5, and inserting in lieu thereof the following:

"1. Maintain no less than a twelve-grade school system and provide instruction consistent with the high school approval standards of the department of public instruction regarding staff and facilities in the following areas: fine and practical arts, four years; driver education and safety, one-half year; English, four years; mathematics, four years; physical education, one year; science, three years; history and social studies, four years; vocational, including agriculture, two years; business education, two years; homemaking, two years; and two years of elective vocational subjects; and that said instruction in such areas shall be offered each school year, provided, however:"

Senator Ringgenberg offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking all of line 11 and inserting in lieu thereof the following:

"agriculture or business education, two years;"

The amendment to the amendment was adopted.

Senator Miller moved the previous question on the amendment as amended, which motion was lost.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that in accordance with Senate Concurrent Resolution 11 duly adopted, the House was ready to receive the Senate in joint convention.

The Senate proceeded to the House under the direction of the Sergeant-at-Arms.

JOINT CONVENTION

In accordance with law and concurrent resolution duly adopted, the joint convention was called to order, President Nicholas presiding.

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

Butler of Pocahontas moved that a committee of four be appointed to notify the Honorable Fred Schwengel, Congressman from the First District of Iowa, that the joint convention was ready to receive him.

Motion prevailed and the President appointed Senators Schroeder of Scott and McCurdy of Mahaska on the part of the Senate, and Representatives Dietz of Scott and Petrucci of Scott on the part of the House.

The committee waited upon the Honorable Fred Schwengel and escorted him to the Speaker's station.

President Nicholas presented to the joint convention Petrucci of Scott who introduced to the joint convention the Honorable Fred Schwengel, who addressed the joint convention as follows:

MR. PRESIDENT, MR. SPEAKER, FELLOW LEGISLATORS, FELLOW COUNTRYMEN:

You have done me a great honor. To be invited to speak before this honorable body is indeed an occasion of great import and to be invited back a second time to talk to you on Abraham Lincoln is both an honor and a great challenge. I humbly accept and thank you for this invitation and opportunity to come back to this place where I have so many fond memories and fine friends. My sincere hope is that I might share with you some thoughts and experiences that will in some measure add to the rich heritage we call America.

Now may I take this opportunity to bring you the greetings from the Congress of the United States and especially greetings from the individual and collective members of the Iowa delegation in that legislative body.

It may be of some satisfaction to you to know that we have many of the same pressures that each one of you have, that we have the same anxieties and concern for the future of our great nation and that we have, along with you, a dedicated desire to do only those things that are right and good for America, and we know that those things that are truly good and necessary for the undergirding of our way of life are also those things that are good for the world.

It seems to me that we in America and we in Congress are in a period of transition trying with great effort to assume the mantle of leadership in such a way that the philosophies of freedom and equality given us by our forefathers will be noted and accepted by the nations of the world, who today know only want, ignorance and tyranny.

All of us, occasionally, need to get our bearing and re-inspiration from the great reservoir of our glorious history and great patriots of the past. In the Congress, our principal occasion comparable to this comes on the 22nd of February when we do honor to the Father of our Country, George Washington. In Iowa (and this is the 25th time and 50th year that you have done this), you pause to do honor to the man most responsible for the preservation of our nation, Abraham Lincoln. It is true, I think, that good government and the good way of life we enjoy in our country today is but the reflection of the wonderful examples of courage of great leaders who gave us the thrilling idea and philosophy we are pleased to call our country. We as a people, and our State Legislature, many years ago recognized through the requirement of law that the study of history is necessary to the preservation and expanding growth of our country. Historians know that our nation will never let go of its way of life unless its people ignore and forget the glorious history of our country. Carlyle once said that "Biography is the only true history," and there is no nation that has had so many thrilling and significant biographies as we do. Therefore, American history, the story of our growth and development, is the most valuable and interesting of any nation in the world. Today we pause to do honor to the greatest of these. Because I want to talk about a certain phase of Lincoln as we know him today, I have chosen this as a title for my remarks. "Though he were dead, yet shall he live," taken from the last part of verse 25 of the 11th chapter of the Gospel of St. John. Lincoln does still live.

He lives through his words and through simple but sublime thoughts he left with us—just as the great ideas of others of our forefathers live and are a part of our being. We need to return to Washington, Jefferson, Adams, Franklin, Madison, Lincoln and many others much more often than is our custom if we want to continue to be great. We need particularly to turn to Washington, Jefferson and Lincoln and among these three, most of all, to Lincoln. Why especially to Lincoln? Because he, more than any other national leader, represented the soul and heart of our nation. Washington was the founder of our nation, Jefferson was its prophet and political pioneer, but Lincoln was its incarnation. He led us back to the original great objectives of our fathers.

Whatever we are as a country at our best, it is Lincoln who defines it and makes it unmistakably clear. For he was *not* the product of a transplanted culture, but the veritable offspring of the new nation itself, the native child of its frontiers, both of the *soil* and of the *soul*. The roots of his thought, his aim, his purpose, were all in the American Revolution, which he saw, not as something complete or localized within United States territory, but as a great, continuing dynamic process, destined, unless choked off by the Civil War, to grow and spread until it included all mankind. He saw what all too few have seen with equal clearness, either before or since: that the American Revolution, properly understood and evaluated, was the beginning of a new day, a continuous transforming event affecting not only the northern part of one hemisphere, but the entire world.

Many in early history saw and understood, but no one else at all has been so surely guided by it, as Lincoln was, in directing the affairs of state. He saw with perfect clearness that freedom cannot live unless it grows. It is true, isn't it, that something is always growing in the world? In the area of human relations, if it is not freedom, then it must be something opposed to freedom, which means that it must be a kind of tyranny.

Sooner or later, this means challenge and conflict. To tyranny, free-

dom is a threat; to freedom, tyranny is a denial. Lincoln made crystal clear at Coopers Union that if one is to grow, the other must shrink. "A nation cannot live half free and half slave." There cannot in the end be room for both. And as the Revolution had declared that all men—not just all Americans—were created free, and that all were equally entitled to the same inalienable rights.

Let me underline the thought of equality by pointing out that this word appears often in Lincoln's vocabulary. He referred to it and used it as the prime thought in his immortal Gettysburg address. This idea of freedom and equality was to him a challenge to evil and oppression forever and everywhere.

In order to declare all Americans free—free by inherent natural right—it had been necessary to declare the same liberty for all mankind. Americans were free, the founding fathers said, not because a government or a king or an aristocracy or a hierarchy had been pleased to grant freedom—but free because they were *men*, men created equal, and free for that sufficient reason and no other. Is it not true, then, that mankind everywhere could claim freedom on the same basis. This is the idea that needs to be understood behind the curtains and walls of ignorance all over our world today.

Lincoln saw this with perfect plainness and knew that a world just as surely as a nation could not in the end endure, half-slave, half-free. He spoke of a nation because it was a nation he was dealing with. But by the same logic, it was obvious that his statement could be true of any human society, even a society of nations. He was far from unaware of this. He foresaw that the question would ultimately have to be decided on a universal basis. That is why it was so very important, not just for the American Union but for all mankind, and for all time, that "government of the people, by the people, for the people should not perish from the earth."

If there is any doubt that this was the scope of Lincoln's thought, a single quotation will readily remove it. It was while he was on his way to Washington to take up his first term as President, that he stopped briefly in Philadelphia, and there, in Independence Hall, was unexpectedly required to make a short address.

This is what he said—extemporaneously—and it must have represented what welled up from his deepest convictions as he moved to take up the greatest responsibility before him: "I have often inquired of myself," he said, "what great principle or idea it was that kept this nation so long together. It was not the mere matter of separation of the colonies from the motherland, but that sentiment in the Declaration of Independence which gave liberty not alone to the people of this country, but hope to all the world, for all future time."

The meaning of this is unequivocal. Freedom in the end cannot be divided. Thus he reasoned for those things that were high and noble and good for his people and his Nation. Thus he plead the cause of his country as he led it through the valley of the shadow of death. First to save the Nation and keep it united, then to make it more perfect for posterity. What a fine and enduring thought and example this is for all of us and all the peoples of the world.

These are the reasons then that a grateful people have responded so generously to pay tribute, first in a mourning period following his death—unmatched in visible expressions of sorrow in the history of modern man before or since his leaving. In the last four score and eleven years, sculptors (and among them some of the best) have erected at least 68 original statues in our country, portraying Lincoln in so many ways: as a boy, and as a man; bearded and without a beard, as rail splitter,

orator, emancipator, standing and seated, addressing juries and rapt meditations, sculptor images in plaster, wood, limestone, granite, marble and bronze. There are Lincoln statues and busts in public schools and private schools all over our nation in uncounted numbers. They are found, too, in Norway, Sweden and Denmark, Hotel Savoy and in the Royal Exchange in London and in many other places on the continent of Europe. While no research is available on the number of statues of other great men, there is a belief among Lincoln students that there are more statues of this humble man than any other born since the year 1000.

Books keep him alive too. In the last 91 years since his death, over 4,000 books and pamphlets have been written on the life of this man. Think of it. And more books are being written every year. More has been written about this great American in so short a time than any man in the history of man, with one exception and that exception is the Christ.

Lincoln, The Patriot, Emancipator, Statesman, Logician, Politician, Frontiersman; Lincoln and His Generals, Cabinet, the Congress, Angels of Mercy; Lincoln and the Army, The Legislature, The Debator, etc., etc.. are but a very few of the significant titles of Lincoln books written by the best authors of their time.

There are in our country thousands of students and book collectors on Lincoln, varying from 50 books to over 4,000. There are over 400 private and public collections valued at from \$1,000 to over \$75,000. One of the finest and most complete collections on Lincoln is found at our own University Library—the Bollinger Collection of over 4,000 books and pamphlets, valued at \$50,000, given to the University by the terms of the will of the eminent judge and patriot, James Bollinger of Davenport, Iowa. If you have any interest in history at all, stop by and visit and be thrilled by a tour of this section of one of the best libraries in the United States.

These are some of the reasons that Edwin Markham could say among other things in his wonderful poem "Lincoln the Man":

"That here was a man to hold against the world,

A man to match the mountains and the sea."

And it was so he said because—

"The eyes of conscience were upon him

To make the deed the measure of a man."

This is why the Congress representing a nation with high ambitions and great ideals created a commission and spent almost \$3,000,000 to build a Grecian temple in his memory, at one end of the mall just west of the United States Capitol. Seems almost like a perfect tribute with 48 states listed on the four sides of the upper panel; 36 columns representing the 36 states that were a part of the Union at the end of the war. To the left as you enter is written the immortal Gettysburg address and on the right, the Second Inaugural Address. In the center facing you—the majestic statue of Lincoln in a seated position, still, it seems, admonishing his people on the fundamental truths of life and government of the people, and the people are coming to visit. Last year over 1,850,000 people walked up the 58 steps and entered this temple. People from every state and nation on earth—over 49,000,000 people—rich and poor, great and little people, black and white, Catholic and Protestant and people from every religion in the world have visited this temple since its dedication in 1922 to be reminded that through humility and devotion to duty you get the approbation of your fellowman.

Think of it—more people now visit this shrine annually than any shrine in the world. What a tribute to a man who had less than 12 months formal education. Only in an atmosphere of freedom and liberty can a man attain goals that bring such plaudits from posterity.

I loathe to close, but I must and will . . . after telling you of a couple of personal experiences while visiting the Lincoln Memorial.

One day while visiting there, I observed an elderly lady, slender, slightly stooped, neatly dressed with ordinary clothes, approach the Lincoln statue. She stopped and looked for a moment, then knelt and prayed out loud in some foreign language that I could not interpret. After praying a brief prayer, she arose, turned and unashamedly wiped her eyes and walked away. I said I could not interpret her words, but can anyone doubt that she was thanking her God that he had given the world a Lincoln. Maybe she was born in a country where they had no such freedom such as we know.

On another occasion, a group of ten or eleven year olds, apparently from a colored school, visited this shrine and after milling around for several minutes the teacher suggested that they must go now and just as they were leaving, a self-appointed leader of the children, bowing to the statue, said, "Thank you, Mr. Lincoln."

That seems to sort of sum up the reason for paying this tribute on his birthday. May we then be thankful that in this our whole nation unites in paying tribute to him and especially to the ideals in which he led our people. Let us, too, heed his admonition in this critical time to dedicate ourselves to the yet unfinished task of building a finer America and, having done this, I am sure that God will continue to bless America.

President Nicholas thanked the Honorable Fred Schwengel for appearing before the joint convention.

The committee previously appointed came forward and escorted the Honorable Fred Schwengel from the House chamber.

Stevens of Greene moved that the joint convention be now dissolved.

The motion prevailed.

The Senate returned to the Senate chamber and resumed regular session, President Nicholas presiding.

PRESENTATION OF DISTINGUISHED GUEST

Senator Schroeder rose on a point of personal privilege and presented to the Senate the Honorable Fred Schwengel of Scott County, member of Congress from the First District, who had just addressed the members of the Fifty-seventh General Assembly in joint convention.

President Nicholas asked Senator Schroeder to escort Mr. Schwengel to the rostrum where he addressed the Senate briefly.

UNFINISHED BUSINESS

The Senate resumed consideration of the amendment by Senator Elijah to Senate File 2 as amended.

Senator Elijah moved the adoption of the amendment as amended.

The amendment as amended was lost.

Senator Miller offered the following amendment and moved its adoption:

Amend Senate File 2, section 4, by striking the words following the word "showing" in line 50 and all of lines 51, 52 and 53 and inserting in lieu thereof the following:

" : that said district contains not less than one hundred eight (108) square miles and is still unable, due to sparsity of population or parochial student population, to meet said standard; or that natural barriers or other good reasons make it impractical to meet said standard."

Division was called for.

The amendment was adopted.

Senator Lynes offered the following amendment and moved its adoption :

Amend Senate File 2, section 4, line 4, by striking the word "five" and inserting in lieu thereof the word "four".

Senator Dewel took the chair at 12:15 p.m.

President Nicholas took the chair at 12:25 p.m.

Division was called for.

The amendment was lost.

Senator Dewel offered the following amendment :

Amend Senate File 2, section 4, line 24, by inserting a period (.) after the word "reduced" and striking the balance of subsection c.

On motion of Senator Dewel, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senator reconvened, President Nicholas presiding.

PRESENTATION OF VISITORS

Senator Putney asked and received unanimous consent to present to the Senate the Honorable Harry E. Weichman of Benton County, a former member of the House of Representatives and the Senate who was present in the Senate chamber.

Senator Nolan asked and received unanimous consent to present to the Senate the Honorable James H. Nesmith of Johnson County, a former member of the Senate who was present in the Senate chamber.

Senator Boothby asked and received unanimous consent to present to the Senate the Honorable Guy M. Gillette of Cherokee County, a former member of the United States Senate who was present in the Senate chamber.

HAPPY BIRTHDAY "LINDA"

Senator Butler rose on a point of personal privilege and called attention to Senate Resolution 3, adopted on February 12, 1941, by the Forty-ninth General Assembly, congratulating Mr. and Mrs. Frank Nye on the birth of a daughter. The little daughter "Linda" is today our charming page.

Senator Butler extended to Linda the congratulations of the Senate on her sixteenth birthday.

President Nicholas :

Congratulations, Linda, you've been a honey.

ADDITIONAL COPIES

Senator Anderson asked and received unanimous consent to have 500 additional copies of Senate File 56 printed.

MOTION TO RECONSIDER

Senator Miller called up the following motion of reconsider and moved its adoption :

MR. PRESIDENT: I move to reconsider the vote by which Senate File 126 failed to pass the Senate.

Roll call was demanded.

On the question "Shall the motion to reconsider be adopted?" the vote was :

The Chair announced that Senator Burton had left a written request to be recorded as voting "Aye" on the motion to reconsider.

Ayes, 33 :

Anderson	Harbor	Nolan	Scott
Burton	Henry	O'Connor	Shaff
Butler	Hoxie	O'Malley	Shoeman
Coleman	Long	Price	Stuart
Dewel	McCurdy	Prince	Tate
Elwood	McFarlane	Putney	Turner
Evans	Miller	Rigler	Walker
Fisher	Molison	Schroeder	Wormley
Grimstead			

Nays, 15 :

Boothby	Gillespie	Prentis	Watson
Buck	Hoffman	Ringgenberg	Weber
Dailey	Lynes	Utzig	Weiss
Elijah	McManus	Vest	

Absent or not voting, 2 :

Byers **Dykhouse**

The motion to reconsider prevailed.

Senator Miller asked and received unanimous consent that further action on Senate File 126 be deferred and that the bill be placed on the calendar under "Unfinished Business".

The Senate resumed consideration of the amendment filed by Senator Dewel to Senate File 2.

Senator Dewel moved the adoption of the amendment.

Division was called for.

The amendment was lost.

Senator Miller offered the following amendment and moved its adoption:

Amend Senate File 2, section 3, line 1, by inserting after the word "paid" the following: "from such monies as may be appropriated therefor".

The amendment was adopted.

Senator Molison 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	Hoffman	Prentis	Shaff
Boothby	Hoxie	Price	Shoeman
Buck	Long	Prince	Stuart
Dailey	McFarlane	Putney	Tate
Elijah	Miller	Rigler	Turner
Elwood	Molison	Ringgenberg	Utzig
Evans	O'Connor	Schroeder	Weber
Fisher	O'Malley	Scott	Wormley
Henry			

Nays, 14:

Butler	Grimstead	McManus	Walker
Coleman	Harbor	Nolan	Watson
Dewel	Lynes	Vest	Weiss
Gillespie	McCurdy		

Absent or not voting, 3:

Burton	Byers	Dykhouse
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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 Molison moved that the 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 Dewel called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 13

By Dewel

Whereas, there have been introduced in both houses of the General Assembly several resolutions proposing a reapportionment of representation in legislature, and

Whereas, it would seem proper to have all resolutions discussed in a public meeting,

Now, Therefore, Be It Resolved by the Senate, the House Concurring, that a public meeting be held in the House chamber at 2:00 p.m., Thursday February 21, 1957, at which meeting the sponsor or sponsors of each resolution will have an opportunity to discuss the merits of his resolution.

The motion prevailed and the resolution was adopted.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- S. F. 213 Judiciary 2
- S. F. 214 Judiciary 1
- S. F. 215 Highways
- S. F. 216 Motor vehicles
- S. F. 217 Banks, building and loan
- H. F. 14 Schools and educational institutions
- H. F. 26 Cities and towns
- H. F. 55 Judiciary 2
- H. F. 64 Social security

PROOF OF PUBLICATION

Published copy of Senate File 132 (House File 170) and verified proof of publication of said bill in The New Hampton Tribune on February 7, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of Senate.

REPORTS OF COMMITTEES

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred **House File 164**, a bill for an act relating to the per diem compensation of county, municipal, and school examiners of accounts and their assistants, begs leave report it has had the same under consideration and recommends the same **de pass.**

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

Senator Hoxie submitted the following report:

MR. PRESIDENT: Your committee on highway safety to which was referred **Senate File 73**, a bill for an act relating to the required interval between certain classes of vehicles moving upon the highways and to amend sections 321.308 and 321.309, Code 1954, relating thereto, begs leave to report it has had the same under consideration and recommends the same **de pass.**

FRANK HOXIE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highway safety to which was referred **Senate File 133**, a bill for an act relating to the operation of motor vehicles upon highways and to regulate the speed thereof and to amend certain sections of chapter three hundred twenty-one (321), Code 1954, relating thereto, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK HOXIE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highway safety to which was referred **Senate File 159**, a bill for an act to amend section three hundred twenty-one point two hundred eighty-five (321.285), Code 1954, relating to speed limits for motor vehicles, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Nolan amendment, filed February 4, 1957, and when so amended the bill do pass**.

FRANK HOXIE, *Chairman*.

Ordered passed on file.

Senator Shoeman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred **Senate File 57**, a bill for an act relating to sale and distribution of poisons and to amend chapter 205, Code 1954, pertaining thereto, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Elijah amendment, filed February 12, and when so amended the bill do pass**.

JOHN D. SHOEMAN, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health to which was referred **House File 60**, a bill for an act to amend section one hundred forty-seven point eighty (147.80), Code 1954, relating to fees in connection with the practice of barbering, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN D. SHOEMAN, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 22 by inserting after the comma (,) in
- 2 line 4, section 1, the following:
- 3 "at or before the time of the meeting contemplated in
- 4 section twenty-four point eleven (24.11), Code 1954,"

FRANK D. ELWOOD.

- 1 Amend the Miller and Tate amendment to Senate File 126
- 2 by striking out lines 25, 26, 27 and 28 and substituting the
- 3 following:
- 4 "b. An annual license fee of five dollars (\$5) on each
- 5 cigarette vending machine, payable to the city, town or

6 county where the vending machine is operated. A license
7 shall be in the form prescribed by the commission."

LAWRENCE PUTNEY.

1 Amend Senate File 57 by striking all of section 1,
2 and renumbering the remaining section.

EARL ELIJAH.

IRVING D. LONG.

EDWARD J. McMANUS.

On motion of Senator Nolan, the Senate adjourned until 10:05
a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, FEBRUARY 13, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Monsignor E. J. O'Hagan, pastor of the Sacred Heart Catholic Church, Waterloo, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Coleman, from one thousand fifty residents of Calhoun and Webster Counties favoring proposed legislation for improvement of North Twin Lake, Calhoun County.

By Senator Hoxie, from one hundred twenty-two residents of Fremont and Page Counties in opposition to sale of liquor by the drink in Iowa.

By Senator Lynes, from residents of Butler and Bremer Counties requesting an investigation into the spread of prices between what the farmer receives and what the consumer pays for his products. Request was made that this be a Congressional investigation and that special emphasis be made on the price difference on the farm price of eggs and on the city price of eggs.

By Senator Prince, from thirty-eight residents of Guthrie County in opposition to proposed legislation relating to fraternal beneficiary associations.

By Senator Walker, from fifty-two residents of Hardin County favoring proposed legislation pertaining to a new nursing home at the Iowa Soldiers Home at Marshalltown.

INTRODUCTION OF BILLS

Senate File 240, by Senators McFarlane, O'Malley, Dailey, Coleman, Ringgenberg and Henry, a bill for an act to prohibit any railroad company from abandoning or changing the location of any shop or terminal in this state without the consent of the Iowa state commerce commission, prescribing the procedure for securing the consent therefor, and providing a penalty for the violation thereof.

Read first and second times and passed on file.

Senate File 241, by Senator Tate, a bill for an act to legalize the action of the board of supervisors of Hancock County in transfer-

ring funds from the general county fund to the secondary road maintenance fund.

Read first and second times and passed on file.

Senate File 242, by committee on cities and towns, a bill for an act relating to river-front improvement commissions, and amending section three hundred seventy-two point nine (372.9), Code 1954.

Read first and second times and placed on the calendar.

Senate File 243, by committee on cities and towns, a bill for an act relating to protection from floods by cities and towns, and amending section three hundred ninety-five point one (395.1), Code 1954.

Read first and second times and placed on the calendar.

Senate File 244, by committee on cities and towns, a bill for an act relating to the compensation of waterworks trustees in cities and towns.

Read first and second times and placed on the calendar.

Senate File 245, by Senator Elijah, a bill for an act relating to traffic laws of school busses transporting children to and from a public or private school.

Read first and second times and passed on file.

Senate File 246, by Senators Dailey, Weber and McManus, a bill for an act relating to the election and terms of office of trustees in levee or drainage districts having pumping stations.

Read first and second times and passed on file.

Senate File 247, by Senators Dailey, Weber and McManus, a bill for an act to amend chapter four hundred sixty-one (461), Code 1954, pertaining to the establishing and maintaining of pumping stations in drainage or levee districts, by adding thereto a new section so as to extend said chapter to include levee districts maintaining levees for the protection of drainage districts having pumping stations.

Read first and second times and passed on file.

Senate File 248, by Senators Dailey, Weber and McManus, a bill for an act relating to drainage and levee districts with pumping stations.

Read first and second times and passed on file.

Senate File 249, by Senator McFarlane, a bill for an act relating to business managers at institutions under the board of control.

Read first and second times and passed on file.

Senate File 250, by Senators Elwood, Fisher, Price, Evans and Shaff, a bill for an act to amend chapter four hundred twenty-two (422), Code 1954, relating to income, corporation and sales tax and to provide that in computing the amount of sales tax that may be due, the retailer shall be entitled to a credit or discount for prompt payment and as remuneration for his costs of collecting and remitting the tax.

Read first and second times and passed on file.

Senate File 251, by Senator Weber, a bill for an act relating to the release of mortgages.

Read first and second times and passed on file.

Senate File 252, by Senator Schroeder, a bill for an act relating to the regulating, licensing and controlling of dispensing opticians.

Read first and second times and passed on file.

Senate File 253, by committee on cities and towns, a bill for an act relating to use of county jails for the confinement of such persons as may be subject to imprisonment under the provisions of city or town ordinances and to amend section three hundred sixty-eight point fifteen (368.15), Code 1954, to make provision therefor.

Read first and second times and placed on the calendar.

Senate File 254, by committee on cities and towns, a bill for an act relating to group insurance for municipal employees and to make chapter three hundred sixty-five A (365A), Code 1954, applicable in all cities and towns.

Read first and second times and placed on the calendar.

Senate File 255, by Senator Schroeder, a bill for an act relating to the recording of instruments.

Read first and second times and passed on file.

APPOINTMENT OF COMMITTEE

In accordance with Senate Concurrent Resolution 17, duly adopted by the Fifty-sixth General Assembly, President Nicholas announced the appointment of Senator Price and Senator Fisher to replace Senator Lucas and Senator Heideman on the committee to arrange for the proper observance of the centennial of the Constitution of Iowa.

On motion of Senator Nolan, the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate in executive session confirmed the following appointments:

Arthur Barlow of Cedar Rapids, Linn County, Iowa, as a member of the Board of Regents for the unexpired term ending June 30, 1961.

Pat Berkness (Mrs. Morris), of Armstrong, Emmet County, Iowa, as a member of the Board of Regents for the unexpired term ending June 30, 1959.

Lester Gillette of Milford, Dickinson County, Iowa, as a member of the Board of Regents for the unexpired term ending June 30, 1961.

Elsie Evans (Mrs. K. A.) of Emerson, Mills County, Iowa, as a member of the Board of Regents for the term ending June 30, 1963.

Harry H. Hagemann of Waverly, Bremer County, Iowa, as a member of the Board of Regents for the term ending June 30, 1963.

Dannie Rosenfield (Mrs. J. F.), of Des Moines, Polk County, Iowa, as a member of the Board of Regents for the term ending June 30, 1963.

Lee Chandler of Dike, Grundy County, Iowa, as Superintendent of Banking for the term ending July 1, 1961.

Dr. Edmund G. Zimmerer of Des Moines, Polk County, Iowa, as Commissioner of Public Health for the term ending July 1, 1961.

Conrad A. Amend of Des Moines, Polk County, Iowa, as Commerce Counsel for the unexpired term ending June 30, 1959.

The Senate arose from executive session and resumed regular session.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

PRESENTATION OF VISITORS

Senator Fisher asked and received unanimous consent to present to the Senate the members of the Government class of the Martensdale High School who were present in the balcony accompanied by their superintendent, J. L. Powers.

REPORT OF COMMITTEE ON RULES

MR. PRESIDENT: Your committee on rules begs leave to report that it has had the permanent rules under consideration and recommends that the rules of the Senate of the Fifty-seventh General Assembly be as follows:

The rules of the Senate for the Fifty-sixth General Assembly shall be adopted as the rules of the Senate for the Fifty-seventh General Assembly except as hereinafter altered, amended, added or substituted.

Rule 22 of the printed rules of the Senate for the Fifty-sixth General Assembly is amended as follows: In line 2 thereof strike therefrom the numerals and letters "24th and insert in lieu thereof the numerals and letters "27th".

Further amend said rule by striking in line 6 thereof the numerals and letters "24th" and inserting in lieu thereof the numerals and letters "27th".

Further amend said rule by striking the comma after the phrase "ways and means committee" in line 10, and inserting a period in lieu thereof, and striking the remainder of the said sentence.

Rule 32 of the printed rules of the Fifty-sixth General Assembly is amended by deleting the same in its entirety and substituting the following:

Rule 32
Time of Making Committee Reports

The Secretary of the Senate shall note on each bill and resolution the date of its reference to committee. It shall be the duty of each committee to report back to the Senate all bills referred to it. No bill or resolution shall be withdrawn from any committee within fifteen (15) legislative days after the bill has been referred to the committee and thereafter only upon written petition for the withdrawal of such bill or resolution signed by twenty-eight (28) members of the Senate. It shall be improper for any person not a member of the Senate to circulate such a petition or solicit signatures therefor. A violation of this rule shall be punishable as the members of the Senate shall deem appropriate.

Rule 34 of the printed rules of the Senate for the Fifty-sixth General Assembly is amended by adding the following:

The secretary of each committee to which the President of the Senate assigns bills for study shall, at the close of the legislative session, file with the Secretary of the Senate a record of the "aye" and "nay" votes cast upon roll call with reference to recommendations concerning any bill acted upon by said committee. Said record shall be available for public inspection, upon written request, for a period of thirty (30) days.

Rule 37 of the printed rules of the Senate for the Fifty-sixth General Assembly is amended as follows: Strike therefrom in line 2 thereof, the numerals and letters "25th" and insert in lieu thereof the numerals and letters "28th".

ALAN VEST, *Chairman.*
D. C. NOLAN.
FRANK BYERS.
DUANE DEWEL.
ARCH MCFARLANE.
JACK MILLER.
JACK SCHROEDER.
DAVID SHAFF.
ARNOLD UTZIG.

President Nicholas announced the assignment of the following bills to committee:

- S. F. 220 Highways
- S. F. 221 Cities and towns
- S. F. 222 Motor vehicles
- S. F. 223 Conservation
- S. F. 224 Conservation
- S. F. 225 Tax revision
- S. F. 226 Compensation of public officers and employees
- S. F. 227 Election reform
- S. F. 228 Schools and educational institutions
- S. F. 231 Conservation
- S. F. 232 Compensation of public officers and employees

- S. F. 233 Election reform
- S. F. 234 Compensation of public officers and employees
- S. F. 235 Conservation
- S. F. 236 Highways
- S. F. 237 Highways
- S. F. 238 Aeronautics
- S. F. 239 Social security
- H. F. 6 Insurance
- H. F. 93 Cities and towns

REPORTS OF COMMITTEES

Senator Ringgenberg submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 117**, a bill for an act to exempt certain farm chemicals and gasoline from sales tax, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL H. RINGGENBERG, *Chairman*.

Ordered passed on file.

Senator Tate submitted the following report:

MR. PRESIDENT: Your committee on insurance to which was referred **Senate File 27**, a bill for an act to amend section five hundred twenty-two point three (522.3), Code 1954, relating to issuance and revocation of insurance agents' licenses, 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 27 in accordance with the Nolan amendment, filed January 24 and found on pages 89 and 90 of the Senate Journal, after the Nolan amendment has been amended as follows:

Amend the Nolan amendment by striking the period in the last line and inserting the following:

" , which shall include provisions for a six months temporary license, if requested by an authorized company or association. Prior to April 1, 1958, the certificate of the company or association requesting the license shall be considered sufficient proof of competency, but thereafter such competency for any applicant not previously licensed shall be established by written examination at the cost of the applicant."

W. H. TATE.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on insurance to which was referred **Senate File 66**, a bill for an act to amend section five hundred eighteen point one (518.1), Code 1954, relating to insurance coverages authorized for mutual fire, tornado, hailstorm and other insurance associations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. H. TATE.

Ordered passed on file.

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred

Senate File 49, a bill for an act to amend sections six hundred two point forty-six (602.46), six hundred five point eight (605.8), and six hundred five point nine (605.9), Code 1954, relating to compensation of short-hand reporters, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the O'Malley, Elijah and Long amendment, filed February 13, and when so amended the bill do pass.**

W. C. STUART.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 61**, a bill for an act to amend section six hundred four point eight (604.8), Code 1954, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the O'Malley amendment, filed January 24, and when so amended the bill do pass.**

W. C. STUART.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 101**, a bill for an act to amend chapter two hundred fifty-nine (259), Acts of the Fifty-fifth General Assembly, providing that the executive council had authority to sell at private sale to Central Lutheran Church of Des Moines, Polk County, Iowa, a non-profit corporation, certain land belonging to the State of Iowa situated in block three (3), H. Lyons Addition to the town of Demoiné, now included in and forming a part of the city of Des Moines, Polk County, Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass.**

W. C. STUART.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 78**, a bill for an act relating to proof of financial ability of motor vehicle common carriers of passengers to respond to legal liability to such persons for damages or injuries, begs leave to report it has had the same under consideration and recommends the same **do pass.**

W. C. STUART.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 49 as follows:
- 2 1. Amend section 1, line 4, by
- 3 striking the words "twenty-two" and inserting in lieu
- 4 thereof the word "seventeen".
- 5 2. Further amend section 1, line
- 6 6, by striking the words "twenty-five" and inserting
- 7 in lieu thereof the word "twenty".
- 8 3. Amend section 2, line 4, by
- 9 striking the word "thirty" and inserting in lieu thereof
- 10 the words "twenty-five".

11 4. Further, amend section 3, line
 12 4, by striking the words "seventy-two" and inserting
 13 in lieu thereof the words "six thousand".

GEORGE E. O'MALLEY.
 EARL ELIJAH.
 IRVING D. LONG.

1 1. Amend Senate File 97, section 1 by striking from
 2 lines 5 and 6 thereof the words "for false certificate" and
 3 inserting in lieu thereof the following: "as provided for in
 4 the last paragraph of section three hundred twenty-four point
 5 fifty-eight (324.58) of the Code".
 6 2. Amend Senate File 97, section 2 by striking from lines
 7 4 and 5 thereof the words "for false certificate" and inserting
 8 in lieu thereof the following: "as provided for in the last
 9 paragraph of section three hundred twenty-four point fifty-eight
 10 (324.58) of the Code".

11 3. Further amend Senate File 97 by adding as section 5 the
 12 following:
 13 "Sec. 5. Amend section three hundred twenty-four point
 14 fifty (324.50), Code 1954, by adding a new sentence after the
 15 period (.) in line thirty-eight (38) as follows: "If an original
 16 invoice showing the purchase of the motor fuel on which a refund
 17 is claimed is lost or destroyed the treasurer may in his discretion
 18 approve a refund supported by a copy identified and certified
 19 by the seller as being a true copy of the original."

JACK M. WORMLEY.

1 Amend the Miller and Tate amendment to
 2 Senate File 126 dated February 11, 1957, as follows:

3 1. Strike the words and figure "one dollar
 4 (\$1.00)" in line 25 thereof and insert in lieu the words
 5 and figure "ten dollars (\$10.00)".

THOMAS J. DAILEY.

1 1. Amend Senate File 126 by adding the following
 2 after the word "place" in line 9 of section 2 by inserting
 3 the words "not frequented by minor children and".

4 2. Further amend Senate File 126 by adding thereto
 5 a new section as follows:

6 "Section ninety-eight point fourteen (98.14),
 7 Code 1954, is amended by adding to line 19 of subsection 1
 8 thereof the following:

9 "d. Vending machine operator permit not less than
 10 one thousand dollars (\$1000.00)".

THOMAS J. DAILEY.

1 Amend Senate File 133 by striking all of section 2
 2 and inserting in lieu thereof the following:
 3 "Section three hundred twenty-one point two hundred
 4 eighty-seven (321.287), Code 1954, is hereby repealed."

FRANK HOXIE.

1 1. Amend Senate File 179 by striking all after the enacting
 2 clause and adding in lieu thereof the following:
 3 "Section 1. Section three hundred twelve point one (312.1),
 4 Code 1954, is hereby amended by striking subsection five (5).
 5 "Sec. 2. Section three hundred thirteen point four (313.4),
 6 Code 1954, is hereby amended as follows:

7 1. By inserting in line two (2) after the word, "fund" the
8 words, ", except as hereafter provided,".

9 2. By inserting at the end of such section the following
10 new paragraph:

11 "All revenues to the primary road fund derived from the
12 sales tax under chapter four hundred twenty-two (422) in an
13 amount equal to four (4) percent of the net revenues collected
14 under division four (IV) of such chapter are hereby appropriated
15 for and shall be used exclusively for the construction, grading,
16 drainage, surfacing, acquisition of right of way, and all other
17 expenses incurred in the construction of third (3rd) lanes on
18 primary roads at hills, curves, or other dangerous zones, or for
19 the construction, grading, drainage, surfacing, acquisition of
20 right of way, and all other expenses incurred in the construction
21 of multiple lanes of traffic.'

22 "Sec. 3. Section three hundred nine point ten (309.10),
23 Code 1954, is hereby amended as follows:

24 1. By inserting in line two (2) after the word, 'fund'
25 the words, ', except as hereafter provided,'.

26 2. By inserting at the end of such section the following
27 new paragraph:

28 'All revenues to the secondary road construction fund
29 derived from the sales tax under chapter four hundred twenty-two
30 (422) in an amount equal to three (3) percent of the net revenues
31 collected under division four (IV) of such chapter are hereby
32 appropriated for and shall be used exclusively for the
33 construction of permanent surfacing upon secondary roads.'

34 "Sec. 4. The treasurer of the state shall on the first day
35 of each month apportion among cities and towns of the state, in
36 the ratio which the population of each city or town bears to
37 the total population of all such cities and towns in the state
38 as shown by the latest available federal, decennial census, all
39 funds which have come into his hands from the three (3) percent
40 of the sales tax revenues under division four (IV) of chapter
41 four hundred twenty-two (422) which is appropriated to the street
42 funds of such cities and towns.

43 "Sec. 5. Section four hundred twenty-two point sixty-two
44 (422.62), Code 1954, is hereby amended as follows:

45 1. By striking out the words 'road use tax fund.' in line
46 nine (9) and inserting in lieu thereof the following:

47 'primary road fund, the secondary road construction fund of the
48 counties and the street construction fund of cities and towns
49 of the state, respectively, in the following manner and amounts:

50 (1) To the primary road fund, four (4) percent. (2) To the
51 secondary road construction fund, three (3) percent. (3) To the
52 street construction fund of cities and towns of the state, three
53 (3) percent.'

54 "Sec. 6. All revenues to the primary road fund, to the
55 secondary road construction fund and to the street construction
56 funds of the various cities and towns as provided in section
57 four hundred twenty-two point sixty-two (422.62) of the Code
58 shall be in addition to the shares of the road use tax fund
59 allocated to such funds under the provisions of section three
60 hundred twelve point two (312.2) of the Code.

61 "Sec. 7. This Act, being deemed of immediate importance,
62 shall be in full force and effect July 1, 1957, after its passage
63 and publication in the Leon Journal-Reporter, a newspaper published

64 at Leon, Iowa, and in the Creston Daily Advertiser, a newspaper
65 published at Creston, Iowa."

66 2. Amend the title of Senate File 179, line 2, by striking
67 the words "and streets" and inserting in lieu thereof the words
68 ", secondary roads and streets of cities and towns".

69 3. Amend the preamble of Senate File 179 by inserting after
70 the semi-colon in line 28 the following:

71 "and

72 WHEREAS, a good secondary road system is essential to Iowa's
73 agricultural economy and the goal of providing a surfaced outlet
74 to every reasonably located farm has not yet been attained; and

75 WHEREAS, state-collected funds going to counties for
76 secondary road construction provide, in effect, property tax
77 relief;"

X. T. PRENTIS.

1 Amend Senate File 209 as follows:

2 By adding thereto the following new section:

3 Section three hundred sixty-five A point three (365A.3),

4 Code 1954, is hereby amended by inserting after the word

5 "plan" in line two (2) thereof the following:

6 "the fund of which is created under the provisions of

7 subsections one (1) and two (2) of section three hundred

8 sixty-five A point two (365A.2)".

ARCH W. MCFARLANE.

On motion of Senator Tate, the Senate adjourned until 10:10
a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, FEBRUARY 14, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Leland Mann, pastor of the Congregational Church, Grinnell, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Burton, from forty-four residents of Wapello County in opposition to proposed legislation relating to fraternal beneficiary associations.

By Senator Schroeder, from four hundred fifty-five residents of Scott County in opposition to legislation changing the mandatory membership provisions now contained in the Iowa Public Employees Retirement System Law.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Shoeman for the day on request of Senator Lynes; Senator McFarlane for the day on request of Senator Butler; Senator Hoxie for the day on request of Senator Harbor.

INTRODUCTION OF BILLS

Senate File 256, by Senators Harbor, Anderson and Hoxie, a bill for an act relating to flood and soil erosion control and watershed improvements.

Read first and second times and passed on file.

Senate File 257, by Senator Dykhouse, a bill for an act to amend section three hundred twenty-one point eighteen (321.18), Code 1954, relating to the exemption of certain vehicles from registration.

Read first and second times and passed on file.

Senate File 258, by Senator Weber, a bill for an act relating to the transportation of children from charitable institutions to schools.

Read first and second times and passed on file.

Senate File 259, by Senator Lynes, a bill for an act to authorize

the executive council to lease a specified part of the capitol grounds to the Central Lutheran Church of Des Moines, Iowa.

Read first and second times and passed on file.

Senate File 260, by Senators Henry, Tate and McFarlane, a bill for an act to amend section seventy-six point two (76.2), Code 1954, to make certain the time to commence the mandatory levy for the interest and retirement fund of bonds of political subdivisions.

Read first and second times and passed on file.

Senate File 261, by Senator Tate, a bill for an act relating to the authority of county boards of supervisors to permit, regulate, prohibit and license dumps, junk dealers and similar establishments and places.

Read first and second times and passed on file.

Senate File 262, by Senator Prentis, a bill for an act to eliminate liens against estates for old age assistance.

Read first and second times and passed on file.

Senate File 263, by Senators Schroeder and Shaff, a bill for an act to provide that any release of liability for personal injury which is obtained while the injured party is confined in a hospital shall be void.

Read first and second times and passed on file.

Senate File 264, by Senator Butler, a bill for an act to appropriate funds for the dredging of Lizard Lake in Pocahontas County, Iowa.

Read first and second times and passed on file.

Senate File 265, by committee on schools and educational institutions, a bill for an act to amend section two hundred seventy-nine point fifteen (279.15), Code 1954, relating to minimum enrollment in public schools.

Read first and second times and placed on the calendar.

Senate File 266, by Senator Putney, a bill for an act to repeal chapter one hundred sixty-two (162), Code 1954, relating to registration of animals.

Read first and second times and passed on file.

ANNOUNCEMENT

Senator O'Malley rose on a point of personal privilege and announced that Senator Coleman had been honored and presented a certificate of merit as an outstanding young farmer in recognition

of outstanding accomplishments in agriculture and worthy contributions to the well-being of the community of Fort Dodge. The certificate was presented to Senator Coleman by Donald W. Willis, president of the Fort Dodge Junior Chamber of Commerce, and signed by Wendell H. Ford, president of the U. S. Junior Chamber of Commerce.

PRESENTATION OF VISITORS

Senator Gillespie asked and received unanimous consent to present to the Senate four members of the eighth grade class of the Fontanelle grade school who were present in the balcony accompanied by Mrs. Norma Bolton and Mrs. Edna Miller.

Senator Ringgenberg asked and received unanimous consent to present to the Senate twenty-four members of the Government class of the Slater High School who were present in the balcony accompanied by their superintendent, Mr. Hodguis.

THIRD READING OF BILLS

On motion of Senator Dewel, Senate File 157, a bill for an act to amend section fifteen point six (15.6), Code 1954, relating to the duties of the printing board in connection with the printing of official publication of notices, was taken up and considered.

Senator Dewel asked and received unanimous consent that House File 195 be substituted for Senate File 157.

On motion of Senator Dewel, House File 195, a bill for an act to amend section six hundred eighteen point eleven (618.11), Code 1954, relating to the publication and posting of notices, was taken up and considered.

Senator Dewel 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	Evans	Molison	Shaff
Boothby	Fisher	Nolan	Stuart
Buck	Gillespie	O'Connor	Tate
Butler	Grimstead	O'Malley	Turner
Byers	Harbor	Prentis	Utzig
Coleman	Henry	Price	Vest
Dailey	Hoffman	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McManus	Ringgenberg	Weiss
Elwood	Miller	Scott	Wormley

Nays, none.

Absent or not voting, 6:

Burton	Long	Shoeman	McFarlane
Hoxie	Schroeder		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dewel asked and received unanimous consent that Senate File 157 be withdrawn from further consideration of the Senate.

On motion of Senator Molison, Senate File 3, a bill for an act relating to supplemental aid to schools, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lynes 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, 45:

Anderson	Fisher	Nolan	Shaff
Boothby	Gillespie	O'Connor	Stuart
Buck	Grimstead	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Long	Prince	Vest
Dailey	Lynes	Putney	Walker
Dewel	McCurdy	Rigler	Watson
Dykhouse	McManus	Ringgenberg	Weber
Elijah	Miller	Schroeder	Weiss
Elwood	Molison	Scott	Wormley
Evans			

Nays, none.

Absent or not voting, 5:

Burton	Hoxie	McFarlane	Shoeman
Harbor			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Elwood, Senate File 22, a bill for an act relating to written objections to proposed local budgets, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Elwood offered the following amendment and moved its adoption:

Amend Senate File 22 by inserting after the comma (,) in line 4, section 1, the following:

"at or before the time of the meeting contemplated in section twenty-four point eleven (24.11), Code 1954,".

The amendment was adopted.

Senator Ringgenberg 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, 46:

Anderson	Fisher	Nolan	Shaff
Boothby	Gillespie	O'Connor	Stuart
Buck	Grimstead	O'Malley	Tate
Butler	Harbor	Prentis	Turner
Byers	Henry	Price	Utzig
Coleman	Hoffman	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Evans	Molison		

Nays, none.

Absent or not voting, 4:

Burton	Hoxie	McFarlane	Shoeman
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

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 161, a bill for an act relating to compensation for executors and administrators.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 9, a bill for an act relating to issuance and revocation of insurance agents' licenses.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 29, a bill for an act relating to the remittance of motor vehicle funds to the state treasurer after payment of authorized refunds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 37, a bill for an act relating to certificates of exemption from use tax and the use of same.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 82, a bill for an act relating to homicide resulting from the negligent operation of a motor vehicle.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 115, a bill for an act to authorize municipal courts to issue writs of habeas corpus.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 224, a bill for an act relating to expenses of judges.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 226, a bill for an act relating to the number of directors to be elected in certain community school districts.

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

House Concurrent Resolution 10, providing for the appointment of a joint committee to investigate the operation of nursing homes and laws pertaining thereto.

Also: That the Speaker of the House has appointed as members of the committee on the part of the House, as provided by House Concurrent Resolution 10, Representatives: Perkins, Swisher and Hendrix.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 161

Amend Senate File 161 by striking all of subsection 2.

HOUSE CONCURRENT RESOLUTION 10

Whereas, in the State of Iowa many persons of advanced age reside in boarding homes, rest homes and similar establishments commercially operated for the purpose of purveying board, care and lodging; and

Whereas, regulation of such homes, as to their physical safety and hygienic condition, for some years has continuously created grave problems for state, county and municipal officials; and

Whereas, the death by fire of not fewer than fourteen (14) such aged persons, in the City of Council Bluffs, yesterday, February 13, 1957, is a tragic demonstration of the consequence of deficiencies in this regard; and

Whereas, the State of Iowa has a sovereign responsibility for the promotion of the safety and welfare of its citizens;

Now, Therefore, Be It Resolved by the House, the Senate Concurring: That a committee of six (6) members be appointed, three (3) from the House appointed by the Speaker and three (3) from the Senate appointed by the President. The committee shall have the usual powers of legislative committees to hold hearings and subpoena witnesses for the purpose of investigating the requirements which prevail for issuance of nursing home licenses; the types of homes in which such aged persons are now being kept; the protection afforded such persons from fire or other disaster, and

Be It Further Resolved: That the committee report to the General Assembly the results of their findings within thirty (30) days, together with their recommendations of needed additional legislation, if any, to minimize any repetition of such tragic occurrences.

HOUSE MESSAGES CONSIDERED

House File 9, a bill for an act to amend section five hundred twenty-two point three (522.3), Code 1954, relating to issuance and revocation of insurance agents' licenses.

Read first and second times and passed on file.

House File 29, a bill for an act relating to the remittance of

motor vehicle funds to the state treasurer after payment of authorized refunds.

Read first and second times and passed on file.

House File 37, a bill for an act relating to certificates of exemption from use tax and the use of same.

Read first and second times and passed on file.

House File 82, a bill for an act relating to negligent homicide by vehicle and providing punishment therefor.

Read first and second times and passed on file.

House File 115, a bill for an act to authorize municipal courts to issue writs of habeas corpus.

Read first and second times and passed on file.

House File 224, a bill for an act to amend section six hundred five point two (605.2), Code 1954, relating to expense of judges.

Read first and second times and passed on file.

House File 226, a bill for an act relating to the number of directors to be elected in certain community school districts.

Read first and second times and passed on file.

Senator Nolan asked and received unanimous consent that Senator Henry be permitted to take up House Concurrent Resolution 10.

On motion of Senator Henry, the resolution was adopted, and the Chair appointed as such committee, on the part of the Senate, Senators Henry, O'Malley and Harbor.

THIRD READING OF BILLS

On motion of Senator Butler, Senate File 68, a bill for an act to amend chapter one hundred fifty-five (155), Code 1954, relating to pharmacy and to provide for the development, establishment and enforcement of basic standards and requirements for the distribution of drugs, medicinal chemicals, poisons, and proprietary or domestic remedies for human use only, and to provide for licensing of such distributors, and to provide penalties for violations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Butler offered the following amendment:

Amend Senate File 68 as follows:

1. Amend the title by striking from lines 5 and 6 the following: "poisons, and proprietary or domestic remedies" and inserting in lieu thereof the words: "and poisons".

2. Amend section 1 by striking from lines 11 and 12 the words "proprietary medicines or domestic remedies". Further amend said section 1

by adding after the period in line 14 thereof the following: "The term 'wholesaler' shall not include those wholesalers who sell only the products defined in subsection seven (7) of section one (1) of this Act".

3. Amend section 1 by striking from line 18 the words "proprietary medicines or domestic remedies". Further amend said section 1 by adding after the period in line 19 thereof the following: "The term 'wholesale salesman' shall not apply to those salesmen who sell only the products defined in subsection seven (7) of section one (1) of this Act."

On motion of Senator Butler, division 1 of the amendment was adopted.

On motion of Senator Butler, divisions 2 and 3 of the amendment were adopted.

Senator Wormley offered the following amendment and moved its adoption:

Amend Senate File 68 by striking lines 24 and 25 of section 2 and inserting in lieu thereof the following: "owner's name and the name or names of the registered pharmacists in the pharmacy and signed by the owner and each pharmacist."

The amendment was adopted.

Senator Butler 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, 45:

Anderson	Fisher	Molison	Scott
Boothby	Gillespie	Nolan	Shaff
Buck	Grimstead	O'Connor	Stuart
Butler	Harbor	O'Malley	Tate
Byers	Henry	Prentis	Turner
Coleman	Hoffman	Price	Utzig
Dailey	Long	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McManus	Ringgenberg	Weiss
Elwood	Miller	Schroeder	Wormley
Evans			

Nays, none.

Absent or not voting, 5:

Burton	McFarlane	Shoeman	Vest
Hoxie			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

On motion of Senator Schroeder, Senate File 74, a bill for an act relating to the appointment of civil service commissioners in cities, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schroeder asked and received unanimous consent that

action on Senate File 74 be deferred and that the bill be placed on the calendar under "Unfinished Business".

On motion of Senator Stuart, Senate File 108, a bill for an act providing for qualifications for registration of professional engineers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Stuart 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, 19:

Anderson	Fisher	McManus	Stuart
Buck	Harbor	Miller	Tate
Butler	Henry	Molison	Turner
Byers	Hoffman	Nolan	Wormley
Dykhouse	Lynes	Rigler	

Nays, 25:

Boothby	Long	Prince	Utzig
Burton	McCurdy	Putney	Vest
Coleman	O'Connor	Ringgenberg	Walker
Elijah	O'Malley	Schroeder	Watson
Elwood	Prentis	Scott	Weber
Gillespie	Price	Shaff	Weiss
Grimstead			

Absent or not voting, 6:

Dailey	Evans	McFarlane	Shoeman
Dewel	Hoxie		

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Rigler, Senate File 132, a bill for an act to legalize and validate the petition to and proceedings had by the Independent School District of Lawler, Chickasaw County, Iowa, and the school officials relating to the submission at a special election held in said school district on October 18, 1956, and the election itself, on the proposition of constructing a gymnasium and remodeling the existing gymnasium for classroom purposes and contracting indebtedness for such purpose and issuing bonds therefor, not exceeding fifty (50) thousand dollars and levying a tax annually upon the property in said school district for the payment of the said bonds and the interest thereon, and declaring the same to be legally sufficient authority for the board of directors and school officials of said school district to contract indebtedness and to issue bonds and the interest thereon, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rigler 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:

Anderson	Evans	Molison	Shaff
Boothby	Fisher	Nolan	Stuart
Buck	Gillespie	O'Connor	Tate
Burton	Grimstead	O'Malley	Turner
Butler	Harbor	Prentis	Utzig
Byers	Henry	Price	Vest
Coleman	Hoffman	Prince	Walker
Dailey	Long	Putney	Watson
Dewel	Lynes	Rigler	Weber
Dykhouse	McCurdy	Ringgenberg	Weiss
Elijah	McManus	Schroeder	Wormley
Elwood	Miller	Scott	

Nays, none.

Absent or not voting, 3:

Hoxie	McFarlane	Shoeman
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENT CONSIDERED

Senator Schroeder called up for consideration Senate File 161, a bill for an act to amend section six hundred thirty-eight point twenty-three (638.23), Code 1954, relating to compensation for executors and administrators, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 161 by striking all of subsection 2.

The Senate concurred in the House amendment.

Senator Schroeder moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Anderson	Fisher	Nolan	Shaff
Boothby	Gillespie	O'Connor	Stuart
Burton	Grimstead	O'Malley	Tate
Butler	Harbor	Prentis	Turner
Byers	Henry	Price	Utzig
Coleman	Hoffman	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	Miller	Schroeder	Weiss
Elwood	Molison	Scott	Wormley
Evans			

Nays, none.

Absent or not voting, 5:

Buck	McFarlane	McManus	Shoeman
Hoxie		(Present)	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, Senate File 84, a bill for an act providing for the repeal of section eight point five (8.5), subsection six (6), Code 1954, relating to the division of personnel, and to amend chapter nineteen (19), Code 1954, by adding a new section thereto assigning certain duties relating to the administration of personnel to the executive council, 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 Senate File 84 by striking section 2.

On motion of Senator Nolan, the Senate recessed until 1.30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

The Senate resumed consideration of Senate File 84 and the committee amendment filed thereto.

Senator Long moved the adoption of the committee amendment, which motion prevailed, and the amendment was adopted.

Senator Long offered the following amendment and moved its adoption:

Amend the title to Senate File 84 by striking all after the word "personnel" in line 3 and inserting in lieu thereof a period (.)

The amendment was adopted.

Senator Long 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:

Anderson	Elijah	Nolan	Shaff
Boothby	Evans	Prince	Stuart
Buck	Fisher	Putney	Tate
Burton	Harbor	Rigler	Vest
Byers	Long	Ringgenberg	Watson
Dewel	Lynes	Schroeder	Weber
Dykhouse	McManus		Weiss

Nays, 14:

Butler	Grimstead	O'Connor	Turner
Coleman	Hoffman	O'Malley	Utzig
Dailey	McCurdy	Price	Walker
Gillespie	Miller		

Absent or not voting, 9:

Elwood (Present)	McFarlane Molison (Present)	Prentiss (Present) Scott	Shoeman (Present) Wormley
Henry Hoxie			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Long moved that the 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

The undersigned voted "aye" on Senate File 84 upon the assurance of Senator Long, who handled the bill on the floor of the Senate, that the passage of said bill would in no way jeopardize the receipt of federal funds by state agencies.

E. J. McMANUS.

EXPLANATION OF VOTE

Pursuant to section 10 of article III of the Constitution of the State of Iowa, the undersigned does hereby state his reasons for voting against Senate File 84 as follows:

A. By repeal of section 8.5 (6) it would appear that the present system of merit employment provided for employees of state and county departments of Social Welfare, Employment Security Commission, State Department of Health, state services for crippled children, and the Iowa Mental Health Authority is endangered.

B. Federal funds received for these state agencies could be cut off unless the merit system for employment is maintained.

C. Sound business practice requires that jobs in state government be properly classified, and that salary schedules be set up for the various job classifications to insure efficiency in public service. The effect of Senate File 84 is to destroy the principle of job classification.

THOMAS J. DAILEY.

SENATE CONCURRENT RESOLUTION 14

By Nolan, Utzig, Elijah, Fisher and Price

A concurrent resolution to arrange for proper observance of the centennial of the Constitution of Iowa on March 14, 1957.

Whereas, the Fifty-sixth General Assembly by Senate Concurrent Resolution 17 provided for a joint committee from the Senate and the House with the duty to arrange for the proper observance of the centennial of the Constitution of Iowa while the Fifty-seventh General Assembly is in session.

Therefore, Be It Resolved by the Senate, the House Concurring: That a joint convention of the two houses of the Fifty-seventh General Assembly be held March 14, at 11:00 a.m., at which time a suitable commemoration service will be held for the observance of the centennial of the Constitution of the State of Iowa.

REPORT OF INVESTIGATION COMMITTEE ON
"SIFTING COMMITTEE"

The problem examined by this committee arises because no limitation is placed on bills to be filed in the legislative session, whereas a limit of 100 days is fixed by custom, and salary restrictions, Code Section 2.11. In recent years, 1,000 bills or over have been filed each session, and it is physically impossible for the legislature to give proper attention to all. Thus, a screening process of some sort is necessary in order to bring the session to a close. Inevitably, this means that many bills which seem important to some legislators and other citizens are denied full consideration on the floor. In itself, this lends to criticism.

Further criticism is engendered by the fact that sifting committees convene in executive session, so that the votes for or against any bill are not publicized. Under some circumstances, sifting committees are accused of being "holding committees," rather than sorting out important, though controversial, bills and sending them to the floor. Customarily a relatively large number of votes by members of a sifting committee are required to bring a bill out, thus leading to the charge that a very few individuals may conspire to prevent popular measures from coming up for debate.

It was with the various aspects of the above problem in mind that Senate Resolution 8 was adopted by the Senate in the Fifty-sixth General Assembly:

"Now, Therefore, Be It Resolved, by the Iowa Senate, that the President of the Senate appoint a committee of five of its members to make investigation of the possible methods of giving direction to the work of the Senate which might avoid the objections to the present system, including examination of procedures now in use in other states, and to make report to the rules committee of the Senate in the Fifty-seventh General Assembly of Iowa."

The committee, consisting of Senators Vest, Butler, Schroeder, Grimstead and Dailey, worked largely individually, examining rules of other states, and consulted with various persons and groups in an attempt to improve on the procedure which has been used in Iowa since early times. A study was made of an analysis by the Institute of Public Affairs of the State University of Iowa of legislative rules of the 48 states, having particular application to the sifting committee procedures.

Background:

Historically, the founding fathers deliberately fashioned the mechanics of the legislative process so that converting proposals into law would not be easy. To a considerable extent they were under the influence of Thomas Jefferson's words, "The best governed people are the least governed." A multiplicity of laws, rules, regulations, and taxes, suggested to them a loss of the individual's freedom and a denial of the distinctive characteristic of the American system. This accounted for the two-house legislature and the veto power in the chief executive. It also gave rise to other legislative procedure designed to block the passage of laws providing for special privileges, or private use of the state's police power. This viewpoint is stated by the secretary of the Senate of Missouri:

"... these numerous safeguards have been established to protect the rights of the people; and, though at times the system may be criticized because good legislation becomes enmeshed in the intricacies of the legislative machinery and suffers defeat, yet it has been learned by long and costly experience that this screening process is the best protection from the many bad bills which are proposed for enactment into law.

Better that some good legislation fall by the wayside until revived by insistent demand of the people than that one bad bill endangering the rights of the people slip through and become law because of an over-simplified legislative system."

In this connection it is significant to note that while a small minority can, on occasion, prevent laws from being passed, they do not have the power to impose new laws on the people.

Whether the foregoing political theory is in keeping with modern circumstances, and particularly the trend toward socialization and dependence on government, is debatable. Certainly, ease of securing legislation operates to foster these trends.

Another factor which enters the picture is the phenomenal growth of organized "pressure groups" served by paid lobbyists and seeking to influence legislation favorable to their own ends. Because of the "personalized pressure," often having little relation to the merits of the bill, exerted on legislators by these groups, resort is frequently had to the practice of "killing a bill in committee," or "holding it in sifting," simply as a protective device against the otherwise overwhelming pressure of lobbyists. Assuming that the legislators are basically honest in voting their convictions in such committees, the system has its justifications; otherwise not. Again, however, it is noted that such methods almost always operate to block proposed laws, appropriations, and taxes, rather than to force them on the people.

Any parliamentary practice should have an "escape valve" to prevent its being employed to abuse the rights of either the minority or the majority. In this case, such a device is found in Rule 34 of the Senate rules, which provides that the author of a bill held in sifting committee may, on motion supported by 29 other Senators, force the bill onto the calendar. This is only four more than is required for the passage of any bill, and does not seem to be an unreasonable number, if the bill actually has over-riding public appeal. In the Fifty-sixth General Assembly, this rule was resorted to on two occasions, one of which was successful.

The committee suggests that this rule might be relaxed to provide for the releasing of a bill held by sifting committee by written petition of 26 Senators.

In examining the procedures adopted by other legislatures, particularly those not using a sifting committee, it was found that many employed procedures which were actually more drastic. For example, in some states a calendar committee, or rules committee, consisting of as few as 3 members, has full power of arranging the calendar (and determining which bills shall be considered) from the earliest days of the session. Such a method is, in practice, used in the United States Senate.

Some of the proposals which were reviewed included: (1) A "revolving" sifting committee consisting of constantly changing members, so that every Senator would have opportunity to serve on the committee. (2) A rule whereby each member of the sifting committee would have the prerogative of placing one or more bills on the calendar without the vote of other members of the committee. (3) A rule requiring consideration in one house of bills having passed the other house by two-thirds vote. (4) A standing rule of the Senate fixing the number of votes required to bring a bill out of the sifting committee. (5) The Michigan "log-jam" rule.

Of the alternatives considered, the latter would seem to have the greatest possibility of success if introduced in the Iowa legislature. Briefly, this method of terminating the session in Michigan is as follows: First, an adjournment resolution is adopted. From the date of its passage, one week is given to the committees of the Senate and House to report on

bills originating in their respective houses. All bills not then reported out for passage are dead. For the next week each house's committees consider only bills originating in the other chamber. All bills not then reported out favorably are dead. During the ensuing 3 weeks, the two houses take up only matters which are then on their calendars, appropriations and tax bills having preference. The session automatically terminates at the close of the third week, subject to a one week's reconvening after 30 days to consider veto messages.

It will be seen that, under this system, the various standing committees engage in the sifting process, rather than a single committee appointed for that purpose. Correspondence with the secretary of the Michigan Senate indicated that it has worked satisfactory in that state, and relatively few bills remain undisposed of at the close of the session.

If a change is to be made in the rules of the Iowa legislature, it is urged that serious consideration be given to the adoption of a plan similar to that used in Michigan.

Respectively submitted,

s/ ALAN VEST.

s/ JACOB GRIMSTEAD.

s/ GUY BUTLER.

s/ JACK SCHROEDER.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 108 failed to pass the Senate.

FRANK D. ELWOOD.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- S. F. 240 Railroads
- S. F. 241 Judiciary 2
- S. F. 245 Motor vehicles
- S. F. 246 Water rights
- S. F. 247 Water rights
- S. F. 248 Water rights
- S. F. 249 Board of control
- S. F. 250 Tax revision
- S. F. 251 Judiciary 1
- S. F. 252 Public health
- S. F. 255 Judiciary 2

BILL SIGNED BY GOVERNOR

A communication was received announcing that on February 11, 1957, the Governor had approved the following bill:

Senate File 34, relating to limitation of hours on duty of members of fire department.

REPORTS OF COMMITTEES

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 35**, a bill for an act to amend section six hundred five point two (605.2), Code 1954, relating to expenses of 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 Senate File 35 as follows:

Strike all of Section 1 and insert in lieu thereof the following:

Section 1. Section six hundred five point two (605.2), Code 1954, is hereby amended by striking from line eight (8) the word "six" and insert in lieu thereof the word "nine".

Further amend by striking all of Section 2.

FRANK C. BYERS, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 77**, a bill for an act to increase the liability limits of insurance a county board of supervisors may purchase to protect county employees from liability for certain acts committed in performance of their duties, begs leave to report it has had the same under consideration and recommends the same **do pass.**

FRANK C. BYERS, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 119**, a bill for an act relating to employment agency fees, 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 119 by adding a new section thereto as follows:

Sec. 2. The provisions of this section shall not apply to the furnishing or procurement of vaudeville acts, circus acts, theatrical, stage or platform attractions or amusement enterprises.

FRANK C. BYERS, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 17**, a bill for an act to legalize and validate the special election and proceedings for the establishment of a swimming pool at Alta, Iowa, and the issuance of bonds in connection therewith, begs leave to report it has had the same under consideration and recommends the same **do pass.**

FRANK C. BYERS, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 81**, a bill for an act to eliminate the preaudit of expenditures of institutions under the control of the state board of regents and of

expenditures of the state fair board, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Senator Molison submitted the following report:

MR. PRESIDENT: Your committee on schools to which was referred **House File 14**, a bill for an act relating to the method of election of school directors, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. MOLISON, *Chairman*.

Ordered passed on file.

Senator Dykhouse submitted the following report:

MR. PRESIDENT: Your committee on highways to which was referred **House File 46**, a bill for an act relating to county secondary road budgets, begs leave to report it has had the same under consideration and recommends the same **do pass**.

J. T. DYKHOUSE, *Chairman*.

Ordered passed on file.

Senator Elwood submitted the following report:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 4**, a bill for an act authorizing the state board of regents to acquire, lease and improve certain property for the State University of Iowa, Iowa State College and the Iowa State Teachers College, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK D. ELWOOD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 97**, a bill for an act relating to the filing of claims for refund of the tax on gasoline, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Wormley amendment filed February 13, 1957, and when so amended the bill do pass**.

FRANK D. ELWOOD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 175**, a bill for an act to amend chapter two hundred eight (208), Acts of the Fifty-sixth General Assembly, relating to deduction of certain taxes for Iowa income tax purposes, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Miller amendment filed February 8, and when so amended the bill do pass**.

FRANK D. ELWOOD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 180**, a bill for an act relating to deductions for Iowa income tax purposes, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK D. ELWOOD, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate Joint Resolution 11 as follows: Strike the
- 2 word "was" following the word "vote" in line 76 of section
- 3 one (1), subsection "c", and insert in lieu thereof the word
- 4 "on".

JACK MILLER.

- 1 Amend Senate File 54 as follows:
- 2 Amend section one 1, lines 4 and 5 by
- 3 striking the words "ambulances, rescue or disaster" and
- 4 substituting in lieu thereof the following:
- 5 "fire chief's, assistant fire chief's or peace officer's".

W. H. TATE.

- 1 Amend Senate File 118 as follows:
- 2 1. Strike all after the word "Act" in line 1 of the title
- 3 and insert in lieu thereof the following: "to provide an ex-
- 4 ception to the prohibition against branch banking in the same
- 5 city in the case of remote suburbs in cities having a popula-
- 6 tion between eighty thousand (80,000) and one hundred thirty
- 7 thousand (130,000)."
- 8 2. Further amend by striking all after the enacting clause
- 9 and insert in lieu thereof the following:
- 10 "Section 1. Section five hundred twenty-eight point fifty-
- 11 one (528.51), Code 1954, is amended by striking the period (.)
- 12 following the word 'institution' in line thirteen (13) and in-
- 13 sserting in lieu thereof the following: ', except in suburbs,
- 14 having independent business districts, of cities with a popula-
- 15 tion between eighty thousand (80,000) and one hundred thirty
- 16 thousand (130,000). For the purpose of this section, a suburb
- 17 shall mean an outlying, noncontiguous district of a city, within
- 18 its corporate limits, not less than three (3) miles from any
- 19 other existing bank'."

JACK MILLER.

- 1 Amend Senate File 120 by striking out all of section
- 2 12, section 13 and section 14.

LAWRENCE PUTNEY.

- 1 1. Amend Senate File 133 by striking all after the enacting
- 2 clause and inserting in lieu thereof the following:
- 3 "Section 1. Section three hundred twenty-one point two
- 4 hundred eighty-five (321.285), Code 1954, is hereby amended
- 5 by adding the following new subsection:
- 6 'Such speed limit as may be set by the state highway
- 7 commission on primary roads and county boards of supervisors
- 8 on secondary roads for such danger zones on such roads as may
- 9 be designated by such commission or boards. In such case, the

10 limits of such danger zone shall be clearly marked by such
11 distinctive signs stating such speed limit as may be provided
12 by the current manual of uniform traffic devices adopted by
13 the highway commission. The speed limit set for such danger
14 zones may, in the discretion of the commission or the boards
15 of supervisors, be a higher or lower speed limit than the
16 speed limits prescribed in subsections one (1), two (2), and
17 four (4), for areas where such danger zones may be located.' ”
18 2. Amend the title of Senate File 133 by striking all
19 after the word “Act” and inserting in lieu thereof the following:
20 “to authorize the highway commission for primary roads and county
21 boards of supervisors for secondary roads to establish danger
22 zones on such roads and specify maximum speed limits for the
23 operation of motor vehicles in such zones.”

X. T. PRENTIS.

On motion of Senator Nolan, the Senate adjourned until 10:05
a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, FEBRUARY 15, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Homer A. Doak, pastor of the First Congregational Church, Osage, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By the following Senators in opposing to proposed legislation relating to fraternal beneficiary associations:

By Senator Miller, from three hundred one members of the Royal Neighbors of America of Sioux City.

By Senator Putney, from fifty members of the Royal Neighbors of America of Belle Plaine.

By the following Senators in opposition to the sale of liquor by the drink in Iowa:

By Senator Elijah, from twenty-one members of the Ottumwa Ministerial Association.

By Senator Hoxie, from thirty-two residents of Fremont and Page Counties.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Schroeder for the day on request of Senator Prentis; Senator Shaff for the day on request of Senator Prentis; Senator McFarlane for the day on request of Senator Anderson.

INTRODUCTION OF BILLS

Senate File 267, by Senator Harbor, a bill for an act to provide for the closing of all state and county offices on legal holidays.

Read first and second times and passed on file.

Senate File 268, by committee on motor vehicles, a bill for an act relating to the registration of vehicles domiciled outside of Iowa and owned by an Iowa resident, and to amend section three hundred twenty-one point eighteen (321.18), Code 1954.

Read first and second times and placed on the calendar.

Senate File 269, by committee on motor vehicles, a bill for an act to amend chapter three hundred twenty-two (322), Code 1954, relating to motor vehicle dealers.

Read first and second times and placed on the calendar.

Senate File 270, by Senators Turner and Butler, a bill for an act to provide for the maintenance and improvement of Lake of Three Fires in Taylor County Iowa, and for an appropriation to the state conservation commission for said purpose.

Read first and second times and passed on file.

Senate File 271, by Senators Dykhouse, Anderson, Weiss, Putney, Stuart, McFarlane, Boothby, Walker, Lynes, Byers and O'Connor, a bill for an act to amend section ninety-two point eleven (92.11), Code 1954, relating to employment of minors.

Read first and second times and passed on file.

Senate File 272, by Senator Walker, a bill for an act to prohibit officers or employees of the state or its agencies or members or employees of the General Assembly from performing certain actions involving a conflict of interest with their official duties and responsibilities.

Read first and second times and passed on file.

Senate File 273, by Senator Putney, a bill for an act to repeal chapter one hundred eighty-two (182), Code 1954, relating to the Iowa Horse and Mule Breeders Association.

Read first and second times and passed on file.

Senate File 274, by Senators O'Malley and Miller, a bill for an act to amend section ninety-six point three (96.3), as amended by section one (1), chapter seventy-nine (79), Acts of the Fifty-sixth General Assembly, and section ninety-six point three (96.3), Code 1954, relating to employment security and benefits payable thereunder.

Read first and second times and passed on file.

Senate File 275, by Senators Miller and O'Malley, a bill for an act to amend section ninety-six point five (96.5), Code 1954, relating to employment security and benefits payable thereunder.

Read first and second times and passed on file.

PRESENTATION OF VISITORS

Senator Burton asked and received unanimous consent to present to the Senate twenty-eight students of the Ottumwa High School who were present in the balcony accompanied by Mrs. Wilson.

Senator Evans asked and received unanimous consent to present to the Senate nineteen members of the Government class of the Milton High School who were present in the balcony accompanied by their superintendent, Mr. Cook.

Senator Walker asked and received unanimous consent to present to the Senate sixteen members of the senior class of the Randall High School who were present in the balcony accompanied by their instructor, Mr. Krumm.

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 36, a bill for an act creating a presumption of taxability for all gross receipts from sales of tangible personal property.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 87, a bill for an act relating to the destruction of weeds in abandoned cemeteries.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 118, a bill for an act to increase the maximum millage rate which may be levied by townships for fire equipment, apparatus, and other fire fighting purposes.

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

House Concurrent Resolution 8, providing for the restoration and dedication of the "Jesse Hoover Blacksmith Shop" and extending to the Honorable Herbert Hoover an invitation to attend such dedication, providing for an appointment of a committee to carry out the purposes of this resolution and the Speaker of the House has appointed as such committee on the part of the House: Mensing, Swisher, Kosek, Hoover and Hendrix.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 8

Whereas, to the people of the State of Iowa, the birthplace of the state's distinguished and illustrious son, the Honorable Herbert Hoover, stands out as a symbolie shrine to the ideology of freedom and enterprise and devotion to country;

Whereas, as a fitting and appropriate part in the perpetuation of this noble shrine, the restoration of the "Jesse Hoover Blacksmith Shop" as a depiction of the rugged severity honest and character of the pioneer days, is underway;

Whereas, the dedication of such symbolic replica during the year 1957 will be an event of historic import and interest;

Whereas, the presence of the honored Herbert Hoover at such dedication will be the supreme feature of the event and will bring honor, lustre, and dignity to the great state of Iowa;

Therefore, Be It Resolved by the House, the Senate Concurring, that an invitation be extended to the eminent son of Iowa, Herbert Hoover, to honor our great state by his presence at such dedication at West Branch, Iowa, on a date to be set by the committee in charge.

Be It Further Resolved that a committee consisting of five members of the House and five members of the Senate be appointed by the Speaker of the House and the President of the Senate respectively to carry out the purpose of this resolution.

HOUSE MESSAGES CONSIDERED

House File 36, a bill for an act creating a presumption of taxability for all gross receipts from sales of tangible personal property and other commodities made taxable under section four hundred twenty-two point forty-three (422.43), Code 1954, and for administration provisions for the giving of and the securing and keeping of certificates of exemption.

Read first and second times and passed on file.

House File 87, a bill for an act to amend chapter three hundred seventeen (317), Code 1954, relating to the destruction of weeds in abandoned cemeteries.

Read first and second times and passed on file.

House File 118, a bill for an act to increase the maximum millage rate which may be levied by townships for fire equipment, apparatus, and other fire fighting purposes.

Read first and second times and passed on file.

HOUSE CONCURRENT RESOLUTION 8

Senator Elijah asked and received unanimous consent to take up for consideration House Concurrent Resolution 8, and moved its adoption.

The motion prevailed and the resolution was adopted and the President appointed as such committee, on the part of the Senate, Senators Elijah, Byers, Hoffman, Prince and Evans.

Senator Elijah called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 14

By Nolan, Utzig, Elijah, Fisher and Price

A concurrent resolution to arrange for proper observance of the centennial of the Constitution of Iowa on March 14, 1957.

Whereas, the Fifty-sixth General Assembly by Senate Concurrent Resolution 17 provided for a joint committee from the Senate and the House with the duty to arrange for the proper observance of the centennial of the Constitution of Iowa while the Fifty-seventh General Assembly is in session;

Therefore, Be It Resolved by the Senate, the House Concurring: That a joint convention of the two houses of the Fifty-seventh General Assembly be held March 14, at 11:00 a.m., at which time a suitable commemoration service will be held for the observance of the centennial of the Constitution of the State of Iowa.

The motion prevailed and the resolution was adopted.

Senator Elijah asked and received unanimous consent that Senate Concurrent Resolution 14 be immediately messaged to the House, which request was complied with.

MOTION TO RECONSIDER

Senator Elwood called up the following motion, filed by him, and moved its adoption:

"MR. PRESIDENT: I move to reconsider the vote by which Senate File 108 failed to pass the Senate."

The motion prevailed and the motion to reconsider was adopted.

Senator Elwood asked and received unanimous consent that Senate File 108 be placed on the calendar under "Unfinished Business".

THIRD READING OF BILLS

On motion of Senator Grimstead, Senate File 48, a bill for an act relating to recall elections to remove elected officials in any city or towns under any form of government, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Grimstead asked and received unanimous consent that action on Senate File 48 be deferred and that the bill be placed on the calendar under "Unfinished Business".

President pro tempore Vest took the chair at 10:55 a.m.

On motion of Senator Prentis, Senate File 16, a bill for an act to repeal the exemption from taxation for future acquisitions of real estate by educational institutions, and defining same, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

President Nicholas took the chair at 11:25 a.m.

Senator Walker asked and received unanimous consent that action on Senate File 16 be deferred and that the bill be placed on the calendar under "Unfinished Business".

MINORITY REPORT WITH REFERENCE TO SENATE
RESOLUTION 8, FIFTY-SIXTH GENERAL ASSEMBLY
REPORT OF INVESTIGATION COMMITTEE ON
"SIFTING COMMITTEE"

By direction of the Senate, a Special Committee was constituted by the authority of S.R. No. 8. The primary objective to be sought by this committee was to "investigate methods of giving direction to the work of the Senate which might avoid the objections to the present system".

The objections to the present system arise out of the application of several Rules of Procedure of the Senate, and from the statutes. These are:

- a. Secrecy surrounding the vote of confirmation by the Senate of the nominees of the Governor to statutory offices in the executive department.
- b. Secrecy surrounding the vote of individual Senators on particular bills in committee sessions.
- c. Secrecy surrounding the appointment of sub-committees to engage in preliminary study and research upon a particular bill.
- d. Establishment of the "Sifting Committee" as a legislative device to determine the specific bills to be considered by the whole Senate.
- e. Absence of definite schedule of public hearings upon each and every bill before a report thereon is made by the particular committee responsible for the bill.

The Senate Procedure Study Committee as it is termed (p. XIV; Laws of the Fifty-sixth General Assembly) has undertaken to report only upon the matter of improving and reforming the procedure of the "Sifting Committee." The undersigned would agree that such an improvement and reformation is imperative. The undersigned Senator has previously respectfully called the attention of the Senate to this problem: See p. 854 Senate Journal 1953.

No objection is made to the general recommendation that the "Michigan log-jam rule" be applied to the procedure of the Iowa Senate. Any such step would be a step forward toward an improved legislative process. The committee might well have extended its recommendations into the whole problem of "secrecy" as that problem arises in concealing the vote of any Senator upon a public measure in Committee, or a nominee in executive session.

Responsible government is best served by fully informed citizens; to know the voting record of a Senator is one way for a citizen to develop and to shape his judgment upon public questions and public officials.

I concur in the general comment of the Committee. However, I urge that the Senate Procedure Committee be reestablished by Senate Resolution to seek further information for the benefit of the Senate of the Fifty-eighth General Assembly, to the end that Senate procedures may be so shaped and reformed to serve more fully the principles of representative government, and eliminate those elements of secrecy which have caused widespread public concern. Further study could be made of the principle of "required public hearing" upon all bills before report is made. Upon this point, the Senate of the State of Nebraska has made significant contribution.

It should be noted that the United States House of Representatives and not the Senate follows the practice of a "Rules Committee" as a sifting committee device. Likewise, in the confirmation vote of nominees of the executive, a roll call can be had in the United States Senate, for record purposes upon request.

THOMAS J. DAILEY.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 161 and House File 195.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 161 and House File 195.

BILL SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 15th day of February, 1957, sent to the Governor for his approval: Senate File 161.

NORVAL EVANS, *Chairman.*

Passed on file.

On motion of Senator Nolan, the the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate arose from executive session and resumed regular session.

APPOINTMENT OF EMPLOYEE

Lieutenant Governor Nicholas announced the appointment of Bill Robinson of Guthrie County as a Senate Page, effective February 15.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- S. F. 256 Conservation
- S. F. 257 Motor vehicles
- S. F. 258 Schools and educational institutions
- S. F. 259 Judiciary 2

S. F. 260	Judiciary 2
S. F. 261	Public health
S. F. 262	Social security
S. F. 263	Judiciary 1
S. F. 264	Conservation
S. F. 266	Agriculture
H. F. 29	Banks, building and loan
H. F. 37	Tax revision
H. F. 82	Judiciary 1
H. F. 115	Judiciary 2
H. F. 226	Schools and educational institutions

REPORT OF COMMITTEE

Senator Schroeder submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 184**, a bill for an act to provide for the rehabilitation, clearance, and redevelopment of slums and blighted areas in cities and towns, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK SCHROEDER, Chairman.

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 180, section 2, by striking the word and
2 figure "twenty-two (22)" in line 3 and inserting in lieu
3 thereof the word and figure "twenty-five (25)".

JACK MILLER.

1 Amend Senate File 189, section 3, as follows:
2 1. Strike the figure (8) in line 20.
3 2. Change (9) to (8) in line 20.
4 3. Change (10) to (9) in line 21.

JACK MILLER.

1 Amend Senate File 231, section 1, line 2, by striking
2 the word and figure "twelve (12)" and substituting in lieu
3 thereof the word and figure "thirteen (13)".

FRANK HOXIE.

On motion of Senator Nolan, the Senate adjourned until 10:45 a.m., Monday, February 18, 1957.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, FEBRUARY 18, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Oscar Mikkelson, pastor of the First Lutheran Church, Northwood, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Harbor, from twenty-six employees of the Ocheyedan Community School District favoring proposed legislation changing membership provisions in the Iowa Public Employees Retirement System to a voluntary basis.

By Senator McCurdy, from seven hundred sixty-six residents of Mahaska County in opposition to elimination of County Soldiers' Relief Commission.

By Senator Miller, from the board of directors of the Boys' and Girls' Home at Sioux City favoring removal of the two year residence requirement for employees of the state board of social welfare.

By Senator Ringgenberg, from forty-eight residents of Boone County in opposition to proposed legislation changing the mandatory membership provisions now contained in the Iowa Public Employees Retirement System Law.

By Senator Scott, from supervisors of Cedar, Jackson and Jones Counties in opposition to proposed legislation relating to the appointment, tenure and removal from office of county engineers.

By Senator Scott, from fourteen residents of Allamakee County favoring proposed legislation relating to improvements of mental health institutes.

By Senator Tate, from nineteen residents of Hancock County favoring the proposed Firemanship Civil Defense Training Center at Iowa State College, Ames.

By Senator Wormley, from thirty-one residents of Jasper County urging legislation prohibiting the sale and distribution of obscene literature.

By the following Senators, favoring proposed legislation pertain-

ing to a new nursing home at the Iowa Soldiers Home at Marshalltown:

By Senator Elijah, from members of The American Legion Post at Maquoketa.

By Senator O'Malley, from members of The American Legion Post at Mitchellville.

By the following Senators, in opposition to proposed legislation relating to fraternal beneficiary associations:

By Senator Hoxie, from four hundred seventy-three residents of Page County.

By Senator O'Malley, from two hundred sixty-one residents of Polk County.

By the following Senators, in opposition to sale of liquor by the drink:

By Senator Byers, from seventeen residents of Linn County.

By Senator Hoxie, from ninety-three residents of Page County.

By Senator Wormley, from nineteen residents of Jasper County.

By the following Senators, in opposition to proposed legislation relating to reorganization of school districts:

By Senator Harbor, from forty residents of Montgomery County.

By Senator Putney, from eighty-four residents of Tama County.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator McFarlane for the week on request of Senator Anderson.

INTRODUCTION OF BILLS

Senate File 276, by Senators Tate, Butler, Byers, Nolan, O'Malley, Buck, McManus, Utzig, Henry, Elijah and Walker, a bill for an act to appropriate funds to the state board of regents for capital improvements, repairs and alterations at state institutions.

Read first and second times and passed on file.

Senate File 277, by Senators Tate, Butler, Byers, Nolan, O'Malley, Buck, McManus, Utzig, Henry, Elijah and Walker, a bill for an act to provide for the continued operation of the mental health institutes under war conditions, and to authorize their use as emergency general hospitals in time of war.

Read first and second times and passed on file.

Senate File 278, by Senators Tate, Butler, Byers, Nolan, O'Malley, Buck, McManus, Utzig, Henry, Elijah and Walker, a bill for an act to amend section eight point five (8.5), Code 1954, to exempt employees of institutions under the board of control from the division of personnel.

Read first and second times and passed on file.

Senate File 279, by Senators Tate, Butler, Byers, Nolan, O'Malley, Buck, McManus, Utzig, Henry, Elijah and Walker, a bill for an act to create a state department of mental health with a mental health advisory committee and a director of mental health, and to prescribe their powers and duties and to make an appropriation therefor.

Read first and second times and passed on file.

Senate File 280, by Senators Tate, Butler, Byers, Nolan, O'Malley, Buck, McManus, Utzig, Henry, Elijah and Walker, a bill for an act to amend chapter two hundred twenty-five (225), Code 1954, relating to the renaming of the state psychopathic hospital, redefining its purposes and role as a mental health training and research center, and to provide for the local transfer of certain patients and for the acceptance of gifts and grants.

Read first and second times and passed on file.

Senate File 281, by Senators Tate, Butler, Byers, Nolan, O'Malley, Buck, McManus, Utzig, Henry, Elijah and Walker, a bill for an act to amend chapter two hundred twenty-five (225), Code 1954, relating to the establishment of a permanent mental health research fund to provide for improvement in the care, diagnosis and treatment of mental and emotional illness and mental retardation, and for the prevention of such conditions, through research and to provide an appropriation therefor.

Read first and second times and passed on file.

Senate File 282, by Senators Tate, Butler, Byers, Nolan, O'Malley, Buck, McManus, Utzig, Henry, Elijah and Walker, a bill for an act to change the name of the state psychopathic hospital.

Read first and second times and passed on file.

Senate File 283, by Senators O'Malley and Miller, a bill for an act relating to the salaries of judges of municipal courts in cities of seventy-five thousand (75,000) or more inhabitants.

Read first and second times and passed on file.

Senate File 284, by Senator Putney, a bill for an act relating to hog-cholera virus and serum.

Read first and second times and passed on file.

Senate File 285, by Senator O'Malley, a bill for an act relating to the powers of county boards of supervisors relative to county zoning.

Read first and second times and passed on file.

Senate File 286, by Senator Putney, a bill for an act to amend chapter six hundred five (605), Code 1954, relating to certain requirements for districts, superior and municipal court judges.

Read first and second times and passed on file.

Senate File 287, by Senator Schroeder, a bill for an act relating to procedure under the power of eminent domain.

Read first and second times and passed on file.

Senate File 288, by Senator Schroeder, a bill for an act relating to the construction of interstate system highways and preserving to adjoining property owners access to their lands.

Read first and second times and passed on file.

Senate File 289, by Senator Schroeder, a bill for an act relating to the construction of fences along the boundaries of interstate system highways.

Read first and second times and passed on file.

Senate File 290, by Senator Tate, a bill for an act to amend section ninety-seven B point forty-three (97B.43), Code 1954, relating to prior service credit under the Iowa Public Employee's Retirement System.

Read first and second times and passed on file.

INTRODUCTION OF JOINT RESOLUTION

Senate Joint Resolution 13, by Senator Nolan, a joint resolution proposing amendments to the Constitution of the State of Iowa relating to the apportionment of Senators and Representatives in the General Assembly by proposing to amend sections thirty-four (34), thirty-five (35) of Article Three (III) and to repeal section thirty-six (36) of said Article Three (III).

Read first and second times and passed on file.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that, in accordance with House Concurrent Resolution 6 duly adopted, the House was ready to receive the Senate in joint convention.

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

JOINT CONVENTION

In accordance with law and concurrent resolution duly adopted, the joint convention was called to order, President Nicholas presiding.

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

Carson of Buchanan moved that a committee of four be appointed to notify W. C. Daniel, Danville, Virginia, National Commander of the American Legion, that the joint convention was ready to receive him.

Motion prevailed and the President appointed Senators Walker of Hamilton and Coleman of Webster on the part of the Senate, and Representatives Chalupa of Jefferson and Chambers of Pocahontas on the part of the House.

The committee waited upon Commander W. C. Daniel and his official party and escorted them to the Speaker's station.

President Nicholas presented to the joint convention Chalupa of Jefferson who introduced to the joint convention Commander G. M. Brown, National Vice Commander, Whiting, Iowa, Mr. Ward M. Loftus, National Executive Committeeman, Tama, Commander Kenneth Benda, Department Commander of Hartwick, and Commander Karl F. Hass, National Vice Commander, Forty and Eight, of Clear Lake.

Chalupa of Jefferson introduced to the joint convention National Commander Daniels, preceding the introduction with the following remarks:

MR. PRESIDENT, MR. SPEAKER, MEMBERS OF THE FIFTY-SEVENTH GENERAL ASSEMBLY:

The gentleman I shall introduce to you this morning is a man of the sheerest kind of determination. He had to overcome an early history of illness in order to serve his country in the Navy during World War II.

He has been equally determined in private life. He has been civilian advisor to the Second Army, a member of the Re-Employment Rights Committee of the U. S. Department of Labor, a Selective Service advisor, president of the Danville Tuberculosis Association, and is now vice president of the Virginia Tuberculosis Association. He has been active in the American Red Cross affairs, Salvation Army work, Scouting and the National Society for Crippled Children. He has served as a member of the Virginia Governor's Committee for the Hiring of Physically Handicapped and is serving a three-year term on the Governor's Hospital Council.

Ladies and gentlemen, I present to you a great American and patriot and a fellow Legionnaire, Commander W. C. Daniel of Danville, Virginia, National Commander of the American Legion. Commander Daniels.

Commander Daniels addressed the joint convention as follows:

MR. SPEAKER, DISTINGUISHED MEMBERS OF THE IOWA LEGISLATURE AND MY FELLOW LEGIONNAIRES:

I am deeply grateful for the privilege you have given me and the American Legion by permitting me to address you today.

The honor of speaking to this distinguished body is second only to that of being a member of the Iowa Legislature.

There probably are occasions when you wonder about the honor of your office, especially if you ever had an experience similar to the Representative who was campaigning for re-election and ran into a farmer-constituent for whom he had done many favors over the years.

"You going to vote for me this time?" he asked.

"Nope," replied the farmer.

"Why not," asked the Representative. "Don't you remember how I got you a loan to buy some livestock, and helped you fix up your barn and house? Have you forgotten how I helped you find markets for your produce? And how about all of the other things I've done for you? If you haven't forgotten about them, why aren't you going to vote for me?"

"I haven't forgotten," the farmer said. "But what have you done for me lately?"

I'm sure the people of Iowa are both aware of and grateful for the many things you have done and are doing to improve their welfare and security. Certainly this is true of Iowa Legionnaires, who will be the first to point out that the American Legion's record of outstanding service in rehabilitation, Americanism, child welfare and national security here in Iowa is due in great part to the cooperation and support it has received from the State Legislature.

Yes, your works are known and appreciated today. However, they may not be tomorrow, for the role of State Governments and of State Legislatures in the affairs of our people is being reduced relentlessly by an ever-expanding Federal Government.

What will be the consequences of this increasing usurpation of State Rights by a centralized government?

They are many and tragic.

Let me quote one authority on the subject.

He said:

"The Federal Government did not create the States of this Republic. The States created the Federal Government. The creation should not supersede the creator. For if the States lose their meaning our entire system of government loses its meaning and the next step is the rise of the centralized national state in which the seeds of autocracy can take root and grow."

These words were spoken here in Des Moines, Iowa, a little more than four years ago by a man who should know what he's talking about . . . President Dwight D. Eisenhower.

Speaking on this same vital issue at the conference of governors in Seattle, Washington, early in 1953, President Eisenhower further declared, and I quote:

"I am here because of my indestructible conviction that unless we preserve in this country the place of State government with the power of authority, the responsibilities, and the revenues necessary to discharge those responsibilities, then we are not going to have America as we have known it. We will have some other form of government." End quote.

I'll leave it for you to decide whether the President's actions during the past four years have been suited to these words.

You may wonder why I've chosen to speak to you on the subject of States Rights. I've done so for two reasons. First, and most important,

because of your obvious and necessary concern with this matter. And secondly because of The American Legion's strong views on the need for firm action now to preserve the sovereignty and governmental authority of our States.

Our position is expressed most clearly, I think, in the resolution adopted by The American Legion's national convention in Los Angeles last September. I'd like to quote the resolving clause of the resolution on this subject:

"Resolved . . . that we deplore the continued usurpation of States Rights by the Federal government, specifically in those matters so clearly spelled out by our founding fathers and in the Bill of Rights and the Constitution. The American Legion therefore wishes to place particular emphasis on the fact that it is firmly believed that the continuation of such practices will eventually result in a socialistic or dictatorial form of government." End quote.

In my judgement the arrogation of power by the central government is fast reducing our states to mere municipal dependencies.

This tragic trend must be reversed not only to preserve our representative form of government but for our security and survival as a free nation under God.

Make no mistake, the communist movement in the United States has been retarded principally because of our traditional American system of state sovereignty. The concentration of power in a central government is the vehicle on which the Kremlin hopes to ride in conquering our free land. So long as our individual states maintain control over our police organization, and so long as our ballot boxes are tucked safely away in each of our forty-eight state capitals, along with our political subdivisions, the connivers in the Kremlin will find it rather difficult to gain control of our government.

You appreciate, of course, and so does The American Legion, that certain functions essential to our existence as a nation and to the conduct of our society can be handled only by the Federal Government. The conduct of foreign affairs is but one example. The raising and supporting of national military forces, as required by the Constitution, is another, and, there are still other functions which the Federal Government is required to carry out or can best accomplish.

But these are far more limited than the advocates of an ever-stronger, central government would have us believe. The objective we seek is a proper balance between State and Federal Government as intended by the formers of that immortal document, our Constitution.

It's not necessary to tell you this. Nor is it necessary to emphasize to you that as the Federal Government reaches out into new fields and expands its activities it creates a need for more and more taxes. Inevitably, more Federal taxes mean greater and greater Federal control of our daily lives, and perhaps worse. For it has been said, and truly so, that the power to tax is the power to destroy.

For immediately, however, the consequence of expanded Federal spending and increased Federal taxes is that State and municipal governments are denied a vital source of tax revenues with which to finance their own essential operations.

Because you are confronted with this problem daily, you know that it's not merely a question of the Federal Government taking over a constitutionally directed responsibility of the State because the Federal Government has the funds denied the State. It's a question of how long we will continue to have government of the people, for the people, by the people.

I'm not being melodramatic. The individual citizen retains the great-

est control over the government in his own community. The further away from him and from his direct contact the government becomes, the less responsive it is to his desires and directions, and the less efficient and effective it is in providing for his welfare and security.

We have not yet reached the point where representative government has been replaced completely by centralized government by directive and decree. But unless we act now to stop this steady encroachment by the Federal Government on our lives, it will be too late to profit from these words of Thomas Macaulay:

"Nothing is so galling to a people, not broken in from the birth, as a parental or, in other words, a meddling government, a government which tells them what to read and say and eat and drink and wear."

I think we, the American people, have the wisdom and will to reassert our authority as the one and only source of government in this country. We have the experience and intelligence, I'm confident, to realize that the Federal Government has gone far beyond the limitations prescribed by the Constitution under the guise of advancing the welfare and security of our people.

Indirectly we have only ourselves to blame for not insisting that our representatives in the Congress of the United States deny to the Federal Government the excessive legal authority and appropriations by which it perpetuates and increases its domination over our lives and freedoms.

We have the power and responsibility to correct past mistakes and insure that in the future "the powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people."

In the words of Thomas Jefferson, we must come to the "support of the State governments in all their rights, as the most competent administrations for our domestic concerns, and the surest bulwarks against anti-republican tendencies."

Only by doing this can we insure the prayerful hope expressed so simply yet so magnificently by Abraham Lincoln that "government of the people, by the people, for the people, shall not perish from the earth."

Thank you for permitting me to be with you today.

Chalupa of Jefferson thanked Commander W. C. Daniel for appearing before the joint convention.

The committee previously appointed came forward and escorted Commander W. C. Daniel and his official party from the House chamber.

Senator Nolan of Johnson moved that the joint convention be now dissolved.

The motion prevailed.

The Senate returned to the Senate chamber and resumed regular session, President Nicholas presiding.

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 13, providing for a public meeting on reapportionment to be held in the House chamber at 2:00 p.m., Thursday, February 21, 1957.

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

Senate Concurrent Resolution 14, providing for a joint convention of the two houses of the Fifty-seventh General Assembly to be held March 14, at 11:00 a.m., as a commemoration service in observance of the centennial of the Constitution of the State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 132, a bill for an act relating to the maximum length of vehicles.

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

House Concurrent Resolution 9, extending an invitation to the Iowa State Teachers College Concert Band to hold a concert in the rotunda of the state capitol from 9:30 a.m. to 10:00 a.m., March 22, 1957.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 9

Whereas, the Iowa State Teachers College Concert Band is making a tour in ten communities of the state; and

Whereas, this band will end its tour on March 22, 1957, and will be in the vicinity of the capital city;

Now, Therefore, Be It Resolved by the House of Representatives, the Senate Concurring: That we invite the Iowa State Teachers College Concert Band to hold a concert in the rotunda of the state capitol from 9:30 a.m. to 10:00 a.m., March 22, 1957.

HOUSE MESSAGE CONSIDERED

House File 132, a bill for an act relating to the maximum length and maximum gross weight of vehicles, and to amend section three hundred twenty-one point four hundred fifty-seven (321.457), and section three hundred twenty-one point four hundred sixty-three (321.463), Code 1954.

Read first and second times and passed on file.

ADOPTION OF RULES

Senator Vest called up the following report of the committee on rules:

REPORT OF COMMITTEE ON RULES

MR. PRESIDENT: Your committee on rules begs leave to report that it has had the permanent rules under consideration and recommends that the rules of the Senate of the Fifty-seventh General Assembly be as follows:

The rules of the Senate for the Fifty-sixth General Assembly shall be

adopted as the rules of the Senate for the Fifty-seventh General Assembly except as hereinafter altered, amended, added or substituted.

Rule 22 of the printed rules of the Senate for the Fifty-sixth General Assembly is amended as follows: In line 2 thereof strike therefrom the numerals and letters "24th" and insert in lieu thereof the numerals and letters "27th".

Further amend said rule by striking in line 6 thereof the numerals and letters "24th" and inserting in lieu thereof the numerals and letters "27th".

Further amend said rule by striking the comma after the phrase "ways and means committee" in line 10, and inserting a period in lieu thereof, and striking the remainder of the said sentence.

Rule 32 of the printed rules of the Fifty-sixth General Assembly is amended by deleting the same in its entirety and substituting the following:

Rule 32

Time of Making Committee Reports

The Secretary of the Senate shall note on each bill and resolution the date of its reference to committee. It shall be the duty of each committee to report back to the Senate all bills referred to it. No bill or resolution shall be withdrawn from any committee within fifteen (15) legislative days after the bill has been referred to the committee and thereafter only upon written petition for the withdrawal of such bill or resolution signed by twenty-eight (28) members of the Senate. It shall be improper for any person not a member of the Senate to circulate such a petition or solicit signatures therefor. A violation of this rule shall be punishable as the members of the Senate shall deem appropriate.

Rule 34 of the printed rules of the Senate for the Fifty-sixth General Assembly is amended by adding the following:

The secretary of each committee to which the President of the Senate assigns bills for study shall, at the close of the legislative session, file with the Secretary of the Senate a record of the "aye" and "nay" votes cast upon roll call with reference to recommendations concerning any bill acted upon by said committee. Said record shall be available for public inspection, upon written request, for a period of thirty (30) days.

Rule 37 of the printed rules of the Senate for the Fifty-sixth General Assembly is amended as follows: Strike therefrom in line 2 thereof, the numerals and letters "25th" and insert in lieu thereof the numerals and letters "28th".

Senator Vest moved the adoption of the report, which motion prevailed, and the report was adopted.

On motion of Senator Vest, the recommendations and the amendments contained in the report, were adopted.

Senator Vest moved that the rules of the Fifty-sixth General Assembly be made the rules of the Fifty-seventh General Assembly, except as altered, amended or substituted, as recommended in the adopted report of the committee on rules, which motion prevailed, and the Chair declared the rules adopted.

PRESENTATION OF VISITORS

Senator Nolan rose on a point of personal privilege and presented to the Senate Anne Bowers, Nancy Farrell, Kay Knight, Marcia Manville, Carol Rowe, Julie Stewart and Sandra Wheeler, members of the Shutanka Camp Fire group, who were present in the State chamber. The visit to the legislature is completing for them a part of citizenship rank. The girls were accompanied by Mesdames Robert Farrell, Vinton Bowers and James Manville.

Senator Nolan also asked and received unanimous consent to present to the Senate forty-five students of the Cosgrove High School who were present in the balcony accompanied by their superintendent, Wayne Peters.

On motion of Senator Nolan, the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate, in executive session, confirmed the following appointment:

Arnold Utzig of Dubuque, Dubuque County, Iowa, as a member of the Board of Parole for the term ending June 30, 1963.

The Senate arose from executive session and resumed regular session.

On motion of Senator Nolan, the Senate recessed until 1:45 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

SENATE CONCURRENT RESOLUTION 15

By O'Malley

Whereas, the Honorable A. S. Monroney, United States Senator from Oklahoma, will be in Des Moines, Iowa, on the 26th day of March 1957; therefore,

Be It Resolved by the Senate, the House Concurring: That an invitation be extended to Senator Monroney to address a joint convention of both houses at 11:00 A.M. on Tuesday, March 26, 1957.

PROOF OF PUBLICATION

Published copy of Senate File 98 and verified proof of publication of said bill in *The Odebolt Chronicle* on January 31, 1957, and in the *Jefferson Bee* on January 29, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND, *Secretary of Senate.*

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

S. F. 267 Judiciary 2
 S. F. 270 Conservation
 S. F. 271 Judiciary 1
 S. F. 272 Judiciary 1
 S. F. 273 Agriculture
 S. F. 274 Social security
 S. F. 275 Judiciary 2
 H. F. 36 Tax revision
 H. F. 87 Agriculture
 H. F. 118 Judiciary 2

REPORTS OF COMMITTEES

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 68**, a bill for an act to legalize the action of the board of supervisors of Jones County in making expenditures for repairs at the Jones County Home out of the poor fund, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Senator Boothby submitted the following report:

MR. PRESIDENT: Your committee on board of control to which was referred **Senate File 151**, a bill for an act to authorize the State Board of Control to construct a building equipped for care of the infirm at the Iowa Soldiers Home, begs leave to report it has had the same under consideration and **returns the bill without recommendation**.

L. M. BOOTHBY, *Chairman*.

Ordered passed on file.

Senator Dykhouse submitted the following report:

MR. PRESIDENT: Your committee on highways to which was referred **Senate File 188**, a bill for an act to provide for reimbursement to utilities for non-betterment costs associated with relocation of facilities occasioned by Federal Aid highway projects, begs leave to report it has had the same under consideration and recommends the same **do pass**.

J. T. DYKHOUSE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred **Senate File 215**, a bill for an act relating to the duties of the state highway commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.

J. T. DYKHOUSE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred **House File 43**, a bill for an act to require an annual report as to a county's progress on its secondary road construction program, begs leave to report it has had the same under consideration and recommends the same **do pass**.

J. T. DYKHOUSE, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate Joint Resolution 5, section 34, by adding
- 2 the following: "There shall be a district comprising an
- 3 area of a radius of five (5) miles from the center of the
- 4 State Capitol grounds to be known as the district of Polk.
- 5 No resident of the district of Polk may hold a state elective
- 6 office or vote in such an election.

LAWRENCE PUTNEY.

- 1 Amend Senate File 16 as follows:
- 2 1. Amend section 1 by inserting in line 6
- 3 after the word, "as" the following: ": 1."
- 4 2. Further amend section 1 by adding after the word,
- 5 "schools." at the end of such section the following:
- 6 "2. a library or art gallery as defined in subsection
- 7 eight (8) of this section."

X. T. PRENTIS.

- 1 Amend Senate File 83 by adding a new
- 2 subsection following line 18 of section 1
- 3 as follows:
- 4 "A conservation commission counsel for the state conservation
- 5 commission to be paid from the state fish and game protection
- 6 fund and the state conservation fund."

L. M. BOOTHBY.

- 1 Amend Senate File 184 as follows:
- 2 1. Strike sections 20, 21, and 22 and insert in lieu
- 3 thereof the following:
- 4 "Sec. 20. Nothing in this Act shall be construed to permit
- 5 any municipalities to construct, own, lease, or operate any
- 6 housing, or residential buildings of any type, except as provided
- 7 in subsection 3 of Section 8 of this Act."
- 8 2. Strike Section 17, subsection 9, and insert in lieu
- 9 thereof the following:
- 10 "'Blighted area' shall mean an area which by reason of the
- 11 presence of a substantial number of slum, deteriorated or deter-
- 12 iorating structures, predominance of defective or inadequate
- 13 street layout, faulty lot layout in relation to size, adequacy,
- 14 accessibility or usefulness, insanitary or unsafe conditions,
- 15 deterioration of site or other improvements, diversity of owner-
- 16 ship, tax or special assessment delinquency exceeding the fair
- 17 value of the land, defective or unusual conditions of title, or
- 18 the existence of conditions which endanger life or property by
- 19 fire and other causes, or any combination of such factors,
- 20 substantially impairs or arrests the sound growth of a municipality,
- 21 retards the provision of housing accommodations or constitutes an

22 economic or social liability and is a menace to the public health,
 23 safety, morals, or welfare in its present condition and use;
 24 provided, that if such blighted area consists of open land,
 25 the conditions contained in the proviso in section five (5),
 26 subsection four (4), shall apply: and provided further, that any
 27 disaster area referred to in section five (5), subsection seven
 28 (7), shall constitute a 'blighted area'."

JACK SCHROEDER.

1 Amend Senate File 279
 2 as follows:

3 1. Amend section 10 by striking from lines
 4 22 and 23 the words "and the
 5 state mental health authority".

6 2. Amend section 11 by striking all of said
 7 section and inserting in lieu thereof the following: "He
 8 shall have full authority to appoint and discharge, subject
 9 to the general policies recommended by the mental health
 10 advisory committee, the personnel in the central office of
 11 the department of mental health and any personnel working
 12 under the direction of the central office, necessary to
 13 supervise, direct, and control the mental health institutes,
 14 the hospitals and schools for the mentally deficient, and to
 15 carry out all the functions outlined in section ten (10) of
 16 this Act".

17 3. Amend section 12, line 2, by inserting
 18 after the word "endowments" the following: ", in the name of
 19 the department of mental health".

20 4. Amend section 13, line 12, by
 21 striking the word "The" and inserting in lieu thereof the
 22 words "With the".

W. H. TATE.
 GUY G. BUTLER.
 FRANK C. BYERS.

1 Amend Senate File 279 as follows:

2 1. Amend section 3, lines 4 and
 3 5 by striking the words "state executive council" and
 4 inserting in lieu thereof the word "governor".

5 2. Amend section 4, line 1, by striking
 6 the words "executive council" and inserting in lieu thereof
 7 the word "governor."

W. H. TATE.
 GUY G. BUTLER.
 FRANK C. BYERS.

1 Amend Senate File 280,
 2 section 3, line 2, by inserting after
 3 "1954", the following: "as amended by section sixteen
 4 (16), chapter one hundred thirty-one (131), Acts of the
 5 Fifty-sixth General Assembly".

W. H. TATE.
 GUY G. BUTLER.
 FRANK C. BYERS.

1 Amend Senate File 281,
 2 section 3, line 4, by striking the word

3 "or" and inserting in lieu thereof the word "and".

W. H. TATE.
GUY G. BUTLER.
FRANK C. BYERS.

1 Amend Senate File 282

2 as follows:

3 1. In section 4, line 3, strike the "four
4 (4)" and insert in lieu thereof "three (3)".

5 2. In section 12, line 3, strike
6 "fourteen (14)" and insert "thirteen (13)".

7 Also in line 6, strike "twenty-three (23)" and
8 insert "twenty-two (22)".

9 3. In section 13, line 3, strike
10 "twelve (12) and thirteen (13)" and insert in lieu thereof
11 "eleven (11) and twelve (12)".

12 Also from line 6 strike "seventeen (17)" and
13 insert "sixteen (16)".

14 4. In section 16, line 3, strike
15 "fifteen (15)" and insert "fourteen (14)".

16 5. In section 18, line 3, strike
17 "two (2) and three (3)" and insert "one (1) and two (2)".

18 6. In section 19, line 3, strike
19 "four (4)" and insert "three (3)".

20 7. In section 23, line 3, strike
21 "three (3)" and insert "two (2)".

22 8. In section 24, line 3, strike
23 "four (4) and five (5)" and insert "three (3) and four (4)";
24 also in the same line, strike "eight (8)" and insert "seven
25 (7)".

26 9. In section 26, line 3, strike
27 "seven (7)" and insert "six (6)".

28 10. In section 28, line 3, strike
29 "four (4) and five (5)" and insert "three (3) and four (4)".

W. H. TATE.
GUY G. BUTLER.
FRANK C. BYERS.

On motion of Senator Nolan, the Senate adjourned until 10:05
a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, FEBRUARY 19, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Nicholas Geotes, pastor of St. George's Greek Orthodox Church, Des Moines, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Miller, from thirty-two residents of Woodbury County favoring proposed legislation for improvement of North Twin Lake, Calhoun County.

By Senator Miller, from four hundred sixty-one members of the Royal Neighbors of America of Woodbury County in opposition to proposed legislation relating to fraternal beneficiary associations.

By Senator Miller, from seventeen employees of the Iowa Highway Commission of Plymouth County favoring legislation relating to civil service.

By Senator Miller, from members of the City Council of Sioux City favoring proposed legislation relating to salaries of judges of municipal courts.

By Senator Molison, from members of the Poweshiek County Firemen's Association favoring the proposed Firemanship Civil Defense Training Center at Iowa State College, Ames.

By Senator Rigler, from residents of Floyd County in opposition to sale of liquor by the drink in Iowa.

By Senator Shoeman, from eighteen residents of Cass County favoring proposed legislation relating to the equipment of rail track motor cars.

By Senator Weiss, from thirty residents of Linn County favoring proposed legislation relating to licensure of chiropractors.

INTRODUCTION OF BILLS

Senate File 291, by Senator Dailey, a bill for an act relating to the appointment of an alternate judge in municipal courts having

only one judge, such alternate judge to act only during the absence or vacation of the regular judge.

Read first and second times and passed on file.

Senate File 292, by Senator Miller, a bill for an act amending chapter one hundred twenty-three (123), Code 1954, by placing restrictions on the issuance of permits and clarifying and adding to the grounds for revocation of permits.

Read first and second times and passed on file.

Senate File 293, by Senator Butler, a bill for an act amending section one hundred twenty-three point twenty-one (123.21), Code 1954, relating to political affiliation of employees in state liquor stores.

Read first and second times and passed on file.

Senate File 294, by Senators Utzig and Schroeder, a bill for an act relating to communication with others by arrested persons upon imprisonment.

Read first and second times and passed on file.

Senate File 295, by committee on cities and towns, a bill for an act to provide for the posting of summaries of council proceedings in certain cities and towns and to amend section three hundred sixty-eight A point three (368A.3), Code 1954, to make provision therefor.

Read first and second times and placed on the calendar.

Senate File 296, by Senator Harbor, a bill for an act relating to the permissible gross weight of vehicles carrying a load of cracked corn under the registration of such vehicles, and to amend section three hundred twenty-one point four hundred sixty-six (321.466), Code 1954.

Read first and second times and passed on file.

Senate File 297, by Senator O'Malley, a bill for an act relating to claims against school corporations.

Read first and second times and passed on file.

Senate File 298, by Senator O'Malley, a bill for an act to legalize and validate the proceedings of the city council of the city of West Des Moines, Iowa, authorizing and providing for the issuance of swimming pool bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said city.

Read first and second times and passed on file.

Senate File 299, by Senator Ringgenberg, a bill for an act to provide for an engineering survey preparatory to the establishment of a state owned lake in Boone County and to make appropriation therefor.

Read first and second times and passed on file.

Senate File 300, by Senators Dailey, Walker, Utzig, Coleman, Nolan, Anderson, Elwood, O'Malley, Weiss, Rigler, Hoffman and McCurdy, a bill for an act relating to boards of arbitration in disputes between employees and employers.

Read first and second times and passed on file.

PRESENTATION OF VISITORS

Senator Molison asked and received unanimous consent to present to the Senate a group of men from the Men's Fellowship of the Newburg Congregational Church who were present in the balcony.

Senator O'Malley asked and received unanimous consent to present to the Senate thirty members of the senior class of the Altoona High School who were present in the balcony accompanied by their instructor in government, Richard E. Frey.

UNFINISHED BUSINESS

Senator Dailey called up for further consideration Senate Concurrent Resolution 10, found on pages 150, 151 and 152 of the Senate Journal.

Senator Dailey asked and received unanimous consent to withdraw the amendments filed by him and found on pages 185 and 202 of the Senate Journal.

Senator Elijah asked and received unanimous consent to withdraw the amendment filed by him and found on page 190 of the Senate Journal.

Senator Vest moved that Senate Concurrent Resolution 10 be referred to the committee on water rights.

Senator Vest asked and received unanimous consent to withdraw his motion.

Senator Miller moved that Senate Concurrent Resolution 10 be laid on the table, which motion prevailed, and Senate Concurrent Resolution 10 was laid on the table.

Senator Schroeder called up for further consideration Senate File 74, a bill for an act relating to the appointment of civil service commissioners in cities.

Senator Schroeder 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, 19:

Buck	Dailey	McManus	Schroeder
Burton	Elwood	Miller	Shoeman
Butler	Evans	Nolan	Utzig
Byers	Hoffman	O'Connor	Walker
Coleman	Long	O'Malley	

Nays, 29:

Anderson	Henry	Prince	Tate
Boothby	Hoxie	Putney	Turner
Dykhouse	Lynes	Rigler	Vest
Elijah	McCurdy	Ringgenberg	Watson
Fisher	Molison	Scott	Weber
Gillespie	Prentis	Shaff	Weiss
Grimstead	Price	Stuart	Wormley
Harbor			

Absent or not voting, 2:

Dewel	McFarlane
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The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Grimstead called up for further consideration Senate File 48, a bill for an act relating to recall elections to remove elected officials in any city or town under any form of government.

The following committee amendment was considered:

Amend Senate File 48 as follows:

1. Amend Senate File 48, section 1, by adding following line 12 the following: "If the incumbent sought to be removed be an elected official of, or represents but a single ward of such a municipality, said petition for removal shall be signed by electors entitled to vote for a successor to the incumbent sought to be removed, equal in number to at least twenty-five (25) percent of the total number of persons voting in such ward at the last preceding general municipal election."

2. Further amend Senate File 48 by striking from lines 2 and 3 of section 11 the words and figures, "in each twelve (12) month period" and inserting in lieu thereof the words, "during the term for which he was elected".

3. Further amend Senate File 48 by adding a new section as follows: "The provisions of this Act shall have no application to the incumbent of any office on the effective date of this Act during the balance of his term."

4. Further amend Senate File 48 by striking the publication clause.

On motion of Senator Grimstead, the committee amendment was adopted.

The following committee amendment was considered:

Amend Senate File 48 as follows:

1. Amend Senate File 48 by adding at the end of section 4 after the

word "called" the following: "by writ of mandamus on proper application".

2. Amend Senate File 48 by inserting in line 9 of section 6 after the comma (,) the following: "or if the election is to be held in a single ward the petition of each candidate shall be signed by electors of the ward equal in number to at least ten (10) percent of the greatest number of votes cast for any candidate for councilman in that ward at the last preceding general municipal election,".

On motion of Senate Grimstead the committee amendment was adopted.

Senator Nolan offered the following amendment:

Amend Senate File 48, section 1, by striking all of line 12 and inserting in lieu thereof the following: "verified statement setting forth one or more of the grounds as provided in section sixty-six point one (66.1), Code 1954, for which the removal is sought."

Senator Ringgenberg offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking from line 2 the word "verified".

Senator Shaff moved the previous question on the amendment to the amendment, which motion prevailed.

Division was called for.

The amendment to the amendment was lost.

Senator Miller offered the following amendment to the amendment, filed by Senators Miller, Nolan and Ringgenberg, and moved its adoption:

Amend the amendment, line 3, by inserting after the word "statement" the following: "by one or more signers of the petition".

The amendment to the amendment was adopted.

Senator Nolan moved the adoption of the amendment as amended.

Senator Putney moved that the amendment be laid on the table.

Roll call was demanded.

On the question "Shall the amendment be laid on the table?" the vote was:

Ayes, 10:

Anderson	Dailey	Putney	Shaff
Burton	McManus	Schroeder	Utzig
Coleman	O'Malley		

Nays, 36:

Boothby	Elwood	Henry	Miller
Buck	Evans	Hoffman	Molison
Butler	Fisher	Hoxie	Nolan
Byers	Gillespie	Long	O'Connor
Dykhouse	Grimstead	Lynes	Prentis
Elijah	Harbor	McCurdy	Price

Prince	Scott	Turner	Weber
Rigler	Shoeman	Vest	Weiss
Ringgenberg	Stuart	Walker	Wormley

Absent or not voting, 4:

Dewel	McFarlane	Tate	Watson
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The motion to lay the amendment on the table was lost.

On the adoption of the Nolan amendment as amended, roll call was demanded.

On the question "Shall the amendment as amended be adopted?" the vote was:

Ayes, 25:

Buck	Hoffman	O'Connor	Stuart
Burton	Long	O'Malley	Tate
Coleman	Lynes	Rigler	Utzig
Dailey	McCurdy	Schroeder	Weber
Dykhouse	McManus	Scott	Weiss
Fisher	Nolan	Shaff	Wormley
Gillespie			

Nays, 21:

Anderson	Evans	Miller	Ringgenberg
Boothby	Grimstead	Molison	Shoeman
Butler	Harbor	Prentis	Turner
Byers	Henry	Price	Vest
Elijah	Hoxie	Prince	Walker
Elwood			

Absent or not voting, 4:

Dewel	McFarlane	Putney	Watson
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The amendment as amended was adopted.

Senator Grimstead 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, 9:

Buck	Nolan	Scott	Weiss
Dykhouse	Rigler	Tate	Wormley
Fisher			

Nays, 38:

Anderson	Gillespie	Miller	Schroeder
Boothby	Grimstead	Molison	Shaff
Burton	Harbor	O'Connor	Shoeman
Butler	Henry	O'Malley	Stuart
Byers	Hoffman	Prentis	Turner
Coleman	Hoxie	Price	Utzig
Dailey	Long	Prince	Vest
Elijah	Lynes	Putney	Walker
Elwood	McCurdy	Ringgenberg	Weber
Evans	McManus		

Absent or not voting, 3:

Dewel	McFarlane	Watson
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The bill having failed to receive a constitutional majority was declared to have failed to pass 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 passed the following bill in which the concurrence of the Senate is asked:

House File 237, a bill for an act relating to the powers of dock boards in cities and towns.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 239, 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 Senate is asked:

House File 241, a bill for an act to legalize certain issues of capital stocks of Iowa corporations.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 237, a bill for an act to amend section three hundred eighty-four point three (384.3), Code 1954, relating to the powers of dock boards in cities and towns.

Read first and second times and passed on file.

House File 239, a bill for an act to amend section nine point four (9.4), Code 1954, relating to fees to be charged by the secretary of state.

Read first and second times and passed on file.

House File 241, a bill for an act to legalize certain issues of capital stocks of Iowa corporations, upon compliance herewith.

Read first and second times and passed on file.

On motion of Senator Prentis, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

ANNOUNCEMENT

Senator Byers rose on a point of personal privilege and announced that Senator Nolan just today became a grandfather, and on behalf of the members of the Senate congratulated "Grandpa Nolan" on the new little granddaughter.

SENATE CONCURRENT RESOLUTION 16

By O'Malley, Elijah and Tate

Whereas, the Eastern Orthodox Church is a major faith in America and in the State of Iowa; and

Whereas, the Eastern Orthodox Church is not generally included among the religious confessions of the State of Iowa; and

Whereas, when the major faiths are mentioned, usually only Protestants, Catholics and Jews are included, and

Whereas, it therefore appears that a religious distinction is being made against the Eastern Orthodox Church, which is contrary to the prevailing liberal and democratic spirit of this state; therefore

Be It Resolved by the Senate, the House Concurring, That the Eastern Orthodox Church be and is recognized as a major faith in the State of Iowa;

That the Eastern Orthodox Church be included among the religious confessions of this state;

That the official papers, documents and forms of the state and local government units which refer to the major faiths and now limit them to Protestants, Catholics and Jews, be changed to: Protestants, Catholics, Eastern Orthodox and Jews; and

Be It Further Resolved, That all persons and media of communication are hereby requested to include the Eastern Orthodox Church when referring to the major religious faiths.

REASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the reassignment of the following bills to committee:

- S. F. 114 from the committee on judiciary 1 to the committee on social security.
- S. F. 256 from the committee on conservation to the committee on water rights.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- S.J.R. 13 Legislative redistricting
- S. F. 151 Appropriations (under Senate Rule 21)
- S. F. 276 Appropriations
- S. F. 277 Public health
- S. F. 278 Board of control
- S. F. 279 Public health
- S. F. 280 Public health
- S. F. 281 Public health
- S. F. 282 Public health
- S. F. 283 Cities and towns
- S. F. 284 Agriculture
- S. F. 285 Judiciary 2

- S. F. 286 Judiciary 1
- S. F. 287 Judiciary 1
- S. F. 288 Highways
- S. F. 289 Highways
- S. F. 290 Social security

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 15, 1957, the Governor had approved the following bill:

Senate File 161, relating to compensation for executors and administrators.

REPORTS OF COMMITTEES

Senator Tate submitted the following report:

MR. PRESIDENT: Your committee on insurance to which was referred **Senate File 120**, a bill for an act relating to group insurance and to amend chapter five hundred nine (509) and section five hundred nine point one (509.1), Code 1954, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. H. TATE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on insurance to which was referred **Senate File 121**, a bill for an act relating to medical examination of applicants for life insurance and to amend section five hundred eight point twenty-eight (508.28), Code 1954, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. H. TATE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on insurance to which was referred **Senate File 124**, a bill for an act relating to water works employees' group insurance and to amend section four hundred point three (400.3), Code 1954, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the O'Malley amendment filed February 6, 1957, and found on page 191 of the Senate Journal, and when so amended the bill do pass**.

W. H. TATE, *Chairman*.

Ordered passed on file.

Senator Watson submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 92**, a bill for an act to make appropriations to members of the legislative governmental reorganization study committee, namely: Harry E. Watson, Arch W. McFarlane, Laurence M. Boothby, Dewey E. Goode, Clark H. McNeal and Mahlon N. Brown, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HARRY E. WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate Joint Resolution 9**, a joint resolution relating to the creation of a cash working reserve balance in the state treasury and providing for the disposition of any surplus funds over and above the general operating fund of the state and the cash reserve fund to alleviate necessity of imposition of property tax and to provide that the special reserve fund shall be used to augment the general fund as directed by the Executive Council and the budget and financial control committee of the legislature, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HARRY E. WATSON, *Chairman*.

Ordered passed on file.

Senator Anderson submitted the following report:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 137**, a bill for an act relating to the classification of lands within a proposed drainage or levee district prior to the establishment of each district, begs leave to report it has had the same under consideration and recommends the same **do pass**.

C. T. ANDERSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 138**, a bill for an act relating to the classification of lands benefited by lateral ditches and drains in levee and drainage districts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

C. T. ANDERSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 143**, a bill for an act relating to the annexation of additional lands in a drainage or levee district and basis for assessments upon such lands, begs leave to report it has had the same under consideration and recommends the same **do pass**.

C. T. ANDERSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 148**, a bill for an act relating to personal liability for official acts of trustees of levee or drainage districts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

C. T. ANDERSON, *Chairman*.

Ordered passed on file.

Senator Shoeman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred **Senate File 154**, a bill for an act relating to pathology and radiol-

ogy services in hospitals, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN D. SHOEMAN, *Chairman*.

Ordered passed on file.

Senator Schroeder submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 207**, a bill for an act providing for the licensing and examination of electricians by a municipality, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK SCHROEDER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 208**, a bill for an act providing for the widening by reconstruction of street improvements, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK SCHROEDER, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 234 by inserting the following new
2 section:
3 "Section three hundred forty point two (340.2), Code
4 1954, as amended by section five (5), chapter one hundred
5 seventy-three (173), Acts of the Fifty-sixth General
6 Assembly, is amended by striking in line ten (10) the
7 word, 'sixty-five' and inserting in lieu thereof the
8 word, 'seventy (70)'."

ARNOLD UTZIG.

1 Amend Senate Joint Resolution 9 by striking section
2 5 and by renumbering the remaining section as Sec. 5.

D. C. NOLAN.

1 Amend Senate File 122 as follows:
2 1. By striking from line 2 of the title the words,
3 "so as to make" and inserting in lieu thereof the word, "and".
4 2. By striking from lines 3 and 4 of the
5 title the words, "compulsory only for eggs traded in interstate
6 commerce." and inserting in lieu thereof a period (.).
7 3. By striking all of Senate File 122 after the word,
8 "follows:" in line 2 and inserting in lieu thereof the
9 following:
10 "1. By inserting in line two (2) of section four (4) after
11 the word, 'eggs' the words, 'except the producer,'.
12 2. By striking in line two (2) of section ten (10) the
13 word, 'eggs' and inserting in lieu thereof the word, 'egg'.
14 3. By inserting in line two (2) of section twelve (12)
15 after the word, 'resale' the words, 'in interstate commerce'.
16 4. By adding to section twelve (12) after the word,
17 'requested.' in line seven (7) the words, 'All eggs offered
18 for sale at retail within the state shall be candled after
19 leaving the producer and before such sale, and shall be held

20 at a temperature not to exceed sixty (60) degrees Fahrenheit.'

21 5. By striking in line three (3) of section thirteen (13)
22 the word, 'determined' and inserting in lieu thereof the word,
23 'determine'.

24 6. Section fourteen (14) is hereby repealed and the
25 following enacted in lieu thereof:

26 'All eggs for resale in interstate commerce must be candled,
27 graded and labeled, and no eggs shall be sold in interstate
28 commerce as "ungraded", "nest run", "current receipts", or
29 any other name which might be misleading. Maximum tolerance
30 of twenty (20) percent may be allowed in grading.'

31 7. By inserting in line one (1) of section fifteen (15)
32 after the word, 'eggs' the words, 'to be sold in interstate
33 commerce,'.

34 8. By striking in line six (6) of section sixteen (16)
35 the word, 'three-eighths' and inserting in lieu thereof the
36 word, 'three-eighths'."

JOE COLEMAN.

On motion of Senator Nolan, the Senate adjourned until 10:05
a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, FEBRUARY 20, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Glen Owens, pastor of the Amity United Presbyterian Church, Reinbeck, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By the following Senators in opposition to proposed legislation relating to fraternal beneficiary associations:

By Senator O'Malley, from members of the Baldwin-Patterson Post, The American Legion, Des Moines.

By Senator Utzig, from members of the Catholic Order of Foresters of Sherrill.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Weber for the day on request of Senator Watson; Senator Scott for the day on request of Senator Harbor.

PRESENTATION OF VISITORS

Senator Long asked and received unanimous consent to present to the Senate the Honorable Don Risk of Buchanan County, a former member of the Senate who was present in the Senate chamber.

Senator Prince asked and received unanimous consent to present to the Senate the members of the senior class of the Van Meter High School who were present in the balcony with their superintendent, C. L. Gregessen.

Senator Dailey asked and received unanimous consent to present to the Senate four members of the Des Moines County Farm Bureau legislative committee who were present in the Senate chamber.

Senator McManus asked and received unanimous consent to present to the Senate eight members of the Lee County Farm Bureau legislative committee who were present in the Senate chamber.

Senator Utzig asked and received unanimous consent to present to the Senate Hugh Callahan, Chief of Police of the city of Dubuque, who was present in the Senate chamber.

Senator Burton asked and received unanimous consent to present to the Senate nineteen members of the senior class of the Otumwa High School, students in advanced agriculture, who were present in the balcony accompanied by their instructor, Paul Troeger, also a former member of the House of Representatives.

Senator Stuart asked and received unanimous consent to present to the Senate thirty-one members of the seventh and eighth grade classes of the Russell Independent School who were present in the balcony with their instructor, Verda Reynolds.

INTRODUCTION OF BILLS

Senate File 301, by Senators Schroeder, Nolan and O'Malley, a bill for an act to amend chapter five hundred thirty-six (536), Code 1954, relating to the making of small loans so as to increase the maximum amount of loan under said chapter, to regulate the rate of interest on such loans, and to amend section five hundred thirty-five point six (535.6), Code 1954, relating to penalties for excessive interest.

Read first and second times and passed on file.

Senate File 302, by committee on insurance, a bill for an act relating to the number of directors in insurance companies other than life companies.

Read first and second times and placed on the calendar.

Senate File 303, by Senator O'Connor, a bill for an act relating to fire protection in hotels.

Read first and second times and passed on file.

Senate File 304, by Senator Stuart, a bill for an act to amend section two hundred eighty-five point one (285.1), Code 1954, relating to public school transportation.

Read first and second times and passed on file.

Senate File 305, by committee on appropriations, a bill for an act to make appropriations to members of the Iowa legislative research committee, namely: W. C. Stuart, George O'Malley, Lawrence Putney, Jay C. Colburn, Scott Swisher and Bert K. Fairchild.

Read first and second times and placed on the calendar.

Senate File 306, by committee on appropriations, a bill for an act to make appropriations to members of the Iowa taxation study

committee, namely: Frank D. Elwood, Henry E. Heideman, Herman M. Knudson, Wilbur C. Molison, X. T. Prentis, Jay C. Colburn, Blythe C. Conn, Jim O. Henry, W. J. Johannes and Edward Oppedahl.

Read first and second times and placed on the calendar.

Senate File 307, by committee on appropriations, a bill for an act to make appropriations to ex-officio members of the advisory investment board of the Iowa public employees' retirement system, namely: Arch W. McFarlane and A. L. Mensing.

Read first and second times and placed on the calendar.

Senate File 308, by Senator Dewel, a bill for an act relating to birds as targets and amending section one hundred nine point twenty-one (109.21), Code 1954.

Read first and second times and passed on file.

Senate File 309, by Senators Miller, Henry, Harbor, Boothby, Dykhouse and Weiss, a bill for an act to amend section four hundred twenty-two point forty-three (422.43), Code 1954, to provide relief to border cities and towns from the sales tax differential between Iowa and border states.

Read first and second times and passed on file.

Senate File 310, by Senator Walker, a bill for an act to create in the department of justice with the attorney general as head thereof, a division of criminal investigation including a bureau of identification; to transfer the existing division of criminal investigation and bureau of criminal identification to the department of justice; to provide for the appointment of special agents in the division of criminal investigation, fix qualifications and provide for salaries; to transfer certain duties from the department of public safety to the department of justice, and to amend or repeal various statutes to make effective the purpose of the act.

Read first and second times and passed on file.

Senate File 311, by Senators Schroeder, Ringgenberg, Hoxie, Anderson and Walker, a bill for an act to amend, revise, codify, substitute for and supplement chapter three hundred twenty-four (324), Code 1954, as amended, to impose an excise tax on motor fuel and special fuel used to propel highway motor vehicles; to provide certain exemptions, refunds, and credits; to provide for the administration and enforcement of this act and the disposition of the proceeds thereof.

Read first and second times and passed on file.

Senate File 312, by Senator Miller, a bill for an act to prohibit advertisements wherein it is suggested to residents of Iowa that

they can save sales tax by making purchases from merchants in other states without a statement that items so purchased are subject to the Iowa use tax; also prohibiting the printing, publication and dissemination of such advertisements.

Read first and second times and passed on file.

Senate File 313, by Senators Putney and Nolan, a bill for an act to amend section four hundred seventy-seven point fifty-one (477.51), Code 1954, relating to semimonthly payment of wages.

Read first and second times and passed on file.

Senate File 314, by committee on governmental affairs, a bill for an act relating to the personnel administration of certain state employees.

Read first and second times and placed on the calendar.

Senate File 315, by Senators Wormley, Stuart, Price, O'Connor, Coleman, McCurdy, Prince, Fisher, Hoffman and Turner, a bill for an act to provide a pre-session conference for legislators.

Read first and second times and 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 161, a bill for an act relating to the use of vending machines in the sale of cigarettes.

Also: That the House has again passed House File 226, a bill for an act relating to the number of directors to be elected in certain community school districts, after approving the corrective Senate amendment.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 236, a bill for an act relating to the superintendent of printing.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 240, a bill for an act relating to the renewal of domestic corporations and renewal of permits of foreign corporations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 242, a bill for an act relating to vocational rehabilitation.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 68, a bill for an act relating to pharmacy and to provide for development, establishment, and enforcement of basic standards and requirements for distribution of drugs, medicinal chemicals, and poisons.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 68

1. Amend Senate File 68 by striking the period (.) at the end of section one (1) and inserting in lieu thereof the following: “, or to hospitals licensed under chapter one hundred thirty-five B (135B), Code 1954, or to persons licensed under chapters one hundred forty-eight (148) or one hundred fifty (150) or one hundred fifty-three (153), Code 1954.”

2. Amend Senate File 68, section two (2), line one hundred seventy-two (172), by inserting after the comma following the word “chemicals” the words: “paints and/or lacquer products,”.

HOUSE MESSAGES CONSIDERED

House File 161, a bill for an act relating to the use of vending machines in the sale of cigarettes, providing for the licensing of such machines and providing a penalty for the illegal operation thereof.

Read first and second times and passed on file.

House File 236, a bill for an act to amend section sixteen point one (16.1), Code 1954, relating to the superintendent of printing.

Read first and second times and passed on file.

House File 240, a bill for an act relating to the renewal of domestic corporations, and the renewal of permits of foreign corporations.

Read first and second times and passed on file.

House File 242, a bill for an act to amend chapter two hundred fifty-nine (259), Code 1954, relating to vocational rehabilitation.

Read first and second times and passed on file.

THIRD READING OF BILLS

Senator Buck asked and received unanimous consent to take up Senate File 75, a bill for an act to amend chapter one hundred thirty-nine (139), Acts of the Fifty-Sixth General Assembly, relating to the number of directors to be elected in certain community school districts, with report of committee recommending passage, was taken up and considered, and the report of the committee was adopted.

Senator Buck asked and received unanimous consent that House File 226 be substituted for Senate File 75.

On motion of Senator Buck, House File 226, a bill for an act relating to the number of directors to be elected in certain community school districts, was taken up, and considered.

Senator Buck offered the following amendment and moved its adoption :

Amend House File 226 by striking all of section 2 and inserting in lieu thereof the following :

"Sec. 2. This Act being deemed of immediate importance shall be in full force and effect from and after publication in the Marshalltown Times-Republican, a newspaper published at Marshalltown, Iowa and The Cedar Rapids Gazette, a newspaper published at Cedar Rapids, Iowa."

The amendment was adopted.

Senator Buck 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, 45 :

Anderson	Fisher	Miller	Schroeder
Boothby	Gillespie	Molison	Shaff
Buck	Grimstead	Nolan	Shoeman
Burton	Harbor	O'Connor	Stuart
Butler	Henry	O'Malley	Turner
Byers	Hoffman	Prentis	Utzig
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weiss
Elijah	McManus	Ringgenberg	Wormley
Elwood			

Nays, none.

Absent or not voting, 5 :

Evans	Scott	Tate	Weber
McFarlane			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Buck asked and received unanimous consent that Senate File 75 be withdrawn from further consideration of the Senate.

On motion of Senator Shoeman, Senate File 64, a bill for an act to amend section one hundred sixty-four point eleven (164.11), Code 1954, relating to Bang's disease, 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 Senate File 64 as follows :

1. Amend section one (1) by striking all of line eighteen (18) thereof and inserting in lieu thereof the following :

"5. Animals from a herd certified to be free of brucellosis."

2. Further amend section one (1) by adding after subsection five (5) in line eighteen (18), the following new subsection :

"Animals from a herd composed entirely of official vaccinates." and renumbering the remaining subsections.

3. Amend Senate File 64, line forty-one (41) by striking the word, "affidavit" and inserting in lieu thereof the word, "declaration".

4. Further amend Senate File 64 by striking the period (.) after the word, "industry" in line forty-two (42) and adding the following: " , Iowa department of agriculture."

5. Further amend Senate File 64 by adding the following new sections:

Sec. 2. Amend section one hundred sixty-four point one (164.1), Code 1954, by inserting after the word, "mark" in each instance in line twenty-six (26) the words, "or brand".

Sec. 3. Amend section one hundred sixty-four point three (164.3), Code 1954, by inserting after the letter "a" in line six (6) the words, "plate or tube agglutination".

Sec. 4. Amend section one hundred sixty-four point five (164.5), Code 1954, by inserting after the word, "by" in line five (5) the words, "said veterinarian or".

Sec. 5. Amend section one hundred sixty-four point nine (164.9), Code 1954, by adding the following: "All native grade cattle carrying the calfhood vaccination and all calves vaccinated after importation from other states shall be branded with the letter "V" on the right jaw. All purebred cattle must be tattooed in the ear and the same shall be evidenced on the official certificate of vaccination."

Sec. 6. Amend section one hundred sixty-four point thirteen (164.13), Code 1954, by striking the period at the end of the section and adding the following: "or by a licensed veterinarian authorized by the department."

Sec. 7. Chapter one hundred sixty-four (164), Code 1954, is amended by adding the following section:

"After July 1, 1960, is shall be unlawful to sell or transfer any bovine female animal within the State of Iowa unless it is accompanied by a certificate of official vaccination, is properly branded or tattooed, or shows a negative brucellosis test. Further, it shall be unlawful to ship any bovine female animal into the State of Iowa unless it has been calfhood vaccinated, approved by the state animal health authorities of the state of origin, or shows a negative brucellosis test according to the rules and regulations of the United States department of agriculture governing interstate shipments of cattle."

"Any cattle covered by a feeder quarantine are exempted from the provisions of this section."

Senator Walker asked and received unanimous consent to withdraw the amendments filed by him and found on pages 107 and 123 of the Senate Journal.

Senator Shoeman offered the following amendment and moved its adoption :

Amend Senate File 64, section 1, line 3, by striking the word three (3)" and substituting in lieu thereof the word "two (2)."

The amendment was adopted.

Senator Miller offered the following amendment and moved its adoption:

Amend Senate File 64 by inserting the word "springer" after the first "and" in section 1, subsection 6, paragraph b, line 5.

The amendment was adopted.

On motion of Senator Lynes, the committee amendment was adopted.

Senator Shoeman 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:

Anderson	Evans	Miller	Shaff
Boothby	Fisher	Molison	Shoeman
Buck	Gillespie	Nolan	Stuart
Burton	Grimstead	O'Connor	Tate
Butler	Harbor	O'Malley	Turner
Byers	Henry	Prentis	Utzig
Coleman	Hoffman	Price	Vest
Dailey	Hoxie	Prince	Walker
Dewel	Long	Putney	Watson
Dykhouse	Lynes	Rigler	Weiss
Elijah	McCurdy	Ringgenberg	Wormley
Elwood	McManus	Schroeder	

Nays, none.

Absent or not voting, 3:

McFarlane	Scott	Weber
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Shoeman, Senate File 65, a bill for an act to amend section one hundred sixty-four point seventeen (164.17), Code 1954, relating to Bang's disease, 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:

1. By striking the words, "It is mandatory that all cattle in any county declared eligible for area work be tested." from lines 12 and 13 of section 1.

2. By striking the words, "he knows that" from line 19 of section 1 and inserting in lieu thereof the words, "to the best of his knowledge".

3. By adding the following sentence after the period (.) in line 24 of section 1: "The provisions of this subsection do not apply to herds composed entirely of official vaccinates."

4. By adding the following new section:

Section one hundred sixty-four point seven (164.7), Code 1954, is hereby amended by adding the following new sentence: "In the case of reactors, a retest shall be granted the owner of the cattle by the department upon the request of the owner or owner's veterinarian. Such retest shall be at the owner's expense."

On motion of Senator Lynes, the committee amendment was adopted.

Senator Shoeman 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, 46:

Anderson	Evans	Miller	Shaff
Boothby	Fisher	Molison	Shoeman
Buck	Gillespie	Nolan	Stuart
Burton	Grimstead	O'Connor	Tate
Butler	Harbor	O'Malley	Turner
Byers	Henry	Prentis	Utzig
Coleman	Hoffman	Price	Vest
Dailey	Hoxie	Prince	Walker
Dewel	Long	Rigler	Watson
Dykhouse	Lynes	Ringgenberg	Weiss
Elijah	McCurdy	Schroeder	Wormley
Elwood	McManus		

Nays, 1:

Putney

Absent or not voting, 3:

McFarlane	Scott	Weber
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, Senate File 81, a bill for an act to transfer the administration of the statutes relating to fire protection in hotels from the department of agriculture to the fire marshal, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Watson 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, 45:

Anderson	Evans	McManus	Shaff
Boothby	Fisher	Miller	Shoeman
Buck	Gillespie	Nolan	Stuart
Burton	Grimstead	O'Malley	Tate
Butler	Harbor	Prentis	Turner
Byers	Henry	Price	Utzig
Coleman	Hoffman	Prince	Vest
Dailey	Hoxie	Putney	Walker
Dewel	Long	Rigler	Watson
Dykhouse	Lynes	Ringgenberg	Weiss
Elijah	McCurdy	Schroeder	Wormley
Elwood			

Nays, none.

Absent or not voting, 5:

McFarlane	O'Connor	Scott	Weber
Molison			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Anderson, Senate File 93, a bill for an act to clarify the exemption of animals from property tax, 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, 43:

Anderson	Fisher	Miller	Shoeman
Boothby	Gillespie	Molison	Stuart
Buck	Grimstead	Nolan	Tate
Burton	Harbor	O'Connor	Turner
Butler	Henry	Prentis	Utzig
Coleman	Hoffman	Price	Vest
Dewel	Hoxie	Prince	Walker
Dykhouse	Long	Putney	Watson
Elijah	Lynes	Rigler	Weiss
Elwood	McCurdy	Schroeder	Wormley
Evans	McManus	Shaff	

Nays, 4:

Byers	Dailey	O'Malley	Riggenberg
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Absent or not voting, 3:

McFarlane	Scott	Weber
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Schroeder, Senate File 194, a bill for an act relating to the compensation of mayors in cities under special charter, was taken up and considered.

Senator Schroeder 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, 46:

Anderson	Evans	Miller	Schroeder
Boothby	Fisher	Molison	Shaff
Buck	Gillespie	Nolan	Shoeman
Burton	Grimstead	O'Connor	Stuart
Butler	Harbor	O'Malley	Turner
Byers	Henry	Prentis	Utzig
Coleman	Hoffman	Price	Vest
Dailey	Hoxie	Prince	Walker
Dewel	Long	Putney	Watson
Dykhouse	Lynes	Rigler	Weiss
Elijah	McCurdy	Ringgenberg	Wormley
Elwood	McManus		

Nays, none.

Absent or not voting, 4:

McFarlane

Scott

Tate

Weber

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder moved that the Senate recess until 1:30 p.m., which motion was lost.

On motion of Senator Stuart, Senate File 103, a bill for an act to provide for the establishment and licensing of game breeding and shooting preserve areas, to prescribe the requirements therefor and the regulation thereof, and to fix license and other fees in connection therewith, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Stuart offered the following amendment and moved its adoption:

Amend Senate File 103, section 1, line 15, by striking the words and figures "twenty dollars (\$20.00)", and inserting in lieu thereof the words and figures "fifty dollars (\$50.00)".

The amendment was adopted.

Senator Wormley offered the following amendment and moved its adoption:

Amend Senate File 103 as follows:

1. Amend section 1, line 6, by adding the following after the word "that": "there shall be no more than one (1) such area in any township and that".

2. Amend section 1, line 24, by adding after the second comma (,) the following: "there is no other licensed area in the township and that the licensing of the proposed area will not exceed the three per cent (3%) county limitation,".

3. Amend section 1, line 26, by adding after the semicolon (;) the following: "that the proposed area will not interfere with the normal activities of migratory birds;".

The amendment was adopted.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

PROOFS OF PUBLICATION

Published copy of House File 17 and verified proof of publication of said bill in The Alta Advertiser on December 27, 1956, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Also :

Published copy of House File 68 and verified proof of publication of said bill in The Anamosa Journal on January 28, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of the Senate.

THIRD READING OF BILLS

The Senate resumed consideration of Senate File 103.

Senator Molison offered the following amendment and moved its adoption :

Amend Senate File 103 as follows:

Amend section 6 by striking lines 3 and 4 and inserting in lieu thereof the following:

“except within the open seasons set by the state conservation commission.”

The amendment was lost.

Senator Stuart 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:

Boothby	Harbor	Price	Stuart
Butler	Henry	Prince	Tate
Byers	Hoxie	Putney	Utzig
Coleman	Long	Rigler	Vest
Dewel	Miller	Ringgenberg	Walker
Dykhouse	Nolan	Schroeder	Watson
Elijah	O'Connor	Shaff	Weiss
Fisher	Prentis	Shoeman	

Nays, 4:

Dailey	Evans	Lynes	McManus
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Absent or not voting, 15:

Anderson	Gillespie	McFarlane	Turner
Buck	Grimstead	Molison	Weber
Burton	Hoffman	O'Malley	Wormley
Elwood	McCurdy	Scott	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, Senate File 107, a bill for an act relating to the use of public lands and waters and the regulation thereof by the conservation commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Watson asked and received unanimous consent that action on Senate File 107 be deferred and that the bill be placed on the calendar under “Unfinished Business.”

On motion of Senator Stuart, Senate File 198, a bill for an act relating to payment of witness fees in jury trials in the district courts in criminal cases, was taken up and considered.

Senator Stuart 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	Grimstead	Nolan	Shoeman
Boothby	Harbor	O'Connor	Stuart
Butler	Henry	O'Malley	Tate
Byers	Hoffman	Prentis	Turner
Coleman	Hoxie	Price	Utzig
Dailey	Long	Prince	Vest
Dewel	Lynes	Putney	Walker
Dykhouse	McCurdy	Rigler	Watson
Elijah	McManus	Ringgenberg	Weiss
Elwood	Miller	Schroeder	Wormley
Evans	Molison	Shaff	

Nays, none.

Absent or not voting, 7:

Buck	Fisher	McFarlane	Weber
Burton	Gillespie	Scott	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Butler, House File 17, a bill for an act to legalize and validate the special election, petition therefor, proceedings in connection therewith and proceedings authorizing and providing for the issuance, sale and delivery, all in connection with Swimming Pool Bonds of the Town of Alta, Iowa, and the provisions made for the levy and collection of annual taxes to pay said bonds and the interest thereon and declaring said bonds, issued, sold and delivered pursuant to said election and said proceedings, to be valid obligations of said town, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Butler 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	Dykhouse	Hoffman	Nolan
Boothby	Elijah	Hoxie	O'Connor
Burton	Elwood	Long	O'Malley
Butler	Evans	Lynes	Prentis
Byers	Fisher	McCurdy	Price
Coleman	Grimstead	McManus	Prince
Dailey	Harbor	Miller	Putney
Dewel	Henry	Molison	Rigler

Ringgenberg	Shoeman	Turner	Watson
Schroeder	Stuart	Utzig	Weiss
Shaff	Tate	Walker	Wormley

Nays, none.

Absent or not voting, 6:

Buck	McFarlane	Vest	Weber
Gillespie	Scott		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Schroeder, Senate File 101, a bill for an act to amend chapter two hundred fifty-nine (259), Acts of the Fifty-fifth General Assembly, providing that the executive council had authority to sell at private sale to Central Lutheran Church of Des Moines, Polk County, Iowa, a non-profit corporation, certain land belonging to the State of Iowa situated in block three (3), H. Lyons addition to the town of Demoiné, now included in and forming a part of the City of Des Moines, Polk County, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schroeder 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	Fisher	Nolan	Shaff
Boothby	Harbor	O'Connor	Shoeman
Burton	Henry	O'Malley	Stuart
Butler	Hoffman	Prentis	Tate
Byers	Hoxie	Price	Turner
Coleman	Long	Prince	Utzig
Dailey	Lynes	Putney	Walker
Dewel	McCurdy	Rigler	Watson
Dykhouse	McManus	Ringgenberg	Weiss
Elwood	Miller	Schroeder	Wormley
Evans	Molison		

Nays, none.

Absent or not voting, 8:

Buck	Gillespie	McFarlane	Vest
Elijah	Grimstead	Scott	Weber

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Elijah, House File 68, a bill for an act to legalize the action of the board of supervisors of Jones County in making expenditures for repairs at the Jones County Home out of the poor fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Elijah 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	Evans	Molison	Shaff
Boothby	Fisher	Nolan	Shoeman
Burton	Harbor	O'Connor	Stuart
Butler	Henry	O'Malley	Tate
Byers	Hoffman	Prentis	Turner
Coleman	Hoxie	Price	Utzig
Dailey	Long	Prince	Vest
Dewel	Lynes	Putney	Walker
Dykhouse	McCurdy	Rigler	Watson
Elijah	McManus	Ringgenberg	Weiss
Elwood	Miller	Schroeder	Wormley

Nays, none.

Absent or not voting, 6:

Buck	Grimstead	Scott	Weber
Gillespie	McFarlane		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

ADDITIONAL COPIES

Senator Shoeman asked and received unanimous consent to have 1,000 copies of Senate Files 64 and 65, as passed by the Senate, printed.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

S. F. 291	Judiciary 2
S. F. 292	Judiciary 1
S. F. 293	Judiciary 2
S. F. 294	Judiciary 1
S. F. 296	Motor vehicles
S. F. 297	Schools and educational institutions
S. F. 298	Judiciary 2
S. F. 299	Conservation
S. F. 300	Judiciary 1
H. F. 237	Cities and towns
H. F. 239	Private corporations
H. F. 241	Private corporations

REPORTS OF COMMITTEES

Senator Weiss submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 224**, a bill for an act to amend section one hundred

eleven point thirty-six (111.36), Code 1954, relating to the speed limit of vehicles in state parks, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, *Chairman*.

Ordered passed on file.

Senator Ringgenberg submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 203**, a bill for an act to regulate the manufacture, distribution and sale of mixed fertilizers, fertilizer materials, commercial fertilizers and soil amendments and to repeal chapter two hundred (200), Code 1954, 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 203 as follows:

1. Amend Senate File 203 by striking the following words in lines 2 and 3 of section 11: "It shall be the duty of the secretary who may act through his authorized agent, to" and insert in lieu thereof: "The secretary, who may act through his authorized agent, shall upon the advice or recommendation of the director of the Iowa agricultural experiment station".

2. Further amend section 11 by striking in lines 5 and 6 the words "to such an extent as he may deem" and insert in lieu thereof the following, "in such numbers as may be deemed".

3. Amend Senate File 203 by inserting a period (.) in line 5 of section 14 after the word "advisable" and striking the remainder of the section. Insert in lieu thereof the following: "The secretary shall report semi-annually by counties the results of the analysis based on official samples taken of commercial fertilizers sold within the state as compared with the analyses guaranteed under section four (4) and section five (5) together with name and address of the manufacturer, and name and address of the owner or custodian of such commercial fertilizer at the time the official sample was taken. A copy of this semi-annual report by individual counties will be mailed by the secretary to each corresponding county extension director in the state."

CARL H. RINGGENBERG, *Chairman*.

Ordered passed on file.

Senator Long submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 88**, a bill for an act to transfer the custody and approval of bonds of certified public accountants from the auditor of state to the state accountancy board, begs leave to report it has had the same under consideration and recommends the same **do pass**.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 89**, a bill for an act to require audits of the accounts of each town by the state auditor, 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 89 as follows:

1. Amend the title to Senate File 89 by striking the word "audits" and inserting in lieu thereof the words "examination or audit".

2. Further amend Senate File 89, section 1, line 1, by striking the words and figures "eleven point thirty-one (11.31)" and inserting in lieu thereof the words and figures "eleven point eighteen (11.18)".

3. Further amend Senate File 89, section 1, line 4, by adding after the word "examination" the words "or audit".

4. Further amend Senate File 89, section 1, line 5, by adding after the word "state" the words "for any preceding year".

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 90**, a bill for an act to create an appointive Iowa State Commerce Commission and to abolish the present elective commission after expiration of the terms for which they were elected and as extended herein, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with Senator Watson's amendment filed January 30, 1957, and found on page 123 of the Senate Journal, and when so amended the bill do pass.**

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 60**, a bill for an act providing for annexation of territorial property owned by the State of Iowa, by a city or town, begs leave to report it has had the same under consideration and recommends the same **do pass.**

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 153**, a bill for an act to amend section six hundred eighteen point thirteen (618.13), Code 1954, relating to publication of proceedings in causes of action in municipal court; and to amend section six hundred twenty-two point ninety-three (622.93), Code 1954, relating to proof of publication of proceedings in causes of action in municipal court and payment therefor, begs leave to report it has had the same under consideration and recommends the same **do pass.**

W. C. STUART, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 167 as follows:

2 1. Amend section 1, line 6, by inserting after the word
3 "transportation" the words ", for compensation,".

4 2. Further amend section 1, line 12, by inserting after

5 the word "tracks" the words "equipped with one or more cargo
6 tanks and".

7 3. Further amend section 1, line 13, by striking the

8 word "public".

9 4. Further amend section 1, line 13, by inserting a
10 period (.) after the word "bulk" and striking the remainder
11 of the definition of "vehicle".

12 5. Add the following definition to section 1:

13 "4. "Transportation for compensation" shall, in addition
14 to all public transportation, also include transportation
15 primarily for others by a person, not a distributor licensed
16 under Chapter 324, even though as an incident thereto he buys
17 the liquids at the point where the transportation originates
18 and sells it at a delivered price at destination and, except
19 as otherwise provided, shall include transportation for
20 others by a distributor licensed under Chapter 324 or liquid
21 products not owned by the distributor."

22 6. Amend section 1, line 18, by striking the figure "4"
23 and inserting in lieu thereof the figure "5".

24 7. Amend section 2, lines 3 to 7, inclusive, by striking
25 all after the word "compensation," down to and including
26 "consignee," in line 7.

27 8. Amend section 23, lines 44 through 46, by striking
28 the last sentence and inserting in lieu thereof the following:
29 "Except as required in this act and in Chapter 324 and except
30 for ordinary registration of motor vehicles, no other or
31 additional policies, bonds or certificates shall be required
32 by any city, town or other agency of this state for any liquid
33 transport vehicle."

34 9. Amend section 29, line 3, by striking the word "ten"
35 and inserting in lieu thereof the word "twelve" and by inserting
36 after the word "continuous" the word "driving".

37 10. Amend section 30 by striking from line 2 the word
38 "ten" and inserting in lieu thereof the word "twelve" and
39 by inserting before the word "operation" in line 3 the word
40 "driving".

41 11. Amend section 34 by striking lines 5 to 17, inclusive,
42 and inserting in lieu thereof the following:

43 "points in this state to all other points in this state,
44 and all routes and areas in this state, provided that
45 application therefor shall be made within sixty (60) days
46 after the effective date of this Act. No rights so granted
47 may be sold, leased, transferred or assigned, except such rights
48 as are actively being exercised at the time of sale, lease,
49 transfer or assignment. Before any rights may be sold, leased,
50 transferred or assigned, application therefor shall be filed
51 with the commission, which shall fix a date for hearing thereon,
52 and the provisions of section twenty-two (22) of this Act shall
53 be applicable thereto."

54 12. Strike all of section 35 and insert in lieu thereof
55 the following:

56 "Sec. 35. Sections 1 through 34 inclusive of this Act
57 shall not apply to (1) transportation in bulk by vehicle
58 having a total cargo tank shell capacity of 2,000 gallons or
59 less, (2) transportation by a distributor licensed under
60 Chapter 324 incidental to and in the regular course of his
61 business as a distributor of petroleum products, or (3)
62 reciprocal exchange between distributors licensed under
63 Chapter 324 of transportation pursuant to an exchange of

64 products between distributors so licensed.”.
65 13. Add the following new section and renumber the
66 following section accordingly:
67 “Sec. 36. The provisions of this Act shall not apply
68 to the transportation of dairy products.”.

DUANE E. DEWEL.

1 Amend Senate File 202 as follows:
2 1. Amend section 1, line 5 by adding the
3 word “sex,” after the word “religion”.
4 2. Amend section 5, line 13 by adding
5 the word “sex,” after the word “religion”.
6 3. Amend section 5, line 19 by inserting
7 the word “sex,” after the word “religion”.
8 4. Amend section 5, line 51 by inserting
9 the word “, sex,” after the word “religion”.
10 5. Amend section 7, line 17 by inserting
11 a comma and the word “sex,” after the word “religion”. Further
12 amend section 7, lines 25,
13 28, and 34 by inserting the word “sex,” after
14 the word “religion”.
15 6. Amend section 13, line 6 by inserting a
16 comma and the word “sex,” after the word “religion”.

D. C. NOLAN.

1 Amend House File 28, section 4, line 9 by inserting after the
2 word “therefor” the following: “. With respect to any time
3 deposits that the state treasurer may place with any depository,
4 it shall be his policy to place with such depository an amount of
5 demand deposits equal to at least ten percent (10%) of such time
6 certificate of deposit money, insofar as he may be able so to do.”

COMMITTEE ON WAYS AND MEANS,
X. T. PRENTIS, *Chairman*.

On motion of Senator Nolan, the Senate adjourned until 10:05,
a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, FEBRUARY 21, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Alvin Pitt, pastor of the Reorganized Church of the Latter Day Saints, Persia, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Buck, from one hundred thirty-two members of the Royal Neighbors of America of Marshalltown in opposition to proposed legislation relating to fraternal beneficiary associations.

By Senator Byers, from twenty-three Highway Commission employees favoring proposed legislation relating to a non-political civil service commission.

By Senator Ringgenberg from twelve residents of Story County in opposition to liquor or beer being sold on the state fair grounds.

By Senator Shoeman, from seventeen residents of Shelby County favoring proposed legislation relating to the care of the infirm at the Iowa Soldiers Home.

By Senator Tate, from fourteen residents of Cerro Gordo County in opposition to sale of liquor by the drink in Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Miller for the day on request of Senator Harbor.

INTRODUCTION OF BILLS

Senate File 316, by Senators Hoxie and Ringgenberg, a bill for an act relating to livestock sales.

Read first and second times and passed on file.

Senate File 317, by Senators Dewel, O'Malley, Butler, Walker and Evans, a bill for an act to license and regulate persons engaged in the business of, at retail, selling, bartering or otherwise dealing in new and used farm machinery within the State of Iowa; to fix the scope of the regulation in this act provided and prescribe the

terms and conditions under which the license provided for in this act may be granted, revoked and denied; to prohibit and declare void as against public policy certain contracts, agreements or understandings between farm machinery dealers and farm machinery manufacturers or distributors in connection with the sale and transfer of retail installment contracts arising from the retail installment sale of farm machinery; to prohibit coercion of farm machinery dealers by manufacturers, distributors or the agents of either of the same; to provide for the creation of a farm machinery dealer license fee fund; to provide for the enforcement of this act by injunction and by prescribing penalties for the violation of or non-compliance of this act.

Read first and second times and passed on file.

Senate File 318, by Senators Nolan and Walker, a bill for an act to amend chapter four hundred twenty-eight (428), Code 1954, and section four hundred twenty-seven point one (427.1), Code 1954, to provide for an excise tax on handling of food products by manufacturers, processors, warehouse men and other handlers except retailers and original growers or producers, and exempting food products while being so handled from general property taxes.

Read first and second times and passed on file. •

Senate File 319, by Senators O'Malley and Prince, a bill for an act providing for purchase of land to be used as outdoor recreational facilities in either Polk or Dallas County, Iowa, and appropriating funds for that purpose.

Read first and second times and passed on file.

Senate File 320, by Senators Vest, Dewel, Shoeman and Long, a bill for an act to authorize, license, and regulate the making of installment loans of three thousand dollars (\$3,000) or less; to fix maximum charges on such loans, and to provide penalties for violation.

Read first and second times and passed on file.

PRESENTATION OF VISITORS

Senator Anderson rose on a point of personal privilege and presented to the Senate the Honorable Art J. Johnson of Clayton County, a former member of the Senate who was present in the Senate chamber.

Senator Gillespie asked and received unanimous consent to present to the Senate twenty-seven members of the American government and American problems classes of the Bridgewater High School who were present in the balcony with their instructor, Bruce Tanner.

Senator Nolan asked and received unanimous consent to present to the Senate thirty members of the junior and senior classes of the Victor High School who were present in the balcony with their instructor, Al Seabrooke.

HOUSE AMENDMENTS CONSIDERED

Senator Butler called up for the consideration Senate File 68, a bill for an act to amend chapter one hundred fifty-five (155), Code 1954, relating to pharmacy and to provide for the development, establishment and enforcement of basic standards and requirements for the distribution of drugs, medicinal chemicals, poisons, and proprietary or domestic remedies for human use only, and to provide for licensing of such distributors, and to provide penalties for violations, amended by the House, and moved that the Senate concur in the following amendments:

1. Amend Senate File 68 by striking the period (.) at the end of section one (1) and inserting in lieu thereof the following: " , or to hospitals licensed under chapter one hundred thirty-five B (135B), Code 1954, or to persons licensed under chapters one hundred forty-eight (148) or one hundred fifty (150) or one hundred fifty-three (153), Code 1954."

2. Amend Senate File 68, section two (2), line one hundred seventy-two (172), by inserting after the comma following the word "chemicals" the words: "paints and/or lacquer products,".

The Senate concurred in the House amendments.

Senator Butler moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Anderson	Grimstead	O'Connor	Stuart
Boothby	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dewel	Long	Putney	Walker
Dykhouse	Lynes	Rigler	Watson
Elijah	McCurdy	Schroeder	Weber
Evans	McManus	Scott	Weiss
Fisher	Molison	Shaff	Wormley
Gillespie	Nolan	Shoeman	

Nays, none.

Absent or not voting, 7:

Buck	Dailey	Miller	Ringgenberg
Burton	Elwood	McFarlane	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator O'Malley called up for consideration the following resolution:

SENATE CONCURRENT RESOLUTION 15

By O'Malley

Whereas, the Honorable A. S. Monroney, United States Senator from Oklahoma, will be in Des Moines, Iowa, on the 26th day of March 1957; therefore,

Be It Resolved by the Senate, the House Concurring: That an invitation be extended to Senator Monroney to address a joint convention of both houses at 11:00 a.m., on Tuesday, March 26, 1957.

On motion of Senator Nolan, the resolution 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 passed the following bill in which the concurrence of the Senate is asked:

House File 67, a bill for an act relating to procedure for obtaining permission to erect, maintain, and operate electric transmission lines on public property.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 111, a bill for an act to legalize the proceedings by the city of Cherokee in connection with the construction of a municipal swimming pool.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 114, a bill for an act relating to prohibited sales of dangerous weapons.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 248, a bill for an act making it unlawful to provide or give insurance as an inducement to or in connection with any sale or exchange of property or services.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 277, a bill for an act relating to the investment of funds by banks and trust companies in federal farm credit securities.

A. C. GUSTAFSON, *Chief Clerk*.

HOUSE MESSAGES CONSIDERED

House File 67, a bill for an act to amend chapter four hundred eighty-nine (489), Code 1954, relating to the procedure for obtaining permission to erect, maintain, and operate electric transmission lines on public property.

Read first and second times and passed on file.

House File 111, a bill for an act to legalize and validate petition to and proceedings had by the city of Cherokee, Iowa, and the city officials, relating to the submission at a special municipal election held in said city on August 30, 1956, and the election itself, on the proposition of constructing and equipping a municipal swimming pool including bath houses, and if required acquiring property for said purpose, and contracting indebtedness for such purpose not exceeding \$75,000 and issuing bonds for such purpose not exceeding \$75,000 and levying tax annually upon the taxable property in said city not exceeding one and one-half mills per annum for the payment of such bonds and the interest thereon, and declaring the same to be legally sufficient authority for the city council and city officials of said city to contract indebtedness and issue bonds in reliance thereon and to levy taxes to pay said bonds and the interest thereon.

Read first and second times and passed on file.

House File 114, a bill for an act relating to prohibited sales of dangerous weapons.

Read first and second times and passed on file.

House File 248, a bill for an act making it unlawful to provide or give insurance as an inducement to or in connection with any sale or exchange of property or services, and providing a penalty therefor.

Read first and second times and passed on file.

House File 277, a bill for an act relating to the investment of funds by banks and trust companies in federal farm credit securities and modifying the limitations now existing.

Read first and second times and passed on file.

THIRD READING OF BILLS

On motion of Senator Prentis, House File 28, a bill for an act relating to the collection, investment and deposit of public funds not currently needed for operating expenses, with report of committee on February 7, 1957, recommending passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment, filed on February 20, 1957, was considered:

Amend House File 28, section 4, line 9, by inserting after the word "therefor" the following: ". With respect to any time deposits that the state treasurer may place with any depository, it shall be his policy to place with such depository an amount of demand deposits equal to at least ten percent (10%) of such time certificate of deposit money, insofar as he may be able so to do."

On motion of Senator Prentis, action on House File 28 was temporarily deferred.

On motion of Senator Walker, Senate File 50, a bill for an act relating to the maximum length of vehicles and to amend section three hundred twenty-one point four hundred fifty-seven (321.457). Code of 1954, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Walker asked and received unanimous consent that House File 132 be substituted for Senate File 50.

On motion of Senator Walker, House File 132, a bill for an act relating to the maximum length and maximum gross weight of vehicles, and to amend section three hundred twenty-one point four hundred fifty-seven (321.457), and section three hundred twenty-one point four hundred sixty-three (321.463), Code 1954, was taken up and considered.

Senator Rigler offered the following amendment and moved its adoption:

Amend House File 132 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section three hundred twenty-one point four hundred fifty-seven (321.457), Code 1954, is hereby amended by inserting after the comma (,) following the word 'feet' in line 5, subsection 3 the following: 'except that motor trucks, truck tractors, road tractors or semi-trailers or any combination of vehicles coupled together operating within or through the State of Iowa using exclusively four-lane highways, may have an overall length as herein provided of not to exceed fifty (50) feet, and'".

President pro tempore Vest took the chair at 11:30 a.m.

Senator Shaff moved the previous question on the Rigler amendment, which motion prevailed.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 8:

Byers	Elwood	Rigler	Stuart
Dewel	McManus	Scott	Wormley

Nays, 40:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Tate
Burton	Harbor	O'Malley	Turner
Butler	Henry	Prentis	Utzig
Coleman	Hoffman	Price	Vest
Dailey	Hoxie	Prince	Walker
Dykhouse	Long	Putney	Watson
Elijah	Lynes	Ringgenberg	Weber
Evans	McCurdy	Schroeder	Weiss

Absent or not voting, 2:

McFarlane Miller

The amendment was lost.

Senator Walker moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

The Chair announced that Senator Miller had left a written request to be recorded as voting "Aye" on House File 132.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Harbor	O'Connor	Tate
Burton	Henry	O'Malley	Turner
Butler	Hoffman	Prentis	Utzig
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dykhouse	Lynes	Putney	Watson
Elijah	McCurdy	Ringgenberg	Weiss
Evans	Miller	Schroeder	Wormley

Nays, 8:

Byers	Grimstead	Rigler	Stuart
Elwood	McManus	Scott	Weber

Absent or not voting, 2:

Dewel McFarlane

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Walker asked and received unanimous consent that Senate File 50 be withdrawn from further consideration of the Senate.

The Senate resumed consideration of House File 28.

On motion of Senator Prentis, the committee amendment was adopted.

Senator Elijah offered the following amendment, filed by Senators Vest and Elijah, and moved its adoption:

Amend House File 28, section 2, line 10, by inserting after the word "comptroller" the following: ". Provided in lieu of such remittance the treasurer of the county may deposit to the credit of the treasurer of the state said amount in interest-bearing accounts in a bank, or banks, of said county designated by the treasurer of the state."

The amendment was adopted.

Senator Prentis 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:

Anderson	Evans	Molison	Shoeman
Boothby	Fisher	Nolan	Stuart
Buck	Gillespie	O'Connor	Tate
Burton	Grimstead	O'Malley	Turner
Butler	Harbor	Prentis	Utzig
Byers	Henry	Price	Vest
Coleman	Hoffman	Prince	Walker
Dailey	Hoxie	Putney	Watson
Dewel	Long	Rigler	Weber
Dykhouse	Lynes	Ringgenberg	Weiss
Elijah	McCurdy	Schroeder	Wormley
Elwood	McManus	Scott	

Nays, 1:

Shaff

Absent or not voting, 2:

McFarlane Miller

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Dykhouse, Senate File 73, a bill for an act relating to the required interval between certain classes of vehicles moving upon the highways and to amend sections three hundred twenty-one point three hundred eight (321.308) and three hundred twenty-one point three hundred nine (321.309), Code 1954, relating thereto, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dykhouse 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, 45:

Anderson	Fisher	Nolan	Shaff
Buck	Gillespie	O'Connor	Shoeman
Burton	Harbor	O'Malley	Stuart
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Elwood	Molison	Scott	Wormley
Evans			

Nays, 1:

Tate

Absent or not voting, 4:

Boothby Grimstead McFarlane Miller

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 226.

NORVAL B. EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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: House File 226.

PROOF OF PUBLICATION

Published copy of Senate File 298 and verified proof of publication of said bill in *The West Des Moines Express* on February 14, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of the Senate.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- S. F. 301 Banks, building and loan
- S. F. 303 Judiciary 2
- S. F. 304 Schools and educational institutions
- S. F. 308 Conservation
- S. F. 309 Tax revision
- S. F. 310 Governmental affairs
- S. F. 311 Tax revision
- S. F. 312 Judiciary 1
- S. F. 313 Railroads
- S. F. 315 Governmental affairs
- H. F. 236 Printing
- H. F. 240 Private corporations
- H. F. 242 Schools and educational institutions

REPORT OF COMMITTEE

Senator Weiss submitted the following report :

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 231**, a bill for an act to amend section one hundred ten point one (110.1), Code 1954, pertaining to license fees, 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 231, section 1, line 2, by striking the word and figure "twelve (12)" and substituting in lieu thereof the word and figure "thirteen (13)".

ALBERT WEISS, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 269 by inserting after line

2 56 of section 3, the following:

3 "(9) The percentage rate of simple interest per month
4 being charged on the respective declining balances computed
5 on the amount and for the period of the contract."

GUY G. BUTLER.

1 Amend Senate File 269, section 4, line 11 by inserting after
2 the period (.) the following:

3 "Provided that banks shall not be required to secure a license
4 hereunder in order to dispose of motor vehicles acquired or
5 repossessed by them in exercise of powers or rights granted by
6 lien or title retention instruments or contracts given as security
7 for loans or purchase money obligations."

GUY G. BUTLER.

1 Amend Senate File 271 by adding a new section as follows:

2 Sec. 3. Section ninety-two point one (92.1), Code 1954,
3 is amended by adding at the end of line three (3) the words,
4 "bowling alley,"

J. T. DYKHOUSE.

1 Amend Senate File 80 by striking all after the enacting clause
2 and inserting in lieu thereof the following:

3 "Section 1. It shall be the duty of the owner or operator of
4 a railroad running through or within the borders of the State of
5 Iowa as a common carrier to equip such of its track power cars
6 used for the transportation of its maintenance of way employees
7 with the following equipment: a reasonably substantial top for
8 the protection of said employees from inclement weather, a
9 transparent windshield of sufficient width and height for
10 reasonable protection of said employees; a windshield wiper
11 designed to remove rain and snow from the windshield while the
12 car is in motion.

13 Sec. 2. In the event the carrier fails to install such
14 equipment within three (3) years after the date of the enactment
15 of the statute, or in the event a disagreement arises after such
16 three (3) year period, then upon petition to the state commerce
17 commission for an order, the matter shall be set for hearing by
18 the commission on proper notice and the commission shall
19 determine the issues and shall enter an order in accordance

20 with their findings.

21 Sec. 3. Failure to comply with the orders of the commission
22 in section two (2) herein shall constitute a misdemeanor."

ROBERT R. RIGLER.

1 Amend House File 9 by inserting after the
2 period (.) in line 13 the following:
3 "Prior to April 1, 1958, the certificate of the
4 company or association requesting the license shall be
5 considered sufficient proof of competency, but thereafter
6 such competency for any applicant not previously licensed
7 shall be established in accordance with the rules and
8 regulations established by the commissioner as provided
9 herein. The commissioner may issue a temporary license
10 for a period of not to exceed six (6) months and for such
11 temporary license may waive the requirements established
12 herein."

THOMAS J. DAILEY.

1 Amend Senate File 238, section 1, line 4, by inserting after the
2 word "student" the following:
3 "whose date of birth is between March 30, 1893 and April 1,
4 1893, and whose birthplace is Dubuque County, Iowa; and/or whose
5 date of birth is between August 28, 1902 and August 30, 1902, and
6 whose birthplace is Guthrie County, Iowa; and/or whose date of
7 birth
8 is between December 11, 1908 and December 13, 1908, and whose
9 birthplace is Decatur County, Iowa; and/or whose date of birth is
10 between September 11, 1902 and September 13, 1902, and whose
11 birthplace is Dallas County, Iowa; and/or whose date of birth
12 is between March 4, 1887, and March 6, 1887, and whose birthplace
is Marshall County, Kansas,".

JACK M. WORMLEY.

On motion of Senator Nolan, the Senate adjourned until 10:05
a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, FEBRUARY 22, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Doctor Alvin T. Mayberry, pastor of the First Methodist Church, Oskaloosa, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Buck, from one hundred fifteen members of the Royal Neighbors of America of LeGrand in opposition to proposed legislation relating to fraternal beneficiary associations.

By Senator Grimstead, from supervisors of Cedar, Jackson and Jones Counties in opposition to proposed legislation relating to county secondary road budgets.

By Senator Grimstead, from fourteen residents of Mitchell County in opposition to proposed legislation relating to fraternal beneficiary associations.

By Senator Hoxie, from members of the American Legion Post, Shenandoah, favoring proposed legislation relating to the care of the infirm at the Iowa Soldiers Home.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Shaff for the day on request of Senator Prentis; Senator Schroeder for the day on request of Senator McManus.

INTRODUCTION OF BILLS

Senate File 321, by Senators Stuart, Fisher and Gillespie, a bill for an act to repeal section three hundred forty-seven point ten (347.10), Code 1954, and to enact a substitute therefor, relating to vacancies on the board of trustees of county hospitals, and to amend section three hundred forty-seven point fourteen (347.14), Code 1954, relating to powers and duties of the board of trustees of county hospitals.

Read first and second times and passed on file.

Senate File 322, by Senator Weiss, a bill for an act relating to the road use tax fund.

Read first and second times and passed on file.

Senate File 323, by committee on tax revision, a bill for an act to amend section four hundred twenty-two point fifty-two (422.52), Code 1954, to make suppliers of tangible personal property jointly and severally liable with their retailers for sales taxes and penalties where the suppliers retain title to the goods to be sold or proceeds from their sale upon default in payment of such taxes and penalties by such retailers.

Read first and second times and placed on the calendar.

Senate File 324, by Senator O'Malley, a bill for an act relating to the authority of cities and towns to regulate the hours during which intoxicating liquors may be consumed on the premises of private clubs or associations.

Read first and second times and passed on file.

Senate File 325, by Senators Watson, Tate, Dewel, Lynes, Coleman, Long, Butler, O'Malley and Dykhouse, a bill for an act providing for the payment by the State of Iowa of a portion of the cost of completing the construction of sanitary sewer facilities, not including enlargements and additions to the disposal plant, by the Iowa Great Lakes sanitary district, which includes Spirit Lake, East Okoboji Lake, West Okoboji Lake, and other state owned waters, in Dickinson County, Iowa.

Read first and second times and passed on file.

Senate File 326, by Senators Burton and O'Malley, a bill for an act to provide health and accident insurance for employees of an association having group insurance on a franchise plan.

Read first and second times and passed on file.

Senate File 327, by Senators Long, Shoeman, Tate, Henry and Molison, a bill for an act to amend chapter ninety-six (96), Code 1954, as amended, being the Iowa employment security law, relating to unemployment compensation; increasing the maximum weekly benefit amount to thirty-two (\$32.00) dollars and the minimum to ten (\$10.00) dollars; increasing the maximum duration of benefits to twenty-six (26) weeks; providing for the determination and payment of benefits; the qualification, eligibility and the limitation of disqualification for benefits; the manner of computing employer's tax rates and charging benefits paid to employer's reserve accounts; and notice to employers of benefit payments, and the correction of errors; defining "computation"; and redefining "annual payroll" and "average annual payroll".

Read first and second times and passed on file.

Senate File 328, by Senator Hoxie (by request), a bill for an act to exempt from taxation lands in use as settling basins.

Read first and second times and passed on file.

Senate File 329, by Senator Putney, a bill for an act to amend section thirty-seven point ten (37.10), Code 1954, relating to qualifications of commissioners of memorial halls and monuments.

Read first and second times and passed on file.

Senate File 330, by Senators Harbor, Turner, Shoeman and Coleman, a bill for an act to provide driver-education courses in all public high schools in Iowa.

Read first and second times and passed on file.

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 amendments to and passed House File 28, a bill for an act relating to the collection, investment and deposit of public funds not currently needed for operating expenses.

A. C. GUSTAFSON, *Chief Clerk.*

THIRD READING OF BILLS

On motion of Senator Lynes, House File 78, a bill for an act to permit rural mail carriers to use flashing lights on their vehicles when delivering mail, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lynes 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, 46:

Anderson	Evans	Miller	Scott
Boothby	Fisher	Molison	Shoeman
Buck	Gillespie	Nolan	Stuart
Burton	Grimstead	O'Connor	Tate
Butler	Harbor	O'Malley	Turner
Byers	Henry	Prentis	Utzig
Coleman	Hoffman	Price	Vest
Dailey	Hoxie	Prince	Walker
Dewel	Long	Putney	Watson
Dykhouse	Lynes	Rigler	Weber
Elijah	McCurdy	Ringgenberg	Weiss
Elwood	McManus		

Nays, none.

Absent or not voting, 4:

McFarlane	Schroeder	Shaff	Wormley
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Senator Lynes took the chair at 10:35 a.m.

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dailey asked and received unanimous consent that Senate File 29 be withdrawn from further consideration of the Senate.

Senator Nolan asked and received unanimous consent to take up for consideration House File 81, a bill for an act to eliminate the preaudit of expenditures of institutions under the control of the state board of regents and of expenditures of the state fair board.

The report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Senator Nolan 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, 45:

Anderson	Evans	Miller	Scott
Boothby	Fisher	Molison	Shoeman
Buck	Gillespie	Nolan	Stuart
Burton	Grimstead	O'Connor	Tate
Burtler	Harbor	O'Malley	Turner
Byers	Hoffman	Prentis	Utzig
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McManus	Ringgenberg	Weiss
Elwood			

Nays, none.

Absent or not voting, 5:

Henry	Schroeder	Shaff	Wormley
McFarlane			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Nolan asked and received unanimous consent that Senate File 104 be withdrawn from further consideration of the Senate.

Senator O'Malley asked and received unanimous consent to take up for consideration Senate File 61, a bill for an act to amend section six hundred four point eight (604.8), Code 1954.

The report of committee recommending amendment in accordance with the amendment filed by Senator O'Malley, and passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley asked and received unanimous consent that action on Senate File 61 be deferred and that the bill be placed on the calendar under "Unfinished Business".

Senator Molison asked and received unanimous consent to take up for consideration Senate File 66, a bill for an act to amend section five hundred eighteen point one (518.1), Code 1954, relating to insurance coverages authorized for mutual fire, tornado, hailstorm and other insurance associations.

The report of the committee recommending passage was taken up, considered, and the report of the committee adopted.

Senator Molison asked and received unanimous consent that House File 6 be substituted for Senate File 66.

On motion of Senator Molison, House File 6, a bill for an act to amend section five hundred eighteen point one (518.1), Code 1954, relating to insurance coverages authorized for mutual fire, tornado, hailstorm and other insurance associations, was taken up and considered.

Senator Molison 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, 45:

Anderson	Evans	McManus	Ringgenberg
Boothby	Fisher	Miller	Scott
Buck	Gillespie	Molison	Shoeman
Burton	Grimstead	Nolan	Stuart
Butler	Harbor	O'Connor	Turner
Byers	Henry	O'Malley	Utzig
Coleman	Hoffman	Prentis	Vest
Dailey	Hoxie	Price	Walker
Dewel	Long	Prince	Watson
Dykhouse	Lynes	Putney	Weber
Elijah	McCurdy	Rigler	Weiss
Elwood			

Nays, none.

Absent or not voting, 5:

McFarlane	Shaff	Tate	Wormley
Schroeder			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Molison asked and received unanimous consent that Senate File 66 be withdrawn from further consideration of the Senate.

Senator Dykhouse asked and received unanimous consent to take up for consideration Senate File 229, a bill for an act relating to the licensing fees imposed on motor fuel.

Senator Prentis offered the following amendment and moved its adoption:

1. Amend Senate File 229 by striking all after the word "the" in line 3 of section 3 and inserting in lieu thereof the following:

"Stanton Viking, a newspaper published at Stanton, Iowa, and the Mount Ayr Record-News, a newspaper published at Mount Ayr, Iowa.

The amendment was adopted.

Senator Dykhouse asked and received unanimous consent that

action on Senate File 229 be referred and that the bill be placed on the calendar under "Unfinished Business".

Senator Walker asked and received unanimous consent to take up for consideration Senate File 97, a bill for an act to amend chapter three hundred twenty-four (324), Code 1954, relating to filing of claims for refund of the tax on gasoline.

The report of the committee recommending amendment in accordance with the amendment filed by Senator Wormley, and passage, was adopted.

The following amendment, filed by Senator Wormley, was considered:

1. Amend Senate File 97, section 1, by striking from lines 5 and 6 thereof the words "for false certificate" and inserting in lieu thereof the following: "as provided for in the last paragraph of section three hundred twenty-four point fifty-eight (324.58) of the Code".

2. Amend Senate File 97, section 2, by striking from lines 4 and 5 thereof the words "for false certificate" and inserting in lieu thereof the following: "as provided for in the last paragraph of section three hundred twenty-four point fifty-eight (324.58) of the Code".

3. Further amend Senate File 97 by adding as section 5 the following: "Sec. 5. Amend section three hundred twenty-four point fifty (324.50), Code 1954, by adding a new sentence after the period (.) in line thirty-eight (38) as follows: "If an original invoice showing the purchase of the motor fuel on which a refund is claimed is lost or destroyed the treasurer may in his discretion approve a refund supported by a copy identified and certified by the seller as being a true copy of the original.".

On motion of Senator Elwood, the amendment was adopted.

Senator Walker 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, 45:

Anderson	Evans	McManus	Ringgenberg
Boothby	Fisher	Miller	Shoeman
Buck	Gillespie	Molison	Stuart
Burton	Grimstead	Nolan	Tate
Butler	Harbor	O'Connor	Turner
Byers	Henry	O'Malley	Utzig
Coleman	Hoffman	Prentis	Vest
Dailey	Hoxie	Price	Walker
Dewel	Long	Prince	Watson
Dykhouse	Lynes	Putney	Weber
Elijah	McCurdy	Rigler	Weiss
Elwood			

Nays, none.

Absent or not voting, 5:

McFarlane	Scott	Shaff	Wormley
Schroeder			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Nolan asked and received unanimous consent to take up for consideration Senate File 207, a bill for an act providing for the licensing and examination of electricians by a municipality.

The report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Senator Nolan asked and received unanimous consent that action on Senate File 207 be deferred and that the bill be placed on the calendar under "Unfinished Business".

Senator Henry asked and received unanimous consent to take up for consideration House File 43, a bill for an act to require an annual report as to a county's progress on its secondary road construction program.

The report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Senator Henry 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?"

Ayes, 42:

Anderson	Elwood	McManus	Ringgenberg
Boothby	Evans	Miller	Shoeman
Buck	Fisher	Molison	Stuart
Burton	Grimstead	Nolan	Turner
Butler	Harbor	O'Connor	Utzig
Byers	Henry	O'Malley	Vest
Coleman	Hoffman	Prentis	Walker
Dailey	Hoxie	Prince	Watson
Dewel	Long	Putney	Weber
Dykhouse	Lynes	Rigler	Weiss
Elijah	McCurdy		

Nays, none.

Absent or not voting, 8:

Gillespie	Price	Scott	Tate
McFarlane	Schroeder	Shaff	Wormley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dailey asked and received unanimous consent to take up for consideration Senate File 253, a bill for an act relating to use of county jails for the confinement of such persons as may be subject to imprisonment under the provisions of city or town ordinances and to amend section three hundred sixty-eight point fifteen (368.15), Code 1954, to make provision therefor.

Senator Dailey 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	Elwood	McManus	Ringgenberg
Boothby	Evans	Miller	Shoeman
Buck	Fisher	Molison	Stuart
Burton	Gillespie	Nolan	Tate
Butler	Grimstead	O'Connor	Turner
Byers	Henry	O'Malley	Utzig
Coleman	Hoffman	Prentis	Vest
Dailey	Hoxie	Price	Walker
Dewel	Long	Prince	Watson
Dykhous	Lynes	Putney	Weber
Elijah	McCurdy	Rigler	Weiss

Nays, none.

Absent or not voting, 6:

Harbor	Schroeder	Shaff	Wormley
McFarlane	Scott		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Grimstead asked and received unanimous consent to taken up for consideration Senate File 57, a bill for an act relating to sale and distribution of poisons and to amend chapter 205, Code 1954, pertaining thereto.

The report of the committee recommending amendment in accordance with the amendment filed by Senators Elijah, Long and McManus, and passage, was taken up, considered, and the report of the committee adopted.

The following amendment, filed by Senators Elijah, Long and McManus, was considered:

"Amend Senate File 57 by striking all of section 1, and renumbering the remaining section."

On motion of Senator Elijah, the amendment was adopted.

Senator Grimstead 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, 45:

Anderson	Dewel	Harbor	Miller
Boothby	Dykhous	Henry	Molison
Buck	Elijah	Hoffman	Nolan
Burton	Elwood	Hoxie	O'Connor
Butler	Evans	Long	O'Malley
Byers	Fisher	Lynes	Prentis
Coleman	Gillespie	McCurdy	Price
Dailey	Grimstead	McManus	Prince

Putney
Rigler
Ringgenberg
Shoeman

Stuart
Tate
Turner

Utzig
Vest
Walker

Watson
Weber
Weiss

Nays, none.

Absent or not voting, 5:

McFarlane
Schroeder

Scott

Shaff

Wormley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator O'Malley called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 16

By O'Malley, Elijah and Tate

Whereas, the Eastern Orthodox Church is a major faith in America and in the State of Iowa; and

Whereas, the Eastern Orthodox Church is not generally included among the religious confessions of the State of Iowa; and

Whereas, when the major faiths are mentioned, usually only Protestants, Catholics and Jews are included, and

Whereas, it therefore appears that a religious distinction is being made against the Eastern Orthodox Church, which is contrary to the prevailing liberal and democratic spirit of this state; therefore

Be It Resolved by the Senate, the House Concurring, That the Eastern Orthodox Church be and is recognized as a major faith in the State of Iowa;

That the Eastern Orthodox Church be included among the religious confessions of this state;

That the official papers, documents and forms of the state and local government units which refer to the major faiths and now limit them to Protestants, Catholics and Jews, be changed to: Protestants, Catholics, Eastern Orthodox and Jews; and

Be It Further Resolved, That all persons and media of communication are hereby requested to include the Eastern Orthodox Church when referring to the major religious faiths.

The motion prevailed and the resolution was adopted.

On motion of Senator Nolan, the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate arose from executive session and resumed regular session.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 17 and House File 68.

NORVAL B. EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 17 and House File 68.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- S. F. 316 Agriculture
- S. F. 317 Manufacturing, commerce and trade
- S. F. 318 Tax revision
- S. F. 319 Conservation
- S. F. 320 Banks, building and loan
- H. F. 67 Public utilities
- H. F. 111 Judiciary 2
- H. F. 248 Insurance
- H. F. 277 Banks, building and loan

REPORTS OF COMMITTEES

Senator Weiss submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 102**, a bill for an act to provide for the dredging and improvement of North Twin Lake in Calhoun County, Iowa, and for an appropriation to the state conservation commission for said purpose, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, *Chairman.*

Ordered passed on file.

Senator Anderson submitted the following report:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 145**, a bill for an act relating to the authority of drainage and levee districts to make improvements exceeding the original cost of the district plus existing subsequent improvements, begs leave to report it has had the same under consideration and recommends the same **be indefinitely postponed**.

CARL T. ANDERSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 147**, a bill for an act relating to elections in drainage or levee districts, begs leave to report it has had the same under consideration and recommends the same **be indefinitely postponed**.

CARL T. ANDERSON, *Chairman*.

Ordered passed on file.

Senator Fisher submitted the following report:

MR. PRESIDENT: Your committee on private corporations to which was referred **House File 239**, a bill for an act to amend section nine point four (9.4), Code 1954, relating to fees to be charged by the secretary of state, begs leave to report it has had the same under consideration and recommends the same **do pass**.

J. LOUIS FISHER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on private corporations to which was referred **House File 240**, a bill for an act relating to the renewal of domestic corporations and the renewal of permits of foreign corporations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

J. LOUIS FISHER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on private corporations to which was referred **House File 241**, a bill for an act to legalize certain issues of capital stocks of Iowa corporations, upon compliance herewith, 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 241 by striking all of section 3 and inserting in lieu thereof the following:

"Sec. 3. This Act, being deemed of immediate importance, shall be effective from and after the date of its publication, as required by law in The Hedrick Journal, a newspaper published at Hedrick, Iowa, and The Cedar Rapids Gazette, a newspaper published at Cedar Rapids, Iowa."

J. LOUIS FISHER, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 216 by inserting after the period in
- 2 line 13 of section 1 the following:
- 3 "Any person in whose name ten or more motor vehicles
- 4 are registered in this state and who operates a motor
- 5 vehicle garage or repair shop adequately equipped and
- 6 manned to make inspections required by this act may be
- 7 authorized by the registrar of motor vehicles to conduct,
- 8 under licensing, regulation and supervision applicable
- 9 to state motor vehicle inspection stations, the inspections

10 required by this act on motor vehicles operated by such
11 person."

ROBERT R. RIGLER.

1 Amend the title to Senate File 231, line 2, by inserting
2 after the word "to" the following: "hunting and fishing".

FRANK HOXIE.

1 Amend House File 9 by adding the following as a
2 new sentence in line 16 of section 1 thereof:
3 "Nothing contained herein shall be applicable to
4 duly licensed attorneys providing surety bonds incident
5 to their practice or to persons selling transportation
6 tickets of a common carrier of persons or property who
7 shall act as such agents only as to transportation ticket
8 policies of health and accident insurance or baggage
9 insurance on personal effects."

THOMAS J. DAILEY.

On motion of Senator Nolan, the Senate adjourned until 11:05
a.m., Monday, February 25, 1957.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, FEBRUARY 25, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend A. I. Kvamme, pastor of the Lutheran Church, Lake Mills, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Anderson, from thirty residents of Washington County favoring proposed legislation changing membership provisions in the Iowa Public Employees Retirement System to a voluntary basis.

By Senator Anderson, from twenty-four residents of Washington County in opposition to sale of liquor by the drink in Iowa.

By Senator Butler, from thirty-seven residents of Pocahontas County in opposition to proposed legislation on state aid to schools being based on 500 A.D.A.

By Senator Long, from fifty-four residents of Delaware County in opposition to proposed legislation relating to fraternal beneficiary associations.

By Senator Molison, from twenty residents of Poweshiek County favoring the proposed Firemanship Civil Defense Training Center at Iowa State College, Ames.

By Senator Stuart, from two hundred twenty-two residents of Wayne County in opposition to sale of liquor by the drink in Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator McFarlane for the week on request of Senator Anderson.

INTRODUCTION OF BILLS

Senate File 331, by Senator Butler, a bill for an act to provide for the dredging and improvement of Storm Lake in Buena Vista County, Iowa, and for an appropriation to the state conservation commission for said purpose.

Read first and second times and passed on file.

Senate File 332, by Senator Putney, a bill for an act relating to the disposition of unclaimed property, making uniform the law with reference thereto, and repealing sections six hundred eighty-two point thirty-nine (682.39) to six hundred eighty-two point forty-four (682.44), inclusive, Code 1954.

Read first and second times and passed on file.

Senate File 333, by Senator Stuart, a bill for an act to establish an Iowa recreation board.

Read first and second times and passed on file.

Senate File 334, by Senator Wormley, a bill for an act relating to notices mailed by landlord to tenant.

Read first and second times and passed on file.

Senate File 335, by Senator Shaff, a bill for an act to legalize and validate the proceedings of the city council of the city of Clinton, in Clinton County, Iowa, authorizing and providing for the issuance, sale and delivery of fire department bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said city.

Read first and second times and passed on file.

Senate File 336, by Senator Long, a bill for an act to amend chapters two hundred seventy-three (273) and two hundred seventy-five (275) relating to the county school system.

Read first and second times and passed on file.

Senate File 337, by Senator McManus, a bill for an act relating to the duties of the state tax commission.

Read first and second times and passed on file.

Senate File 338, by Senator McManus, a bill for an act to amend chapter eighty-five (85), Code 1954, authorizing the allowance of an attorney fee in certain workmen's compensation cases.

Read first and second times and passed on file.

Senate File 339, by Senator McManus, a bill for an act to amend section eighty-six point twenty-three (86.23), Code 1954, relating to notification of the decision of a deputy industrial commissioner or board of arbitration.

Read first and second times and passed on file.

Senate File 340, by Senator Shaff, a bill for an act to confer upon the Iowa state commerce commission power to resolve controversies between public utilities, or common carriers, and cities or towns as to rates, quality of service and other matters.

Read first and second times and passed on file.

Senate File 341, by Senator Dailey, a bill for an act relating to the frequency of pay days for railroad employees, and the period of time within which the pay must be given to such employee.

Read first and second times and passed on file.

PRESENTATION OF VISITORS

Senator Schroeder rose on a point of personal privilege and presented to the Senate the Honorable Philip T. Hedin of Scott County, a former member of the Senate who was present in the Senate chamber with Mrs. Hedin.

Senator Hoffman rose on a point of personal privilege and presented to the Senate William Garner, director, Lions International of Barrie, Ontario, Canada, who was present in the Senate chamber.

Senator Ringgenberg asked and received unanimous consent to present to the Senate sixty-three members of the ninth grade class of the Welch Junior High School of Ames, who were present in the balcony accompanied by Mrs. Schramper.

ANNOUNCEMENT

Senator Harbor, chairman of the committee on photographs, announced that all members of the Senate who had not as yet had their pictures taken should do so as soon as possible. Photographs are being taken at the Jean Sardou studio at Younker Brothers and no appointment is necessary.

NONCONTROVERSIAL CALENDAR

Senator Nolan moved that all Senators furnish to the Secretary of the Senate a list of noncontroversial bills now on the regular calendar which they would like to have considered on a "Noncontroversial Calendar". Such lists to be submitted not later than 4:00 p.m., Monday, February 25, 1957. Also, that the Secretary compile and furnish to each Senator a list of such bills from which list each Senator may strike any bill or bills he deems to be controversial, and from the remaining bills a noncontroversial calendar be compiled, which motion prevailed.

Senator Nolan, on behalf of Senator McFarlane, called up the following resolution and moved its adoption :

HOUSE CONCURRENT RESOLUTION 9

Whereas, the Iowa State Teachers College Concert Band is making a tour in ten communities of the state; and

Whereas, this band will end its tour on March 22, 1957, and will be in the vicinity of the capital city;

Now, Therefore, Be It Resolved by the House of Representatives, the Senate Concurring: That we invite the Iowa State Teachers College Concert Band to hold a concert in the rotunda of the state capitol from 9:30 a.m. to 10:00 a.m., March 22, 1957.

The motion prevailed and the resolution 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 passed the following bill in which the concurrence of the Senate is asked:

House File 21, a bill for an act relating to pathology and radiology services in hospitals.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 206, a bill for an act authorizing the issuance of a patent to John Vansickle in Hardin County.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 229, a bill for an act relating to the entry and admittance of minors into billiard halls and poolrooms.

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

House Concurrent Resolution 11, providing for payment of legislative expense.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 11

By Appropriations Committee

Be It Resolved by the House, the Senate Concurring: That the following bills, authorized by legislative action, are hereby approved and ordered paid as provided by section two point twenty (2.20), Code 1954:

A. C. Gustafson, postage and supplies (House)	\$ 96.36
Gifford-Brown, Inc., microphones (House)	143.10
Des Moines Rubber Stamp Co., stamps (House)	19.10
Savery Hotel, election contest (House)	287.90
Wallace-Homestead Co., letterheads (House)	26.50
Ralph A. Lancaster, returning ballots (House)	9.25
Remington Rand Co., Code Editor supplies (Joint)	564.75
Dictaphone Corporation, dictaphone repairs (House)	10.00
Royal Typewriter Co., typewriters (House)	385.00
Koch Brothers, desk (House)	182.97
Des Moines Rubber Stamp Co., badge, stamps (Senate)	13.55
Radio Trade Supply Co., mike stand (Senate)	3.00
Royal Typewriter Co., five typewriters (Senate)	1,027.50
	<hr/>
	\$2,768.98

The state comptroller is hereby authorized and directed to issue warrants for amounts above listed and to persons and firms to whom such amounts are due.

HOUSE MESSAGES CONSIDERED

House File 21, a bill for an act relating to pathology and radiology services in hospitals.

Read first and second times and passed on file.

House File 206, a bill for an act authorizing a patent to the East half of the Southeast quarter (E $\frac{1}{2}$ of SE $\frac{1}{4}$) of section sixteen (16), Township eighty-eight North (88N), Range nineteen (19) West of the 5th principal meridian, Hardin County, Iowa.

Read first and second times and passed on file.

House File 229, a bill for an act relating to the entry and admittance of minors into billiard halls and poolrooms.

Read first and second times and passed on file.

Senator Tate asked unanimous consent that action on Senate File 126 be deferred and that the bill retain its place on the calendar.

Senate Elijah moved that Senate File 126 be placed at the bottom of the calendar, which motion was lost.

On motion of Senator Tate, action on Senate File 126 was deferred and the bill retained its place on the calendar under "Unfinished Business".

UNFINISHED BUSINESS

On motion of Senator Watson, Senate File 107, a bill for an act relating to the use of public lands and waters and the regulation thereof by the conservation commission, was taken up for further consideration.

Senator Watson 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	Grimstead	O'Connor	Shoeman
Boothby	Harbor	O'Malley	Stuart
Buck	Hoffman	Prentis	Tate
Butler	Hoxie	Price	Turner
Coleman	Long	Prince	Utzig
Dailey	Lynes	Putney	Vest
Dykhouse	McCurdy	Rigler	Walker
Elijah	McManus	Ringgenberg	Watson
Elwood	Miller	Schroeder	Weber
Evans	Molison	Scott	Weiss
Fisher	Nolan	Shaff	Wormley

Nays, none.

Absent or not voting, 6:

Burton	Dewel	Henry	McFarlane
Byers	Gillespie		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

SENATE CONCURRENT RESOLUTION 17

By McFarlane

Whereas, the Fifty-seventh General Assembly is advised of a meeting of the Pioneer Lawmakers Association to be held in the Historical Building on Tuesday, March 19, 1957, and of their custom to formally meet with the General Assembly;

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That the General Assembly meet in joint session in the House chamber on Tuesday, March 19, 1957, at 2:00 p.m., and that the Pioneer Lawmakers be invited to attend and present a program on that date.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 68, House File 28 and House File 132.

NORVAL B. EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 68, House File 28 and House File 132.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 25th day of February, 1957, sent to the Governor for his approval: Senate File 68.

NORVAL B. EVANS, *Chairman.*

Passed on file.

PROOF OF PUBLICATION

Published copy of Senate File 335 and verified proof of publication of said bill in The Clinton Herald on February 21, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of the Senate.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- S. F. 102 Appropriations (under Senate Rule 21)
- S. F. 321 Public health
- S. F. 322 Tax revision
- S. F. 324 Cities and towns
- S. F. 325 Appropriations
- S. F. 326 Insurance
- S. F. 327 Social security
- S. F. 328 Ways and means
- S. F. 329 Military affairs
- S. F. 330 Schools and educational institutions
- H.C.R. 11 Appropriations
- H. F. 114 Judiciary 2
- H. F. 206 Judiciary 1
- H. F. 229 Judiciary 2

Senator Butler submitted the following report:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **House File 277**, a bill for an act relating to the investment of funds by banks and trust companies in federal farm credit securities and modifying the limitations now existing, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GUY G. BUTLER, *Chairman.*

Ordered passed on file.

Senator Molison submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 201**, a bill for an act to amend section two hundred eighty point eight (280.8), Code 1954, relating to required courses of study in certain 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 Senate File 201, section 1, line 4, by striking the word and figure "four (4)" and inserting the word and figure "two (2)".

W. C. MOLISON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **House File 24**, a bill for an act to repeal section two hundred seventy-four point three (274.3), Code 1954, relating to the minimum size of school districts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. MOLISON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **House File 242**, a bill for an act to amend chapter two hundred fifty-nine (259), Code 1954, relating to vocational rehabilitation, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. MOLISON, *Chairman*.

Ordered passed on file.

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on manufacturing, commerce and trade to which was referred **Senate File 195**, a bill for an act relating to nonresident auctioneers and to the licensing of auctioneers crying sales within 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**:

1. Amend Senate File 195 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Chapter five hundred forty-six (546), Code 1954, is hereby repealed and the following enacted in lieu thereof:

"Any qualified resident of the State of Iowa shall be licensed by the secretary of state to act as an auctioneer within the State of Iowa for a period of one year commencing on January 1 of the year of application and expiring on December 31 of said year, upon application by any resident of Iowa, and upon said applicant filing bond in the penal sum of one thousand (1,000) dollars and paying a license fee of ten (10) dollars. The secretary of state shall keep a registration book showing the date of issuance of said license and the period of same and to whom issued and the funds so derived from said licensing shall become a part of the general funds of the State of Iowa and said license when issued shall bear the name and residence address of the licensee, the date of issuance and the period for which said license is granted and shall be signed by the secretary of state, and shall permit the licensee to act as an auctioneer in any county within the State of Iowa.

The secretary of state of the State of Iowa shall issue an auctioneer's license in the same form as provided for resident auctioneers to a nonresident, whose residence is in a state in which a resident of this state would be permitted to cry an auction sale if said state does not require a license or in which state a resident of this state would be licensed to cry auctions by the state of the nonresident.

It shall be unlawful for any resident or nonresident of this state to cry any sale of property as an auctioneer within the state, without first having secured a license as herein provided.

If any person shall sell or attempt to sell any property as an auctioneer either directly or indirectly or to sell or assist in selling at auctions, without having secured a license to so act and in violation of

the provisions of this chapter, he shall be guilty of a misdemeanor and punished by a fine not exceeding one hundred (100) dollars, or imprisoned in the county jail not exceeding thirty (30) days.

The provisions of this chapter shall not be applicable to sale of property under direction or authority of any chattel mortgage, court proceeding, or process thereof."

DAVID O. SHAFF, *Chairman.*

Ordered passed on file.

Senator Dykhouse submitted the following report:

MR. PRESIDENT: Your committee on highways to which was referred **Senate File 185**, a bill for an act relating to crossing highways with tile drains, begs leave to report it has had the same under consideration and recommends the same **do pass**.

J. T. DYKHOUSE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred **Senate File 236**, a bill for an act to exclude roads abutting or adjacent to state parks from the state park roads system and to provide for concurrent jurisdiction as to certain roads within state parks with the state highway commission or the county board of supervisors and the state conservation commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.

J. T. DYKHOUSE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred **House File 42**, a bill for an act relating to the secondary road system of counties, begs leave to report it has had the same under consideration and recommends the same **do pass**.

J. T. DYKHOUSE, *Chairman.*

AMENDMENTS FILED

- 1 Amend Senate Joint Resolution 7 by adding the following
- 2 new section:
- 3 "Sec. 5. The foregoing proposed amendments to the Constitution
- 4 of the State of Iowa are hereby referred to the General Assembly
- 5 to be chosen at the next general election and the Secretary of
- 6 State is directed to cause the same to be published as provided
- 7 by the Constitution for three months previous to the time of
- 8 making such choice."

DUANE E. DEWEL.

- 1 Amend Senate Joint Resolution 7 by adding the following
- 2 new section:
- 3 "Sec. 6. These amendments shall be submitted to the people
- 4 at a general election to be held on the first Tuesday of
- 5 June, 1959 following the adoption by the Fifty-eighth General
- 6 Assembly."

DUANE E. DEWEL.

1 Amend Senate Joint Resolution 7, section 17, line 3, by
2 striking the date 1962 and inserting in lieu thereof the
3 figures "1960".

DUANE E. DEWEL.

1 Amend Senate File 14 by striking from section 1 all
2 of lines 3 and 4 and inserting in lieu thereof the following:
3 "by adding a new subsection as follows: 'The accumulations'".

X. T. PRENTIS.

1 Amend the O'Malley amendment to Senate File 61, filed
2 January 24, 1957, by inserting after the word "the" in line
3 4 the words "seventh and".

JACK SCHROEDER.

1 Amend Senate File 61 by adding the following new section:
2 "Section six hundred four point eight (604.8), Code 1954,
3 is hereby amended by striking from line twenty-five (25) the
4 word "five" and inserting in lieu thereof the word "six".
5 Further amend said section by inserting after the word
6 "judge" in line thirty-seven (37) the words "the largest
7 county at the last federal census shall have three (3)
8 resident judges".

JACK SCHROEDER.

1 Amend Senate File 61 by adding the following new section
2 as follows:

3 "This Act being deemed of immediate importance shall
4 be in full force and effect from and after publication
5 in the West Des Moines Express, a newspaper published
6 in West Des Moines, Iowa, and in the Perry Daily Chief,
7 a newspaper published in Perry, Iowa."

GEORGE E. O'MALLEY.

1 Amend Senate File 88 by adding at the end of section 1
2 the following:

3 "Further amend said section by striking from lines twenty-four
4 (24) to twenty-seven (27) the words ", and providing at least
5 equal security to the general public as contained in bonds
6 heretofore provided in this chapter".

LAURENCE M. BOOTHBY.

1 Amend Senate File 99, section 1, line 3, by inserting
2 following the word "No", "self-propelled farm machinery".

WILLIAM H. HARBOR.

1 Amend Senate File 207 by striking all after the enacting
2 clause and substituting in lieu thereof the following:

3 "Section 1. Subsection two (2) of section three hundred
4 sixty-eight point six (368.6), Code 1954, is hereby amended
5 by inserting after the word, "engines" in lines one (1) and
6 two (2) thereof the following: "and electricians, except
7 those regularly employed as maintenance personnel in
8 manufacturing establishments,".

9 Sec. 2. This Act being deemed of immediate importance
10 shall take effect and be in force from and after publication
11 in the Iowa City Press Citizen, a newspaper published in Iowa
12 City, Iowa, and in the North English Record, a newspaper
13 published in North English, Iowa."

D. C. NOLAN.

- 1 Amend Senate File 269 as follows:
- 2 1. Strike all of section (2) thereof.
- 3 2. Renumber the remaining sections.

GEORGE E. O'MALLEY.
JOHN D. SHOEMAN.

- 1 Amend Senate File 316 by striking all of line three (3)
- 2 of section one (1) and inserting in lieu thereof the
- 3 following:
- 4 "After January 1, 1958, all livestock scales".

FRANK HOXIE.

On motion of Senator Boothby, the Senate adjourned until 10:05 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, FEBRUARY 26, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Merrill Summerbell, pastor of the Methodist Church, Knoxville, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Anderson, from thirty-three members of the B.P.W. Club, Mt. Pleasant, favoring the inclusion of the word "sex" in proposed legislation pertaining to establishing an employment on merit commission.

By Senator Putney, from sixty-six residents of Benton, Grundy and Tama Counties, favoring the proposed Firemanship Civil Defense Training Center at Iowa State College, Ames.

By Senator Rigler, from forty-three residents of Chickasaw County in opposition to proposed legislation relating to fraternal beneficiary associations.

By Senator Turner, from fifty-nine residents of Adams and Taylor Counties urging legislation permitting parimutuel, and favoring proposed legislation relating to state aid to persons discovering crude oil in Iowa.

By the following Senators in opposition to sale of liquor by the drink in Iowa:

By Senator Anderson, from twenty residents of Washington County.

By Senator Harbor, from thirty-one residents of Mills County.

By Senator Hoxie, from thirty-seven residents of Page County.

PRESENTATION OF VISITORS

Senator Gillespie asked and received unanimous consent to present to the Senate students of the Washington No. 6 School of Adair County who were present in the balcony accompanied by their instructor, Mrs. Ione Woodside.

Senator O'Malley asked and received unanimous consent to present to the Senate fifty-five members of the American History class of the Urbandale School who were present in the balcony accompanied by their instructor, Thelma Pike, and H. E. Thompson, Junior High School principal.

Senator Coleman asked and received unanimous consent to present to the Senate twenty-eight members of the Farm Bureau Federation of Webster County who were present in the balcony.

Senator Elijah asked and received unanimous consent to present to the Senate seventy-five members of the Methodist Church seminar on legislation who were present in the balcony.

Senator Buck asked and received unanimous consent to present to the Senate four students of the Marshalltown Community School who were present in the Senate chamber accompanied by Mrs. Hoffman.

INTRODUCTION OF BILLS

Senate File 342, by Senator Harbor, a bill for an act to provide state aid to persons or corporations first discovering crude oil in this state and to make an appropriation therefor.

Read first and second times and passed on file.

Senate File 343, by Senator O'Malley (by request), a bill for an act to provide for emergency relief to school districts suffering confiscatory taxation and to reimburse taxpayers therein for taxes over one hundred (100) mills efficiently spent for school purposes.

Read first and second times and passed on file.

Senate File 344, by Senators Gillespie, Molison, Anderson, Lynes and Boothby, a bill for an act relating to the amount paid for animals slaughtered because of tuberculosis infection.

Read first and second times and passed on file.

Senate File 345, by Senator Ringgenberg, a bill for an act relating to the retirement credit for policemen and firemen who are absent while serving in the armed services.

Read first and second times and passed on file.

Senate File 346, by committee on cities and towns, a bill for an act relating to urban transit companies and systems, providing for license fees for transit system vehicles, and making certain tax provisions of law inapplicable.

Read first and second times and placed on the calendar.

Senate File 347, by Senator Nolan, a bill for an act to amend

section three hundred seven point four (307.4), Code 1954, relating to the salary of Iowa highway commissioners.

Read first and second times and passed on file.

Senate File 348, by Senator Elwood, a bill for an act to amend section six hundred six point fifteen (606.15), Code 1954, relating to the collection of fees by the clerk of the district court.

Read first and second times and passed on file.

Senate File 349, by Senators Elwood and Rigler, a bill for an act amending section one hundred sixteen point nine (116.9), Code 1954, relating to the qualifications for examination for certification as a public accountant.

Read first and second times and passed on file.

Senate File 350, by Senator Grimstead, a bill for an act to appropriate funds for the dredging of Rice Lake in Winnebago and Worth Counties, Iowa.

Read first and second times and passed on file.

Senate File 351, by Senator O'Malley, a bill for an act to amend the workmen's compensation law so as to increase the medical and hospital allowances and weekly benefits under such law.

Read first and second times and passed on file.

Senate File 352, by Senators Butler and Prince, a bill for an act to amend section three hundred forty-nine point three (349.3), Code 1954, relating to official newspapers.

Read first and second times and passed on file.

Senate File 353, by Senator Price, a bill for an act to provide for an engineering survey preparatory to the establishment of a state owned lake in Marion County and to make appropriation therefor.

Read first and second times and passed on file.

Senate File 354, by Senator O'Malley (by request), a bill for an act to amend section one hundred nine point fifty-six (109.56), Code 1954, relating to the closed period for training bird dogs.

Read first and second times and passed on file.

Senate File 355, by Senator O'Malley, a bill for an act to amend chapter seven hundred thirty-six A (736A), Code 1954, relating to labor union membership.

Read first and second times and passed on file.

Senate File 356, by Senator Nolan, a bill for an act to amend section four hundred nine point nine (409.9), Code 1954, relating to encumbrances on platted areas.

Read first and second times and passed on file.

Senate File 357, by Senator Schroeder, a bill for an act to authorize the establishment of a Mississippi River Parkway Planning Commission to act for the State of Iowa in cooperation with the federal agencies and the Iowa state highway commission in the location, planning and construction of the Mississippi River parkway and to authorize the appointment of a parkway planning commission and to make an appropriation for expenses of said Mississippi River Parkway Planning Commission.

Read first and second times and passed on file.

Senate File 358, by Senator Schroeder, a bill for an act to amend chapter two hundred ninety (290), Code 1954, to provide for hearings by the county board of education.

Read first and second times and passed on file.

Senate File 359, by Senator Molison, a bill for an act to reduce the minimum population requirement of cities in which a one-half ($\frac{1}{2}$) mill tax levy is permitted for police and fireman pensions.

Read first and second times and passed on file.

Senate File 360, by committee on highways, a bill for an act relating to throwing or depositing substances on the highway and providing a penalty therefor.

Read first and second times and placed on the calendar.

Senate File 361, by Senator Rigler, a bill for an act to amend section one hundred twenty-four point twenty-four (124.24), Code 1954, relating to the license fees imposed on hotels for Class "B" permits.

Read first and second times and 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 50, a bill for an act relating to the disposition of the excess revenues derived from the tax levies made to retire the World War I bonus bonds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 58, a bill for an act providing for annexation of territorial property owned by the State of Iowa, by a city or town.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 75, a bill for an act relating to classification as a basis for future assessments in drainage districts.

Also: That the House has passed the following bill in which concurrence of the Senate is asked:

House File 99, a bill for an act relating to the rate of interest on levee and drainage district assessments, warrants, improvement certificates and bonds.

Also: That the House has passed the following bill in which concurrence of the Senate is asked:

House File 104, a bill for an act relating to the authority to make improvements exceeding the original cost of drainage and levee districts.

Also: That the House has passed the following bill in which concurrence of the Senate is asked:

House File 107, a bill for an act relating to personal liability, for official acts of trustees of levee or drainage districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 109, a bill for an act to authorize the payment of the organizational expenses of subdistricts of soil conservation districts from the proceeds of the tax levied for such subdistricts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 124, a bill for an act relating to qualifications and licensing of real estate brokers and salesmen.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 131, a bill for an act relating to stops at through highways.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 155, a bill for an act relating to authorization and sale of public bonds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 174, a bill for an act relating to the appointment of a clerk for board of trustees for drainage district.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 175, a bill for an act to permit cities and towns to construct and lease public buildings for the use of the federal government.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 261, a bill for an act relating to the manner of computing employers' tax rates and charging benefits paid to employers' reserve accounts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 371, a bill for an act to provide for a deficiency appropriation for aid to dependent children fund for the remainder of the biennium ending June 30, 1957.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 376, a bill for an act to make a deficiency appropriation from the general fund of the State of Iowa for the biennium ending June 30, 1957.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 377, a bill for an act to appropriate funds to defray expenses of inaugural ceremonies.

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

Senate Concurrent Resolution 15, extending an invitation to Senator Monroney to address a joint convention at 11:00 a.m., Tuesday, March 26, 1957.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 64, a bill for an act relating to Bang's disease.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 132, a bill for an act to legalize proceedings had by the Independent School District of Lawler, Chickasaw County, Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 64

Amend Senate File 64, section 5, line 5, by inserting the word "registered" after the word "purebred".

Senator Nolan called up for consideration the following resolution:

SENATE CONCURRENT RESOLUTION 12

By Nolan and Vest

Whereas, the Governor in his budget message to the joint convention on the 5th day of February, 1957, stated in substance that if his recommendations for the reorganization of state government as found in his Inaugural Address to the joint convention of the House and Senate on January 14, 1957, were effected that the same would result in a savings to the taxpayers of Iowa of approximately five million dollars, and

Whereas, the total budget per annum for the biennium of 1955 to 1957 amounted to approximately six million dollars for the operation, maintenance and expense of the various departments of state government, except the institutions under the Board of Control, the Board of Regents, Department of Public Safety and the Iowa State Highway Commission, and,

Whereas, the Governor in his budget message recommended increasing the annual appropriation for such governmental departments, except as herein excluded, of nearly a million dollars per annum during the 1957-1959 biennium, and

Whereas, it is the desire of the members of the House and Senate to effectuate all savings possible in the operation of the affairs of the State of Iowa,

Be It Resolved by the Senate, the House Concurring:

That the Governor submit as soon as possible to the House and Senate an itemized and detailed statement of the different departments, or personnel thereof, of the State of Iowa that can be eliminated, reorganized, consolidated or merged and to further set forth thereon the specific amount of money that can be saved in each instance by such elimination, reorganization, consolidation or merger and such other information and data that will enable the members of the legislature to effectuate such savings and economy consistent with the proper functioning of the state government.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate Concurrent Resolution 12 by inserting after the second comma (,) in line 12 the words "and the".

The amendment was adopted.

Senator McManus offered the following amendment and moved its adoption:

Amend Senate Concurrent Resolution 12 by striking the figures "14" following the word "January" in line 5 thereof and inserting in lieu thereof the figures "17".

The amendment was adopted.

On motion of Senator Nolan, the resolution as amended was adopted.

Senator Byers, on behalf of Senator McFarlane, called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 17

By McFarlane

Whereas, the Fifty-seventh General Assembly is advised of a meeting of the Pioneer Lawmakers Association to be held in the Historical Building on Tuesday, March 19, 1957, and of their custom to formally meet with the General Assembly;

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That the General Assembly meet in joint session in the House chamber on Tuesday, March 19, 1957, at 2:00 p.m., and that the Pioneer Lawmakers be invited to attend and present a program on that date.

The resolution was adopted.

UNFINISHED BUSINESS

On motion of Senator Tate, Senate File 126, a bill for an act relating to the use of vending machines in the sale of cigarettes, providing for the licensing of such machines and providing a penalty for the illegal operation thereof, was taken up for further consideration.

Senator Tate asked and received unanimous consent that House File 161 be substituted for Senate File 126.

On motion of Senator Tate, House File 161, a bill for an act relating to the use of vending machines in the sale of cigarettes, providing for the licensing of such machines and providing a penalty for the illegal operation thereof, was taken up, and considered.

Senator Dewel 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:

Rule 8 was invoked.

Ayes, 26:

Anderson	Evans	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Putney	Turner
Byers	Hoxie	Schroeder	Utzig
Coleman	Long	Shaff	Watson
Dewel	Miller	Shoeman	Wormley
Dykhouse	Nolan		

Nays, 23:

Boothby	Gillespie	Molison	Scott
Buck	Grimstead	Prentis	Vest
Dailey	Hoffman	Price	Walker
Elijah	Lynes	Prince	Weber
Elwood	McCurdy	Rigler	Weiss
Fisher	McManus	Ringgenberg	

Absent or not voting, 1:

McFarlane

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dewel moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion was lost.

Senator Dewel asked and received unanimous consent that Senate File 126 be withdrawn from further consideration of the Senate.

President pro tempore Vest took the chair at 11:30 a.m.

On motion of Senator Nolan, Senate File 207, a bill for an act providing for the licensing and examination of electricians by a municipality, was taken up for further consideration.

Senator Nolan offered the following amendment:

Amend Senate File 207 by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Subsection two (2) of section three hundred sixty-eight point six (368.6), Code 1954, is hereby amended by inserting after the word, "engines" in lines one (1) and two (2) thereof the following: "and electricians, except those regularly employed as maintenance personnel in manufacturing establishments."

Sec. 2. This Act being deemed of immediate importance shall take

effect and be in force from and after publication in the Iowa City Press Citizen, a newspaper published in Iowa City, Iowa, and in the North English Record, a newspaper published in North English, Iowa."

Senator Nolan asked and received unanimous consent that action on Senate File 207 be deferred and that the bill retain its place on the calendar.

THIRD READING OF BILLS

On motion of Senator Watson, Senate File 92, a bill for an act to make appropriations to members of the legislative governmental reorganization study committee, namely: Harry E. Watson, Arch W. McFarlane, Laurence M. Boothby, Dewey E. Goode, Clark H. McNeal and Mahlon N. Brown, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Watson 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:

Anderson	Fisher	Molison	Shaff
Buck	Gillespie	Nolan	Shoeman
Burton	Grimstead	O'Connor	Stuart
Butler	Harbor	O'Malley	Tate
Byers	Henry	Prentis	Turner
Coleman	Hoffman	Price	Utzig
Dailey	Hoxie	Prince	Vest
Dewel	Long	Putney	Walker
Dykhouse	Lynes	Rigler	Weber
Elijah	McCurdy	Ringgenberg	Weiss
Elwood	McManus	Schroeder	Wormley
Evans	Miller	Scott	

Nays, none.

Absent or not voting, 3:

Boothby	McFarlane	Watson
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The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, Senate File 305, a bill for an act to make appropriations to members of the Iowa legislative research committee, namely: W. C. Stuart, George O'Malley, Lawrence Putney, Jay C. Colburn, Scott Swisher and Bert K. Fairchild, was taken up, and considered.

Senator Watson 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, 46:

Anderson	Evans	Miller	Shaff
Boothby	Fisher	Molison	Shoeman
Buck	Gillespie	Nolan	Tate
Burton	Grimstead	O'Connor	Turner
Butler	Harbor	Prentis	Utzig
Byers	Henry	Price	Vest
Coleman	Hoffman	Prince	Walker
Dailey	Hoxie	Rigler	Watson
Dewel	Long	Ringgenberg	Weber
Dykhouse	Lynes	Schroeder	Weiss
Elijah	McCurdy	Scott	Wormley
Elwood	McManus		

Nays, none.

Absent or not voting, 4:

McFarlane	O'Malley	Putney	Stuart
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The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, Senate File 306, a bill for an act to make appropriations to members of the Iowa taxation study committee, namely: Frank D. Elwood, Henry E. Heidman, Herman M. Knudson, Wilbur C. Molison, X. T. Prentis, Jay C. Colburn, Blythe C. Conn, Jim O. Henry, W. J. Johannes and Edward Oppehl, was taken up, and considered.

Senator Watson 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, 45:

Anderson	Fisher	Nolan	Shoeman
Boothby	Gillespie	O'Connor	Stuart
Buck	Grimstead	O'Malley	Tate
Burton	Harbor	Price	Turner
Butler	Hoffman	Prince	Utzig
Byers	Hoxie	Putney	Vest
Coleman	Long	Rigler	Walker
Dailey	Lynes	Ringgenberg	Watson
Dewel	McCurdy	Schroeder	Weber
Dykhouse	McManus	Scott	Weiss
Elijah	Miller	Shaff	Wormley
Evans			

Nays, none.

Absent or not voting, 5:

Elwood	McFarlane	Molison	Prentis
Henry			

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, Senate File 307, a bill for an act to make appropriations to ex-officio members of the advisory invest-

ment board of the Iowa public employees' retirement system, namely: Arch W. McFarlane and A. L. Mensing, was taken up, and considered.

President Nicholas took the chair at 12:00 noon.

Senator Watson 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, 49:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Evans			

Nays, none.

Absent or not voting, 1:

McFarlane

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, Senate Joint Resolution 9, a joint resolution relating to the creation of a cash working reserve balance in the state treasury and providing for the disposition of any surplus funds over and above the general operating fund of the state and the cash reserve fund to alleviate necessity of imposition of property tax and to provide that the special reserve fund shall be used to augment the general fund as directed by the Executive Council and the budget and financial control committee of the legislature, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate Joint Resolution 9 by striking section 5 and by renumbering the remaining section as Sec. 5.

The amendment was adopted.

Senator Prentis offered the following amendment and moved its adoption:

Amend Senate Joint Resolution 9 by striking all of section 6 and inserting in lieu thereof the following:

"Sec. 6. This Act being deemed of immediate importance shall take effect and be in force from and after its publication in the Leon Journal-Reporter, a newspaper published in Leon, Iowa, and in The Daily Times, a newspaper published in Davenport, Iowa."

The amendment was adopted.

Senator Prentis 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, 38:			
Anderson	Fisher	Prentis	Shoeman
Boothby	Gillespie	Price	Stuart
Buck	Harbor	Prince	Tate
Butler	Henry	Putney	Turner
Byers	Hoxie	Rigler	Vest
Dewel	Long	Ringgenberg	Walker
Dykhouse	Lynes	Schroeder	Watson
Elijah	Miller	Scott	Weiss
Elwood	Molison	Shaff	Wormley
Evans	Nolan		
Nays, 4:			
Coleman	Dailey	McCurdy	McManus
Absent or not voting, 8:			
Burton	Hoffman	O'Connor	Utzig
Grimstead	McFarlane	O'Malley	Weber
		(Present)	

The resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENTS CONSIDERED

Senator Shoeman called up for consideration Senate File 64, a bill for an act to amend section one hundred sixty-four point eleven (164.11), Code 1954, relating to Bang's disease, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 64, section 5, line 5, by inserting the word "registered" after the word "purebred".

The Senate concurred in the House amendment.

Senator Shoeman moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:			
Anderson	Butler	Dewel	Evans
Boothby	Byers	Dykhouse	Fisher
Buck	Coleman	Elijah	Gillespie
Burton	Dailey	Elwood	Harbor

Henry	Nolan	Ringgenberg	Turner
Hoxie	O'Connor	Schroeder	Utzig
Long	O'Malley	Scott	Vest
Lynes	Prentis	Shaff	Walker
McCurdy	Price	Shoeman	Watson
McManus	Prince	Stuart	Weiss
Miller	Putney	Tate	Wormley
Molison	Rigler		

Nays, none.

Absent or not voting, 4:

Grimstead	Hoffman	McFarlane	Weber
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

The Senate resumed consideration of Senate File 207 and the amendment filed by Senator Nolan.

Senator Nolan offered the following amendment to the amendment and moved its adoption:

Amend line 7 of the amendment by inserting after the word "those" the word "electricians".

The amendment to the amendment was adopted.

On motion of Senator Nolan, the amendment as amended was adopted.

Senator Nolan 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	Elijah	Miller	Shoeman
Boothby	Elwood	Nolan	Stuart
Buck	Evans	O'Connor	Turner
Burton	Fisher	O'Malley	Utzig
Butler	Gillespie	Price	Walker
Byers	Harbor	Prince	Watson
Coleman	Hoxie	Putney	Weiss
Dailey	Lynes	Rigler	Wormley
Dykhouse	McCurdy		

Nays, 4:

Long	McManus	Prentis	Ringgenberg
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Absent or not voting, 12:

Dewel	Hoffman	Schroeder	Tate
Grimstead	McFarlane	Scott	Vest
Henry	Molison	Shaff	Weber

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

HOUSE MESSAGES CONSIDERED

House File 50, a bill for an act relating to the disposition of the excess revenues derived from the tax levies made to retire the World War I bonus bonds.

Read first and second times and passed on file.

House File 58, a bill for an act providing for annexation of territorial property owned by the State of Iowa, by a city or town.

Read first and second times and passed on file.

House File 75, a bill for an act to amend section four hundred fifty-five point fifty-six (455.56), Code 1954, relating to classification as a basis for future assessments in drainage districts.

Read first and second times and passed on file.

House File 99, a bill for an act relating to the rate of interest on levee and drainage district assessments, warrants, improvement certificates and bonds.

Read first and second times and passed on file.

House File 104, a bill for an act relating to the authority of drainage and levee districts to make improvements exceeding the original cost of the district plus existing subsequent improvements.

Read first and second times and passed on file.

House File 107, a bill for an act relating to personal liability for official acts of trustees of levee or drainage districts.

Read first and second times and passed on file.

House File 109, a bill for an act to authorize the payment of the organizational expenses of subdistricts of soil conservation districts from the proceeds of the tax levied for such subdistricts.

Read first and second times and passed on file.

House File 124, a bill for an act relating to real estate brokers and salesmen, their qualifications and licensing, and to amend various sections of chapter one hundred seventeen (117), Code 1954, relating thereto.

Read first and second times and passed on file.

House File 131, a bill for an act to repeal section three hundred twenty-one point three hundred forty-five (321.345), Code 1954,

and to enact a substitute therefor, relating to stops at through highways.

Read first and second times and passed on file.

House File 155, a bill for an act to amend section seventy-five point one (75.1), Code 1954, relating to authorization and sale of public bonds.

Read first and second times and passed on file.

House File 174, a bill for an act to amend section four hundred sixty-two point twenty-six (462.26), Code 1954, relating to the appointment of a clerk for board of trustees for drainage district.

Read first and second times and passed on file.

House File 175, a bill for an act to permit cities and towns to construct and lease public buildings for the use of the federal government under the terms of Public Law five hundred nineteen (519), 1954, enacted by the Congress of the United States.

Read first and second times and passed on file.

House File 261, a bill for an act to amend chapter ninety-six (96), Code 1954, as amended by the Fifty-sixth General Assembly, relating to the manner of computing employers' tax rates and charging benefits paid to employers' reserve accounts, and defining the term "computation date" and redefining the terms "annual payroll" and "average annual payroll".

Read first and second times and passed on file.

House File 371, a bill for an act to provide for a deficiency appropriation to the department of social welfare for the purpose of aid to dependent children fund for the remainder of the biennium ending June 30, 1957.

Read first and second times and passed on file.

House File 376, a bill for an act to make a deficiency appropriation from the general fund of the State of Iowa for the biennium ending June 30, 1957, to the office of the commission for the blind.

Read first and second times and passed on file.

House File 377, a bill for an act to appropriate funds to defray expenses of inaugural ceremonies.

Read first and second times and passed on file.

SENATE CONCURRENT RESOLUTION 18

By Buck

Whereas, it is deemed advisable to fix a final date for the filing of claims against the State of Iowa to be considered by the Fifty-seventh General Assembly;

Therefore, Be It Resolved by the Senate, the House Concurring: That the 8th day of March, 1957, be fixed as the final date for the filing of all claims to be considered by the Fifty-seventh General Assembly of Iowa. Any claim which has not been filed with the Attorney General's office before said date will not be considered by the Fifty-seventh General Assembly.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 6, 43, 78 and 81.

NORVAL B. EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 6, 43, 78 and 81.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- S. F. 331 Appropriations
- S. F. 332 Judiciary 2
- S. F. 333 Conservation
- S. F. 334 Judiciary 1
- S. F. 335 Cities and towns
- S. F. 336 Schools and educational institutions
- S. F. 337 Tax revision
- S. F. 338 Social security
- S. F. 339 Social security
- S. F. 340 Public utilities
- S. F. 341 Railroads

REPORTS OF COMMITTEES

Senator Tate submitted the following report:

MR. PRESIDENT: Your committee on insurance to which was referred **Senate File 109**, a bill for an act relating to investment of funds of life insurance companies and associations and to amend section five hundred eleven point eight (511.8), Code 1954, and section one (1) of chapter

two hundred forty-three (243), Acts of the Fifty-sixth General Assembly, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. H. TATE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on insurance to which was referred **Senate File 155**, a bill for an act relating to insuring and indemnifying drivers of emergency vehicles and to amend sections three hundred twenty-one point four hundred ninety-five (321.495), three hundred twenty-one point four hundred ninety-six (321.496), three hundred fifty-nine point forty-three (359.43) and to repeal section three hundred twenty-one point four hundred ninety-seven (321.497), Code 1954, 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 Senate File 155 by inserting in section 3 immediately following the word "person." in line 14 the following:

"Premiums on such policies are hereby authorized to be paid from the public safety fund in cities and towns and from the proceeds of the levy provided in section three hundred fifty-nine point forty-three (359.43) in the case of townships."

2. Further amend Senate File 155 by adding after section 3 the following:

"Section three hundred twenty-one point four hundred ninety-seven (321.497), Code 1954, is hereby amended by inserting after the word "town" in line one (1) the following: "or township"."

3. Amend Senate File 155 by striking all of sections 4 and 5.

W. H. TATE, *Chairman*.

Ordered passed on file.

Senator Schroeder submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 135**, a bill for an act to amend section three hundred sixty-eight A point nineteen (368A.19), Code 1954, relating to police matrons and their compensation, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK SCHROEDER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 237**, a bill for an act to amend section three hundred eighty-four point three (384.3), Code 1954, relating to the powers of dock boards in cities and towns, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK SCHROEDER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 26**, a bill for an act relating to the pay periods of

municipal court personnel, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK SCHROEDER, *Chairman*.

Ordered passed on file.

Senator Anderson submitted the following report:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 141**, a bill for an act relating to the reclassification of lands in drainage and levee districts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL T. ANDERSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 144**, a bill for an act relating to the acquisition of easements for meander by drainage or levee districts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL T. ANDERSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 146**, a bill for an act relating to the assessment of costs between two or more drainage districts which outlet into the same ditch, drain, or natural watercourse for improvements, repairs, and for the maintenance of such ditch, drain or natural watercourse, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL T. ANDERSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 246**, a bill for an act relating to the election and terms of office of trustees in levee or drainage districts having pumping stations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL T. ANDERSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 247**, a bill for an act to amend chapter four hundred sixty-one (461), Code 1954, pertaining to the establishing and maintaining of pumping stations in drainage or levee districts, by adding thereto a new section so as to extend said chapter to include levee districts maintaining levees for the protection of drainage districts having pumping stations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL T. ANDERSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 248**, a bill for an act relating to drainage and levee districts with pumping stations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL T. ANDERSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 256**, a bill for an act relating to flood and soil erosion control and watershed improvements, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL T. ANDERSON, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 16, section 1, line 4, by striking
2 "July 1, 1958" and inserting in lieu thereof "July
3 4, 1957".

4 Further amend Senate File 16 by inserting after the
5 period in section 1, line 4, the following:

6 "Section four hundred twenty-seven point one (427.1),
7 Code 1954, is further amended by inserting after the
8 period in line 5 of subsection 11 the following:

9 Real estate acquired on and subsequent to July 4, 1957
10 and owned by an educational institution of this state as
11 a part of its endowment fund provided that such real
12 estate acquired on and after July 4, 1957, to be tax exempt,
13 must be located in a civil township in which the total real
14 estate exempt, for all educational institutions, under this
15 subsection does not exceed a total of 160 acres and provided
16 that such real estate acquired on and after July 4, 1957,
17 if located in a city or town, must be located in a city or
18 town in which the real estate exempt, for all educational
19 institutions, under this subsection does not exceed the
20 following:

21 For towns of less than 2,000 population, \$5,000 assessed
22 valuation.

23 For cities of 2,000 to 5,000 population, \$10,000 assessed
24 valuation.

25 Cities of 5,000 to 15,000 population, \$20,000 assessed
26 valuation.

27 Cities of 15,000 to 25,000 population, \$30,000 assessed
28 valuation.

29 Cities of 25,000 to 50,000 population, \$40,000 assessed
30 valuation.

31 Cities of 50,000 population and over, \$50,000 assessed
32 valuation.

33 If an educational institution acquires real estate on
34 and after July 4, 1957, the property so acquired shall be
35 exempt only to the extent of the exemption set forth
36 herein."

FRANK D. ELWOOD.

- 1 Amend Senate File 83 as follows:
 2 1. By striking in section 1, lines 5 and 6.
 3 2. By striking in section 2 all of line 3 and the
 4 following in line 4: "seventy-five point five
 5 (475.5)".

D. C. NOLAN.

- 1 Amend Senate File 108 by adding thereto the following
 2 new section:
 3 Sec. 3. The provisions of this Act shall become
 4 effective on January 1, 1959.

W. C. STUART.
 CARL H. RINGGENBERG.

- 1 1. Amend the Prentis amendment to Senate File 133, filed
 2 February 14, 1957, by striking from lines 13 to
 3 17, inclusive, all beginning with the words, "The
 4 speed limit" and ending with the words, "may be located" and
 5 inserting in lieu thereof the following:
 6 "The speed limits designated for such special danger zones
 7 shall be not greater than fifty (50) nor less than fifteen (15)
 8 miles per hour and shall be based on an engineering and traffic
 9 investigation by the highway commission as to primary roads or
 10 the county boards of supervisors as to secondary roads, taking
 11 into account the width of the traveled portion of the highway,
 12 the condition of the surface, the hills and curves of the highway,
 13 the density of settlement of the adjoining area and any other
 14 dangerous local condition found to exist."

X. T. PRENTIS.

- 1 Amend Senate File 154, by adding the following in
 2 line 9 of Sec. 4: "Nothing herein contained shall affect
 3 the rights of third parties as a result of negligence in
 4 the operation or maintenance of the aforesaid pathology
 5 and radiology facilities.

D. C. NOLAN.
 FRANK ELWOOD.
 W. C. STUART.

- 1 Amend House File 21 as follows:
 2 1. Amend section 11 by inserting after the word
 3 "doctor" in line 3 the words "and the patient".

W. H. TATE.

- 1 Amend Senate File 203 as follows:
 2 1. In section 3, subsection 11,
 3 strike lines 45 through 72
 4 inclusive.
 5 2. In section 3, subsection 11,
 6 strike lines 73 through the word
 7 "guaranteed" in line 75, substituting
 8 in lieu thereof the following: "The percent of
 9 available phosphoric acid or phosphorous in water
 10 soluble form shall be registered and guaranteed."

WILLIAM H. HARBOR.

- 1 Amend Senate Joint Resolution 7 as follows:
 2 1. Section 2, line 5 by striking the date "1962" and inserting in
 lieu

3 thereof the figures "1960".

4 2. By adding the following new sections:

5 "Sec. The foregoing proposed amendments to the Constitution
6 of the State of Iowa are hereby referred to the General Assembly to
7 be chosen at the next general election and the Secretary of State is
8 directed to cause the same to be published as provided by the
9 Constitution for three (3) months previous to the time of making
such

10 choice.

11 "Sec. These amendments shall be submitted to the people at
12 a general election to be held on the first Tuesday of June, 1959
13 following the adoption by the Fifty-eighth General Assembly."

DUANE DEWEL.

1 Amend Senate File 229 as follows:

2 1. By striking all of sections 1 and 2 and
3 substituting in lieu thereof the following:

4 Section 1. Section one (1) of chapter forty-four (44), Acts
5 of the Fifty-sixth General Assembly, is hereby amended by striking
6 from line six (6) of such section the figures "1957" and inserting
7 in lieu thereof the figures "1959"; also by striking from line
8 five (5) the word "biennium" and inserting in lieu thereof the
9 word "period".

10 Sec. 2. Section two (2) of chapter forty-four (44), Acts of
11 the Fifty-sixth General Assembly, is hereby amended by striking
12 from line six (6) of such section the figures "1957" and inserting
13 in lieu thereof the figures "1959" and by striking from line
14 thirteen (13) of such section the figures "1957" and inserting
15 in lieu thereof the figures "1959"; also by striking from lines
16 five (5) and six (6) and twelve (12) and thirteen (13) the word
17 "biennium" and inserting in lieu thereof the word "period".

THOMAS J. DAILEY.

On motion of Senator Wormley, the Senate adjourned until 10:05
a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, FEBRUARY 27, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend W. H. Sinning, pastor of the First Presbyterian Church, Corning, Iowa.

POINT OF ORDER

Senator Dailey announced that there was an error in the Journal of the Senate of Tuesday, February 26, 1957, in recording that Senator Tate asked and received unanimous consent that House File 161 be substituted for Senate File 126, and raised a point of order for the reason that the record was incorrect on the action taken, and stated that House File 161 was not identical to Senate File 126, not a companion bill and was different from Senate File 126.

The Chair announced that the Senate would stand at ease.

The Senate reconvened, President Nicholas presiding.

On the point of order raised by Senator Dailey, the Chair ruled the point not well taken and that the Journal record on the action on the substitution of House File 161 for Senate File 126 was correct, and also that the action thereafter on House File 161 was correct and proper.

MOTION TO RECONSIDER FILED

MR. PRESIDENT: I move the vote by which House File 161 passed the Senate be reconsidered.

JOE COLEMAN.

Senator Coleman moved that the Secretary of the Senate be instructed to request the return of House File 161 from the House for further consideration of the Senate.

Senator Schroeder moved that the motion by Senator Coleman, requesting the return of House File 161 from the House for further consideration of the Senate, be laid on the table.

Roll call was demanded.

On the question "Shall the motion by Senator Coleman be laid on the table?" the vote was:

Rule 8 was invoked.

Ayes, 24:

Anderson	Elwood	Miller	Shaff
Burton	Evans	Molison	Shoeman
Butler	Grimstead	Nolan	Stuart
Byers	Harbor	O'Connor	Tate
Dewel	Henry	Rigler	Turner
Dykhouse	Hoxie	Schroeder	Wormley

Nays, 25:

Boothby	Hoffman	Prentis	Utzig
Buck	Long	Price	Vest
Coleman	Lynes	Prince	Walker
Dailey	McCurdy	Putney	Watson
Elijah	McManus	Ringgenberg	Weber
Fisher	O'Malley	Scott	Weiss
Gillespie			

Absent or not voting, 1:

McFarlane

The motion to lay on the table was lost.

On the motion by Senator Coleman, roll call was demanded.

On the question "Shall the motion by Senator Coleman be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 26:

Boothby	Hoffman	Price	Utzig
Buck	Long	Prince	Vest
Coleman	Lynes	Putney	Walker
Dailey	McCurdy	Rigler	Weber
Elijah	McManus	Ringgenberg	Weiss
Fisher	O'Malley	Scott	Wormley
Gillespie	Prentis		

Nays, 23:

Anderson	Elwood	Miller	Shoeman
Burton	Evans	Molison	Stuart
Butler	Grimstead	Nolan	Tate
Byers	Harbor	O'Connor	Turner
Dewel	Henry	Schroeder	Watson
Dykhouse	Hoxie	Shaff	

Absent or not voting, 1:

McFarlane

The motion prevailed.

ANNOUNCEMENT

Senator Vest asked and received unanimous consent to make the following announcement relative to the time of filing individual bills: "Under Rule 22 of the Senate rules, the time of introducing bills shall be fixed at 4:30 p.m., on February 27, 1957."

SENATE FILE 145 RETURNED TO COMMITTEE

Senator Anderson asked and received unanimous consent that Senate File 145 be returned to the committee on water rights.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file :

By Senator Butler, from seventeen residents of Buena Vista County relating to the operation of a motor vehicle while intoxicated and providing for blood test.

By Senator Fisher, from fifteen residents of Warren County urging the construction of a new nursing home at the Iowa Soldiers Home at Marshalltown.

By Senator O'Malley, from thirty-three employees of the State of Iowa at Camp Dodge favoring proposed legislation establishing a nonpolitical civil service commission.

By Senator Putney, from eighteen members of the Toledo Volunteer Fire Department favoring the proposed Firemanship and Civil Defense Training Center at Iowa State College, Ames.

By Senator Prince, from twenty-eight residents of Adair and Guthrie Counties favoring proposed legislation relating to the sales tax on farm chemicals and on gasoline used in farm tractors.

By Senator Prince, from members of the American Legion Post of Perry favoring proposed legislation relating to the care of the infirm at the Iowa Soldiers Home, Marshalltown.

PRESENTATION OF VISITORS

Senator Wormley rose on a point of personal privilege and presented to the Senate the Honorable Fred Maytag of Jasper County, a former member of the Senate who was present in the Senate chamber.

Senator Walker asked and received unanimous consent to present to the Senate forty-nine members of the seventh and eighth grade classes of the Stanhope Community School who were present in the balcony accompanied by Mesdames Palmer Nelson and Alvina Johnson.

Senator Nolan asked and received unanimous consent to present to the Senate thirty-four members of the fifth and eighth grade classes of the St. Paul's Lutheran School of Williamsburg, Iowa County, who were present in the balcony with a number of their parents and their principal, Erwin R. Kickhaefer.

Senator Burton asked and received unanimous consent to present to the Senate twelve members of the American Association of University Women of Ottumwa who were present in the balcony.

Senator O'Malley asked and received unanimous consent to present to the Senate twenty-five members of the sixth grade class of the Bondurant School who were present in the balcony accompanied by Mrs. Veda Schuster.

Senator Prince asked and received unanimous consent to present to the Senate the members of the seventh and eighth grade classes of the Dawson School who were present in the balcony with their coach, Mr. Stark, and their instructor, Mrs. Harter.

INTRODUCTION OF BILLS

Senate File 362, by Senators Nolan, Schroeder, Wormley, Evans and Shaff, a bill for an act to amend chapter eighty-five (85), Code 1954, as amended, relating to workmen's compensation, so as to redefine "injury", "personal injury", and "personal injury by accident", to increase the maximum weekly benefit amount to thirty-four (\$34.00) dollars, to revise and redefine certain provisions relative to compensation for total permanent disability, permanent partial disability and the healing period therefor, to provide for and authorize special case settlements, to provide for crediting payments otherwise made, and to repeal sections eighty-five point thirty-four (85.34) and eighty-five point thirty-five (85.35), Code 1954.

Read first and second times and passed on file.

Senate File 363, by Senator Nolan, a bill for an act to amend section four hundred ninety point fourteen (490.14), Code 1954, relating to the amount of inspection fee to be collected from pipeline companies.

Read first and second times and passed on file.

Senate File 364, by Senator Nolan, a bill for an act to amend chapter four hundred and seventy-four (474), Code 1954, relating to employees charged with the administration and enforcement of the laws under the commerce commission.

Read first and second times and passed on file.

Senate File 365, by Senator Nolan, a bill for an act to amend section four hundred seventy-five point seven (475.7), Code 1954, relating to the duties of the commerce counsel.

Read first and second times and passed on file.

Senate File 366, by Senators Putney and Lynes, a bill for an act relating to the forestry program in Iowa.

Read first and second times and passed on file.

Senate File 367, by Senators Henry and Nolan, a bill for an act to provide for the licensing and qualifications of physical therapists.

Read first and second times and passed on file.

Senate File 368, by committee on cities and towns, a bill for an act relating to milldams and to amend sections four hundred sixty-nine point five (469.5) and four hundred sixty-nine point nine (469.9), Code 1954.

Read first and second times and placed on the calendar.

Senate File 369, by committee on cities and towns, a bill for an act relating to annexation of territory to a city or town.

Read first and second times and placed on the calendar.

Senate File 370, by Senator Walker, a bill for an act to amend chapter three hundred twenty-one (321), Code 1954, relating to automobile registration plates for holders of amateur radio station licenses.

Read first and second times and passed on file.

Senate File 371, by Senator McManus, a bill for an act relating to the compensation of inheritance tax appraisers.

Read first and second times and passed on file.

Senate File 372, by Senators Miller, Shoeman, Henry, Long, Nolan, Schroeder, Molison, Butler, O'Connor, Harbor, Prentis, Buck, Prince, Byers, Hoffman, Shaff, Coleman, Vest, O'Malley, Price, Evans, Tate, Stuart, Elwood, Turner, Rigler and McCurdy, a bill for an act to amend sections two point eleven (2.11), two point thirteen (2.13) and two point fourteen (2.14), Code 1954, relating to compensation of members of the General Assembly, the Lieutenant Governor, and the Speaker of the House of Representatives.

Read first and second times and passed on file.

Senate File 373, by Senator Miller, a bill for an act to amend section two hundred forty-nine point eight (249.8), Code 1954, relating to old age assistance.

Read first and second times and passed on file.

Senate File 374, by Senator Miller, a bill for an act to amend section four hundred twenty-seven point six (427.6), Code 1954, relating to the time for filing of claims for veteran's property tax exemption.

Read first and second times and passed on file.

Senate File 375, by Senator Elwood, a bill for an act to amend section three hundred six point six (306.6), Code 1954, relating to service of notice of hearing pertaining to the vacation and closing of any road, part thereon, or railroad crossing.

Read first and second times and passed on file.

Senate File 376, by Senator McManus, a bill for an act relating to the establishment of fire districts in townships and included or adjacent cities and towns, which fire districts shall have power to acquire, rent, maintain and operate fire fighting equipment, and to provide for the levy of taxes for such purposes.

Read first and second times and passed on file.

Senate File 377, by Senators Shaff and Schroeder, a bill for an act to amend chapter four hundred twenty-two (422), Code 1954, by repealing the personal net income tax provisions contained therein.

Read first and second times and passed on file.

Senate File 378, by Senators Long and Stuart, a bill for an act relating to the use of certified mail for mailings required or permitted by statute and defining certified mail.

Read first and second times and passed on file.

Senate File 379, by Senator Miller, a bill for an act to amend section four hundred fifty point thirty-one (450.31), Code 1954, relating to the time for filing objections to inheritance tax appraisements.

Read first and second times and passed on file.

Senate File 380, by Senator Schroeder, a bill for an act providing for revocation of a disposition of body after death.

Read first and second times and passed on file.

Senate File 381, by Senators Molison and Wormley, a bill for an act to make appropriation to Rock Creek Lake, Jasper County, Iowa.

Read first and second times and passed on file.

Senate File 382, by Senators Schroeder and Shaff, a bill for an act to amend section four hundred forty-two point seven (442.7), Code 1954, relative to the trial on appeal of assessments of property for taxation.

Read first and second times and passed on file.

Senate File 383, by Senators Schroeder and Dailey, a bill for an act relating to payment for the care of tuberculosis patients in public institutions.

Read first and second times and passed on file.

Senate File 384, by Senator Utzig, a bill for an act to permit boards of trustees of county hospitals to lease hospital facilities, when not needed for the purpose for which acquired.

Read first and second times and passed on file.

Senate File 385, by Senator Utzig, a bill for an act to allow county supervisors to acquire the use of real estate for county purpose by means other than purchase.

Read first and second times and passed on file.

Senate File 386, by Senator Miller, a bill for an act relating to the salaries of deputy sheriffs.

Read first and second times and passed on file.

Senate File 387, by Senators Utzig, O'Connor, Hoffman, Walker and Burton, a bill for an act relating to the control and regulation of automobile utility trailers, and to amend chapter three hundred twenty-one (321), Code 1954.

Read first and second times and passed on file.

Senate File 388, by Senator McManus, a bill for an act to amend section three hundred sixty-three point thirty-four (363.34). Code 1954, relating to the frequency of resubmission of the question of adopting any change in the form of municipal government.

Read first and second times and passed on file.

Senate File 389, by Senators Miller, O'Malley and Schroeder, a bill for an act to amend section three hundred forty point two (340.2), Code 1954, relating to salaries of deputies.

Read first and second times and passed on file.

Senate File 390, by Senator Lynes, a bill for an act to amend section ninety-six point three (96.3), Code 1954, relating to unemployment compensation in the cheese industry.

Read first and second times and passed on file.

Senate File 391, by Senator Lynes, a bill for an act to amend chapter three hundred twenty-one (321), Code 1954, relating to automobile registration plates for holders of amateur radio station licenses.

Read first and second times and passed on file.

Senate File 392, by Senator Lynes, a bill for an act to amend chapter one hundred seventy-nine (179), Code 1954, relating to the Iowa dairy industry commission.

Read first and second times and passed on file.

Senate File 393, by Senator Lynes, a bill for an act to amend chapter one hundred seventy-nine (179), Code 1954, relating to the Iowa dairy industry commission.

Read first and second times and passed on file.

Senate File 394, by Senator Evans, a bill for an act to amend section two hundred eighty-five point four (285.4), Code 1954, relating to the tuition and transportation of pupils to other districts.

Read first and second times and passed on file.

Senate File 395, by Senators Wormley and Anderson, a bill for an act to amend section seven hundred forty-six point one (746.1), Code 1954, relating to the definition of vagrancy.

Read first and second times and passed on file.

Senate File 396, by Senators Shoeman and Henry, a bill for an act to appropriate funds for the completion of an artificial lake in Shelby County, Iowa.

Read first and second times and passed on file.

Senate File 397, by Senator Elwood (by request), a bill for an act to amend section twenty-four point nine (24.9), Code 1954, relating to filing of budget estimates, notices of hearing and filing, and hearing amendments pertaining thereto.

Read first and second times and passed on file.

Senate File 398, by Senator O'Malley, a bill for an act to provide temporary amendments to various sections of chapter four hundred twenty-two (422), Code 1954, to continue present income tax rates, exemptions and manner of payment so as to provide funds for the biennium beginning July 1, 1957, and ending June 30, 1959.

Read first and second times and passed on file.

Senate File 399, by Senator O'Malley, a bill for an act to amend temporarily section four hundred twenty-two point thirty-three (422.33), Code 1954, relating to revision of the formula by which income of corporations is to be apportioned between the State of Iowa and the other states for purposes of the Iowa income tax on corporations.

Read first and second times and passed on file.

Senate File 400, by Senator O'Malley, a bill for an act to provide temporary amendment to section four hundred twenty-two point thirty-three (422.33), Code 1954, to continue the present rate of tax on corporate income providing funds for the biennium beginning July 1, 1957, and ending July 30, 1959.

Read first and second times and passed on file.

Senate File 401, by Senator O'Malley, a bill for an act relating to the road use tax, eliminating therefrom apportionment of the sales tax and to repeal a portion of section four hundred twenty-two point sixty-two (422.62), as amended, Code 1954, and subsection five (5) of section three hundred twelve point one (312.1), Code 1954.

Read first and second times and passed on file.

Senate File 402, by Senators Dewel, Nolan, O'Malley and Henry, a bill for an act to amend section five hundred twenty-six point twenty-five (526.25), Code 1954, relating to the investment of funds of savings banks, to authorize investment in obligations issued, assumed or guaranteed by International Bank for Reconstruction and Development.

Read first and second times and passed on file.

Senate File 403, by Senators Butler and Weiss, a bill for an act to amend section one hundred ten point twenty-three (110.23), Code of 1954, relating to carrying guns in vehicles on a public highway.

Read first and second times and passed on file.

Senate Joint Resolution 14, by Senator O'Malley, a joint resolution relating to the payment of the prevailing wage rate to employees of contractors with the State of Iowa or its political subdivisions, and all agencies thereof.

Read first and second times and passed on file.

Senate File 404, by Senator Schroeder, a bill for an act relating to mechanics' liens and their preference over other liens.

Read first and second times and passed on file.

Senate File 405, by Senator Shaff, a bill for an act relating to the tax on freight line and equipment companies.

Read first and second times and 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 84, a bill for an act relating to medical examination of applicants for life insurance.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 158, a bill for an act relating to the reorganization of school districts.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 97, a bill for an act relating to the filing of claims for refund of the tax on gasoline.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 97

Amend Senate File 97 by adding a new section as follows:

Amend section three hundred twenty-four point fifty (324.50), Code 1954, by adding after the word "used" in line twenty-nine (29), the following "or will be used".

HOUSE MESSAGES CONSIDERED

House File 84, a bill for an act relating to medical examination of applicants for life insurance and to amend section five hundred eight point twenty-eight (508.28), Code 1954.

Read first and second times and passed on file.

House File 158, a bill for an act relating to the reorganization of school districts.

Read first and second times and passed on file.

Senator Buck asked and received unanimous consent to take up the following resolution:

SENATE CONCURRENT RESOLUTION 18

By Buck

Whereas, it is deemed advisable to fix a final date for the filing of claims against the State of Iowa to be considered by the Fifty-seventh General Assembly;

Therefore, Be It Resolved by the Senate, the House Concurring: That the 8th day of March, 1957, be fixed as the final date for the filing of all claims to be considered by the Fifty-seventh General Assembly of Iowa. Any claim which has not been filed with the Attorney General's office before said date will not be considered by the Fifty-seventh General Assembly.

On motion of Senator Buck, the resolution was adopted.

UNFINISHED BUSINESS

Senator Prentis called up for further consideration Senate File 16, a bill for an act to repeal the exemption from taxation for future acquisitions of real estate by educational institutions, and defining same.

Senator Boothby moved that action on Senate File 16 be deferred and that the bill retain its place on the calendar, which motion prevailed.

Senator Dewel took the chair at 12:00 noon.

Senator Dykhouse called up for further consideration Senate File 229, a bill for an act relating to the licensing fees imposed on motor fuel.

Senator Dailey moved that action on Senate File 229 be deferred and that the bill be made a special order of business for 11:00 a.m., Thursday, February 28, 1957, which motion was lost.

Senator Dailey offered the following amendment:

Amend Senate File 229 by adding thereto the following sections following section 2:

1. "Amend chapter forty-four (44), Laws of the Fifty-Sixth General Assembly, by adding after the words "proceeds of" in line four (4) of section two, the words and figures "one-half ($\frac{1}{2}$) of"

2. "Further amend said chapter forty-four (44) by striking the period (.) in line ten (10) of said section two, and adding the following: "and the remaining one-half ($\frac{1}{2}$) of said one cent (1c) be credited by the treasurer of state to the street construction fund of the cities and incorporated towns of the state".

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

UNFINISHED BUSINESS

The Senate resumed consideration of Senate File 229 and the amendment filed thereto by Senator Dailey.

Senator Dewel moved the previous question on the amendment, which motion prevailed.

Senator Dailey moved the adoption of the amendment.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 13:

Burton	Hoffman	O'Malley	Utzig
Byers	McManus	Schroeder	Vest
Coleman	Miller	Shaff	Weiss
Dailey			

Nays, 32:

Boothby	Fisher	Molison	Scott
Buck	Gillespie	Nolan	Shoeman
Butler	Harbor	Prentis	Stuart
Dewel	Henry	Price	Tate
Dykhouse	Hoxie	Prince	Turner
Elijah	Long	Putney	Walker
Elwood	Lynes	Rigler	Weber
Evans	McCurdy	Ringgenberg	Wormley

Absent or not voting, 5:

Anderson	Grimstead (Present)	McFarlane O'Connor	Watson
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The amendment was lost.

Senator Dailey offered the following amendment and moved its adoption:

Amend Senate File 229 as follows:

1. By striking all of sections 1 and 2 and substituting in lieu thereof the following:

Section 1. Section one (1) of chapter forty-four (44), Acts of the Fifty-sixth General Assembly, is hereby amended by striking from line six (6) of such section the figures "1957" and inserting in lieu thereof the figures "1959"; also by striking from line five (5) the word "biennium" and inserting in lieu thereof the word "period".

Sec. 2. Section two (2) of chapter forty-four (44), Acts of the Fifty-sixth General Assembly, is hereby amended by striking from line six (6) of such section the figures "1957" and inserting in lieu thereof the figures "1959" and striking from line thirteen (13) of such section the figures "1957" and inserting in lieu thereof the figures "1959"; also by striking from lines five (5) and six (6) and twelve (12) and thirteen (13) the word "biennium" and inserting in lieu thereof the word "period".

Division was called for.

The amendment was lost.

Senator Dykhouse 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	Henry	Price	Stuart
Butler	Hoffman	Prince	Tate
Dewel	Hoxie	Putney	Turner
Dykhouse	Long	Rigler	Vest
Elijah	Lynes	Ringgenberg	Walker
Elwood	McCurdy	Schroeder	Watson
Evans	Miller	Scott	Weber
Fisher	Molison	Shaff	Weiss
Grimstead	Nolan	Shoeman	Wormley
Harbor	Prentis		

Nays, 7:

Boothby	Coleman	McManus	Utzig
Burton	Dailey	O'Malley	

Absent or not voting, 5:

Buck	Gillespie	McFarlane	O'Connor
Byers			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

EXPLANATION OF VOTE

I voted 'No' on Senate File 229 because it was a four-year extension. A two-year extension I consider to be sufficient at this time.

George E. O'Malley.

SENATE CONCURRENT RESOLUTION 19

By Butler

Whereas, October 15 has been designated as the official anniversary date of the Iowa Poetry Day Association in conjunction with the National Poetry Day Committee; and

Whereas, this association has done much to further poetic interest in the schools and to encourage talent among the citizens of our state; and

Whereas, the poets of Iowa have made important and lasting contributions descriptive of the legend, history and beauty of our state; and

Whereas, the Poetry Day Association is to be commended on its continued effort to encourage the cultural advantages and personal satisfaction to be found through the medium of poetry;

Now Therefore, Be It Resolved by the Senate, the House Concurring: That the General Assembly proclaim October 15, 1957, as Iowa Poetry Day in order to stimulate interest and to further the high purpose for which this society was organized.

SENATE CONCURRENT RESOLUTION 20

By McManus

Whereas, the Fifty-third General Assembly provided for the establishment of the Governmental Reorganization Commission generally known as the "Little Hoover Commission." The Commission was directed to examine the organization and operation of the various state agencies and departments and to recommend such changes as would accomplish the following purposes:

- a. reduction of expenditures and promotion of economies;
- b. increased efficiency of governmental operations;
- c. reduction of agencies by a consolidation of those having similar functions; and
- d. elimination of overlapping and duplicating activities.

Whereas, after a detailed study of the organization and functions of the more than 80 administrative agencies, the Commission concluded that "the machinery of the present state government is adapted to times and conditions that no longer exist." The Commission, in its 1950 Report, made a series of recommendations for the reorganization of state government agencies and departments, and for the regrouping of functions to eliminate duplication and overlapping. The Committee concluded that the adoption of its recommendations would not only improve service to the public, but would also permit "a substantial savings of up to \$5,000,000 annually."

Whereas, Three General Assemblies have met since the Report of the Governmental Reorganization Commission was submitted. Yet, very few of the recommendations of the Commission have been enacted. In the meantime, appropriations from the General Fund of the State of Iowa have risen from an annual rate of slightly over 80 million dollars in the fiscal year ending June 30, 1949, to an annual rate in excess of 136 million dollars during the current year. The time has come when the consideration of measures designed to improve the efficiency of state government can no longer be delayed. The taxpayers of Iowa are already carrying a tax load far heavier than that borne by the residents of most states. While every reasonable effort must be made to maintain and improve the quality of essential governmental services, the State of Iowa cannot move forward under the handicap of obsolete governmental structures.

Be It Resolved by the Senate, the House Concurring:

Section 1. There is hereby created the Special Legislative Committee on Governmental Economies, to be composed of six (6) members, three of whom shall be members of the Senate, who shall be forthwith appointed by the Lieutenant Governor, and three of whom shall be members of the House of Representatives, who will be forthwith appointed by the Speaker of the House of Representatives; any vacancy in the membership of the committee shall be filled by appointment in the same manner by the same official, and from the same group as the original appointment.

Section 2. This Committee shall examine into the organization of all offices, agencies, boards, commissions and departments of state to accomplish a reduction of expenditures and to promote economies in the operation of state government, and to eliminate overlapping and duplication by such agencies of state government.

Section 3. This Committee shall likewise review and reexamine each and every measure proposed in the Fifty-fourth General Assembly by the Governmental Reorganization Commission for the more efficient and economical operation of state government, and prepare a report thereon to each House of the Fifty-seventh General Assembly by the 5th day of April, 1957.

Section 4. It shall be the duty of each office, agency, board, commission or department of state government to make available to this Committee, such information and reports as the Commission may determine necessary. The committee shall select a Chairman from among its membership and shall enter upon its duties as soon as the membership shall have been appointed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, from the 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 64 and 132.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 64 and 132.

PROOF OF PUBLICATION

Published copy of Senate File 241 (House File 275) and verified proof of publication of said bill in The Klemme Times on February 20, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of the Senate.

On motion of Senator Nolan, the Senate recessed until 4:30 p.m.

The Senate reconvened, President Nicholas presiding.

INTRODUCTION OF BILLS

Senate File 406, by Senators Elijah, Dailey, Dewel, Boothby, Gillespie, Grimstead, Hoffman, Anderson, O'Malley and Miller, a bill for an act relating to the establishment and operation of a state program for the treatment and rehabilitation of alcoholics and the study and prevention of alcoholism, and making an appropriation therefor.

Read first and second times and passed on file.

Senate File 407, by Senators Butler, Utzig and Burton, a bill for an act providing for the licensing and strict control of the retail sale of products sold by Iowa state liquor stores and designed to eliminate bootlegging from the State of Iowa, and to provide revenue from the sale thereof.

Read first and second times and passed on file.

Senate File 408, by Senators Watson, Lynes, Shoeman, Dykhouse, Tate and Boothby, a bill for an act authorizing the erecting and equipping of an addition to the state historical building and to appropriate funds for that purpose.

Read first and second times and passed on file.

Senate File 409, by Senator Watson, a bill for an act relating to compensation of the treasurer of a district school board.

Read first and second times and passed on file.

Senate File 410, by Senator Lynes, a bill for an act to amend chapter one hundred seventy-nine (179), Code 1954, relating to the Iowa dairy industry commission.

Read first and second times and passed on file.

Senate File 411, by Senator Schroeder, a bill for an act to amend the exemptions under the use tax imposed by section four hundred twenty-three (423), Code 1954.

Read first and second times and passed on file.

Senate File 412, by Senator McFarlane, a bill for an act to provide an alternate plan for elimination of the need for viaducts and underpasses through relocating, depressing, elevating or consolidating main line and belt line railroad trackage.

Read first and second times and passed on file.

Senate File 413, by Senators Shoeman and Nolan, a bill for an act

to amend chapter three hundred thirty-nine (339) and chapter three hundred forty (340), Code 1954, relating to the coroner's qualifications and fees.

Read first and second times and passed on file.

Senate File 414, by Senator Weber, a bill for an act relating to warehouses for agricultural products.

Read first and second times and passed on file.

Senate File 415, by Senator Butler, a bill for an act to amend chapter five hundred thirty-two (532), Code 1954, relating to the appointment of a nominee by banking institutions acting in a fiduciary capacity.

Read first and second times and passed on file.

Senate File 416, by Senators Walker, Ringgenberg, Coleman, Weiss, Turner, Burton, Hoffman, Prince, Dewel, Lynes, Dykhouse and Nolan, a bill for an act to provide for an allowance for sheriffs' and deputy sheriffs' uniforms.

Read first and second times and passed on file.

Senate File 417, by Senator Dailey, a bill for an act to amend chapter seventy-eight (78), Acts of the Eleventh General Assembly, relating to the corporate powers of the board of trustees of the Congregational Church and Society of Burlington.

Read first and second times and passed on file.

Senate File 418, by Senators Prentis, Nolan, Lynes and Vest, a bill for an act to provide an educational sales and use tax, to prescribe the allocation of the revenue raised by such tax, and to amend certain sections of the Code relating to the provisions of this act.

Read first and second times and passed on file.

Senate File 419, by Senators Prentis, Nolan, Lynes and Vest, a bill for an act to make appropriations to the service compensation fund created to pay the Korean veterans' bonus.

Read first and second times and passed on file.

Senate Joint Resolution 15, by Senator Prentis, a joint resolution proposing to create a special committee to make a study of lending practices in the state, including a study of the practices of agencies engaged in making installment and consumer credit loans; to study any need for corrective legislation in the field such as limitation on finance charges on consumer goods, the regulation of repossession and court practices, rebate upon prepayment, disclosure, and "add on" contracts, misleading statements as to terms and costs, mislead-

ing and otherwise unethical advertising and questionable methods employed to obtain business; to study the question of revision or improvement of existing laws in this respect, and to make such recommendations to the governor and the next session or special session of the legislature as may be decided upon by the committee and to make an appropriation therefor.

Read first and second times and passed on file.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- S. F. 342 Mines and mining
- S. F. 343 Schools and educational institutions
- S. F. 344 Agriculture
- S. F. 345 Social security
- S. F. 347 Compensation of public officers and employees
- S. F. 348 Judiciary 1
- S. F. 349 Judiciary 1
- S. F. 350 Conservation
- S. F. 351 Social security
- S. F. 352 Printing
- S. F. 353 Conservation
- S. F. 354 Conservation
- S. F. 355 Labor
- S. F. 356 Judiciary 1
- S. F. 357 Highways
- S. F. 358 Schools and educational institutions
- S. F. 359 Cities and towns
- S. F. 361 Judiciary 2
- H. F. 50 Military affairs
- H. F. 75 Water rights
- H. F. 99 Water rights
- H. F. 104 Water rights
- H. F. 109 Water rights
- H. F. 124 Judiciary 2
- H. F. 131 Highway safety
- H. F. 155 Election reform
- H. F. 158 Schools and educational institutions
- H. F. 174 Water rights
- H. F. 175 Cities and towns
- H. F. 261 Social security

- H. F. 371 Appropriations
H. F. 376 Appropriations
H. F. 377 Appropriations

REPORTS OF COMMITTEES

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 83**, a bill for an act to provide for special assistant attorneys general to be assigned to various state departments and to provide for their compensation and expenses, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 259**, a bill for an act to authorize the executive council to lease a specified part of the capitol grounds to the Central Lutheran Church of Des Moines, Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Senator Ringgenberg submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 12**, a bill for an act to prohibit the alteration of any certificate of vaccination of animals, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL H. RINGGENBERG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 87**, a bill for an act to amend chapter 317, Code 1954, relating to the destruction of weeds in abandoned cemeteries, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL H. RINGGENBERG, *Chairman*.

Ordered passed on file.

Senator Weiss submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 270**, a bill for an act to provide for the maintenance and improvement of Lake of Three Fires in Taylor County Iowa, and for an appropriation to the state conservation commission for said purpose, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, *Chairman*.

Ordered passed on file.

Senator Molison submitted the following report:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 164**, a bill for an act to amend subsection seven (7), paragraph b, section four hundred eleven point six (411.6), Code 1954, relating to disability retirement of policemen and firemen, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WILBUR MOLISON, *Ranking Member*.

Ordered passed on file.

Senator Hoxie submitted the following report:

MR. PRESIDENT: Your committee on highway safety to which was referred **Senate File 99**, a bill for an act to amend chapter three hundred twenty-one (321), Code 1954, relating to motor vehicles, begs leave to report it has had the same under consideration and recommends the same **be amended according to the Harbor amendment filed February 25, 1957, and when so amended, the bill do pass**.

FRANK HOXIE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highway safety to which was referred **Senate File 210**, a bill for an act to repeal section three hundred twenty-one point three hundred forty-five (321.345), Code 1954, and to enact a substitute therefor, relating to stops at through highways, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK HOXIE, *Chairman*.

Ordered passed on file.

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred **Senate File 44**, a bill for an act to exempt charitable, educational, and religious institutions and societies from sales tax on items used solely in places owned or operated by said institutions, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means to which was referred **House File 38**, a bill for an act relating to the preparation of the county budget required by chapter twenty-four (24) of the Code, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 61 by striking all after the
- 2 enacting clause and enacting in lieu thereof the following:

3 "Section 1. Section six hundred four point eight (604.8),
4 Code 1954, is hereby amended as follows:

5 1. By striking from line twenty-five (25) the word 'five
6 (5)' and inserting in lieu thereof the word, 'six (6)'.

7 2. By adding after the word, 'judge,' in line twenty-seven
8 (27) the sentence:

9 "The largest county at the last federal census shall have
10 three (3) resident judges."

11 3. By striking from line thirty-two (32) the word, 'six'
12 and inserting in lieu thereof the word, 'seven (7)'.

13 Sec. 2. The vacancies in the office of district judge
14 created by this Act shall be filled by appointment by the
15 governor. The person so appointed shall hold said office until
16 January 1, 1959, or until his successor is elected and qualified,
17 which successor shall be elected at the general election in 1958,
18 and every four (4) years thereafter.

19 Sec. 3. This Act being deemed of immediate importance shall
20 be in full force and effect from and after publication in the
21 West Des Moines Express, a newspaper published in West Des Moines,
22 Iowa, and in the Perry Daily Chief, a newspaper published in
23 Perry, Iowa."

GEORGE E. O'MALLEY.

1 Amend Senate File 133 by inserting after the period in line 23
2 of section 1 the following: "No person shall drive a motor
3 vehicle upon a street or highway unless said vehicle is
4 equipped with a mechanical governor which shall limit the
5 speed of said vehicle to a maximum of sixty-five (65) miles
6 per hour while proceeding on the straight and level. Any
7 motor vehicle not equipped with a governor as herein provided
8 shall proceed in reverse gear at all times."

E. J. McMANUS.

1 Amend Senate File 159 as follows:

2 1. By striking the words and figures "seventy (70)" in
3 line 4 and inserting in lieu thereof the words and
4 figures "sixty-five (65)".

5 2. By inserting after the period in line 5 the following:

6 "No person shall drive a motor vehicle upon a street or
7 highway unless said vehicle is equipped with a mechanical
8 governor which shall limit the speed of said vehicle to a
9 maximum of sixty-five (65) miles per hour while proceeding
10 on the straight and level. Any motor vehicle not equipped
11 with a governor as herein provided shall proceed in reverse
12 gear at all times."

E. J. McMANUS.

1 Amend Senate File 167 by striking all after the enacting
2 clause and insert in lieu thereof the following:

3 Section 1. Definitions of words and phrases. The following
4 words and phrases, when used in this Act, will for the purpose of
5 this Act have the following meanings respectively ascribed to
6 them.

7 1. "Liquid transport carrier" shall mean any person engaged
8 in the transportation, for compensation, of liquid products in
9 bulk upon any highway in this state.

10 2. "Person" shall mean any individual, association,
11 partnership, firm or corporation.

12 3. "Vehicle" shall mean any self-propelled vehicle, any
13 trailer, semi-trailer, or other device used in connection
14 therewith not operated upon fixed rails or tracks, equipped
15 with one or more cargo tanks, or between fixed termini or over
16 a regular route and used for the transportation of liquid
17 products in bulk.

18 4. "Transportation for compensation" shall, in addition to all
19 public transportation, also include transportation primarily
20 for others by a person, not a distributor licensed under Chapter
21 324, even though as an incident thereto he buys the liquids at
22 the point where the transportation originates and sells it at
23 a delivered price at destination and, except as otherwise
24 provided, shall include transportation for others by a
25 distributor licensed under Chapter 324 or liquid products not
26 owned by the distributor.

27 5. "Commission" shall mean the Iowa state commerce commission.

28 Sec. 2. Except as otherwise provided, it is hereby declared
29 unlawful for any liquid transport carrier to transport liquid
30 products in bulk, for compensation from any point or place in
31 the state of Iowa to another point or place in said state
32 without first having obtained from the commission a certificate
33 declaring that public convenience and necessity require such
34 operation.

35 Sec. 3. The provisions of Sections 325.7 to Section 325.24
36 inclusive, Code of 1954, insofar as applicable are hereby
37 extended to include Liquid Transport Carriers in relation to
38 hearing on an application for the aforesaid certificate of
39 convenience and necessity.

40 Sec. 4. Whenever any person shall file with the commission
41 an application for authority to sell, transfer, lease or assign
42 a certificate of convenience and necessity issued under the
43 provisions of this Act, the commission shall fix a date for
44 hearing thereon and cause a notice addressed to the citizens of
45 each county through or in which the proposed service will be
46 rendered to be published in some newspaper of general circulation
47 in each such county, once each week for two consecutive weeks,
48 and shall notify each liquid transport carrier holding a
49 certificate, issued by the commission, to transport over, in or
50 through the area described in the application, by mailing notice
51 of the hearing to each such carrier at least ten days before the
52 date fixed for hearing, and the provisions of Chapter 325, Code
53 1954, inclusive of this Act shall, insofar as appropriate be
54 applicable to the said hearing.

55 Sec. 5. No certificate shall be issued until and after an
56 applicant shall have filed with the commission an insurance
57 policy, policies, surety bond or certificate of insurance, in
58 form to be approved by the commission, issued by some company,
59 association, reciprocal or inter-insurance exchange or other
60 insurer authorized to do business in this state.

61 The minimum limit of liability of any policy or surety bond
62 shall, for each vehicle thereby covered, be as follows:

63 1. To cover the assured's legal liability as a
64 liquid transport carrier for bodily injury or death
65 resulting therefrom as a result of any one accident or other
66 cause, twenty-five thousand dollars for any recovery by one
67 person, and subject to said limit for one person, one hundred
68 thousand dollars, for more than one person.

69 2. To cover the assured's legal liability as a liquid
70 transport carrier for damages to or destruction of any
71 property other than that of or in charge of the assured,
72 as a result of any one accident or other cause ten thousand
73 dollars.

74 3. To cover the assured's legal liability as a liquid
75 transport carrier for loss of or damage to property in
76 the possession or custody of the assured while for the
77 purpose of or being transported, except property of the
78 assured as a result of any one accident or other cause
79 ten thousand dollars. Such insurance policy, policies,
80 surety bond, or certificate of insurance shall bind the
81 obligators thereunder to make compensation for injuries to
82 persons, excluding injury to or death of the applicant's
83 employees while engaged in the course of their employment
84 and loss to or damage to property resulting from the
85 operation of such liquid transport carrier and for which
86 such liquid transport carrier would be legally liable.
87 Such insurance policy, policies, surety bond, or certificate
88 of insurance shall also provide that any person, firm,
89 association or corporation having a right of action against
90 such liquid transport carrier for injuries to persons or
91 loss of or damage to property, when service cannot be
92 obtained on the liquid transport carrier within this state,
93 may bring action for recovery directly upon such insurance
94 policy, policies, surety bond, or certificate of insurance
95 and against such insurance company, association, reciprocal
96 or interinsurance exchange or other insurer or bonding company.
97 Except as required in this Act and in Chapter 324 and except
98 for ordinary registration of motor vehicles, no other or
99 additional policies, bonds or certificates shall be required
100 by any city, town or other agency of this state for any liquid
101 transport vehicle.

102 Sec. 6. Every vehicle operated by a liquid transport
103 carrier and all parts thereof shall comply with all of the
104 provisions of Chapter 321 applicable thereto and shall be
105 maintained in a safe and sanitary condition at all times, and
106 shall be at all times subject to inspection by the members of
107 the department of public safety.

108 Sec. 7. Every driver employed by a liquid transport
109 carrier shall be at least twenty-one years of age; in good
110 physical condition; of good moral character; shall be fully
111 competent to operate the vehicle under his charge, and shall
112 hold a regular chauffeur's license from the department of public
113 safety.

114 Sec. 8. There shall be attached to each vehicle such
115 distinctive markings or tags as shall be prescribed by the
116 commission.

117 Sec. 9. For violation of any of the provisions of this
118 Act or of any rule or regulation promulgated hereunder by any
119 liquid transport carrier, the commission may revoke and cancel
120 the certificate of such liquid transport carrier. In the event
121 of any flagrant and persistent violation of safety laws or
122 regulations by the holder of a certificate or his agent, upon
123 the request of the commissioner of public safety, the state
124 commerce commission shall suspend such certificate of necessity
125 until the safety laws or regulations prescribed by the department

126 of public safety are complied with or the commission may revoke
127 the certificate at its discretion.

128 Sec. 10. No person shall operate a vehicle on the highways
129 of this state when operation of such vehicle would result in
130 more than twelve hours of continuous driving operation by such
131 person.

132 Sec. 11. No person shall operate a vehicle on the highways
133 of this state for a period of eight hours following twelve
134 consecutive driving hours of operation of any vehicle.

135 Sec. 12. Every liquid transport carrier shall keep or
136 cause to be kept a record accurately setting forth the hours
137 of vehicle operation of each person operating a vehicle or
138 vehicles owned or leased by such carrier. The commissioner
139 of public safety or the commission may require any liquid
140 transport carrier to submit such records for inspection.

141 Sec. 13. All vehicles or combination of vehicles shall
142 be equipped with direction signal devices of a type complying
143 with the provisions of section 321.317 relating to such devices
144 and whenever, during hours of darkness, any vehicle is disabled
145 or for any other reason may present a vehicular traffic hazard
146 requiring unusual care in approaching, overtaking or passing
147 the operator of such vehicle shall display such directional
148 signals on such vehicle or combination of vehicles in
149 simultaneous operation. The provisions of this section shall
150 not be construed to be in lieu of the provisions of sections
151 321.447 and 321.448 and the provisions of the said sections
153 shall be fully applicable as provided therein.

154 Sec. 14. Section three hundred twenty-one point four hundred
155 twenty-three (321.423), Code 1954, is hereby amended by inserting
156 before the word "flashing" in line 1 of sub-section 1 thereof,
157 the following: "Except as otherwise provided."

158 Sec. 15. Any liquid transport carrier actively and
159 continuously engaged in business as such between the first day of
160 December, 1956, and the fourteenth day of January, 1957 shall be
161 issued a certificate of convenience and necessity covering all
162 points in this state to all other points in this state, and
163 all routes and areas in this state provided that application
164 therefor shall be made within sixty (60) days after the
165 effective date of this Act. No rights so granted may be sold,
166 leased, transferred or assigned, except such rights as are
167 actively being exercised at the time of sale, lease, transfer
168 or assignment. Before any rights may be sold, leased, transferred
169 or assigned, application therefor shall be filed with the
170 commission, which shall fix a date for hearing thereon, and the
171 provisions of section twenty-two (22) of this Act shall be
172 applicable thereto.

173 Sec. 16. Sections 1 through 34 inclusive of this Act
174 shall not apply to (1) transportation in bulk by vehicle
175 having a total cargo tank shell capacity of 2,000 gallons or
176 less, (2) transportation by a distributor licensed under
177 Chapter 324 incidental to and in the regular course of his
178 business as a distributor of petroleum products, or (3)
179 reciprocal exchange between distributors licensed under
180 Chapter 324 of transportation pursuant to an exchange of
181 products between distributors so licensed.

182 Sec. 17. The provisions of this Act shall not apply to
183 the transportation of dairy products.

184 Sec. 18. This Act being deemed of immediate importance

185 shall be in full force and effect from and after publication
186 in Lone Tree Reporter, a newspaper published at Lone Tree,
187 Iowa, and in The Williamsburg Journal-Tribune, a newspaper pub-
lished at
188 Williamsburg, Iowa.

D. C. NOLAN.

1 Amend Senate File 197 as follows:

2 1. By inserting in section 1, line 3, after the
3 word, "vehicle" the words, ", except convertibles,".

4 2. By adding the following at the end of section 1:

5 "For the purposes of this Act, the word 'convertible' shall
6 mean any passenger vehicle that has a convertible top made of
7 any material except metal."

WILLIAM H. HARBOR.

1 Amend House File 9 by adding after the period in
2 line 18 the following: "The annual fee for each
3 agent's license shall be five dollars (\$5.00), said
4 fee to be in addition to the fee charged in section
5 five hundred twenty-two point four (522.4), Code of
6 Iowa."

IRVING LONG.

On motion of Senator Nolan, the Senate adjourned until 10:05
a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, FEBRUARY 28, 1957.

The Senate met in regular session, President pro tempore Vest presiding.

Prayer was offered by Reverend C. C. Callahan, pastor of the First Methodist Church, Gladbrook, Iowa.

ANNOUNCEMENT

Senator Nolan announced that President Nicholas was necessarily absent from the Senate today, and that, in accordance with Senate Rule 37, the appointment of a sifting committee should be made on the 28th day of February, 1957.

Senator Nolan asked and received unanimous consent that the rules be suspended and that President Nicholas be permitted to announce the appointment of a sifting committee on Friday, March 1, 1957.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Anderson in behalf of Senator McFarlane:

From thirty-four residents of Black Hawk County urging the construction of a new nursing home at the Iowa Soldiers Home at Marshalltown.

From twenty-seven members of the International Typographical Union of Waterloo in opposition to proposed legislation relating to the right to picket.

From fifty-nine residents of Black Hawk County in opposition to proposed legislation relating to fraternal beneficiary associations.

From fifty residents of Black Hawk County urging legislation requiring full insurance coverage on the car for which the license plates are intended.

By Senator Burton, from thirty residents of Wapello County favoring proposed legislation relating to equipment of rail track motor cars.

By Senator Grimstead, from nine residents of Worth County

favoring proposed legislation establishing a civil service commission.

By Senator Grimstead, from seven residents of Winnebago County favoring proposed legislation relating to issuance and revocation of insurance agents licenses.

By Senator Hoffman, from two hundred twelve residents of Appanoose County in opposition to proposed legislation relating to reorganization and state aid to school districts.

By Senator Miller, from one thousand members of the Ben Hur Life Association in opposition to proposed legislation relating to fraternal beneficiary associations.

By the following Senators favoring the inclusion of the word "sex" in proposed legislation pertaining to establishing an employment on merit commission:

By Senator Hoxie, from officers of the Iowa Federation of BPW.

By Senator Anderson in behalf of Senator McFarlane, from thirty-four members of the BPW Club of LaPorte City.

By the following Senators in opposition to sale of liquor by the drink in Iowa:

By Senator Anderson, from one hundred fifty-two residents of Washington County.

By Senator Butler, from sixteen residents of Buena Vista County.

By Senator Grimstead, from eighteen residents of Winnebago County.

By Senator Harbor, from fifteen residents of Fremont and Mills Counties.

By Senator O'Malley, from eighteen residents of Polk County.

PRESENTATION OF VISITORS

Senator Elijah asked and received unanimous consent to present to the Senate thirty-four members of the Senior class of the West Branch Community School who were present in the balcony with their superintendent, J. Fields.

Senator Prince asked and received unanimous consent to present to the Senate fifty-seven members of the eighth grade class in Civics of the Adel Public School who were present in the balcony accompanied by their superintendent, Mr. Simmons, and Mesdames Don Ogg and Mary Miller.

Senator Wormley asked and received unanimous consent to present to the Senate twelve students of the Kellogg High School who were present in the balcony with their superintendent, Mr. Rutt, and their instructor, Mrs. Parsons.

Senator Gillespie asked and received unanimous consent to present to the Senate twenty students of St. Mary's School of Stuart, who were present in the balcony accompanied by Sister Mary Berchmans and two instructors.

INTRODUCTION OF BILLS

Senate File 420, by committee on cities and towns, a bill for an act creating and establishing an urbanized area for cities having a population of fifteen thousand (15,000) or more; defining the limits of said urbanized area; and prohibiting the incorporation of a new municipality within such urbanized area.

Read first and second times and placed on the calendar.

Senate File 421, by committee on cities and towns, a bill for an act relating to the sum total of annual dues collectible by the League of Iowa Municipalities and to amend section three hundred sixty-three point forty-one (363.41), Code 1954, pertaining thereto.

Read first and second times and placed on the calendar.

Senate File 422, by committee on military affairs, a bill for an act to authorize the World War II service compensation board to pay World War II service compensation to applicants who file applications therefor between July 1, 1953, and June 30, 1957, inclusive, and to make an appropriation therefor.

Read first and second times and placed on the calendar.

UNFINISHED BUSINESS

Senator Stuart called up for further consideration Senate File 108, a bill for an act providing for qualifications for registration of professional engineers.

Senator Stuart offered the following amendment, filed by Senators Stuart and Ringgenberg, and moved its adoption:

Amend Senate File 108 by adding thereto the following new section:

Sec. 3. The provisions of this Act shall become effective on January 1, 1959.

The amendment was adopted.

Senator Stuart 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	Grimstead	Nolan	Stuart
Buck	Harbor	O'Connor	Tate
Butler	Henry	Price	Turner
Byers	Hoffman	Prince	Utzig
Dailey	Hoxie	Rigler	Walker
Dykhouse	Long	Ringgenberg	Watson
Elijah	Lynes	Schroeder	Weber
Elwood	McManus	Scott	Weiss
Evans	Miller	Shaff	Wormley
Fisher	Molison	Shoeman	

Nays, 5:

Boothby	Gillespie	Putney	Vest
Coleman			

Absent or not voting, 6:

Burton	McCurdy	O'Malley	Prentis
Dewel	McFarlane	(Present)	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator O'Malley called up for further consideration Senate File 61, a bill for an act to amend section six hundred four point eight (604.8), Code 1954.

Senator O'Malley offered the following amendment and moved its adoption:

Amend Senate File 61 by striking all after the enacting clause and enacting in lieu thereof the following:

"Section 1. Section six hundred four point eight (604.8), Code 1954, is hereby amended as follows:

1. By striking from line twenty-five (25) the word 'five (5)' and inserting in lieu thereof the word, 'six (6)'.

2. By adding after the word, 'judge.' in line twenty-seven (27) the sentence:

'The largest county at the last federal census shall have three (3) resident judges.'

3. By striking from line thirty-two (32) the word 'six' and inserting in lieu thereof the word, 'seven (7)'.

Sec. 2. The vacancies in the office of district judge created by this Act shall be filled by appointment by the governor. The person so appointed shall hold said office until January 1, 1959, or until his successor is elected and qualified, which successor shall be elected at the general election in 1958, and every four (4) years thereafter.

Sec. 3. This Act being deemed of immediate importance shall be in full force and effect from and after publication in the West Des Moines Express, a newspaper published in West Des Moines, Iowa, and in the Perry Daily Chief, a newspaper published in Perry, Iowa."

The amendment was adopted.

Senator Schroeder asked and received unanimous consent to withdraw the amendment filed by him and found on page 351 of the Senate Journal.

Senator O'Malley offered the following amendment:

Amend the title to Senate File 61 by striking all after the word "Act" and inserting in lieu thereof the following: "relating to an increase in the number of judges in the ninth (9th) judicial district."

Senator Schroeder offered the following amendment to the amendment and moved its adoption:

Amend the amendment by inserting after the word "the", in line 4, the words "seventh and".

The amendment to the amendment was adopted.

On motion of Senator O'Malley, the amendment as amended was adopted.

Senator O'Malley asked and received unanimous consent to withdraw the amendment filed by him and found on page 351 of the Senate Journal.

Senator O'Malley 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, 46:

Anderson	Evans	Molison	Scott
Boothby	Fisher	Nolan	Shaff
Buck	Gillespie	O'Connor	Shoeman
Burton	Grimstead	O'Malley	Stuart
Butler	Harbor	Prentis	Tate
Byers	Henry	Price	Turner
Coleman	Hoffman	Prince	Utzig
Dailey	Hoxie	Putney	Vest
Dewel	Long	Rigler	Watson
Dykhouse	Lynes	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Elwood	Miller		

Nays, none.

Absent or not voting, 4:

McCurdy	McFarlane	Walker	Wormley
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The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Schroeder asked and received unanimous consent that Senate File 61 be immediately messaged to the House, which request was complied with.

HOUSE AMENDMENTS CONSIDERED

Senator Walker called up for consideration Senate File 97, a bill for an act to amend chapter three hundred twenty-four (324), Code 1954, relating to the filing of claims for refund of the tax on gasoline, amended by the House, and moved that the Senate concur in the following amendment:

HOUSE AMENDMENT TO SENATE FILE 97

Amend Senate File 97 by adding a new section as follows:

Amend section three hundred twenty-four point fifty (324.50), Code 1954, by adding after the word "used" in line twenty-nine (29), the following "or will be used".

The Senate concurred in the House amendment.

Senator Walker moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Anderson	Fisher	Nolan	Shaff
Boothby	Gillespie	O'Connor	Shoeman
Buck	Grimstead	O'Malley	Stuart
Butler	Harbor	Prentis	Tate
Byers	Henry	Price	Turner
Coleman	Hoffman	Prince	Utzig
Dailey	Hoxie	Putney	Vest
Dewel	Long	Rigler	Walker
Dykhoush	Lynes	Ringgenberg	Watson
Elijah	McManus	Schroeder	Weber
Elwood	Miller	Scott	Weiss
Evans	Molison		

Nays, none.

Absent or not voting, 4:

Burton	McCurdy	McFarlane	Wormley
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

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 113, a bill for an act relating to exemption of personal earnings of a head of a family and providing for a ten per cent garnishment for debts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 162, a bill for an act relating to the sales tax on farm chemicals and on motor vehicle fuel used in farm tractors.

WILLIAM R. KENDRICK, *Acting Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 113, a bill for an act relating to exemption of personal earnings of a head of a family and providing for a ten (10) per cent garnishment for debts.

Read first and second times and passed on file.

House File 162, a bill for an act to amend section four hundred twenty-two point forty-two (422.42), Code 1954, relating to the sales tax on farm chemicals and on motor vehicle fuel used in farm tractors.

Read first and second times and passed on file.

SENATE FILE 85 RE-REFERRED

Senator Watson asked and received unanimous consent that Senate File 85 be re-referred to the committee on governmental affairs.

THIRD READING OF BILLS

On motion of Senator O'Malley, Senate File 70, a bill for an act to amend section four hundred eleven point six (411.6), Code 1954, relating to retirement benefits, accidental death benefits and ordinary death benefits, as provided in retirement systems for policemen and firemen, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Ringgenberg asked and received unanimous consent that action on Senate File 70 be deferred and that the bill be placed on the calendar under "Unfinished Business".

On motion of Senator Molison, Senate File 218, a bill for an act to amend the employment security law, as amended by the Fifty-sixth General Assembly, relating to the manner of computing employers' tax rates and charging benefits paid to employers' reserve accounts, and defining the term "computation date" and redefining the terms "annual payroll" and "average annual payroll," was taken up, and considered.

Senator Molison asked and received unanimous consent that House File 261 be substituted for Senate File 218.

On motion of Senator Molison, House File 261, a bill for an act to amend chapter ninety-six (96), Code 1954, as amended by the Fifty-sixth General Assembly, relating to the manner of computing employers' tax rates and charging benefits paid to employers' reserve accounts, and defining the term "computation date" and redefining the terms "annual payroll" and "average annual payroll", was taken up, and considered.

Senator Molison 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	Elwood	Molison	Scott
Boothby	Fisher	Nolan	Shaff
Buck	Gillespie	O'Connor	Shoeman
Burton	Grimstead	O'Malley	Stuart
Butler	Henry	Prentis	Tate
Byers	Hoffman	Price	Turner
Coleman	Hoxie	Prince	Utzig
Dailey	Long	Putney	Vest
Dewel	Lynes	Rigler	Walker
Dykhouse	McManus	Ringgenberg	Watson
Elijah	Miller	Schroeder	Weiss

Nays, none.

Absent or not voting, 6:

Evans	Harbor	McFarlane	Wormley
(Present)	McCurdy	Weber	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Molison asked and received unanimous consent that Senate File 218 be withdrawn from further consideration of the Senate.

On motion of Senator Miller, Senate File 219, a bill for an act to amend section four hundred twenty-two point twenty-five (422.25), Code 1954, as amended by the Fifty-sixth General Assembly, relating to periods of limitations and other administrative provisions of the Iowa income tax law, was taken up, and considered.

Senator Prentis offered the following amendment and moved its adoption:

1. Amend Senate File 219 by striking all after the word "in" in line 3 of section 8 and inserting in lieu thereof the following:

"Correctionville News, a newspaper published at Correctionville, Iowa, and in the Afton Star Enterprise, a newspaper published at Afton, Iowa, but shall not apply to tax years barred by a statute of limitations at the date it becomes effective."

The amendment was adopted.

Senator Miller 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, 46:

Anderson	Elijah	Hoxie	Prentis
Boothby	Elwood	Long	Price
Buck	Evans	Lynes	Prince
Burton	Fisher	McManus	Putney
Butler	Gillespie	Miller	Rigler
Byers	Grimstead	Molison	Ringgenberg
Coleman	Harbor	Nolan	Scott
Dailey	Henry	O'Connor	Shaff
Dykhouse	Hoffman	O'Malley	Shoeman

Stuart
Tate
Turner

Utzig
Vest
Walker

Watson
Weber

Weiss
Wormley

Nays, none.

Absent or not voting, 4:

Dewel

McCurdy

McFarlane

Schroeder
(Present)

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Shoeman, House File 197, a bill for an act relating to the moneys received by the treasurer of the State of Iowa under chapter three hundred twenty-four (324), Code 1954, on account of aviation gasoline, the refund thereof and the transfer of the unrefunded portion thereof to the state aviation fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley moved that action on House File 197 be deferred and that the bill be placed on the calendar under "Unfinished Business", which motion prevailed.

On motion of Senator Gillespie, Senate File 133, a bill for an act relating to the operation of motor vehicles upon highways and to regulate the speed thereof and to amend certain sections of chapter three hundred twenty-one (321), Code 1954, relating thereto, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gillespie asked and received unanimous consent that action on Senate File 133 be deferred and that the bill be placed on the calendar under "Unfinished Business".

On motion of Senator Wormley, Senate File 159, a bill for an act to amend section three hundred twenty-one point two hundred eighty-five (321.285), Code 1954, relating to speed limits for the motor vehicles, with report of committee recommending amendment in accordance with the Nolan amendment filed February 4, 1957, and when so amended the bill do pass, was taken up, considered, and the report of the committee adopted.

Senator Wormley asked and received unanimous consent that action on Senate File 159 be deferred and that the bill be placed on the calendar under "Unfinished Business".

On motion of Senator Shoeman, House File 60, a bill for an act to amend section one hundred forty-seven point eighty (147.80), relating to fees to be collected by the State Department of Health in relation to the practice of barbering, with report of committee

recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schroeder moved that action on House File 60 be deferred, which motion was lost.

Senator Henry 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	Fisher	Miller	Shoeman
Boothby	Gillespie	Molison	Stuart
Buck	Grimstead	Nolan	Tate
Burton	Harbor	O'Connor	Turner
Butler	Henry	O'Malley	Utzig
Byers	Hoffman	Price	Vest
Dykhouse	Long	Prince	Weiss
Elijah	Lynes	Ringgenberg	Wormley
Elwood	McManus	Scott	

Nays, 7:

Coleman	Rigler	Shaff	Weber
Prentis	Schroeder	Watson	

Absent or not voting, 8:

Dailey	Hoxie	McFarlane	Walker
Dewel	(Present)	Putney	
Evans	McCurdy	(Present)	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Lynes, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Vest presiding.

THIRD READING OF BILLS

On motion of Senator Putney, House File 164, a bill for an act relating to the per diem compensation of county, municipal, and school examiners of accounts and their assistants, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rigler 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	Butler	Dailey	Elijah
Boothby	Byers	Dewel	Elwood
Burton	Coleman	Dykhouse	Fisher

Gillespie	Molison	Ringgenberg	Turner
Grimstead	Nolan	Schroeder	Utzig
Henry	O'Connor	Scott	Vest
Hoxie	O'Malley	Shaff	Walker
Long	Prentis	Shoeman	Watson
Lynes	Prince	Stuart	Weber
McManus	Putney	Tate	Wormley
Miller	Rigler		

Nays, none.

Absent or not voting, 8:

Buck	Hoffman	McCurdy	Price
Evans	(Present)	McFarlane	Weiss
Harbor			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Nolan, Senate File 27, a bill for an act to amend section five hundred twenty-two point three (522.3), Code 1954, relating to issuance and revocation of insurance agents licenses, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan moved that House File 9 be substituted for Senate File 27, which motion prevailed.

On motion of Senator Nolan, House File 9, a bill for an act to amend section five hundred twenty-two point three (522.3), Code 1954, relating to issuance and revocation of insurance agents' licenses, was taken up, and considered.

Senator Dailey offered the following amendment and moved its adoption:

Amend House File 9 by inserting after the period (.) in line 13 the following:

"Prior to April 1, 1958, the certificate of the company or association requesting the license shall be considered sufficient proof of competency, but thereafter such competency for any applicant not previously licensed shall be established in accordance with the rules and regulations established by the commissioner as provided herein. The commissioner may issue a temporary license for a period of not to exceed six (6) months and for such temporary license may waive the requirements established herein."

The amendment was adopted.

Senator Dailey offered the following amendment and moved its adoption:

Amend House File 9 by adding the following as a new sentence in line 16 of section 1 thereof:

"Nothing contained herein shall be applicable to duly licensed attorneys providing surety bonds incident to their practice or to persons selling transportation tickets of a common carrier of persons or property

who shall act as such agents only as to transportation ticket policies of health and accident insurance or baggage insurance on personal effects."

The amendment was adopted.

Senator Long asked and received unanimous consent to withdraw the amendment filed by him to House File 9 and found on page 397 of the Senate Journal.

Senator Long offered the following amendment and moved its adoption:

Amend House File 9 by striking lines 17 and 18 and inserting in lieu thereof the following:

"The commissioner shall require of each first time applicant an application fee of five dollars (\$5.00)."

The amendment was adopted.

Senator Nolan 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:

Anderson	Evans	Molison	Shaff
Boothby	Fisher	Nolan	Shoeman
Buck	Gillespie	O'Connor	Stuart
Burton	Grimstead	O'Malley	Tate
Butler	Harbor	Prentis	Turner
Byers	Henry	Price	Utzig
Coleman	Hoffman	Prince	Walker
Dailey	Hoxie	Putney	Watson
Dewel	Long	Rigler	Weber
Dykhouse	Lynes	Ringgenberg	Weiss
Elijah	McManus	Schroeder	Wormley
Elwood	Miller	Scott	

Nays, none.

Absent or not voting, 3:

McCurdy	McFarlane	Vest
		(Present)

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Nolan asked and received unanimous consent that Senate File 27 be withdrawn from further consideration of the Senate.

On motion of Senator Rigler, Senate File 78, a bill for an act relating to proof of financial ability of motor vehicle common carriers of passengers to respond to legal liability to such persons for damages or injuries, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rigler 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, 46:

Anderson	Evans	Molison	Scott
Boothby	Fisher	Nolan	Shaff
Buck	Gillespie	O'Connor	Shoeman
Burton	Grimstead	O'Malley	Stuart
Butler	Harbor	Prentis	Turner
Byers	Henry	Price	Utzig
Coleman	Hoffman	Prince	Walker
Dailey	Hoxie	Putney	Watson
Dewel	Long	Rigler	Weber
Dykhouse	Lynes	Ringgenberg	Weiss
Elijah	McManus	Schroeder	Wormley
Elwood	Miller		

Nays, 1:

Tate

Absent or not voting, 3:

McCurdy	McFarlane	Vest
		(Present)

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stuart, Senate File 49, a bill for an act to amend sections six hundred two point forty-six (602.46), six hundred five point eight (605.8) and six hundred five point nine (605.9), Code 1954, relating to compensation of shorthand reporters, with report of committee recommending amendment in accordance with the amendment filed by Senators O'Malley, Elijah and Long, and when so amended the bill do pass, was taken up, considered, and the report of the committee adopted.

The following amendment, filed by Senators O'Malley, Elijah and Long, was considered:

Amend Senate File 49 as follows:

1. Amend section 1, line 4, by striking the word "twenty-two" and inserting in lieu thereof the word "seventeen".
2. Further amend section 1, line 6, by striking the word "twenty-five" and inserting in lieu thereof the word "twenty".
3. Amend section 2, line 4, by striking the word "thirty" and inserting in lieu thereof the word "twenty-five".
4. Further amend section 3, line 4, by striking the word "seventy-two" and inserting in lieu thereof the words "six thousand".

On motion of Senator O'Malley, the amendment was adopted.

Senator Stuart moved that the bill be read a third time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36:

Anderson	Burton	Dailey	Elijah
Boothby	Butler	Dewel	Elwood
Buck	Byers	Dykhouse	Evans

Fisher	Miller	Rigler	Turner
Gillespie	Molison	Schroeder	Utzig
Grimstead	Nolan	Shaff	Watson
Hoffman	O'Malley	Shoeman	Weber
Long	Prince	Stuart	Weiss
McManus	Putney	Tate	Wormley

Nays, 10:

Coleman	Hoxie	Prentis	Ringgenberg
Harbor	Lynes	Price	Walker
Henry	O'Connor		

Absent or not voting, 4:

McCurdy	McFarlane	Scott	Vest (Present)
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

POINT OF INQUIRY

Senator Dailey inquired as to the parliamentary procedure pertaining to the status of the motion to reconsider House File 161.

The Chair ruled in response to the inquiry of parliamentary procedure by the Senator from Des Moines that, prior to the time that the Senate may act upon House File 161, a condition precedent is that the House must honor the request of the Senate that House File 161 be returned for further consideration. Also, that if the House should decline to honor the request of the Senate to return House File 161 to the Senate, the existence of the motion to reconsider in the Senate would not impair the validity of House File 161, nor its qualifications for enrollment. The Chair further rules that since the motion to reconsider was timely filed, should the House honor the request of the Senate to return the bill, it would be in order to call up the motion to reconsider.

CALL OF THE SENATE

We, the undersigned, pursuant to Rule 5, do place a call on the Senate of House File 161 and all motions and amendments relating thereto.

THOMAS J. DAILEY.
 EDWARD J. MCMANUS.
 X. T. PRENTIS.
 GEORGE L. SCOTT.
 CARL H. RINGGENBERG.
 J. LOUIS FISHER.
 RAYMOND R. GILLESPIE.
 GEORGE W. WEBER.
 G. W. PRINCE.
 ALBERT WEISS.
 JOSEPH COLEMAN.
 GENE HOFFMAN.
 EARL ELIJAH.

RESIGNATION OF EMPLOYEE

Senator Prentis announced the resignation of Orrin F. McIntyre of Polk County as the Senate watchman on the Custodian's payroll effective February 28.

APPOINTMENT OF EMPLOYEE

Senator Prentis announced the appointment of Eivind Lillehøj of Webster County as the Senate watchman on the Custodian's payroll effective March 1.

ADDITIONAL COPIES

Senator Rigler asked and received unanimous consent to have five hundred additional copies of Senate File 318 printed.

SENATE FILE 124 WITHDRAWN

Senator O'Malley asked and received unanimous consent that Senate File 124 be withdrawn from further consideration of the Senate.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 28th day of February, 1957, sent to the Governor for his approval: Senate Files 64 and 132.

NORVAL EVANS, Chairman.

Passed on file.

REPORTS OF COMMITTEES

Senator Schroeder submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 335**, a bill for an act to legalize and validate the proceedings of the city council of the city of Clinton, in Clinton County, Iowa, authorizing and providing for the issuance, sale and delivery of fire department bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said city, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK SCHROEDER, Chairman.

Ordered passed on file.

Senator Rigler submitted the following report:

MR. PRESIDENT: Your committee on public utilities to which was referred **House File 67**, a bill for an act to amend chapter 489, Code 1954, relating to the procedure for obtaining permission to erect, maintain, and operate electric transmission lines on public property, begs leave

to report it has had the same under consideration and recommends the same **do pass**.

ROBERT R. RIGLER, *Chairman*.

Ordered passed on file.

Senator Molison submitted the following report:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 41**, a bill for an act to amend section two hundred forty-nine point eighteen (249.18), Code 1954, and chapter one hundred twenty-six (126), Acts of the Fifty-sixth General Assembly, relating to old-age assistance funeral expenses, 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 41 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section two hundred forty-nine point eighteen (249.18), Code 1954, is hereby amended as follows:

1. Strike from line seven (7) thereof the word "fifty" and insert in lieu thereof the words "seventy-five".

2. Insert in line two (2) of subsection one (1) after the word "hundred" the word "fifty".

3. Insert in line five (5) of subsection two (2) after the word "hundred" the word "fifty".

4. Strike from line nine (9) of subsection three (3) thereof the word "fifty" and insert in lieu thereof the word "seventy-five".

5. Strike from line three (3) of subsection four (4) thereof the word "fifty" and insert in lieu thereof the word "seventy-five".

6. Insert in line twenty-six (26) of subsection four (4) after the word "hundred" the word "fifty".

Sec. 2. Amend section one (1) of chapter one hundred twenty-six (126), Acts of the Fifty-sixth General Assembly as follows:

1. Strike from line eight (8) thereof the word "fifty" and insert in lieu thereof the word "seventy-five".

2. Strike the period (.) at the end thereof and add the following: " provided further, however, that in such cases no extraordinary expense shall be permitted nor will the family or next best friend of the decedent be permitted to specify the use of a steel or concrete outside burial vault."

WILBUR C. MOLISON, *Ranking Member*.

Ordered passed on file.

Senator Molison submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 297**, a bill for an act relating to claims against school 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 Senate File 297 by striking the word "or" in line 6 and inserting in lieu thereof the word "and".

W. C. MOLISON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 304**, a bill for an act to amend

section two hundred eighty-five point one (285.1), Code 1954, relating to public school transportation, begs leave to report it has had the same under consideration and recommends the same *do pass*.

W. C. MOLISON, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 99 as follows: Amend section

2 1 by striking the word "public" in line 5 and

3 inserting in lieu thereof the word "primary".

COMMITTEE ON HIGHWAY SAFETY,
FRANK HOXIE, *Chairman*.

1 Amend Senate File 184 as follows:

2 Amend section 3 by striking from line

3 19 the word "building" and by striking all of subsection

4 5.

5 Amend section 5 by striking the word "program" in

6 lines 6, 7, 10, 17, 18, 20, 22, 24, 26, 37, 45 (2 places),

7 74, 83 (2 places), 86 and 94 and inserting in lieu thereof the

8 word "plan".

9 Amend section 6 by striking the word "programs" in

10 lines 68 and 69 and inserting in lieu thereof the word "plans".

11 Further amend section 6 by striking the word "building"

12 in line 114.

13 Further amend section 6 by striking the word "program"

14 in line 116 and inserting in lieu thereof the word "project".

15 Amend section 8 by striking the word "program" in

16 lines 12, 15, 19, 22, 23, 25, 28, 36, 39, 40, 41 and 79 and

17 inserting in lieu thereof the word "plan".

18 Amend section 12 by striking the word "program"

19 in line 12 and inserting in lieu thereof the word "project".

20 Amend section 14 by striking the words "building

21 programs" in line 22 and inserting in lieu thereof the word

22 "plans".

23 Further amend section 14 by striking the word

24 "program" in line 24 and inserting in lieu thereof the word

25 "plan".

26 Amend section 17 by striking the word "or"

27 following the semicolon in lines 23, 24 and 25.

28 Further amend section 17 by striking the

29 word "program" in lines 66, 70, 73, 86 (2 places), 87

30 and 89 and insert in lieu thereof the word "plan".

31 Further amend section 17 by striking line 80.

32 Further amend section 17 by striking the letter

33 "h" in line 81 and inserting in lieu thereof the letter "g".

34 Further amend section 17 by striking the word

35 "program" in line 82 and inserting in lieu thereof the

36 word "project".

37 Further amend section 17 by striking the word

38 "program's" in line 97 and inserting in lieu thereof the

39 word "plans".

40 Further amend section 17 by striking subsection

41 13.

42 Further amend section 17 as follows:

43 Subsection 14 shall become subsection 13.

- 44 Subsection 15 shall become subsection 14.
 45 Subsection 16 shall become subsection 15.
 46 Subsection 17 shall become subsection 16.
 47 Subsection 18 shall become subsection 17.
 48 Subsection 19 shall become subsection 18.
 49 Subsection 20 shall become subsection 19.

GEORGE E. O'MALLEY.

- 1 Amend Senate File 133 by striking all after the enacting
 2 clause and substituting the following:
 3 Section 1. Section three hundred twenty-one point two
 4 hundred eighty-five (321.285), Code 1954, is hereby amended
 5 by adding thereto as subsection five (5) the following:
 6 "Fifty-five (55) miles per hour from sunset to sunrise."

LAWRENCE PUTNEY.
 X. T. PRENTIS.
 CARL T. ANDERSON.
 JOHN WALKER.
 JOE COLEMAN.
 ARNOLD UTZIG.
 GUY G. BUTLER.
 GEORGE L. SCOTT.
 IRVING D. LONG.
 JACK SCHROEDER.
 KENDALL J. LYNES.
 JOHN D. SHOEMAN.
 SAMUEL H. BURTON.
 HARRY E. WATSON.

- 1 Amend Senate File 133 by striking the word "sixty-five" in
 2 line 22 of section 1 and inserting in lieu
 3 thereof the word "seventy".

- 4 Further amend by striking the period (.) in line
 5 23 of section 1 and inserting the words ", except when in
 6 the act of passing."

- 7 Further amend Senate File 133, section 4, line
 8 22 by striking the period (.) after the word "section" and
 9 insert the words "except when in the act of passing."

- 10 Further amend Senate File 133 by adding a new section as
 11 follows:

- 12 "Section three hundred twenty-one point two hundred ninety-two
 13 (321.292) is hereby amended by adding thereto the following:

- 14 "A violation of the aforementioned sections shall not be construed
 15 to be negligence per se."

JACK SCHROEDER.

- 1 Amend House File 19 as follows:
 2 1. Amend section 1, line 3, by striking the words
 3 "Jury fees" and inserting in lieu thereof the words
 4 "Fees of the jury panel and jurors".

DAVID O. SHAFF.

On motion of Senator Dewel, the Senate adjourned until 10:05
 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, MARCH 1, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Glenn Bush, pastor of the Methodist Church, Carlisle, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Boothby, from seventy residents of Cherokee County favoring proposed legislation establishing a civil service commission.

By Senator Butler, from one thousand three hundred thirty-three residents of Leeds, Woodbury County, requesting authorization for a bank in Leeds.

By Senator McCurdy, from sixty-one residents of Mahaska County in opposition to proposed legislation on reorganization of school districts requiring five hundred A.D.A.

By Senator Ringgenberg, from sixty-two residents of Story County in opposition to sale of liquor by the drink in Iowa.

By Senator Wormley, from fifty-three residents of Jasper County in opposition to sale of liquor by the drink in Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Shaff for the day on request of Senator Prentis; Senator Grimstead for the day on request of Senator Butler.

INTRODUCTION OF BILLS

Senate File 423, by committee on military affairs, a bill for an act to make an appropriation to the Disabled American Veterans of Iowa to be used to provide assistance to disabled veterans and their families in obtaining compensation and benefits from the United States government.

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

APPOINTMENT OF SIFTING COMMITTEE

In accordance with Senate Rule 37, President Nicholas announced the appointment of the following Senators as members of the sifting committee: Nolan, chairman; Elwood, ranking member; Lynes, Vest, Walker, Schroeder, O'Malley, Gillespie, Prentis, Shoeman, Ringgenberg, Long, Scott, McFarlane and McManus.

On motion of Senator Nolan, the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate, in executive session, confirmed the following appointments:

Jack A. Snodgrass of Waterloo, Black Hawk County, Iowa, as a member of the Iowa Aeronautics Commission for the term ending June 30, 1963.

Albert H. Detje of Traer, Tama County, Iowa, as a member of the Iowa Aeronautics Commission for the unexpired term ending June 30, 1957, and for the term ending June 30, 1963.

George Foerstner of Amana, Iowa County, Iowa, for appointment as a member of the Advisory Investment Board of the Public Employees' Retirement System of the State of Iowa for the term ending June 30, 1963.

Dale K. DeKoster of Waterloo, Black Hawk County, Iowa, as a member of the Advisory Investment Board of the Public Employees' Retirement System of the State of Iowa for the unexpired term ending June 30, 1961.

Kenneth A. Madigan of Council Bluffs, Pottawattamie County, Iowa, for appointment as a member of the Iowa Employment Security Commission for the unexpired term ending June 30, 1961.

The Senate arose from executive session and resumed regular session.

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 253, a bill for an act relating to use of county jails for confinement of persons under provisions of city or town ordinances.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 4, a bill for an act to legalize the proceedings of Tri-county Community School District.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 139, a bill for an act relating to the sale and distribution of state publications.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 142, a bill for an act to remove the two year previous residence requirement for employees of the state board of social welfare.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 146, a bill for an act relating to the publication, sale and distribution of statutes and departmental rules.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 167, a bill for an act in reference to farm-to-market roads.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 230, a bill for an act to provide for reimbursement to utilities for nonbetterment costs associated with relocation of facilities occasioned by Federal aid highway projects.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 279, a bill for an act relating to river-front improvement commissions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 281, a bill for an act pertaining to sum total of annual dues collectible by the League of Iowa Municipalities.

Also: That the House is returning herewith House File 161 as requested.

WILLIAM R. KENDRICK, *Acting Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 4, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Tri-County Community School District in the Counties of Keokuk, Poweshiek and Mahaska, State of Iowa, and declaring said district a duly and legally organized corporate body.

Read first and second times and passed on file.

House File 139, a bill for an act relating to the sale and distribution of state publications.

Read first and second times and passed on file.

House File 142, a bill for an act to remove the two (2) year previous residence requirement for employees of the state board of social welfare.

Read first and second times and passed on file.

House File 146, a bill for an act relating to the publication, sale and distribution of statutes and departmental rules.

Read first and second times and passed on file.

House File 167, a bill for an act to amend chapter three hundred ten (310), Code 1954, in reference to farm-to-market roads.

Read first and second times and passed on file.

House File 230, a bill for an act to provide for reimbursement to utilities for nonbetterment costs associated with relocation of facilities occasioned by Federal aid highway projects.

Read first and second times and passed on file.

House File 279, a bill for an act relating to river-front improvement commissions, and amending section three hundred seventy-two point nine (372.9), Code 1954.

Read first and second times and passed on file.

House File 281, a bill for an act pertaining to the sum total of annual dues collectible by the League of Iowa Municipalities and to amend section three hundred sixty-three point forty-one (363.41), Code 1954, pertaining thereto.

Read first and second times and passed on file.

THIRD READING OF BILLS

On motion of Senator Nolan, Senate File 60, a bill for an act providing for annexation of territorial property owned by the State of Iowa, by a city or town, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan asked and received unanimous consent that House File 58 be substituted for Senate File 60.

On motion of Senator Nolan, House File 58, a bill for an act providing for annexation of territorial property owned by the State of Iowa, by a city or town, was taken up, and considered.

Senator Nolan 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	Harbor	O'Connor	Stuart
Boothby	Henry	O'Malley	Tate
Buck	Hoffman	Prentis	Turner
Burton	Hoxie	Price	Utzig
Butler	Lynes	Prince	Vest
Dailey	McCurdy	Putney	Walker
Dewel	McManus	Rigler	Watson
Elijah	Miller	Ringgenberg	Weber
Elwood	Molison	Scott	Weiss
Evans	Nolan	Shoeman	Wormley

Nays, 1:

Coleman

Absent or not voting, 9:

Byers	Gillespie	Long	Schroeder
Dykhouse	Grimstead	McFarlane	Shaff
Fisher			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Nolan asked and received unanimous consent that Senate File 60 be withdrawn from further consideration of the Senate.

On motion of Senator Rigler, Senate File 77, a bill for an act to increase the liability limits of insurance a county board of supervisors may purchase to protect county employees from liability for certain acts committed in performance of their duties, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rigler asked and received unanimous consent that action on Senate File 77 be deferred and that the bill be placed on the calendar under "Unfinished Business."

On motion of Senator O'Malley, Senate File 119, a bill for an act relating to employment agency fees, 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 Senate File 119 by adding a new section thereto as follows:

Sec. 2. The provisions of this section shall not apply to the furnishing or procurement of vaudeville acts, circus acts, theatrical, stage or platform attractions or amusement enterprises.

On motion of Senator O'Malley, the committee amendment was adopted.

Senator O'Malley 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	Evans	Nolan	Shoeman
Boothby	Harbor	O'Connor	Stuart
Buck	Henry	O'Malley	Turner
Burton	Hoffman	Prentis	Utzig
Butler	Hoxie	Price	Vest
Coleman	Lynes	Prince	Walker
Dailey	McCurdy	Putney	Weber
Dewel	McManus	Rigler	Weiss
Elijah	Miller	Ringgenberg	Wormley
Elwood	Molison	Scott	

Nays, none.

Absent or not voting, 11:

Byers	Gillespie	McFarlane	Tate
Dykhouse	Grimstead	Schroeder	Watson
Fisher	Long	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 Boothby, Senate File 121, a bill for an act relating to medical examination of applicants for life insurance and to amend section five hundred eight point twenty-eight (508.28), Code 1954, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Boothby asked and received unanimous consent that House File 84 be substituted for Senate File 121.

On motion of Senator Boothby, House File 84, a bill for an act relating to medical examination of applicants for life insurance and to amend section five hundred eight point twenty-eight (508.28), Code 1954, was taken up, and considered.

Senator Boothby 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	Evans	Nolan	Shoeman
Boothby	Harbor	O'Connor	Stuart
Buck	Henry	O'Malley	Tate
Burton	Hoffman	Prentis	Turner
Butler	Hoxie	Price	Utzig
Coleman	Lynes	Prince	Vest
Dailey	McCurdy	Putney	Walker
Dewel	McManus	Rigler	Weber
Elijah	Miller	Ringgenberg	Weiss
Elwood	Molison	Scott	Wormley

Nays, none.

Absent or not voting, 10:

Byers	Gillespie	McFarlane	Shaff
Dykhouse	Grimstead	Schroeder	Watson
Fisher	Long		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Boothby asked and received unanimous consent that Senate File 121 be withdrawn from further consideration of the Senate.

On motion of Senator O'Malley, Senate File 153, a bill for an act

to amend section six hundred eighteen point thirteen (618.13), Code 1954, relating to publication of proceedings in causes of action in municipal court; and so amend section six hundred twenty-two point ninety-three (622.93), Code 1954, relating to proof of publication of proceedings in causes of action in municipal court and payment therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley 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	Harbor	O'Connor	Stuart
Boothby	Henry	O'Malley	Tate
Buck	Hoffman	Prentis	Turner
Burton	Hoxie	Price	Utzig
Butler	Lynes	Prince	Vest
Coleman	McCurdy	Putney	Walker
Dailey	McManus	Rigler	Weber
Elijah	Miller	Ringgenberg	Weiss
Elwood	Molison	Scott	Wormley
Evans	Nolan	Shoeman	

Nays, none.

Absent or not voting, 11:

Byers	Fisher	Long	Shaff
Dewel	Gillespie	McFarlane	Watson
Dykhouse	Grimstead	Schroeder	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator O'Malley, Senate File 184, a bill for an act to provide for the rehabilitation, clearance, and redevelopment of slums and blighted areas in cities and towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley asked and received unanimous consent that action on Senate File 184 be deferred and that the bill be placed on the calendar under "Unfinished Business."

On motion of Senator Nolan, Senate File 208, a bill for an act providing for the widening by reconstruction of street improvements, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan asked and received unanimous consent that action on Senate File 208 be deferred and that the bill be placed on the calendar under "Unfinished Business."

On motion of Senator Dailey, Senate File 243, a bill for an act

relating to protection from floods by cities and towns, and amending section three hundred ninety-five point one (395.1), Code 1954, was taken up, and considered.

Senator Dailey 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	Evans	Nolan	Tate
Boothby	Harbor	O'Malley	Turner
Buck	Henry	Prentis	Utzig
Burton	Hoffman	Price	Vest
Butler	Hoxie	Prince	Walker
Coleman	Lynes	Putney	Watson
Dailey	McCurdy	Scott	Weber
Dewel	McManus	Shoeman	Weiss
Elijah	Miller	Stuart	Wormley
Elwood	Molison		

Nays, none.

Absent or not voting, 12:

Byers	Gillespie	McFarlane	Ringgenberg
Dykhouse	Grimstead	O'Connor	Schroeder
Fisher	Long	Rigler	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 Dailey, Senate File 244, a bill for an act relating to the compensation of waterworks trustees in cities and towns, was taken up, and considered.

Senator Dailey 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	Elwood	Miller	Shoeman
Boothby	Evans	Molison	Stuart
Buck	Harbor	Nolan	Tate
Burton	Henry	Price	Utzig
Butler	Hoffman	Prince	Vest
Coleman	Hoxie	Putney	Walker
Dailey	Lynes	Rigler	Weber
Dewel	McCurdy	Ringgenberg	Weiss
Elijah	McManus	Scott	Wormley

Nays, none.

Absent or not voting, 14:

Byers	Grimstead	O'Malley	Shaff
Dykhouse	Long	Prentis	Turner
Fisher	McFarlane	Schroeder	Watson
Gillespie	O'Connor		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

REPORT OF JOINT COMMITTEE ON RULES

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:
Gentlemen:

The committee on rules of the Senate and House of the Fifty-seventh General Assembly, having met jointly, begs to report that they have had the joint rules of the Senate and House under consideration and recommend that the joint rules of the Senate and House of the Fifty-sixth General Assembly be adopted as the joint rules of the Senate and House of the Fifty-seventh General Assembly.

Respectfully submitted,
ALAN VEST, *Chairman,*
On the Part of the Senate.
ELMER VERMEER, *Chairman,*
On the Part of the House.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 97.

NORVAL B. EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 97.

BILL SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 1st day of March, 1957, sent to the Governor for his approval: Senate File 97.

NORVAL EVANS, *Chairman.*

Passed on file.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 27, 1957, the Governor had approved the following bill:

Senate File 68, relating to pharmacy and to provide for the development, establishment and enforcement of basic standards and requirements for the distribution of drugs, medicinal chemicals, poisons, and proprietary or domestic remedies for human use only, and to provide penalties for violations.

REASSIGNMENT OF BILL

President Nicholas announced the reassignment of the following bill to committee: Senate File 206 from the committee on military affairs to the committee on cities and towns.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- S. J. R. 6 Appropriations (under Senate Rule 21)
- S. J. R. 14 Labor
- S. J. R. 15 Banks, building and loan
- S. F. 270 Appropriations (under Senate Rule 21)
- S. F. 362 Social security
- S. F. 363 Public utilities
- S. F. 364 Judiciary 1
- S. F. 365 Public utilities
- S. F. 366 Conservation
- S. F. 367 Public health
- S. F. 370 Motor vehicles
- S. F. 371 Judiciary 1
- S. F. 372 Compensation of public officers and employees
- S. F. 373 Social security
- S. F. 374 Military affairs
- S. F. 375 Highways
- S. F. 376 Judiciary 2
- S. F. 377 Ways and means
- S. F. 378 Judiciary 1
- S. F. 379 Tax revision
- S. F. 380 Judiciary 2
- S. F. 381 Appropriations
- S. F. 382 Judiciary 1
- S. F. 383 Public health
- S. F. 384 Public health
- S. F. 385 Judiciary 2
- S. F. 386 Compensation of public officers and employees
- S. F. 387 Motor vehicles
- S. F. 388 Cities and towns
- S. F. 389 Compensation of public officers and employees
- S. F. 390 Social security
- S. F. 391 Motor vehicles
- S. F. 392 Agriculture
- S. F. 393 Agriculture
- S. F. 394 Schools and educational institutions
- S. F. 395 Judiciary 2
- S. F. 396 Appropriations

S. F. 397	Judiciary 2
S. F. 398	Ways and means
S. F. 399	Tax revision
S. F. 400	Ways and means
S. F. 401	Tax revision
S. F. 402	Banks, building and loan
S. F. 403	Highway safety
S. F. 404	Judiciary 2
S. F. 405	Tax revision
S. F. 406	Public health
S. F. 407	Ways and means
S. F. 408	Appropriations
S. F. 409	Schools and educational institutions
S. F. 410	Agriculture
S. F. 411	Tax revision
S. F. 412	Cities and towns
S. F. 413	Public health
S. F. 414	Agriculture
S. F. 415	Banks, building and loan
S. F. 416	Compensation of public officers and employees
S. F. 417	Judiciary 1
S. F. 418	Ways and means
S. F. 419	Appropriations
S. F. 423	Appropriations (under Senate Rule 21)
H. F. 4	Judiciary 2
H. F. 113	Manufacturing, commerce and trade
H. F. 139	Printing
H. F. 142	Social security
H. F. 146	Printing
H. F. 167	Highways
H. F. 230	Highways

REPORTS OF COMMITTEES

Senator Elwood submitted the following report:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 21**, a bill for an act relating to the appointment, term, salary and removal of the county assessor, 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 of sections 3 and 4.

FRANK D. ELWOOD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 25**, a bill for an act to require an annual permit and payment of a permit fee for the use of the highways of the State of Iowa by motor trucks, truck tractors and road tractors operated within this state,

whether in interstate or intrastate commerce, and amending and repealing certain provisions of the Code relating to permits and fees and taxes presently paid for use of the highways by such motor trucks, 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 after the word "dollars" in line 5 of section 15 the following: ", except as hereinafter specified,".

Further amend Senate File 25 by inserting after the period in line 6 the following: "If an original application filed by an owner of not more than one truck, weighing not less than 8,000 pounds nor more than 12,500 pounds, used exclusively as an incident to the principal business of said owner and used for the private, and not for hire, transportation of any property, shall be accompanied by a filing fee of five dollars and an annual permit fee of five dollars. In any year in which such owner registers more than one vehicle he shall pay the twenty-five dollar filing fee as above provided."

Further amend section 15 by inserting after the word "fee" in line 16 the following: ", or a five dollar filing fee for an owner required to file a five dollar fee as above provided,".

Amend section 16 by striking from line 9 the following: "of twenty-five dollars" and inserting after the word "fee" in line 9 the following: "as specified in section 15".

FRANK D. ELWOOD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 26**, a bill for an act to establish a motor vehicle reciprocity board to make and administer reciprocity agreements with other states regarding registration of motor vehicles and certain permit fees imposed upon motor trucks, begs leave to report it has had the same under consideration and recommends the same **do pass.**

FRANK D. ELWOOD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 111**, a bill for an act to remove the limitation on the tax levy which may be made by school districts to pay interest and to retire bonds, begs leave to report it has had the same under consideration and recommends the same **do pass.**

FRANK D. ELWOOD, *Chairman.*

Ordered passed on file.

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate Joint Resolution 6**, a resolution creating a special committee to confer with the legislature of the State of Nebraska and to make a study of the present boundary line between the State of Nebraska and the State of Iowa and to bring back a report on the matter to the legislature of this state, such report to be made to the Fifty-seventh General Assembly on or before March 15, 1957, and to make an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass.**

W. C. STUART, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 294**, a bill for an act relating to communication with others by arrested persons upon imprisonment, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **House File 206**, a bill for an act authorizing a patent to the East half of the Southeast quarter (E½ of SE¼) of section sixteen (16), Township eighty-eight North (88N), Range nineteen (19), West of the fifth principal meridian, Hardin County, Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 1. Amend Senate File 133 by inserting after the word
- 2 "limits" in line 15 of section 1 thereof, the following:
- 3 "except as otherwise provided herein".
- 4 2. Further amend Senate File 133 by striking therefrom
- 5 lines 22 and 23 of section 1 and inserting in lieu thereof the
- 6 following:
- 7 "4. On all such other streets or highways any speed
- 8 in excess of sixty-five (65) miles per hour shall be prima
- 9 facie evidence that the speed is not reasonable and proper and
- 10 that it is unlawful."

W. C. STUART.

- 1 Amend Senate File 133 as follows:

- 2 1. Amend section 4, line 17, by placing a period after the word
- 3 "daytime" and striking the remainder of the paragraph, through
- 4 line 20.

- 5 2. Further amend Senate File 133 by striking all of section 6
- 6 and renumbering the remaining sections.

JACK M. WORMLEY.

- 1 Amend Senate File 269 by adding thereto the following
- 2 section:
- 3 "Section three hundred twenty-two point three (322.3),
- 4 Code 1954, is hereby amended by adding thereto the following
- 5 subsection:
- 6 No manufacturer or distributor of motor vehicles or
- 7 agent of such manufacturer or distributor shall coerce or
- 8 attempt to coerce any motor vehicle dealer to accept delivery
- 9 of any motor vehicle or vehicles, parts, or accessories thereof,
- 10 or any other commodity or commodities which shall not have
- 11 been ordered by such dealer."

WILLIAM H. HARBOR.

- 1 Amend Senate File 269 by adding thereto the following
- 2 section:

- 3 "Section three hundred twenty-two point three (322.3),

4 Code 1954, is hereby amended by adding thereto the following
5 subsection:

6 No manufacturer or distributor of a motor vehicle, or any
7 agent of such manufacturer or distributor, shall refuse to
8 deliver to any motor vehicle dealer having a franchise or
9 contractual arrangement for the retail sale of new motor
10 vehicles sold or distributed by such manufacturer or distributor,
11 any motor vehicle, publicly advertised for immediate delivery,
12 within sixty (60) days after such dealer's order shall have
13 been received, if such order is accompanied by a copy of a
14 purchase order for such motor vehicle signed by the retail
15 buyer."

WILLIAM H. HARBOR.

1 Amend Senate File 44 as follows:

2 1. Change "Sec. 2." to read "Sec. 3."

3 2. Insert the following new Sec. 2:

4 "Sec. 2. Section four hundred twenty-three point four
5 (423.4), Code 1954, is hereby amended by adding the following
6 subsection:

7 Tangible personal property used solely in places of
8 worship owned or operated by charitable, educational and
9 religious institutions and societies."

JACK MILLER.

EARL ELIJAH.

FRANK D. ELWOOD.

CARL H. RINGGENBERG.

THOMAS J. DAILEY.

On motion of Senator Nolan, and in accordance with Senate Con-
current Resolution 4, duly adopted, the Senate adjourned until
11:00 a.m., Tuesday, March 12, 1957.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, MARCH 12, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Francis J. Dunn, Assistant Chancellor, Archdioceses of Dubuque, Dubuque, Iowa.

ANNOUNCEMENT

President Nicholas announced the return of Senator McFarlane to the Senate chamber, and on behalf of the members of the Senate extended to him their welcome and best wishes.

Senator McFarlane thanked President Nicholas and the members of the Senate and expressed his sincere appreciation for the many cards, letters and flowers which he received during his stay in the hospital.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Buck, from members of the American Legion Auxiliary, State Center, favoring proposed legislation relating to a new nursing home at the Iowa Soldiers Home at Marshalltown.

By Senator Byers, from twelve residents of Linn County favoring proposed legislation relating to drivers training course in Iowa high schools.

By Senator Long, from members of the city council of Independence in opposition to proposed legislation relating to an Iowa Public Service Commission.

By Senator Long, from twenty-three residents of Delaware County favoring proposed legislation relating to a new nursing home at the Iowa Soldiers Home at Marshalltown, and in opposition to the recommendation made by the Iowa state tax committee to take away the homestead and veteran's exemptions on all property tax.

By Senator O'Malley, from members of the Royal Neighbors of America of West Des Moines in opposition to proposed legislation relation to fraternal beneficiary associations.

By Senator O'Malley, from forty-nine residents of Polk County

favoring proposed legislation relating to improvement of North Twin Lake in Calhoun County.

By Senator O'Malley, from twenty-five residents of Polk County urging legislation authorizing the sale of liquor by the drink in Iowa.

By Senator Prince, from ninety-six residents of Adair and Guthrie Counties, favoring proposed legislation relating to the sales tax on farm chemicals and on gasoline used in farm tractors.

By Senator Prince, from twenty-five residents of Guthrie County in opposition to the sale of liquor by the drink in Iowa.

By Senator Weber, from twenty-one teachers of Webster City favoring proposed legislation relating to an increase in retirement allowances for teachers who retired prior to July 4, 1953.

By Senator Weber, from seventy-eight employees of the city of Muscatine favoring proposed legislation relating to the Iowa Public Retirement System being put on a voluntary basis.

By Senator Weiss, from three hundred residents of Buena Vista, Calhoun and Ida Counties in opposition to proposed legislation relating to grades or classifications for milk to be used for manufacturing purposes.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Evans for the day on request of Senator Long; Senator Ringenberg for the day on request of Senator Fisher; Senator Vest for the day on request of Senator Prince.

PRESENTATION OF VISITORS

Senator Anderson rose on a point of personal privilege and presented to the Senate the Honorable Erwin Schoening of Clinton County, a former member of the Senate who was present in the Senate chamber.

Senator Tate asked and received unanimous consent to present to the Senate Mrs. Charles Sutcliffe and eighty-five members of the Cerro Gordo County Farm Bureau Women who were present in the balcony.

Senator Nolan asked and received unanimous consent to present to the Senate twenty-four members of the sixth, seventh and eighth grades of the Hilton Consolidated School, Iowa County, Conroy, Iowa, who were present in the balcony accompanied by their instructor, Mrs. Dorothy Ressler.

Senator Nolan also asked and received unanimous consent to present to the Senate twenty-five members of the Iowa County Farm Bureau Women who were present in the balcony.

Senator Price asked and received unanimous consent to present to the Senate Mrs. Gale Laughead and thirty-seven members of the Monroe County Farm Bureau Women who were present in the balcony.

Senator Price also asked and received unanimous consent to present to the Senate Kreetha Jitrapatima, Assistant Chief of the Mine Inspection Section of the Department of Mines in Bangkok, Thailand, who was present in the Senate chamber.

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 17, inviting the Pioneer Lawmakers to attend a joint session of the legislature Tuesday, March 19, 1957.

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

Senate Concurrent Resolution 18, fixing a final date for filing of claims against the State of Iowa to be considered by the Fifty-seventh General Assembly.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 61, a bill for an act relating to an increase in the number of judges in the seventh and ninth judicial districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 3, a bill for an act to legalize and validate proceedings for Keota Community School District.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 25, a bill for an act relating to the county fund for the insane.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 116, a bill for an act to increase proofs of financial responsibility and security required by the Motor Vehicle Responsibility Law.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 121, a bill for an act relating to disabled and retired firemen's and policemen's pensions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 122, a bill for an act relating to disabled and retired firemen's and policemen's pensions payable to a surviving spouse.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 123, a bill for an act relating to retirement benefits, accidental death benefits, and ordinary death benefits, as provided in retirement systems for policemen and firemen.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 160, a bill for an act to permit the survey of land prior to the right to exercise the right of eminent domain.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 215, a bill for an act relating to the bounty on rattlesnakes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 233, a bill for an act to provide benefited fire districts, to require election, and provide for financing thereof.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 282, a bill for an act pertaining to group insurance for municipal employees.

WILLIAM R. KENDRICK, *Acting Chief Clerk.*

UNFINISHED BUSINESS

Senator Shoeman called up for further consideration House File 197, a bill for an act relating to the moneys received by the treasurer of the State of Iowa under chapter three hundred twenty-four (324), Code 1954, on account of aviation gasoline, the refund thereof and the transfer of the unrefunded portion thereof to the state aviation fund.

Senator Long offered the following amendment and moved its adoption:

Amend House File 197, section 1, line 13, by striking the word, "aviation" and insert in lieu thereof the word, "general".

The amendment was lost.

Senator Shoeman 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, 23:

Anderson	Fisher	McCurdy	Shoeman
Boothby	Gillespie	Miller	Tate
Butler	Grimstead	Molison	Turner
Byers	Harbor	Nolan	Weiss
Dykhouse	Hoffman	Prince	Wormley
Elijah	Hoxie	Putney	

Nays, 16:

Buck	Long	O'Malley	Scott
Coleman	McFarlane	Prentis	Shaff
Dailey	McManus	Price	Stuart
Elwood	O'Connor	Rigler	Weber

Absent or not voting, 11:

Burton	Henry	Ringgenberg	Vest
Dewel	Lynes	Schroeder	Walker
Evans	(Present)	Utzig	Watson

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Scott 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 was lost.

THIRD READING OF BILLS

On motion of Senator Shaff, Senate File 335, a bill for an act to legalize and validate the proceedings of the city council of the city of Clinton, in Clinton County, Iowa, authorizing and providing for the issuance, sale and delivery of fire department bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said city, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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, 43:

Anderson	Fisher	Miller	Scott
Boothby	Gillespie	Molison	Shaff
Buck	Grimstead	Nolan	Shoeman
Butler	Harbor	O'Connor	Stuart
Byers	Hoffman	O'Malley	Tate
Coleman	Hoxie	Prentis	Turner
Dailey	Long	Price	Watson
Dewel	Lynes	Prince	Weber
Dykhouse	McCurdy	Putney	Weiss
Elijah	McFarlane	Rigler	Wormley
Elwood	McManus	Schroeder	

Nays, none.

Absent or not voting, 7:

Burton	Henry	Utzig	Walker
Evans	Ringgenberg	Vest	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Nolan, the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate arose from executive session and resumed regular session, Senator Dewel presiding.

On motion of Senator Nolan, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

HOUSE MESSAGES CONSIDERED

House File 3, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Keota Community School District in the Counties of Keokuk and Washington, State of Iowa, and declaring said district a duly and legally organized corporate body.

Read first and second times and passed on file.

House File 25, a bill for an act to amend sections two hundred thirty point twenty-four (230.24) and two hundred twenty-seven point eighteen (227.18), Code 1954, relating to the county fund for the insane.

Read first and second times and passed on file.

House File 116, a bill for an act to increase the proofs of financial responsibility and security required by the Motor Vehicle Responsibility Law.

Read first and second times and passed on file.

House File 121, a bill for an act to amend section four hundred ten point ten (410.10), Code 1954, relating to disabled and retired firemen's and policemen's pensions.

Read first and second times and passed on file.

House File 122, a bill for an act relating to disabled and retired firemen's and policemen's pensions payable to a surviving spouse.

Read first and second times and passed on file.

House File 123, a bill for an act to amend section four hundred eleven point six (411.6), Code 1954, relating to retirement benefits, accidental death benefits, and ordinary death benefits, as provided in retirement systems for policemen and firemen.

Read first and second times and passed on file.

House File 160, a bill for an act to permit the survey of land prior to the right to exercise the right of eminent domain.

Read first and second times and passed on file.

House File 215, a bill for an act to amend section three hundred fifty point two (350.2), Code 1954, relating to the bounty on rattlesnakes.

Read first and second times and passed on file.

House File 233, a bill for an act to provide for benefited fire districts, to require election thereon, and to provide for the financing thereof.

Read first and second times and passed on file.

House File 282, a bill for an act pertaining to group insurance for municipal employees and to make chapter three hundred sixty-five A (365A), Code 1954, applicable in all cities and towns.

Read first and second times and passed on file.

SENATE FILE 230 WITHDRAWN

Senator Nolan asked and received unanimous consent that Senate File 230 be withdrawn from further consideration of the Senate.

UNFINISHED BUSINESS

Senator Nolan called up for further consideration Senate File 208, a bill for an act providing for the widening by reconstruction of street improvements.

Senator Nolan offered the following amendment and moved its adoption:

Amend the title to Senate File 208 by striking all after the word "for" and substitute in lieu thereof the following: "widening as reconstruction of street improvements."

The amendment was adopted.

Senator Nolan 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	Gillespie	Miller	Scott
Boothby	Grimstead	Molison	Shaff
Buck	Henry	Nolan	Shoeman
Butler	Hoffman	O'Connor	Stuart
Byers	Hoxie	O'Malley	Turner
Coleman	Long	Price	Walker
Dailey	Lynes	Prince	Watson
Dykhouse	McCurdy	Putney	Weber
Elijah	McFarlane	Rigler	Weiss
Fisher	McManus	Schroeder	Wormley

Nays, none.

Absent or not voting, 10:

Burton	Evans	Ringgenberg	Utzig
Dewel	Harbor	Tate	Vest
Elwood	Prentis		

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator O'Malley called up for further consideration Senate File 184, a bill for an act to provide for the rehabilitation, clearance, and redevelopment of slums and blighted areas in cities and towns.

Senator Schroeder offered the following amendments and moved their adoption:

Amend Senate File 184 as follows:

1. Strike sections 20, 21, and 22 and insert in lieu thereof the following:

"Sec. 20. Nothing in this Act shall be construed to permit any municipalities to construct, own, lease, or operate any housing, or residential buildings of any type, except as provided in subsection 3 of section 8 of this Act."

2. Strike section 17, subsection 9, and insert in lieu thereof the following:

"'Blighted area' shall mean an area which by reason of the presence of a substantial number of slum, deteriorated or deteriorating structures, predominance of defective or inadequate street layout, faulty lot layout in relation to size, adequacy, accessibility or usefulness, insanitary or unsafe conditions, deterioration of site or other improvements, diversity of ownership, tax or special assessment delinquency exceeding the fair value of the land, defective or unusual conditions of title, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, substantially impairs or arrests the sound growth of a municipality, retards the provision of housing accommodations or constitutes an economic or social liability and is a menace to the public health, safety, morals, or welfare in its present conditions and use; provided, that if such blighted area consists of open land, the conditions contained in the proviso in section five (5), subsection four (4), shall apply; and provided further, that any disaster area referred to in section five (5), subsection seven (7), shall constitute a 'blighted area'."

The amendments were adopted.

Senator O'Malley offered the following amendments and moved their adoption:

Amend Senate File 184 as follows:

Amend section 3 by striking from line 19 the word "building" and by striking all of subsection 5.

Amend section 5 by striking the word "program" in lines 6, 7, 10, 17, 18, 20, 22, 24, 26, 37, 45 (2 places), 74, 83 (2 places), 86 and 94 and inserting in lieu thereof the word "plan".

Amend section 6 by striking the word "programs" in lines 68 and 69 and inserting in lieu thereof the word "plans".

Further amend section 6 by striking the word "building" in line 114.

Further amend section 6 by striking the word "program" in line 116 and inserting in lieu thereof the word "project".

Amend section 8 by striking the word "program" in lines 12, 15, 19, 22, 23, 25, 28, 36, 39, 40, 41 and 79 and inserting in lieu thereof the word "plan".

Amend section 12 by striking the word "program" in line 12 and inserting in lieu thereof the word "project".

Amend section 14 by striking the words "building programs" in line 22 and inserting in lieu thereof the word "plans".

Further amend section 14 by striking the word "program" in line 24 and inserting in lieu thereof the word "plan".

Amend section 17 by striking the word "or" following the semicolon in lines 23, 24 and 25.

Further amend section 17 by striking the word "program" in lines 66, 70, 73, 86 (2 places), 87 and 89 and insert in lieu thereof the word "plan".

Further amend section 17 by striking line 80.

Further amend section 17 by striking the letter "h" in line 81 and inserting in lieu thereof the letter "g".

Further amend section 17 by striking the word "program" in line 82 and inserting in lieu thereof the word "project".

Further amend section 17 by striking the word "program's" in line 97 and inserting in lieu thereof the word "plans".

Further amend section 17 by striking subsection 13.

Further amend section 17 as follows:

Subsection 14 shall become subsection 13.

Subsection 15 shall become subsection 14.

Subsection 16 shall become subsection 15.

Subsection 17 shall become subsection 16.

Subsection 18 shall become subsection 17.

Subsection 19 shall become subsection 18.

Subsection 20 shall become subsection 19.

The amendments were adopted.

Senator O'Malley asked and received unanimous consent that action on Senate File 184 be deferred and that the bill retain its place on the calendar.

Senator Rigler called up for further consideration Senate File 77, a bill for an act to increase the liability limits of insurance a county board of supervisors may purchase to protect county employees from liability for certain acts committed in performance of their duties.

Senator Prentis offered the following amendment:

1. Amend Senate File 77 by adding thereto the following new section:

Further amend section three hundred thirty-two point three (332.3), Code 1954, by striking from lines four (4), five (5) and six (6) of subsection twenty (20), the words 'and operating an automobile, truck, road grader, machinery, or other vehicles owned by the county.'

2. Further amend Senate File 77 by adding thereto the following new section:

This Act, being deemed of immediate importance, shall take effect and be in full force from and after its passage and publication in the Nashua Reporter, a newspaper published in Nashua, Iowa, and in the Mount Ayr Record-News, a newspaper published in Mount Ayr, Iowa, all without expense to the state.

On motion of Senator Prentis, division 1 of the amendment was adopted.

Senator Prentis asked and received unanimous consent to withdraw division 2 of the amendment.

Senator Rigler 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	Gillespie	Nolan	Shaff
Boothby	Grimstead	O'Connor	Shoeman
Buck	Harbor	O'Malley	Stuart
Burton	Henry	Prentis	Tate
Butler	Hoffman	Price	Turner
Coleman	Long	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McFarlane	Rigler	Weber
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Fisher	Molison		

Nays, 2:

Dailey Hoxie

Absent or not voting, 6:

Byers	McCurdy	Ringgenberg	Utzig
Evans	(Present)		Vest

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

THIRD READING OF BILLS

On motion of Senator Tate, Senate File 302, a bill for an act relating to the number of directors in insurance companies other than life companies, was taken up and considered.

Senator Byers 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, 46:

Anderson	Fisher	Miller	Scott
Boothby	Gillespie	Molison	Shaff
Buck	Grimstead	Nolan	Shoeman
Burton	Harbor	O'Connor	Stuart
Butler	Henry	O'Malley	Tate
Byers	Hoffman	Prentis	Turner
Coleman	Hoxie	Price	Walker
Dailey	Long	Prince	Watson
Dewel	Lynes	Putney	Weber
Dykhouse	McCurdy	Rigler	Weiss
Elijah	McFarlane	Schroeder	Wormley
Elwood	McManus		

Nays, none.

Absent or not voting, 4:

Evans	Ringgenberg	Utzig	Vest
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Fisher, House File 239, a bill for an act to amend section nine point four (9.4), Code 1954, relating to fees to be charged by the secretary of state, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Fisher 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, 46:

Anderson	Fisher	Miller	Scott
Boothby	Gillespie	Molison	Shaff
Buck	Grimstead	Nolan	Shoeman
Burton	Harbor	O'Connor	Stuart
Butler	Henry	O'Malley	Tate
Byers	Hoffman	Prentis	Turner
Coleman	Hoxie	Price	Walker
Dailey	Long	Prince	Watson
Dewel	Lynes	Putney	Weber
Dykhouse	McCurdy	Rigler	Weiss
Elijah	McFarlane	Schroeder	Wormley
Elwood	McManus		

Nays, none.

Absent or not voting, 4:

Evans	Ringgenberg	Utzig	Vest
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Fisher, House File 241, a bill for an act to legalize certain issues of capital stocks of Iowa corporations, upon compliance herewith, 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 House File 241 by striking all of section 3 and inserting in lieu thereof the following:

"Sec. 3. This Act, being deemed of immediate importance, shall be effective from and after the date of its publication, as required by law in The Hedrick Journal, a newspaper published at Hedrick, Iowa, and The Cedar Rapids Gazette, a newspaper published at Cedar Rapids, Iowa."

On motion of Senator Fisher, the amendment was adopted.

Senator Fisher 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, 46:

Anderson	Fisher	Miller	Scott
Boothby	Gillespie	Molison	Shaff
Buck	Grimstead	Nolan	Shoeman
Burton	Harbor	O'Connor	Stuart
Butler	Henry	O'Malley	Tate
Byers	Hoffman	Prentis	Turner
Coleman	Hoxie	Price	Walker
Dailey	Long	Prince	Watson
Dewel	Lynes	Putney	Weber
Dykhouse	McCurdy	Rigler	Weiss
Elijah	McFarlane	Schroeder	Wormley
Elwood	McManus		

Nays, none.

Absent or not voting, 4:

Evans	Ringgenberg	Utzig	Vest
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

COMMUNICATION FROM THE STATE COMPTROLLER

The following communication was received from the office of the State Comptroller:

OFFICE STATE COMPTROLLER

March 12, 1957.

No.	Name of Claimant and Nature of Claim	Amount of Claim
16-57	U. S. Dept. of Agriculture, South Agricultural Bldg., Washington, D. C.—Funds inadvertently returned to Iowa's general fund	\$ 119.50
48-57	Lester L. Smith, Malcolm, Iowa—Doctor and hospital bills	295.40
54-57	Cons. School Dist. of Vinton, Vinton, Iowa—Tuition..	868.15
60-57	Plymouth County, LeMars, Iowa—Costs re auto plates	728.06
61-57	Ind. School Dist. of Iowa City, 121 North Johnson, Iowa City, Iowa—Tuition	283.10
78-57	Iowa Farm Mutual Ins. Co., Farm Bureau Building, 10th & Grand Avenue, Des Moines, Iowa—Damage to car belonging to claimant's assured	99.95
79-57	Hyle S. Lowman and Melva Lowman, 1000 Main Street, Clear Lake, Iowa—Deductible item on insurance policy	10.00

No.	Name of Claimant and Nature of Claim	Amount of Claim
80-57	Iowa Farm Mutual Ins. Co., Farm Bureau Bldg., 10th & Grand Avenue, Des Moines, Iowa—Damage to car belonging to claimant's assured	110.00
89-57	Mrs. Anna Davis, 1212 W. 15th St., Des Moines, Iowa—Collision with state car	22.00
104-57	Highland Park Funeral Home, 3500 6th Ave., Des Moines, Iowa—Burial expense	203.68
108-57	Jackson County Treasurer, Maquoketa, Iowa—Agricultural land tax	27.70
109-57	Sac County Treasurer, Sac City, Iowa—Sales and use tax	53.49
110-57	Wright County Treasurer, Clarion, Iowa—Agricultural land tax	1,434.32
111-57	Emlin A. McNamara, 202 Park Avenue, Anamosa, Iowa—Burial expense	524.30
112-57	Marion County Treasurer, Knoxville, Iowa—Agricultural land tax	3,852.16
113-57	Lake City Community School, Lake City, Iowa— Sales tax	162.45
114-57	C. A. Langbehn, Walnut, Iowa—Property damage (car)	242.34
115-57	Gerald Erskine, Creston, Iowa—Personal injury.....	10,000.00
116-57	Robert E. McGuire, Men's Reformatory, Anamosa, Iowa—Personal injury	10,000.00
117-57	Miller Funeral Home, 605 2nd Avenue, Vinton, Iowa —Burial expense	150.00
118-57	Eugene Deal, Route 1, Waukon, Iowa—Motor fuel tax refund	22.22
119-57	State Tax Commission—Military Service Credits for various counties as follows:	
	1949	Amount
	Des Moines County Treasurer.....	\$.25
	Fremont County Treasurer.....	12.50
	Polk County Treasurer.....	12.00
	1950	
	Fremont County Treasurer.....	12.50
	Monona County Treasurer	12.50
	Polk County Treasurer.....	25.00
	1951	
	Benton County Treasurer	6.25
	Des Moines County Treasurer	18.75
	Fremont County Treasurer.....	12.50
	Tama County Treasurer.....	12.50
	1952	
	Benton County Treasurer	6.25
	Boone County Treasurer.....	6.07
	Butler County Treasurer.....	12.50
	Des Moines County Treasurer.....	21.72
	Dubuque County Treasurer.....	6.25

No.	Name of Claimant and Nature of Claim	Amount of Claim
	Fremont County Treasurer.....	12.50
	Hamilton County Treasurer.....	32.20
	Jackson County Treasurer.....	18.75
	Marshall County Treasurer.....	12.50
	Montgomery County Treasurer.....	12.50
	Tama County Treasurer.....	12.50
1953		
	Benton County Treasurer.....	7.30
	Black Hawk County Treasurer.....	12.50
	Boone County Treasurer.....	42.15
	Butler County Treasurer.....	12.50
	Des Moines County Treasurer.....	40.25
	Dubuque County Treasurer.....	16.25
	Fremont County Treasurer.....	12.50
	Hamilton County Treasurer.....	43.29
	Harrison County Treasurer.....	12.30
	Jackson County Treasurer.....	51.25
	Marion County Treasurer.....	18.76
	Marshall County Treasurer.....	26.80
	Mitchell County Treasurer.....	8.25
	Monroe County Treasurer.....	2.92
	Montgomery County Treasurer.....	12.50
	Palo Alto County Treasurer.....	115.97
	Polk County Treasurer.....	128.20
	Scott County Treasurer.....	7.13
	Wapello County Treasurer.....	29.38
1954		
	Appanoose County Treasurer.....	20.88
	Black Hawk County Treasurer.....	10.34
	Boone County Treasurer.....	98.18
	Butler County Treasurer.....	10.34
	Calhoun County Treasurer.....	10.34
	Cerro Gordo County Treasurer.....	43.33
	Cherokee County Treasurer.....	58.26
	Chickasaw County Treasurer.....	25.84
	Clay County Treasurer.....	18.98
	Decatur County Treasurer.....	10.34
	Des Moines County Treasurer.....	15.51
	Fremont County Treasurer.....	10.34
	Grundy County Treasurer.....	1.39
	Hamilton County Treasurer.....	76.70
	Hardin County Treasurer.....	13.30
	Henry County Treasurer.....	10.34
	Howard County Treasurer.....	10.71
	Jackson County Treasurer.....	57.89
	Kossuth County Treasurer.....	27.95
	Lee County Treasurer.....	.62
	Linn County Treasurer.....	136.56
	Louisa County Treasurer.....	10.34
	Madison County Treasurer.....	10.34
	Mahaska County Treasurer.....	40.32
	Marion County Treasurer.....	15.51
	Marshall County Treasurer.....	37.36
	Mills County Treasurer.....	13.58
	Monona County Treasurer.....	12.26
	Monroe County Treasurer.....	5.09
	O'Brien County Treasurer.....	10.09
	Page County Treasurer.....	1.86
	Polk County Treasurer.....	189.20
	Scott County Treasurer.....	43.63

Story County Treasurer.....	10.34
Tama County Treasurer.....	24.45
Union County Treasurer.....	20.67
Wapello County Treasurer.....	41.24
Washington County Treasurer.....	19.60

1955

Adair County Treasurer.....	9.51
Appanoose County Treasurer.....	11.38
Buena Vista County Treasurer.....	31.24
Calhoun County Treasurer.....	13.80
Cass County Treasurer.....	12.65
Clarke County Treasurer.....	10.98
Dallas County Treasurer.....	8.69
Delaware County Treasurer.....	5.96
Hamilton County Treasurer.....	20.91
Harrison County Treasurer.....	2.87
Henry County Treasurer.....	1.56
Louisa County Treasurer.....	.83
Marion County Treasurer.....	.13
Mills County Treasurer.....	8.69
Monona County Treasurer.....	17.38
Muscatine County Treasurer.....	13.03
Ringgold County Treasurer.....	5.53
Tama County Treasurer.....	6.60
Union County Treasurer.....	8.69
Van Buren County Treasurer.....	4.20

TOTAL 2,247.54

120-57	Luther H. Hines, R. R. No. 5, Des Moines, Iowa— Purchase for state	19.60
121-57	Jones County Treasurer, Court House, Anamosa, Iowa—Agricultural Land Tax	166.05
122-57	Snell Funeral Home, 302 3rd Ave. S., Clinton, Iowa —Burial services	150.00
123-57	Savannah No. 10 School Dist., Bloomfield, Iowa—Re- fund of warrant	51.00
124-57	Travelers Fire Ins. Co., 505 Fifth Avenue, Des Moines, Iowa—Repainting car of assured	81.25
125-57	Lyon County Treasurer, Rock Rapids, Iowa—Tax refund	410.72
126-57	Republic Flow Meters Co., 2240 Diversey Ave., Chi- cago 47, Illinois—Pilot valve assembly	26.20
127-57	C. H. McGuinness Co., 505 S.W. 7th St., Des Moines, Iowa—Clean flame rod	6.75
128-57	City of Estherville, Estherville, Iowa—Sales and use tax	1,434.03
129-57	Wagler Funeral Home, 302 West Jefferson, Bloom- field, Iowa—Burial expense	150.00
130-57	Carl W. Bonn Funeral Home, 760 Center Street, Garner, Iowa—Burial expense.....	150.00
131-57	Sam G. Pickus, 709 Badgerow Bldg., Sioux City 2, Iowa—Sidewalk assessment	242.47
132-57	Arthur Barth, R. No. 2, Decorah, Iowa—Motor ve- hicle fuel tax refund	13.78

No.	Name of Claimant and Nature of Claim	Amount of Claim
133-57	Mrs. Kenneth W. Stewart, Van Meter, Iowa—Motor fuel tax refund	12.69
134-57	Mrs. E. T. Hubbard, 1216 Kirkwood Ave., Iowa City, Iowa—Property damage	251.88
135-57	Van Buren County Treasurer, Keosauqua, Iowa—Agricultural Land Tax	548.98
137-57	Tyler Studio and Camera Shop, On the Square, Newton, Iowa—Purchase by state	4.31
140-57	Alvin S. Renaas, Assistant Cashier, Decorah State Bank, Decorah, Iowa—Motor fuel tax refund.....	1.37
141-57	James A. Baldwin, 222 West 6th St., Spencer, Iowa—Property damage	760.00
142-57	Linnan & Lynch, 19½ N. Dodge St., Algona, Iowa—Legal services	130.50
143-57	Louis E. Lemke, Box 22, DeSoto, Iowa—Attorney fees	250.00
145-57	Cons. School Dist. of Vinton, Vinton, Iowa—Tuition	560.91
146-57	Coralville Ind. School Dist., 501 6th, Coralville, Iowa—Tuition	494.44
148-57	Bolton & Crouston Funeral Home, Logan, Iowa—Burial expense	150.00
150-57	H. C. Baldes, Remsen, Iowa—Motor fuel tax refund..	18.28
151-57	Roswell H. Chrisman, 231 S. LaSalle St., Chicago 4, Illinois—Motor fuel tax refund	19.77
152-57	State Tax Commission—Military Service Credits for various counties as follows:	
	1954	
	Cass County Treasurer.....\$	10.34
	1955	
	Boone County Treasurer.....	.49
	Dubuque County Treasurer.....	29.37
	Johnson County Treasurer.....	52.85
	Plymouth County Treasurer.....	2.54
	Wapello County Treasurer.....	26.98
	TOTAL	122.57
153-57	Story County Treasurer, Court House, Nevada, Iowa—Agricultural Land Tax.....	257.40
154-57	Lloyd Axser, 1426 Dean Ave., Des Moines, Iowa—Personal injuries.....	26,500.00
155-57	Earl Gerlach, St. Ansgar, Iowa—Motor fuel tax refund	27.62
156-57	Dr. M. J. McVay, 120 S. Center St., Lake City, Iowa—Medical examination.....	7.50
157-57	Virgil Weuve, RFD No. 2, State Center, Iowa—Motor fuel tax refund.....	128.13

No.	Name of Claimant and Nature of Claim	Amount of Claim
158-57	G. C. Monckmeier, RFD No. 2, Chappel Road, Davenport, Iowa—Motor fuel tax refund.....	18.60
Highway Commission Claims:		
H-16-57	Oscar W. Bailey, Altoona, Iowa—Plant Damage.....	240.00
H-30-57	Catherine and Joseph Hirsch, 32 Halstead Road, New Brunswick, New Jersey—Collision.....	48.25
H-34-57	Herbert Bohannan, 1508 S. Washington Ave., Roswell, New Mexico—Collision.....	492.00
H-49-57	Lester O. Pratt, RR, Lawton, Iowa—Damage fire...	491.37
H-50-57	Helen Kingery, Route No. 2, Creston, Iowa—Personal injury.....	1,402.70
H-53-57	James Hannan, RR No. 1, Durango, Iowa—Loss of cow.....	225.00
H-56-57	Cyril Brownmiller, Marcus, Iowa—Collision.....	1,367.66
H-58-57	Trusty Garden Supply, RFD No. 2, Fort Dodge, Iowa—Plant damage.....	1,563.50
H-59-57	Homer and Florence Blauer, Earlham, Iowa—Collision and personal injury.....	2,159.99
H-60-57	Robert Chapman, Brandon, Iowa—Damage by poor highway	273.23
H-61-57	Linn Foderberg, Estherville, Iowa—Collision.....	11,230.00
H-63-57	Loyd Van Patten, 807 E. Salem, Indianola, Iowa—Loss of trees.....	5,920.00
H-64-57	Ralph D. Cornick, P. O. Box 273, Creston, Iowa—Attorney fees	250.00
H-65-57	St. Paul Fire & Marine Ins. Co., 111 W. 5th St., St. Paul, Minnesota—Collision.....	563.01

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 1, 1957, the Governor had approved the following bills:

Senate File 64, relating to Bang's disease.

Senate File 97, relating to the filing of claims for refund of the tax on gasoline.

Senate File 132, relating to the legalization and validation of the petition to and proceedings had by the Independent School District of Lawler, Chickasaw County, Iowa.

REPORTS OF COMMITTEE

Senator Watson submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House Concurrent Resolution 11**, a resolution for legislative expenses, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HARRY E. WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 371**, a bill for an act to provide for a deficiency

appropriation to the department of social welfare for the purpose of aid to dependent children fund for the remainder of the biennium ending June 30, 1957, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HARRY E. WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 377**, a bill for an act to appropriate funds to defray expenses of inaugural ceremonies, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HARRY E. WATSON, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend the McManus amendment to Senate File 133 filed
- 2 February 27, 1957, by striking the last sentence thereof
- 3 commencing with the word "Any" in line 6 thereof.

E. J. MCMANUS.

- 1 Amend the McManus amendment to Senate File 159 filed
- 2 February 27, 1957, by striking the last sentence thereof,
- 3 commencing with the word "Any" in line 10 thereof.

E. J. MCMANUS.

- 1 Amend Senate File 202 by striking all of section 11
- 2 following the comma in line 5 and inserting in lieu thereof
- 3 the following: "and shall be punished as provided in
- 4 section six hundred sixty-five point four (665.4), Code
- 5 1954."

E. J. MCMANUS.

- 1 Amend Senate File 269 as follows:
- 2 1. Amend section 1 by striking from lines 61,
- 3 62, 63 and 64, the
- 4 following: "The term includes but is not limited to a bank, trust
- 5 company, private banker, industrial bank or investment company,
- 6 if so engaged."
- 7 2. Amend section 1 by adding a new subsection after
- 8 line 73 as follows:
- 9 "18. Nothing contained herein shall be construed to require
- 10 the licensing or to apply to any bank or trust company in Iowa."

GUY G. BUTLER.

- 1 Amend House File 282 by adding the following new section:
- 2 "Further amend said section three hundred sixty-five
- 3 A point seven (365A.7), Code 1954, by striking the word
- 4 'except' in line five (5) and inserting in lieu thereof
- 5 the word 'including'.

GEORGE E. O'MALLEY.

- 1 Amend section 7 of Senate File 184 by striking the period (.) at
- 2 the end of the section and adding the following:
- 3 " , provided further that no real property or any right or
- 4 interest therein owned by any public utility company, pipe line
- 5 company, railway or transportation company vested with the right

6 of eminent domain under the laws of this state, shall be acquired
 7 without the consent of such company, or without first securing, after
 8 due notice to such company and after hearing, a certificate
 9 authorizing condemnation of such property from the board commis-
 sion
 10 or body having the authority to grant a certificate authorizing
 11 condemnation.”.

D. C. NOLAN.

W. H. TATE.

1 1. Amend Senate File 133 by inserting after the word “maximum”
 2 in line 13 of Section 1 the words “and minimum”. Further
 3 amend Section 1 by striking from line 15 the words “of such
 4 maximum” and inserting in lieu thereof the following: “or
 5 below such maximum and minimum”. Further amend Section 1
 6 by inserting the word maximum” after the word “hour” in
 7 line 16 thereof. Further amend Section 1 by inserting after
 8 the word “hour” in line 20 the following: “maximum, and
 9 forty (40) miles per hour minimum.”. Further amend Section
 10 1 by inserting after the word “hour” in line 22 the following:
 11 “maximum, and forty (40) miles per hour minimum.”.

12 2. Amend Section 4 by inserting after the word “greater” in
 13 line 21 the following: “or less”.

14 3. Amend Section 8 by striking the entire section and inserting
 15 in lieu thereof the following: “Sec. 8. Section three hundred
 16 twenty-one point three hundred fifteen (321.315) is amended
 17 by striking the word ‘one (1)’ in line three (3) and inserting
 18 in lieu thereof the word ‘three (3)’.”

E. J. MCMANUS.

1 Amend House File 161 by striking all amendments heretofore
 2 filed and adopted and substitute in lieu thereof the following:

3 1. Strike Section 1 and substitute therefor the following:
 4 “Section 1. Subsection six (6) of section ninety-eight
 5 point thirty-six (98.36), Code 1954, is hereby repealed and the
 6 following enacted in lieu thereof:

7 ‘It shall be unlawful for any person other than the holder
 8 of a retail permit to own or operate a vending machine for the
 9 purpose of selling or vending cigarettes at retail, and no
 10 person other than the holder of a retail permit shall operate
 11 vending machines on the premises specified in a retail permit.
 12 For the purpose of this subsection; “to own” means clear title
 13 or ownership acquired by purchase upon which a minimum down
 14 of at least ten percent of the purchase price must have been paid
 15 and the balance of the purchase price must be paid during a period
 16 of not more than one (1) year from the date of purchase; “operate”
 17 means to manage or conduct, to act or control, or to manage
 18 authoritatively and implies the exercise of activity in connection
 19 with the thing operated.’

20 2. Amend section 2 by adding after the word “place” in
 21 line 9 the following: “not frequented by minor children and”.

W. H. TATE.

GUY G. BUTLER.

On motion of Senator Nolan, the Senate adjourned until 10:05
 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, MARCH 13, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend J. A. E. Cunningham, pastor of the Methodist Church, Peru, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Anderson, from forty-six residents of Washington County protesting the opening of a liquor store anywhere in Washington County.

By Senator Buck, from seven residents of Marshall County favoring proposed legislation relating to civil service for state employees.

By Senator Butler, from two hundred seven residents of Buena Vista, Calhoun and Ida Counties in opposition to proposed legislation relating to grades or classifications for milk to be used for manufacturing purposes.

By Senator Butler, from sixteen residents of Buena Vista County in opposing to sale of liquor by the drink in Iowa.

By Senator Butler, from seven life insurance agents of Fort Dodge favoring proposed legislation relating to the qualifying and licensing of life insurance agents.

By Senator Butler, from one hundred fifty-six residents of Pocahontas County in opposition to proposed legislation relating to fraternal beneficiary associations.

By Senator Evans, from two hundred thirty-one residents of Farmington and Van Buren Counties in opposition to sale of liquor by the drink in Iowa.

By Senator Harbor, from fifty-two residents of Montgomery County favoring proposed legislation relating to improvement of North Twin Lake in Calhoun County.

By Senator McCurdy, from forty-four residents of Mahaska County in opposition to elimination of the Soldiers' Relief Commission.

By Senator McCurdy, from one hundred fifty-two residents of Mahaska County in opposition to proposed legislation on reorganization of school districts requiring five hundred A.D.A.

By Senator McFarlane, from nine residents of Black Hawk County favoring proposed legislation relating to civil service for state employees.

By Senator McFarlane, from twenty-six residents of Black Hawk County favoring a three per cent sale tax and abolishing the state income tax.

By Senator Molison, from members of the Grinnell Ministerial Association favoring proposed legislation relating to mental health.

By Senator Molison, from seven teachers of the Kinross Consolidated School in opposition to a millage levy limit for county boards of education.

By Senator O'Malley, from twenty-five residents of Polk County in opposition to sale of liquor by the drink in Iowa.

By Senator Prince, from the board of directors of the Dawson Consolidated School in opposition to proposed legislation relating to reorganization of school districts and standard school aid.

By Senator Rigler, from one hundred forty-five members of the Royal Neighbors of America of Rockford in opposition to proposed legislation relating to fraternal beneficiary associations.

By Senator Rigler, from sixteen residents of Chickasaw County in opposition to sale of liquor by the drink in Iowa.

By Senator Rigler, from one hundred nineteen members of the Royal Neighbors of America of Charles City in opposition to proposed legislation relating to fraternal beneficiary associations.

By Senator Ringgenberg, from twenty-nine residents of Boone County in opposition to sale of liquor by the drink in Iowa.

By Senator Shoeman, from nineteen residents of Hamilton and Webster Counties favoring proposed legislation relating to buying, selling, or dealing in eggs.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Utzig for the day on request of Senator Weber; Senator Vest for the day on request of Senator Prince.

INTRODUCTION OF BILLS

Senate File 424, by committee on appropriations, a bill for an act to make appropriations to members of the committee on interstate

cooperation, namely: L. A. Falvey, Earl A. Miller, Gladys S. Nelson, Emil L. Novak, Carl H. Ringgenberg, W. H. Tate, Frank R. Thompson, Jacob Van Zwol, Ted D. Clark, Duane E. Dewel, J. T. Dykhouse, Edward J. McManus, Charles W. Nelson, the estate of W. Eldon Walter, and DeVere Watson.

Read first and second times and placed on the calendar.

PRESENTATION OF VISITORS

Senator Butler asked and received unanimous consent to present to the Senate the Honorable Katheryn C. Metz of Decatur County, a former member of the House of Representatives who was present in the Senate chamber.

Senator Henry asked and received unanimous consent to present to the Senate the Honorable Howard Brookings of Pottawattamie County, a former member of the House of Representatives who was present in the Senate chamber.

Senator Butler asked and received unanimous consent to present to the Senate twenty members of the senior class in American Government of the Gilmore City public school who were present in the balcony accompanied by their principal, Craig Whitney, and H. J. Juelfs, member of the board of education.

Senator O'Malley asked and received unanimous consent to present to the Senate six members of the American Problems class of Lincoln High School, Des Moines, who were present in the Senate chamber accompanied by their instructor, Howard J. Cox.

Senator McCurdy asked and received unanimous consent to present to the Senate thirty members of the seventh and eighth grade classes of the Peoria Christian School who were present in the balcony accompanied by their instructor, George Zimmer.

Senator Lynes asked and received unanimous consent to present to the Senate thirty members of the Butler County Farm Bureau Women who were present in the balcony.

Senator Scott asked and received unanimous consent to present to the Senate five ladies, winners of the "Get Out the Vote" contest held in Allamakee County, who were present in the balcony.

Senator Wormley asked and received unanimous consent to present to the Senate the members of the junior and senior classes of the Lynnville-Sully High School who were present in the balcony accompanied by their principal, Jack Ashby, and their instructor, John Vandenberg.

Senator Hoffman asked and received unanimous consent to pre-

sent to the Senate thirteen Explorers Scouts, Post 91 of Bloomfield, who were present in the balcony accompanied by their advisors, Mr. Terrence, Mr. Gentry and Dr. Rasmussen.

Senator Shoeman asked and received unanimous consent to present to the Senate seven members of the Brighton No. 1 Public School who were present in the balcony accompanied by Mrs. Bruce Peters.

Senator O'Malley asked and received unanimous consent to present to the Senate thirty-four members of the Social Studies class of East High School, Des Moines, who were present in the balcony accompanied by Dick Clemens.

Senator Elijah asked and received unanimous consent to present to the Senate twenty-two members of the Government class of the Stanwood High School who were present in the balcony accompanied by their superintendent, D. H. Hatfield.

Senator Coleman asked and received unanimous consent to present to the Senate twenty-eight members of the Greenfield Township Farm Bureau Women, Calhoun County, who were present in the balcony.

MOTION TO RECONSIDER

Senator Coleman called up the following motion to reconsider:

MOTION TO RECONSIDER

MR. PRESIDENT: I move the vote by which House File 161 passed the Senate be reconsidered.

The Chair announced the following call of the Senate:

CALL OF THE SENATE

We, the undersigned, pursuant to Rule 5, do place a call on the Senate of House File 161 and all motions and amendments relating thereto.

THOMAS J. DAILEY.
EDWARD J. MCMANUS.
X. T. PRENTIS.
GEORGE L. SCOTT.
CARL H. RINGGENBERG.
J. LOUIS FISHER.
RAYMOND R. GILLESPIE.
GEORGE W. WEBER.
G. W. PRINCE.
ALBERT WEISS.
JOSEPH COLEMAN.
GENE HOFFMAN.
EARL ELIJAH.

Roll call revealed all members present with the exception of Senators Vest and Utzig.

Senator Dailey asked and received unanimous consent that Senators Vest and Utzig be excused from the call of the Senate.

Senator Coleman moved the adoption of his motion to reconsider. Roll call was demanded.

On the question "Shall the motion to reconsider House File 161 be adopted?" the vote was:

Ayes, 31:

Boothby	Gillespie	Molison	Ringgenberg
Buck	Grimstead	Nolan	Scott
Coleman	Hoffman	O'Malley	Walker
Dailey	Hoxie	Prentis	Watson
Elijah	Long	Price	Weber
Elwood	Lynes	Prince	Weiss
Evans	McCurdy	Putney	Wormley
Fisher	McManus	Rigler	

Nays, 17:

Anderson	Dykhouse	Miller	Shoeman
Burton	Harbor	O'Connor	Stuart
Butler	Henry	Schroeder	Tate
Byers	McFarlane	Shaff	Turner
Dewel			

Absent or not voting, 2:

Utzig Vest

The motion to reconsider prevailed.

UNFINISHED BUSINESS

On motion of Senator Tate, House File 161, a bill for an act relating to the use of vending machines in the sale of cigarettes, providing for the licensing of such machines and providing a penalty for the illegal operation thereof, was taken up for further consideration.

Senator Tate offered the following amendment, filed by Senators Tate and Butler:

Amend House File 161 by striking all amendments heretofore filed and adopted and substitute in lieu thereof the following:

1. Strike section 1 and substitute therefor the following:

"Section 1. Subsection six (6) of section ninety-eight point thirty-six (98.36), Code 1954, is hereby repealed and the following enacted in lieu thereof:

"It shall be unlawful for any person other than the holder of a retail permit to own or operate a vending machine for the purpose of selling or vending cigarettes at retail, and no person other than the holder of a retail permit shall operate vending machines on the premises specified in a retail permit. For the purpose of this subsection; "to own" means clear title or ownership acquired by purchase upon which a minimum down payment of at least ten percent of the purchase price must

have been paid and the balance of the purchase price must be paid during a period of not more than one (1) year from the date of purchase; "operate" means to manage or conduct, to act or control, or to manage authoritatively and implies the exercise of activity in connection with the thing operated.'

2. Amend section 2 by adding after the word "place" in line 9 the following: "not frequented by minor children and".

Senator Weber moved that House File 161 be laid on the table.

Roll call was demanded.

On the question, "Shall House File 161 be laid on the table?" the vote was:

Ayes, 28:

Boothby	Fisher	McCurdy	Ringgenberg
Buck	Gillespie	McManus	Scott
Coleman	Grimstead	Molison	Walker
Dailey	Hoffman	Prentis	Watson
Elijah	Hoxie	Price	Weber
Elwood	Long	Prince	Weiss
Evans	Lynes	Putney	Wormley

Nays, 20:

Anderson	Dykhouse	Nolan	Shaff
Burton	Harbor	O'Connor	Shoeman
Butler	Henry	O'Malley	Stuart
Byers	McFarlane	Rigler	Tate
Dewel	Miller	Schroeder	Turner

Absent or not voting, 2:

Utzig	Vest
-------	------

The motion prevailed and House File 161 was laid on the table.

Senator Prentis called up for further consideration Senate File 16, a bill for an act to repeal the exemption from taxation for future acquisitions of real estate by educational institutions, and defining same.

Senator Prentis offered the following amendment and moved its adoption:

Amend Senate File 16 as follows:

1. Amend section 1 by inserting in line 6 after the word, "as" the following: "1."

2. Further amend section 1 by adding after the word, "schools." at the end of such section the following:

"2. a library or art gallery as defined in subsection eight (8) of this section."

The amendment was adopted.

Senator Elwood asked and received unanimous consent to withdraw the amendment to Senate File 16, filed by him and found on page 371 of the Senate Journal.

Senator Scott moved that Senate File 16 be referred to the committee on schools and educational institutions.

Senator Dewel moved the previous question on the motion to refer and the main bill, which motion was lost.

Senator Scott asked and received unanimous consent to withdraw his motion to refer Senate File 16 to the committee on schools and educational institutions.

Senator Miller asked and received unanimous consent that action on Senate File 16 be deferred and that the bill retain its place on the calendar.

Objection was raised.

Senator Miller moved that action on Senate File 16 be deferred and that the bill retain its place on the calendar, which motion was lost.

Senator Prentis 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:

Rule 8 was invoked.

President Nicholas announced that he had received the following telegram from Senator Utzig:

"Lieutenant Governor William Nicholas, State House, Des Moines, Iowa. Attending funeral until Thursday—record my "No" vote on Senate File 126, vending machine bill STOP vote for all damaging amendments on Senate File 16 then vote against the bill."

s/ STATE SENATOR ARNOLD UTZIG.

Objection was raised.

Ayes, 25:

Anderson	Hoffman	Prentis	Shoeman
Boothby	Long	Prince	Walker
Buck	Lynes	Putney	Watson
Dewel	McCurdy	Rigler	Weber
Elijah	McFarlane	Ringgenberg	Weiss
Harbor	Molison	Shaff	Wormley
Henry			

Nays, 23:

Burton	Elwood	McManus	Schroeder
Butler	Evans	Miller	Scott
Byers	Fisher	Nolan	Stuart
Coleman	Gillespie	O'Connor	Tate
Dailey	Grimstead	O'Malley	Turner
Dykhouse	Hoxie	Price	

Absent or not voting, 2:

Utzig Vest

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 16 failed to pass the Senate.

JACK SCHROEDER.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 61 and 253; also House Files 60, 164 and 261.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 61 and 253; also House Files 60, 164 and 261.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 13th day of March, 1957, sent to the Governor for his approval: Senate Files 61 and 253.

NORVAL EVANS, *Chairman.*

Passed on file.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

H. F. 3 Judiciary 2
H. F. 25 Public health
H. F. 116 Motor vehicles
H. F. 160 Public utilities
H. F. 215 Conservation
H. F. 233 Judiciary 1

REPORTS OF COMMITTEES

Senator Ringgenberg submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 344**, a bill for an act relating to the amount paid for

animals slaughtered because of tuberculosis infection, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL H. RINGGENBERG, *Chairman*.

Ordered passed on file.

Senator Hoxie submitted the following report:

MR. PRESIDENT: Your committee on highway safety to which was referred **House File 131**, a bill for an act to repeal section three hundred twenty-one point three hundred forty-five (321.345), Code 1954, and to enact a substitute therefor, relating to stops at through highways, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK HOXIE, *Chairman*.

Ordered passed on file.

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 196**, a bill for an act relating to the penalty for minors convicted of a violation of laws relating to the beer and malt liquors, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 205**, a bill for an act relating to administration of the poor laws, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 263**, a bill for an act to provide that any release of liability for personal injury which is obtained while the injured party is confined in a hospital shall be void, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 348**, a bill for an act to amend section six hundred six point fifteen (606.15), Code 1954, relating to the collection of fees by the clerk of the district court, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 356**, a bill for an act to amend section four hundred nine point nine (409.9), Code 1954, relating to encumbrances on platted

areas, begs leave to report it has had the same under consideration and recommends the same **de pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 16 by striking all after the enacting clause
2 and inserting the following in lieu thereof:

3 1. "Section 1. Section four hundred twenty-seven point one
4 (427.1), Code 1954, is hereby amended by adding to the end of
5 subsection eleven (11) the following: "An educational institution
6 is defined as a nonprofit organization which (a) offers a curric-
7 ulum leading to a recognized academic degree or certificate,
8 and (b) is approved by the Iowa committee on secondary school
9 and college relations, or the state department of public instruc-
10 tion for admission and transfer of credits to the three state
11 institutions for higher education in Iowa, or is a member of
12 the north central association of colleges and secondary schools,
13 a library or art gallery as defined in subsection eight (8) of
14 this section."

15 2. Further amend Senate File 16 by striking all after the
16 word "Act" in line 1 of the title and insert in lieu thereof the
17 following: "to define educational institutions which are exempt
18 from real estate taxation."

JACK SCHROEDER.

1 Amend the amendment to Senate File 133 filed by Putney,
2 Butler, et al., of February 28, 1957, line 6 by striking the
3 word and figure "Fifty-five (55)" and inserting in lieu thereof
4 "Sixty (60)".

J. KENDALL LYNES.

1 Amend Senate File 188 by adding after the word
2 "that" in line 7 the following: "if such utility owner
3 or operator is required to relocate or remove such facility
4 more than once in any ten-year period that after the first
5 removal or relocation".

D. C. NOLAN.

1 Amend Senate File 203 by striking lines 45 through
2 78 in section 3, subsection 11.

WILLIAM H. HARBOR.

1 Amend Senate File 252 by renumbering sections 3
2 to 8 inclusive and inserting as section 3
3 the following:
4 "Sec. 3. Section two (2) shall not be so construed as
5 to include licensed practitioners of medicine and surgery,
6 osteopathy or osteopathy and surgery, or persons operating
7 under the supervision of a licensed practitioner of medicine
8 and surgery or osteopathy or osteopathy and surgery."

JACK SCHROEDER.

1 Amend Senate File 402 as follows:
2 Strike the word "Internation" in line 5 and insert in lieu
3 thereof the word "International".

DUANE E. DEWEL.

1 Amend Senate File 318 by striking all after the enacting
2 clause thereof, and substitute therefor the following:

3 Section 1. Chapter four hundred twenty-eight (428), Code
4 1954, is hereby amended by adding as a new section thereof, the
5 following:

6 1. Definitions. "Food products" shall mean all products
7 processed, manufactured, raised or grown for human consumption
8 except fresh milk, raw or pasteurized. "Handling" shall mean
9 the acquisition of ownership, custody or possession of such
10 food products for the purpose of either (1) in whole or in part
11 processing or manufacturing the same into products for human
12 consumption, or (2) for the purpose of transporting, storing,
13 packaging, wholesaling or performing any other act with respect
14 to such food products incident to their distribution for ultimate
15 consumption, either in their natural state or after being processed
16 or manufactured, except handling by the original raiser or grower
17 thereof incident to such raising or growing or the usual or ordinary
18 first sale or disposition thereof, and except handling by the
19 ultimate retailer or handler who sells such food products directly
20 to the consumer. In the event any such ultimate retailer or
21 handler either maintains his own separate storage facilities
22 or stores or warehouses such food products with others, the food
23 products stored in his warehouse facilities or with others shall
24 be taxed only under the provisions of this section and shall
25 not be considered as inventories or property of the retail outlets
26 of any such persons.

27 2. Tax Imposed. An excise tax is hereby levied on all
28 handling of food products as defined in subsection one (1) hereof
29 by manufacturers, processors, warehousemen and other handlers,
30 whether as owners or custodians thereof, in a sum equal to one-
31 tenth mill per pound upon all such food products so handled,
32 except as hereinafter provided. The tax imposed herein on a
33 manufacturer or processor shall be measured by the pounds of
34 such food products remaining for human consumption when his
35 manufacturing or processing is completed. Weights of packaged food
36 products shall be the net weights of the food products, excluding
37 the weights of the packages and containers therefor.

38 3. One Handling by the Same Owner in Iowa Taxable. The excise
39 tax imposed under the terms hereof shall be levied only on one
40 handling of each pound of such food products in the state of
41 Iowa so long as the same remains the property of the same person,
42 whether he moves it into the custody and possession of others
43 as warehousemen or otherwise.

44 4. Statements Required. Every person engaged in handling
45 such food products shall, prior to the first day of March of
46 each year, make and file with the assessor a sworn statement
47 of the number of pounds of such food products handled by him
48 in that district during the calendar year ended on the last
49 day of December prior thereto, showing on such statement the
50 number of pounds thereof which were handled by him as owner
51 thereof, and the number of pounds handled as a warehouseman
52 or otherwise for others. Such statement shall also show the
53 facts as to any of such food products handled more than once by
54 the same person as owner, or handled by a warehouseman, custodian
55 or other handler for others, which were certified to him to have
56 been theretofore handled at least once in the State of Iowa at
57 some other place in the state by or for the owner who delivered

58 the same to such warehouseman, custodian or other handler. The
59 assessor shall have the right, on demand, to inspect all records
60 of all such manufacturers, processors, custodians or other handlers.
61 In the event any such food products shall be handled by or for
62 one owner in more than one assessment or taxing district in the
63 state, the handling tax shall be levied in the first district
64 only in which the same was so handled. Forms for making state-

65 ments
66 required under the terms hereof shall be prepared and furnished
67 for each assessor by the state tax commission. If a statement
68 as herein required is not furnished, the person failing to furnish
69 the same shall be assessed by the assessor under and pursuant
70 to section four hundred forty-one point sixteen (441.16), Code 1954.

71 5. Assessment. The assessor of each such district, from
72 the statements furnished him or such other information as he
73 may acquire, shall ascertain the number of pounds of such food
74 products so handled by any such manufacturer, processor, custodian
75 or other handler in the calendar year involved which is subject
76 to the excise tax levied under the terms hereof, and shall assess
77 each such person with the tax due from him as hereinabove
78 provided. In all instances the tax shall be assessed against the
79 owner of the products, except where the first handling thereof
80 in Iowa is by a warehouseman, or other handler and the owner
81 thereof is not a resident of such assessment district for taxation
82 purposes, in which case the tax shall be assessed against the
83 warehouseman or other handler; and such warehouseman or other
84 handler shall have and is hereby given the right to collect
85 the amount of any such tax assessed and paid by him from the
86 owner of the products, the handling of which was taxed, in
87 addition to all other warehousing or other charges due him.

88 6. Payment of Tax. All taxes assessed as herein provided
89 shall be entered in the same manner as general personal taxes
90 on the tax lists of the taxing district, and the proceeds
91 thereof distributed to and between levying or taxing units in
92 the same manner and in the same proportions as general personal
93 property tax in such district. All provisions of law relating
94 to assessment and collection of personal property taxes, and
95 the powers and duties of the county treasurer, county auditor
96 and all other officers with respect to assessment and collection
97 thereof shall apply.

98 7. Any manufacturer, processor or other handler subject
99 to taxation under the provisions hereof may elect to be taxed
100 on the taxable value of his inventories of such food products
101 from year to year under sections 428.17 and 428.21, Code 1954,
102 where applicable, in lieu of the provisions herein; provided,
103 however, that if he shall so elect he shall not thereafter rescind
104 such election without the consent of the assessor for the taxing
105 district involved.

106 Sec. 2. Section four hundred twenty-seven point one
107 (427.1), Code 1954, is hereby amended by adding a new subsection
108 thereto as follows:

109 "28. Food Products. Food products handled and taxed as
110 defined and provided under chapter four hundred twenty-eight
111 (428)."

D. C. NOLAN.

On motion of Senator Rigler, the Senate adjourned until 10:05
a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, MARCH 14, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend H. A. James, pastor of the Methodist Church, Anamosa, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Anderson, from employees of the Mental Health Institute, Mt. Pleasant, favoring proposed legislation relating to civil service for state employees.

By Senator Byers, from eighteen residents of Linn County favoring proposed legislation relating to drivers training course in Iowa high schools.

By Senator Byers, from sixty-six residents of Linn County in opposition to sale of liquor by the drink in Iowa.

By Senator Elijah, from twenty-three residents of Cedar County favoring proposed legislation relating to a firemanship and civil defense training center at Iowa State College.

By Senator Hoffman, from sixteen residents of Appanoose County urging legislation to permit admittance of minors in billiard rooms and pool rooms where no beer is sold.

By Senator Prentis, from sixty-four residents of Union County in opposition to sale of liquor by the drink in Iowa.

By Senator Prentis, from fifteen residents of Union County favoring proposed legislation relating to the equipment of rail track motor cars.

By Senator Prentis, from eighty-eight residents of Ringgold, Taylor and Union Counties in opposition to proposed legislation relating to grades or classifications for milk to be used for manufacturing purposes.

By Senator Prince, from fifty-two residents of Guthrie County favoring proposed legislation relating to improvement of North Twin Lake in Calhoun County.

By Senator Walker, from twenty-four members of the BPW

Club of Eagle Grove, favoring the inclusion of the word "sex" in proposed legislation pertaining to establishing an employment on merit commission.

By Senator Walker, from seventeen teachers of Lincoln High School, Webster City, favoring proposed legislation relating to an increase in retirement allowances for teachers who retired prior to July 4, 1953.

ANNOUNCEMENT

Senator Henry asked and received unanimous consent that the committee appointed in accordance with House Concurrent Resolution 10, relating to the investigation of nursing homes, be granted an extension of fifteen days for making a report of their findings to the Fifty-seventh General Assembly.

SENATE FILE WITHDRAWN

Senator Butler asked and received unanimous consent that Senate File 115 be withdrawn from further consideration of the Senate.

INTRODUCTION OF BILLS

Senate File 425, by committee on judiciary 1, a bill for an act relating to the limitation on aid to dependent children.

Read first and second times and placed on the calendar.

Senate File 426, by committee on judiciary 2, a bill for an act to make a correction in the statute relating to the time off for employees to vote at general elections.

Read first and second times and placed on the calendar.

PRESENTATION OF VISITORS

Senator Utzig rose on a point of personal privilege and presented to the Senate Reverend Albert J. Hoffman of Dubuque, Past National Chaplain of the American Legion, who was present in the Senate chamber.

Senator Hoffman asked and received unanimous consent to present to the Senate thirty-six senior members of the 4-II Boys and Girls Clubs of Davis County, who were present in the balcony accompanied by Miss Evelyn Oldhem, Davis County extension home economist. Included in the group were Judy White, president of the Girls' Club, and Larry Hoffman, son of Senator Hoffman, president of the Boys' Club; also Mrs. Hoffman, one of their leaders.

Senator Weber asked and received unanimous consent to present

to the Senate sixty members of the Junior and Senior classes of the Columbus Junction High School who were present in the balcony accompanied by their superintendent, Robert Hedeman, and their instructors. Included in the group was a granddaughter of Senator Weber.

Senator Wormley asked and received unanimous consent to present to the Senate forty-six members of the eighth grade government class of the Monroe Public School who were present in the balcony with their instructor, Mrs. Teply. Also, the members of the Senior government class of the Monroe High School accompanied by Ray Pugh.

Senator Elijah asked and received unanimous consent to present to the Senate twenty-seven members of the Baldwin High School, the entire membership, who were present in the balcony accompanied by their superintendent, O. P. Stillinger.

Senator Butler asked and received unanimous consent to present to the Senate twelve members of the Senior government class of the Havelock High School who were present in the balcony accompanied by their instructor, Mr. McMullin.

Senator Nolan asked and received unanimous consent to present to the Senate thirteen 4-H Club members from the Marengo, Norway and Walford Public Schools who were present in the balcony accompanied by two of their leaders.

UNFINISHED BUSINESS

Senator O'Malley called up for further consideration Senate File 70, a bill for an act to amend section four hundred eleven point six (411.6), Code 1954, relating to retirement benefits, accidental death benefits, and ordinary death benefits, as provided in retirement systems for policemen and firemen.

Senator O'Malley asked and received unanimous consent that House File 123 be substituted for Senate File 70.

On motion of Senator O'Malley, House File 123, a bill for an act to amend section four hundred eleven point six (411.6), Code 1954, relating to retirement benefits, accidental death benefits, and ordinary death benefits, as provided in retirement systems for policemen and firemen, was taken up, and considered.

Senator McFarlane 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, 50:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhous	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

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 O'Malley asked and received unanimous consent that Senate File 70 be withdrawn from further consideration of the Senate.

Senator O'Malley called up for further consideration Senate File 184, a bill for an act to provide for the rehabilitation, clearance, and redevelopment of slums and blighted areas in cities and towns.

Senator Nolan offered the following amendment, filed by Senators Nolan and Tate, and moved its adoption:

Amend section 7 of Senate File 184 by striking the period (.) at the end of the section and adding the following:

" , provided further that no real property or any right or interest therein owned by any public utility company, pipe line company, railway or transportation company vested with the right of eminent domain under the laws of this state, shall be acquired without the consent of such company, or without first securing, after due notice to such company and after hearing, a certificate authorizing condemnation of such property from the board, commission or body having the authority to grant a certificate authorizing condemnation."

The amendment was adopted.

Senator O'Malley 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, 49:

Anderson	Dewel	Henry	Miller
Boothby	Dykhous	Hoffman	Molison
Buck	Elijah	Hoxie	Nolan
Burton	Elwood	Long	O'Connor
Butler	Fisher	Lynes	O'Malley
Byers	Gillespie	McCurdy	Prentis
Coleman	Grimstead	McFarlane	Price
Dailey	Harbor	McManus	Prince

Putney	Shaff	Turner	Watson
Rigler	Shoeman	Utzig	Weber
Ringgenberg	Stuart	Vest	Weiss
Schroeder	Tate	Walker	Wormley
Scott			

Nays, 1:

Evans

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.

THIRD READING OF BILLS

On motion of Senator Molison, House File 242, a bill for an act to amend chapter two hundred fifty-nine (259), Code 1954, relating to vocational rehabilitation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Molison 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, 50:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

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 Molison asked and received unanimous consent that Senate File 228 be withdrawn from further consideration of the Senate.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that, in accordance with Senate Concurrent Resolution 14 duly adopted, the House was ready to receive the Senate in joint convention.

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

JOINT CONVENTION

In accordance with law and concurrent resolution duly adopted the joint convention was called to order, President Nicholas presiding.

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

President Nicholas presented to the joint convention Senator Elijah, chairman of the centennial committee.

Senator Elijah presented to the joint convention Reverend Albert J. Hoffman who offered the invocation.

Senator Elijah presented to the joint convention the Honorable Herschel C. Loveless, Governor of Iowa, who offered the following remarks:

Three times within a relatively brief span of thirteen years the Territory and, later the State of Iowa held Constitutional Conventions for the purpose of formulating a written statement of fundamental law on which the new government could be organized and administered.

The Constitutional Convention of 1844 was convened to frame a Constitution for the new State of Iowa. This convention adjourned on November 1, having completed its work in only twenty-six days. The Constitution of 1844, as submitted to the Federal Congress and the people of the Territory, was composed of thirteen articles, containing over seven thousand words. In the Act of Congress admitting Iowa to the Union, a provision was made for boundaries differing from those set forth in the Constitution of 1844. As a result of the conflicting views on boundaries, the Constitution of 1844 was twice rejected by the people of Iowa in 1845.

Following the second rejection of the Constitution of 1844, a new Constitutional Convention was convened on May 4, 1846. This convention, which lasted only fifteen days, gave prime consideration to those issues which had led to the rejection of the earlier Constitution. Largely through the efforts of Mr. Dodge, Congress was persuaded to accept boundaries for the new State of Iowa which would be acceptable to the residents of the Territory. With the new boundaries, the Constitution of 1846 was approved by a narrow margin after rather bitter debates over the constitutional prohibitions against the establishment of banking corporations, and limitations on state debts. On August 3, 1846, the new Constitution was ratified by a majority of 456 out of a total of more than 18,500 votes cast. Following approval of the Constitution of 1846, Iowa was admitted to the Union on December 28, 1846.

But the admission of statehood did not settle all constitutional issues. On the contrary, there was widespread dissatisfaction with some features of the Constitution of 1846. The Constitution was accepted by many of the voters only as a matter of expediency to secure the advantages of immediate statehood.

After almost a decade of agitation, the Fifth General Assembly ap-

proved a bill calling for the question of constitutional revision to be submitted to the people at the general election in August 1856. As a result of the popular vote in favor of a Constitutional Convention, thirty-six delegates were selected at a special election in November 1856. The delegates so elected assembled at Iowa City on January 19, 1857.

Although it was not necessary for the Constitutional Convention of 1857 to concern itself with the establishment of boundaries, most of the other issues coming before the convention were the same ones which had been the subject of so much debate in earlier conventions. Major issues included the provisions to be made for the chartering of banks, the extension of suffrage to Negroes: the system of courts, and the method of selecting judges: the establishment of debt limits, including limits for cities and towns: and the location of the state university and the relocation of the State Capital.

The Constitutional Convention of 1857 adjourned March 5, 1857, after a session of thirty-nine days; on August 3, 1857, the Constitution of 1857 was ratified by a majority of 1,630 votes: and on September 3, 1857, Governor Grimes declared the "New Constitution" to be "the supreme law of the State of Iowa."

We are assembled here today to commemorate the One Hundredth Anniversary of the framing and ratification of the Constitution of 1857. It is appropriate that we should pause in the midst of a legislative session to reflect on the fundamental law of the state, as expressed in the Constitution of 1857.

A written Constitution, such as that which the pioneer lawmakers set down a century ago, is necessarily an expression of the ideals and political philosophy of the men who wrote the Constitution. While the basic concepts of government and individual freedom have remained unchanged, the social and economic environment in which government exists does change. Constitutions, to be an effective fundamental instrument, must be living documents rather than rigid, inflexible rules which are not adaptable to current conditions. The framers of the Constitution of 1857 wisely provided for a procedure for amending the Constitution. In accordance with this procedure, set forth in Article X, twenty-one amendments have been made to the Constitution of 1857, the most recent in 1952.

Thus, we pause to take recognition of the wisdom and foresight of the men who wrote the Constitution of 1857, and to later generations of law makers and citizens who have modified the original document by amendment, it behooves all of us to bear in mind the fundamental principles of individual liberty set forth in the Constitution of the State of Iowa. It is well, also, to bear in mind that Constitutions are living documents; to provide an effective framework for government and the Constitution must merit the loyal support of the people. In order to justify such support the Constitution must be given new content and new interpretations to meet the changing conditions and needs of our society. The recognition of this fundamental principle is nowhere better expressed than in the Constitution of 1857. I quote Article I, Section 2, Bill of Rights:

"All political power is inherent in the people. Government is instituted for the protection, security, and benefit of the people, and they have the right, at all times, to alter or reform the same, whenever the public good may require it."

STATE OF IOWA

Executive Department

Office of the Governor

Des Moines

PROCLAMATION

CONSTITUTION WEEK

March 10 to 16

Whereas, the Constitution of the State of Iowa sets forth the guarantees of our fundamental freedoms and rights, and

Whereas, the Constitution provides the basic structure of government in the State of Iowa, and

Whereas, the month of March, 1957, marks the 100th anniversary of the conclusion of the Constitutional Convention of 1857, and

Whereas, a more intimate knowledge of the provisions of the Constitution will contribute to a better informed citizenry.

Now, Therefore, I, Herschel C. Loveless, Governor of the State of Iowa, do hereby designate the week of March 10 to 16, 1957, as

CONSTITUTION WEEK

and do strongly urge the citizens of the State of Iowa to familiarize themselves with the provisions of the Constitution of the State, and do further urge special study of the Constitution in the public schools of this State.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Iowa to be affixed, at Des Moines, the 26th day of February, in the Year of Our Lord, One Thousand Nine Hundred and Fifty-seven.

SEAL

s/ HERSCHEL C. LOVELESS,
Governor.

Attest:

s/ MELVIN D. SYNHORST,
Secretary of State.

Music was offered by the University of Iowa Chamber Singers, Stephen Hobson, director, and Eleanor Chandler, accompanist.

Senator Elijah presented to the joint convention William J. Petersen, superintendent of the State Historical Society of Iowa, who offered the following remarks:

BUILDERS OF THE CONSTITUTION

GOVERNOR LOVELESS, LIEUTENANT GOVERNOR NICHOLAS, CHIEF JUSTICE BLISS, JUDGE GRAVEN, SPEAKER MOOTY, MEMBERS OF THE FIFTY-SEVENTH GENERAL ASSEMBLY AND GUESTS:

We are gathered together this morning to pay homage to a small group of men and a document which they drew up—a document that has served as our Constitution for a hundred years. The Constitutional Convention of 1857 met during one of the most crucial periods in American

history. The Abolitionist Crusade, the campaign for Women's Rights, the Temperance movement, the agitation for Homestead legislation, the debate over squatter sovereignty, the persistent efforts to secure Federal aid for internal improvements, these are but a few of the many issues that plagued Americans as they sought to solve the vexing social, economic, and political problems that confronted them.

Iowa was admitted into the Union in 1846 and had been living under its first Constitution only eleven years. It, too, was undergoing tremendous social, economic, and political changes as thousands of immigrants streamed across the Mississippi and fanned out over the lush prairie land with its rich black soil that was theirs for the choosing. For Iowa was the focal point of American immigration during the mid-fifties, the population increasing from 324,401 in 1854 to 517,875 in 1856, a gain of 193,619. Sixteen counties still were unrecorded in the Iowa census of 1856 while Audubon, Carroll, Crawford, Calhoun, Sac, Humboldt, Kossuth, Wright, Franklin, Cerro Gordo, Floyd, Mitchell, and Grundy first appeared in the census that year.

Although most of these Iowa immigrants were busily engaged in choosing a farm in their new-found land of Canaan, the every day problems of building a home, breaking the soil, and planting a crop did not prevent them from entering lustily into the debate on State and National issues. The passage of the Kansas-Nebraska Act and the Lecompton Constitution naturally precipitated bitter editorial debate in the Hawkeye State. However, the bone of contention at home on which they constantly gnawed was the Constitution of 1846. As a matter of fact, the Constitution of 1846 had scarcely been ratified before agitation for revision and amendment of that document commenced. It should be pointed out that the adoption of the Constitution of 1846 had not been unanimous; actually the vote was 9,492 for, and 9,036 against—a majority of only 456.

Although Iowans were anxious to be admitted into the Union in 1846 the Whig Party favored removing such objectionable features of the Constitution as the prohibition of banking, the limitation on state debt, an elective judiciary, the absence of provisions for county and township government, the omission of the office of Lieutenant Governor, and the method of amendment. It was also generally agreed that, with the Missouri River as the western boundary, the location of the capital must ultimately be moved to a more central location in the state. It was not until the election of a Whig governor (James W. Grimes) and a General Assembly favorably disposed to revision or amendment of the Constitution, that the stage was set for a Constitutional Convention.

In his first annual message to the General Assembly in December, 1854, Governor Grimes declared there was not a "single valid argument" against submitting the question of revision or amendment of the Constitution to the people at the next general election. The Fifth General Assembly agreed with this view and passed a bill providing for a referendum on the subject which Governor Grimes approved on January 24, 1855. In accordance with this act, an election was held in August, 1856, at which time 32,790 voted for and only 14,162 against a Constitutional Convention. This was the most overwhelming endorsement given either gubernatorial candidate and clearly indicated that many Democrats shared with their Whig opponents a dissatisfaction over the Constitution of 1846.

In his proclamation dated September 10, 1856, Governor Grimes ordered that an election be held the following November for the purpose of choosing delegates to a Constitutional convention. The law designated that these delegates should correspond to the number of Senators in the General Assembly and specified that they must possess the qualifications

of Senators. Thirty-six delegates were therefore elected from the thirty-four districts, several of which were of giant proportions.

Pottawattamie County stood at the apex of an inverted triangle embracing 23 counties which included Lyon on the northwest and Emmet in the northeast. Sheldon G. Winchester of Eldora in Hardin County represented a 12-county Senatorial District which extended from Fayette on the east to Webster and Greene on the west. John T. Clark of Waukon in Allamakee County represented another 12-county Senatorial District stretching from Allamakee to Kossuth. H. D. Solomon of Glenwood represented the eight counties along the southern border of Iowa flanked by Mills and Fremont on the west and Union and Ringgold in the east. Virtually all of these delegates had to come to Iowa City by stagecoach, a good share of them traveling one hundred miles and more.

The delegates to the Constitutional Convention of 1857 were not in a happy frame of mind when they arrived in Iowa City. In the first place January of 1857 was bitter cold, nineteen days falling below zero, and the mean for the month being 6° above zero. Secondly, the delegates found housing in Iowa City at a premium; the population had increased from 3,094 to 6,316 between 1854 and 1856, creating an acute housing shortage. Thirdly, the Sixth General Assembly was in session, occupying both the Senate and House Chambers of the Capitol building as well as the choice hotel rooms and living quarters. Fourthly, the situation was not helped by the presence of nine faculty members and 124 students (41 of whom were females) who made up the newly opened University which, incidentally, was destined to close the next year for lack of funds.

After one night in cold and crowded Iowa City, and a day cooped up in the Supreme Court room, tempers flared and several delegates proposed that the Convention accept invitations to meet either in Davenport or Dubuque where better quarters were assured. According to Mr. Ells: "The advantages of going to Davenport are, that it will cost us nothing to get there, and when we get there we will be able to obtain good accommodations at fair prices. Here we have not. Half of the members of the Convention have to sleep three in a bed, and two on a bunk, in consequence of the want of good accommodations here. It is to avoid that that we should go to Davenport."

Jonathan C. Hall of Burlington also favored Davenport or Dubuque. According to Hall:

"It is proverbial that in state capitals persons receive harder treatment and less accommodations than at any other place. Now we have the power to avoid all this and we should exercise it. Let us show that we have at least the instincts of the lower animals, to flee from danger and hard treatment. By going to Davenport or Dubuque we will be conferring a compliment upon the people there. And a Constitution made there will be as good as one made here, provided it is ratified by the people."

After further discussion it was finally determined to remain in Iowa City, largely because the delegates were assured the General Assembly would adjourn shortly, leaving ample accommodations for the Constitutional Convention.

The delegates then settled down to the business of constitution building, drawing up an entirely new Constitution that has been amended successfully only sixteen times. Their phenomenal success does not mean the framers of the Constitution of 1857 were an especially brilliant group of men. Neither were the framers of the Constitution of the United States if we accept the word of a contemporary who said: "twenty assemblies of equal number might be collected equally respectable both in point of ability, integrity, and patriotism." The same might be applicable to the Iowa Convention of 1857, since they were drawn from the

ranks of the people and few of them had attained prominence outside their own counties.

Let us consider briefly the thirty-six delegates who made up the Constitutional Convention of 1857. Politically, twenty-one were Republicans and fifteen Democrats, which is in sharp contrast to the conventions of 1844 and 1846, which were dominated by Democrats. By 1857, however, some of these Democrats had changed their minds, including Jonathan C. Hall of Burlington, who would not take an oath to support the Constitution of 1846. The fiery Burlingtonian declared:

"I understand that we come here for the very purpose of altering and violating the Constitution of the State of Iowa, and I do not, therefore, feel that I can take the oath to support that Constitution. I want to alter it, break it down, tear it to pieces, and build it up again. I am willing to take the oath to support the Constitution of the United States. That I think is a very important oath these times; but I want to be above the Constitution of Iowa in this Convention."

The birthplace of the delegates is also interesting. Six came from New England, eleven from the Middle States, ten were natives of slave states, and nine hailed from the Middle West. In contrast, the earlier conventions were composed of more Southerners.

In regard to occupation, fourteen were lawyers, eleven farmers, one a farmer and engineer, one a mail contractor, two were real estate dealers, one a druggist and bookseller, one a bookseller, and two were bankers. In contrast, farmers dominated the Constitutional Conventions of 1844 and 1846.

The average age of the delegates in 1857 was forty years—the oldest member being fifty-six and the youngest twenty-six. It is worth noting that age apparently played no part in the political affiliation of the convention: four of the seven youngest were Democrats and four of the seven oldest belonged to the same party. Two had resided in Iowa only two years while one had been a resident for twenty-three years. The average age of residence was just short of eleven years.

The delegates had relatively little legislative experience. Only four of the thirty-six members had participated in the territorial government. Edward Johnstone of Fort Madison had served in the territorial House of Representatives during its second session, had been a member of the Council during its third and fourth sessions, and had acted as District Attorney in 1845 and 1846. William Patterson of Keokuk had been a member of the First, Second, Fourth, and Eighth sessions of the territorial House, and of the Fifth and Sixth Councils. Francis Springer of Louisa County had attended the Third, Fourth, Fifth, and Sixth Councils, while David Bunker of Washington County had been a member of the Fifth territorial House of Representatives.

The experience of the members in state government was equally limited; only five had participated in state government. David Bunker had served the lower House of the Third and Fourth General Assembly; M. W. Robinson of Burlington and John A. Parvin of Muscatine attended the third session of the House; Amos Harris of Centerville had been a Senator in the Fourth Assembly; and Francis Springer had served in the Senate of the First and Second General Assemblies.

Jonathan C. Hall of Des Moines County had been a Judge of the State Supreme Court in 1854 and 1855. He was the only member of the Convention of 1857 who had previous experience in framing a constitution, having taken a prominent role as a member of the Convention of 1844. John Edwards of Lucas County had served in the Indiana legislature from 1845 to 1849, but had held no office in Iowa. William Penn Clarke of Iowa City was at the time Reporter of the Supreme Court.

These ten men were the only ones who had held offices outside of their counties prior to 1857. Those serving in the General Assembly after 1857 included Squire Ayers, John Edwards, Aylett R. Cotton, Hiram D. Gibson, Jonahtan C. Hall, M. W. Robinson, John A. Parvin, Thomas Seeley, James F. Wilson, and James A. Young. Francis Springer served as District Judge from 1858 to 1859. Only two members went to Congress: James F. Wilson served as Representative from 1861 to 1869 and as United States Senator from 1883 to 1895. Aylett R. Cotton served in the House from 1871 to 1875.

These constitution builders, who concluded their labors on March 5, 1857, did not revise or amend the Constitution of 1846. They drafted a completely new one!

They made several changes in the Bill of Rights, including granting the 275 Negroes in Iowa the right to testify, but not to vote, or attend the same school as a white child.

They changed the date of meeting of the General Assembly from the first Monday in December to the second Monday in January.

They reduced the term of office for Governor from four to two years. They created the office of Lieutenant Governor.

They provided that the Senate should be composed of not more than fifty members and the House of not more than one hundred members.

They provided that the Supreme Court should be elected by the people. They raised the limit of state indebtedness from \$100,000 to \$250,000.

They removed the restrictions on corporations, placing the final disposition of the vexing banking problem in the hands of the General Assembly and the people.

They provided for a Board of Education and for a more flexible method of amendment.

Finally, they located the capital at Des Moines and the State University of Iowa at Iowa City.

In the discussion that preceded the vote for adoption by the people, the Democrats opposed the Constitution of 1857, declaring that the Constitution of 1846 was good enough. They opposed the section dealing with banks and corporations, the permission to increase state indebtedness, the creation of a State Board of Education, and the provision allowing a Negro to testify against a white man.

Apparently the arguments of the Democrats fell on fertile ground for at the election on August 3, 1857, the new Constitution was adopted by a narrow margin of 40,311 for the Constitution to 38,681 against it. These figures stand in sharp contrast to the vote of 32,790 for, to 14,162 against calling the Constitutional Convention of 1857.

Although there obviously was wide disagreement regarding the various features of the Constitution the best argument in its favor today is the fact that only sixteen amendments have been successfully added in the century that has elapsed since its adoption. Few states can point to a constitution that has served their people so long and so well without partial or complete revision. The Constitution of 1857 stands as a monument to its capable and courageous framers.

Senator Elijah presented to the joint convention the Honorable William L. Bliss, Chief Justice of the Supreme Court of Iowa, who offered the following remarks:

GOVERNOR LOVELESS, LIEUTENANT GOVERNOR NICHOLAS, SPEAKER MOOTY, JUDGE GRAVEN, WILLIAM J. PETERSEN, SENATOR ELIJAH AND MEMBERS OF THE FIFTY-SEVENTH GENERAL ASSEMBLY:

I am deeply grateful to the members of the Legislature for the high honor of participating in this commemoration of the centennial anni-

versary of the Constitution of Iowa which was formulated in the early months of 1857 and adopted by the voters in August of that year.

Judge Graven will tell you of some of the provisions of the Constitution of 1857 and of matters that were discussed in the convention and I will endeavor to avoid trespassing upon any of those subjects, and will confine my remarks to some historical events. Judge Graven and I were in the practice of the law for many years in the 12th Judicial District of Iowa before we became judges and I was in his Court on occasions when he was on the bench in that district. Later he was elevated to the United States District Court. And I have thought recently when the President was seeking for a judge to fill a vacancy on the Supreme Court of the United States he could not have chosen a finer man or a better lawyer, or an abler Judge than Henry N. Graven.

The word "constitution" may be defined as a body of fundamental laws or principles for the government of a nation, a state, or other association of individuals and may be written or unwritten. From the viewpoint of philosophy it is the sum of the ultimate principles of government by which the rights of those living in a social state are determined and guaranteed.

In jurisprudence the Constitution is the code of fundamental law in accord with which the government is instituted and administered.

Our Constitutions, national and state, are the Civil Bibles of their respective political organizations and those living within their jurisdictions. As said by Gibbon in his "Decline and Fall of the Roman Empire", "civil governments in their first institution are voluntary associations for mutual defense, and to obtain their desired end it is essential that each individual shall conceive himself obliged to submit his private views and actions to the judgment of the majority of his associates."

It was Thomas Jefferson who said, "Let no more be heard of confidence in man, but bind him down by the chains of the Constitution."

And Blackstone stated that it was undeniable that a competent knowledge of the basic laws embodied in every political constitution is the proper accomplishment of every individual within its jurisdiction.

As a territory and as a state, Iowa has had three Constitutions. The territory of Iowa while a part of Wisconsin Territory, and after its separation from it, was growing rapidly in population, and its people soon began to look for greater things. Their ambition was to take on the dignity and importance of statehood. To further this laudable ambition the territorial legislature passed an act which was approved February 12, 1844, and amended the following June 19th, providing for the submission to the people the question of forming a state constitution, and providing for the election of delegates to a convention to be convened for that purpose. The delegates were chosen on partisan grounds and the Democrats won by a large majority over the Whigs, in the election held in August, 1844. Sixty-three of the seventy-three delegates chosen, met in convention on October 7, 1844 in the Old Stone Capitol at Iowa City. The convention completed its work on the first day of November, following, and adopted the first Iowa Constitution. But because of the boundary lines of the State as prescribed by Congress the constitution was rejected at an election held August 4, 1845, by a vote of 7,656 to 7,235.

On May 4, 1846, a second convention met in the Old Stone Capitol at Iowa City and on the 18th of that month, another constitution, prescribing the boundaries as they now are, was adopted, and ratified by the voters on August 3, 1846, by a vote of 9,492 to 9,036.

The new constitution was approved by Congress, and Iowa was admitted as a sovereign state in the Union, December 28, 1846. At this time according to the 1847 census, Iowa had a population of 116,651.

In the Constitutional Convention of 1846, in which the Democrats largely predominated, the instrument which was adopted left important matters unsettled. All banks of issue were prohibited within the state, and the state was prohibited from becoming a stockholder in any corporation for pecuniary profit, and the General Assembly could provide for private corporations only by general statute. The Constitution also limited the state's indebtedness to one hundred thousand dollars.

The question of the permanent seat of the State government was a matter of considerable controversy. Bills for its removal to Fort Des Moines were defeated in 1851 and in 1853. But on January 15, 1855, a bill relocating the capital of the State, within two miles of the Raccoon Fork of the Des Moines River, and for the appointment of commissioners was approved by Governor Grimes. The site was selected in 1856 on land donated by private citizens.

Iowa was the "first free child born of the Missouri Compromise". In 1856 the Republican Party of Iowa was organized in full sympathy with that of the other free states.

At the time of the adoption of the 1846 Constitution, and in the years immediately following much dissatisfaction had been voiced because of its failure to provide for sound banking and finance problems. Iowa was flooded with depreciated paper currency from other states. But little gold and silver money was in circulation. One of the very pressing demands for another constitutional convention grew out of the prohibition of banks under the Constitution of 1846, which exposed the State to every specie of "wildcat" currency.

An act providing for the revision or amendment to the Constitution was passed by the Fifth General Assembly, and was approved January 24, 1855 by Governor Grimes. This bill was ratified at a general election in August 1856 by a majority of 18,628 votes in favor of a Constitutional Convention.

The thirty-six delegates chosen at the election in November, 1856 met in the Supreme Court chambers of the Old Stone Capitol in Iowa City on January 19, 1857 and adjourned on the fifth day of March following. The nativity of the thirty-six members follows: Ohio and New York each seven, Virginia and Kentucky each four, Connecticut and Pennsylvania each three, Indiana and Maine each two and Maryland, Massachusetts, New Jersey, and Tennessee each one. They were men of various occupations. Lawyers predominated. There were fourteen of them, twelve farmers, two real estate dealers, two bankers, two merchants, two booksellers, one mail contractor, and one pork-packer.

The youngest member was twenty-six years old, the oldest was fifty-six, while the average age was forty years. Twenty-one were Republicans. Fifteen were members of the Democratic Party.

As the delegates assembled there was some complaint about the lack of accommodations in Iowa City, and the removal of the convention to Dubuque or Davenport was discussed, but Mother Nature was apparently on the side of Iowa City, and because of some disagreeable weather and transportation difficulties, the delegates decided to hold the convention in Iowa City.

The membership of the Convention consisted largely of comparatively young men but many of them had had previous experience in public life and were fitted to perform the duties incumbent upon them. They were a representative group of men and attacked the problems before them with vigor and sound judgment.

The farmer delegates in the convention were rugged types of those men who settled upon the land and built into the early history of the State its elements of enduring strength.

Francis Springer, an able lawyer and farmer from Louisa County was chosen as the presiding officer of the Convention.

Notable among these men were the following: James F. Wilson, who rose from a saddler's bench to be United States Senator. Nature had endowed him with splendid gifts of earnestness and moral power, crowned with remarkable intellectual gifts. He was elected to the House in the Iowa General Assembly in 1857 and to the Senate in 1860. In 1861 he was elected to Congress from the 1st District and served three successive terms. For six years he was Chairman of the Judiciary Committee. He introduced a joint resolution in March 1864 for the abolishment of slavery and made a powerful speech in support. He was one of those in the Thirty-ninth Congress in charge of the impeachment of President Andrew Johnson. He declined a cabinet appointment by President Grant.

William Penn Clarke was a distinguished lawyer of much ability. He was one of the early Reporters of the Supreme Court of Iowa. He was a delegate to the Republican National Convention of 1860 which nominated Lincoln. He moved from Iowa to Washington, D. C. where he devoted himself largely to practice before the United States Supreme Court. He died in 1903 at the age of 86.

Jonathan C. Hall came to Burlington in 1839. He was a member of the 1844 Constitutional Convention. In 1854 he was appointed Justice of the Supreme Court of Iowa. He was active in compiling one of the early Codes of Iowa, the Revision of 1860. Judge Charles Mason, a pioneer Justice of the Iowa Supreme Court, said of Hall, "He was one of the ablest practicing lawyers I have ever known." He was the author of the provision authorizing the public school system of Iowa. Hall was the only delegate who had served in either of the preceding Conventions having represented Henry County in 1844.

Edward Johnstone when 22 years old came to Iowa in 1837. He was a most majestic looking man—6½ feet in height—a lawyer of ability and it was said of him that "No man in Iowa had more to do with the making and shaping of the commonwealth than he. He had a hand in making both the statutes and the Constitution."

R. L. B. Clark was also a delegate to the convention that nominated Lincoln. He was a college graduate and a well read lawyer. Professor H. I. Herriott of Drake University, when I was a student there, said of Clark: "In the Constitutional Convention of 1857, the irrepressible champion to strike "white" from the supreme law of Iowa, and to grant the electoral franchise to negroes was a doughty New Englander, R. L. B. Clark of Mount Pleasant."

Without further detail about the able men of the 1857 Convention, I mention H. D. Solomon of Glenwood, Col. George Gillaspay of Marion County, Amos Harris of Centerville, Lewis Todhunter who began practicing law at Indianola in 1852, John C. Parvin, member of the State Senate in 1866, drew the bill for the State Reform School, John T. Clark of Waukon, Harvey J. Skiff, early lawyer of Newton, a graduate of Amherst College, Daniel W. Price, came to Council Bluffs in 1854 and as a member of the 1857 Convention he represented much of western Iowa, Aylett R. Cotton of Clinton County, a member of the General Assembly of Iowa, and elected to Congress in 1870 and 1872.

In 1898 there were but nine members of the 1857 Convention living. All of them were deceased in 1916.

That the Constitutional Convention did its work well is evidenced by the fact that in the one hundred years following it has been amended but a relatively few times, considering the great changes which have taken place.

In those hundred years, including the proceedings today the 1857

Constitutional Convention has been on three occasions the subject of a celebration. In 1882 after 25 years the surviving members met in Des Moines. Francis Springer, then an old man, presided at the meeting. Out of the original 36 members, only 20 responded to the roll call. Eight others were alive but unable to attend; the remainder had given way to the inevitable reaper.

In 1907 occurred the second celebration. It was held under the auspices of the State Historical Society of Iowa. This time it was not a reunion of the members as but one survivor came. It was rather a commemoration of the fiftieth birthday of the State Constitution. The celebration was marked by a unique feature. There were present and participated in the program three aged pioneers of the state, a survivor of each of the three Constitutional Conventions. On the opening day of the 1907 celebration J. Scott Richman, of Muscatine, the oldest practitioner at the Iowa Bar appeared upon the scene. Sixty-one years previously he had come to Iowa City as a delegate to the Convention of 1846 at Iowa City. Eighty-eight years old, with a patriarchal beard and slow step he came as the only living representative of the convention that had framed the Constitution under which Iowa entered the Union. On Thursday, there came from Marion, Samuel Durham, a tall pioneer of ninety years, the sole survivor of Iowa's first Constitutional Convention in 1844. His memory went back to the days of Iowa's first Governor, Robert Lucas. for he had reached Iowa from Indiana in 1840. On the last day of the program, these two old constitution makers, of 1844 and 1846, were joined by John H. Peters, who had come from Delaware County, as a member of the last constitutional convention of fifty years before. They sat down together at the luncheon on Friday noon and responded to toasts with words that took those present back to the days when Iowa was the last stopping place of the immigrant.

Today on this centennial anniversary of the Constitutional Convention of 1857 we are commemorating the document which was the accomplishment of its members, and honoring their most worthy services. When one speaks of the characteristics of the men and women, and relates the incidents of their pioneering, he has given to the world matters that are of the most value in relation to the people of Iowa, and preserved for future generations the records of those who have contributed to and made the history of Iowa what it is. The task of the historian is to make known to later generations how this history became possible, and to acquaint them with the men and women who were the chief contributors thereto. The canvas-covered prairie schooner was the only means of transporting the family and the few articles of household goods they possessed. With little to begin the new life except stout hearts and willing hands, these builders of a new country set up their habitations on the virgin prairie, and soon the smoke might be seen curling heavenward from a log cabin, hastily built by the father and husband of the family, within which the patient, courageous wife and wondering children would gather and give thanks to the Giver of every good and perfect gift for the blessings of a home.

In concluding it is most appropriate to call attention to and do honor to another worthy Iowa institution, the State Historical Society, which has this year reached the 100th anniversary of its inception. This Society was provided for by an Act of the General Assembly of Iowa on January 25, 1857. While the Constitutional Convention was drafting the fundamental law of the state in a room on the lower floor of the Old Stone Capitol in Iowa City, the Sixth General Assembly in the legislative halls upstairs in the same building passed an act providing for the organization of the State Historical Society, which has performed, and

continues to do, a most commendable service, in making permanent the historical records of our great state.

Senator Elijah introduced the Honorable Henry N. Graven, the United States District Judge for Northern District of Iowa, who offered the following remarks:

"THE CONSTITUTION OF 1857 IN RETROSPECT"

GOVERNOR LOVELESS, CHIEF JUSTICE BLISS, LIEUTENANT GOVERNOR NICHOLAS, SPEAKER MOOTY, AND MEMBERS OF THE FIFTY-SEVENTH GENERAL ASSEMBLY:

I wish to express my appreciation to the members of the Fifty-seventh General Assembly for the privilege of appearing on this program taking note of the 100th Anniversary of the Constitution of 1857. That Constitution was formulated by a Constitutional Convention which met in the Old Stone Capitol at Iowa City from January 19 to March 5, 1857. One hundred years ago last week that Convention completed its work. The Constitution formulated by it was adopted at an election held in August, 1857. That Constitution with amendments constitutes the present Constitution of Iowa.

The Constitution of the United States and the Constitutions of the forty-eight states have many facets. They reflect the ideals, hopes, objectives, and attitudes of those who had do with their formulation and adoption. They reflect past experience and they reflect political faith. They reflect the then existing problems and differences of opinions as to the solutions of those problems and compromises made because of such differences. They also reflect fears and distrusters.

It is clear that those who formulated the Constitution of 1857 recognized the Divine background of government. In the preamble it is stated: "We, the People of the State of Iowa, grateful to the Supreme Being for the blessings hitherto enjoyed, and feeling our dependence on Him for a continuation of those blessings, do ordain and establish a free and independent government"

An American soldier who was in one of the first units to reach the infamous camps of Dachau and Buechenwold made this statement: "It is horrible to see what happens when those in authority get lost from their God."

In the rotunda of this State House appear the following significant words: "Justice is the idea of God, the ideal of man."

The Iowa Constitution clearly and succinctly states the fundamental political faith upon which it is based. In Article I, Section 1, it is stated: "All men are, by nature, free and equal, and have certain inalienable rights" In Article I, Section 2, it is stated: "All political power is inherent in the people. Government is instituted for the protection, security, and benefit of the people, and they have the right at all times, to alter or reform the same, whenever the public good may require it."

There were some features of the Constitution of 1857 which were new. There were some features which were unique. Yet, that Constitution had its roots deep in the past. It cannot be said that that Constitution was created by the members of the Constitutional Convention that met at Iowa City. Many of its provisions were adopted from the Constitution of the United States and the Constitutions of other states. Those provisions in many instances were the result of experiences in Colonial and English government. If one of the knights who wrested the Magna Carta from King John of Runneymede were to read our Iowa Constitution he would find words and terms which would be familiar to him.

Those who formulated our Iowa Constitution did not cut themselves off from the past. We cannot and should not cut ourselves off from the past. However, that does not mean that we should be imprisoned by the past. By the same token, although we need to plan for the future, attempts on our part to imprison the future will eventually be frustrated.

Many of the problems that confronted the people of Iowa in 1857 are now of only academic interest. For instance, Article I, Section 5, disqualifies for public office anyone who engages in a duel. Section 24 of Article I contains what has been frequently referred to as the mystery provision of the Iowa Constitution. It provides: "No lease or grant of agricultural lands, reserving any rent, or service of any kind, shall be valid for a longer period than twenty years." Over the years inquiry had been made from time to time as to the purpose of that provision, but no one seemed to be able to answer the inquiry. In 1954 the *Iowa Law Review* (39 *Iowa Law Review* 486) furnished the answer. The provision was copied from the New York Constitution. The provision in that Constitution was occasioned because of rent difficulties growing out of the feudal-like tenure under which a large number of tenants held under one Van Rensselaer, one of the so-called Patroons.

In connection with its admission to the Union, Iowa had adopted the Constitution of 1846. It was no sooner adopted than a demand arose for its revision. That demand was especially stimulated by a particular problem. In that excellent book by Benjamin F. Shambaugh, *The Constitutions of Iowa*, the author states (p. 216): "The necessity for a Convention to revise the Constitution of 1846 had indeed become imperative. Iowa was flooded with depreciated paper currency from other States. Gold and silver money was scarce. The few pieces which found their way into the State were hoarded either to pay taxes or to buy public land."

In connection with the formulating and adopting of the Constitution of 1857 one of the most hotly debated questions related to the matter of provisions as to banks. That subject is not now of pressing current interest. However, the same statement cannot be made as to other subjects which were also the subject of debate in connection with the formulation and adoption of that Constitution. The subject of school laws was then of pressing current interest. During the 100 years that have elapsed since 1857 that subject has continued to be one of keen interest. There are some indications that the subject of school laws is not without interest to the members of this General Assembly.

The matter of incurring indebtedness by the state and by public bodies was of keen interest to those who formulated and adopted the Constitution of 1857. The decades preceding 1857 had been notable for the abandon with which many states and public bodies had incurred indebtedness. The limitations contained in the Constitution of 1857 on the incurring of indebtedness by the state and public bodies reflect the fear and concern that was felt.

The Constitution of 1857 reflects a number of other fears. It reflects the fear of a non-elected judiciary. That fear had its origin in the arbitrariness of certain non-elected judges—mostly federal judges. It is my view and my sincere hope that arbitrariness of federal judges is a thing of the past—at least it should be.

The Constitution of 1857 reflects the fear of long terms for those charged with the execution of the laws. The Constitution of 1846 provided for a four-year term for the Governor. In the Constitution of 1857 that term was reduced to two years.

It has been said that one of the common features of state Constitutions is the fear they manifest of legislative assemblies. It has been said that

some state Constitutions attempted to build a horse-high, hog-tight fence around the legislative assemblies created by them. Some of the state Constitutions contain a multitude of detailed provisions limiting legislative action. It is my observation that while the Constitution of 1857 does cover some matters which might more properly have been left to legislative discretion, on the whole it reflects less fear of the legislative assembly than do the Constitutions of most states. In this regard one development is of interest. In 1857 the greatest limitation on state legislative action was the state Constitution itself. In 1957 the greatest limitation on state legislative action is the Fourteenth Amendment to the Constitution of the United States.

The Constitution of 1857 reflected the prevailing attitude in regard to the participation of women in the affairs of government. As adopted, membership in the General Assembly was limited to "male" citizens. It was not until 1926 that it was amended to permit women to become members of the General Assembly. Interestingly, Article II, Section 1, of the Constitution relating to the right of suffrage still provides that suffrage is limited to male citizens. However, that limitation was rendered nugatory by the Nineteenth Amendment to the Constitution of the United States.

One of the subjects which was of keen interest in 1857 was the matter of slavery and the rights of Negroes. Section 23 of Article I prohibited slavery. It is interesting to note that the members of the Constitutional Convention debated the question of separate schools for Negroes. As finally formulated, the establishing of separate schools was left to the discretion of the General Assembly. Fortunately, no separate schools were ever established. The Constitution of 1857, as adopted, contained only one discrimination against Negroes. It limited suffrage to "free white" citizens. In 1880 an amendment was adopted which removed that discrimination.

There are several matters of interest in connection with the Bill of Rights in the Constitution of 1857. While the Bill of Rights in the Constitution of the United States consists of ten sections, the Bill of Rights in the Constitution of 1857 consists of twenty-five sections. The Iowa Constitution is unique among the present state constitutions in that it contains no privilege against self-incrimination. However, the Iowa Supreme Court has held that the privilege against self-incrimination comes within the scope of the "due process" provision contained in Section 9 of the Bill of Rights. The importance attached to the Bill of Rights by those who formulated it is indicated by the fact that it appears immediately following the Preamble.

The Bill of Rights in the Constitution of 1857 is noteworthy and outstanding in the protection given to the individual. It is a sorrowful commentary that today in many countries of the world the advocating of the rights contained in our Constitution could result in imprisonment or death.

Some of the problems that have confronted the people of a particular period were permanently settled by them. Other problems continue to rise again and again. At times, problems have been dealt with by compromise. Whereas issues may be compromised, principles cannot. An outstanding example of this were the attempts to compromise the slavery question. Therein we see the truth of the quotation which appears in the rotunda of this State House: "Nothing is politically right which is morally wrong."

At times after it seemed that the battle for certain principles was finally won, it later develops that the same battle has to be fought all over again. But a few decades ago it seemed as though the battle for the principles of democracy as exemplified by the Constitution of

1857 was being won on an international scale. It appeared that the forces of totalitarianism were fighting a rear guard and delaying action only. As we look out over the world today we see that the forces of totalitarianism are in control of the greater part of the globe and of the overwhelming number of its peoples. Those who are in control of such forces attempt to make the peoples of the world believe that the forces of democracy are fighting a rear guard and delaying action. This we refuse to believe.

From the over-all point of view, the Constitution of 1857 represents the political faith of "government of the people, by the people, and for the people." That Constitution emphatically rejects the dialectical materialism upon which totalitarian governments are based—one of the tenets of which is that man is a creature of the state.

It is not given to us to know who might assemble in the year 2057 to commemorate the 200th Anniversary of the Constitution of 1857. It is hoped that at that time it can be said of us, as we can say of those in 1857, "They kept the faith." It is also hoped that they, as we, can proclaim "government of the people, by the people, and for the people" has not perished from this earth.

The benediction was offered by the Reverend F. Gerald Ensley, Bishop of the Methodist Church of the Des Moines Area.

The committee previously appointed came forward and escorted Governor Loveless and party from the House chamber.

The minutes of the joint convention were approved.

Senator Butler of Pochahontas moved that the joint convention be now dissolved.

The motion prevailed.

The Senate returned to the Senate chamber and resumed regular session, President Nicholas presiding.

On motion of Senate Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

THIRD READING OF BILLS

On motion of Senator Elijah, House File 277, a bill for an act relating to the investment of funds by banks and trust companies in federal farm credit securities and modifying the limitations now existing, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Elijah 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	Gillespie	Molison	Scott
Boothby	Grimstead	Nolan	Shaff
Butler	Harbor	O'Connor	Shoeman
Byers	Hoffman	O'Malley	Stuart
Coleman	Hoxie	Prentis	Tate
Dailey	Long	Prince	Utzig
Dewel	Lynes	Putney	Vest
Dykhouse	McCurdy	Rigler	Walker
Elijah	McFarlane	Ringgenberg	Watson
Elwood	McManus	Schroeder	Wormley
Fisher	Miller		

Nays, none.

Absent or not voting, 8.

Buck	Evans	Price	Weber
Burton	Henry	Turner	Weiss

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Elijah asked and received unanimous consent that Senate File 217 be withdrawn from further consideration of the Senate.

Senator Vest called up the following report and moved its adoption:

REPORT OF JOINT COMMITTEE ON RULES

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:
Gentlemen:

The committee on rules of the Senate and House of the Fifty-seventh General Assembly, having met jointly, begs to report that they have had the joint rules of the Senate and House under consideration and recommend that the joint rules of the Senate and House of the Fifty-sixth General Assembly be adopted as the joint rules of the Senate and House of the Fifty-seventh General Assembly.

Respectfully submitted,
ALAN VEST, *Chairman,*
On the Part of the Senate.
ELMER VERMEER, *Chairman,*
On the Part of the House.

The motion prevailed and the report was adopted.

THIRD READING OF BILLS

On motion of Senator O'Malley on behalf of Senate McFarlane, Senate File 71, a bill for an act relating to disabled and retired firemen's and policemen's pensions payable to a surviving spouse, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley asked and received unanimous consent that House File 122 be substituted for Senate File 71.

On motion of Senator O'Malley, House File 122, a bill for an act

relating to disabled and retired firemen's and policemen's pensions payable to a surviving spouse, was taken up, and considered.

Senator McFarlane 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:

Anderson	Fisher	Nolan	Shoeman
Boothby	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Hoffman	Prentis	Turner
Byers	Hoxie	Price	Utzig
Coleman	Long	Prince	Vest
Dailey	Lynes	Putney	Walker
Dewel	McCurdy	Rigler	Watson
Dykhouse	McFarlane	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Evans	Molison	Shaff	

Nays, none:

Absent or not voting, 3:

Buck	Gillespie	Henry
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator O'Malley on behalf of Senator McFarlane, Senate File 72, a bill for an act to amend section four hundred ten point ten (410.10), Code 1954, relating to disabled and retired firemen's and policemen's pensions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley asked and received unanimous consent that House File 121 be substituted for Senate File 72.

On motion of Senator O'Malley, House File 121, a bill for an act to amend section four hundred ten point ten (410.10), Code 1954, relating to disabled and retired firemen's and policemen's pensions, was taken up, and considered.

Senator Dailey offered the following amendment and moved its adoption:

Amend House File 121 by adding a new section thereto following section 2 as follows:

"Amend section four hundred eleven point six (411.6), Code 1954, subsection thirteen (13), by striking the word "ten" (10) in line five five (5) of subparagraph (a) and inserting in lieu thereof the word "twenty".

The amendment was adopted.

Senator O'Malley offered the following amendment and moved its adoption:

Amend the title to House File 121, line 1, by striking the comma (,) and inserting in lieu thereof the following: "and section four hundred eleven point six (411.6),".

The amendment was adopted.

Senator O'Malley 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, 48:

Anderson	Evans	Molison	Shaff
Boothby	Fisher	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Hoffman	Prentis	Turner
Byers	Hoxie	Price	Utzig
Coleman	Long	Prince	Vest
Dailey	Lynes	Putney	Walker
Dewel	McCurdy	Rigler	Watson
Dykhouse	McFarlane	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley

Nays, none.

Absent or not voting, 2:

Gillespie Henry

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator O'Malley asked and received unanimous consent that Senate File 72 be withdrawn from further consideration of the Senate.

On motion of Senator Schroeder, Senate File 242, a bill for an act relating to river-front improvement commissions, and amending section three hundred seventy-two point nine (372.9), Code 1954, was taken up, and considered.

Senator Dailey asked and received unanimous consent that House File 279 be substituted for Senate File 242.

On motion of Senator Dailey, House File 279, a bill for an act relating to river-front improvement commissions, and amending section three hundred seventy-two point nine (372.9), Code 1954, was taken up and considered.

Senator Dailey 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:

Anderson	Evans	Molison	Shaff
Boothby	Fisher	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Turner
Butler	Hoffman	Prentis	Utzig
Byers	Hoxie	Price	Vest
Coleman	Long	Prince	Walker
Dailey	Lynes	Putney	Watson
Dewel	McCurdy	Rigler	Weber
Dykhouse	McFarlane	Ringgenberg	Weiss
Elijah	McManus	Schroeder	Wormley
Elwood	Miller	Scott	

Nays, none.

Absent or not voting, 3:

Gillespie	Henry	Tate
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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 Dailey asked and received unanimous consent that Senate File 242 be withdrawn from further consideration of the Senate.

NONCONTROVERSIAL CALENDAR

Senator Nolan moved that recommendations for a noncontroversial calendar for Friday, March 22, 1957, be filed with the Secretary not later than 4:00 p.m., Monday, March 18, 1957, and that a proposed noncontroversial calendar be prepared and placed on the desks of the Senators Tuesday morning, March 19, 1957. Also, that objections to bills on the proposed noncontroversial calendar be filed with the Secretary by 4:00 p.m., Wednesday, March 20, 1957. Also, that a noncontroversial calendar be printed on Thursday, March 21 for consideration of the Senate on Friday, March 22, 1957, which motion prevailed.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 16 failed to pass the Senate.

JACK M. WORMLEY.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 58 and 84.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 58 and 84.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 13, 1957, the Governor had approved the following bill:

Senate File 61, providing for an increase in the number of judges in the seventh and ninth judicial districts.

REPORTS OF COMMITTEES

Senator Weiss submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 223**, a bill for an act to authorize counties to issue bonds to finance the acquisition of lands, buildings and equipment for parks, preserves, parkways, playgrounds, recreation centers and other conservation areas to be managed by the county conservation board, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, *Chairman*.

Ordered passed on file.

Senator Walker submitted the following report:

MR. PRESIDENT: Your committee on motor vehicles to which was referred **Senate File 167**, a bill for an act relating to the control and regulation of motor carriers of liquid products in bulk, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN A. WALKER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on motor vehicles to which was referred **Senate File 222**, a bill for an act to increase the proofs of financial responsibility and security required by the Motor Vehicle Responsibility Law, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN A. WALKER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on motor vehicles to which was referred **Senate File 245**, a bill for an act relating to traffic laws of school buses transporting children to and from a public or private school, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN A. WALKER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on motor vehicles to which was referred **Senate File 370**, a bill for an act to amend chapter three hundred twenty-one (321), Code 1954, relating to automobile registration plates for holders of amateur radio station licenses, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN A. WALKER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on motor vehicles to which was referred **Senate File 387**, a bill for an act relating to the control and regulation of automobile utility trailers, and to amend chapter three hundred twenty-one (321), Code 1954, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN A. WALKER, *Chairman*.

Ordered passed on file.

Senator Rigler submitted the following report:

MR. PRESIDENT: Your committee on public utilities to which was referred **House File 160**, a bill for an act to permit the right to survey land prior to the right to exercise the right of eminent domain, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROBERT R. RIGLER, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend the Harbor amendment to Senate File 269 filed
- 2 March 1, 1957, by inserting at the end of line 13 the word
- 3 "bonafide".

WILLIAM H. HARBOR.

- 1 Amend Senate File 366 by striking from lines 22, 23, 24,
- 2 and 25, of section 1 the words, "produce, acquire and distribute
- 3 forest tree seedlings on lands owned or leased by the state;
- 4 may purchase and distribute forest tree seedlings for privately
- 5 owned land;" and inserting in lieu thereof:
- 6 "produce, acquire and distribute forest tree seedlings
- 7 for use on lands owned or leased by the state; may purchase
- 8 from commercial nurseries and distribute forest tree seedlings
- 9 and conifers for privately owned land;".

FRANK HOXIE.

- 1 Amend Senate File 368 as follows:
- 2 Amend Senate File 368, section 1, by adding after the
- 3 word "adding" in line 2 the word "after".

THOMAS J. DAILEY.

On motion of Senator Nolan, the Senate adjourned until 10:05 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, MARCH 15, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Roland Wendell, pastor of the Southwestern Parish of Congregational Christian Churches, Cromwell, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Byers, from sixty-four residents of Linn County favoring legislation legalizing liquor by the drink in Iowa.

By Senator Henry, from one hundred ninety-six residents of Pottawattamie County favoring proposed legislation relating to exemption of personal earnings of a head of a family.

By Senator Hoxie, from fourteen residents of Fremont County in opposition to sale of liquor by the drink in Iowa.

By Senator Hoxie, from members of the Iowa Association of Municipal Utilities favoring proposed legislation providing for reimbursement to utilities for non-betterment costs by Federal Aid highway projects.

By Senator Miller, from twenty residents of Sioux City favoring proposed legislation pertaining to establishing an employment on merit commission.

By Senator O'Malley, from members of the Iowa Section of the American Water Works Association favoring proposed legislation providing for reimbursement to utilities for non-betterment costs by Federal Aid highway projects.

By Senator Putney, from twenty-two residents of Benton County favoring proposed legislation relating to a new nursing home at the Iowa Soldiers Home at Marshalltown.

By Senator Putney, from twenty-three members of the Tama Volunteer Fire Department urging legislation to bring the fire laws up to date as recommended by the Fire Law Study Group.

By Senator Ringgenberg, from sixteen residents of Story County favoring proposed legislation relating to the regulation of buying or dealing in eggs.

By Senator Ringgenberg, from twenty-seven employees of the Iowa state highway commission of Story County favoring proposed legislation relating to civil service for state employees.

By Senator Weber, from fourteen employees of the Iowa state highway commission of Muscatine County favoring proposed legislation relating to civil service for state employees.

By Senator Weber, from forty-six residents of Page County favoring proposed legislation relating to improvement of North Twin Lake in Calhoun County.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Shaff for the day on request of Senator Schroeder; Senator Gillespie for the day on request of Senator Boothby.

INTRODUCTION OF BILLS

Senate File 427, by committee on conservation, a bill for an act relating to conservation commission construction permits and amending section one hundred eleven point four (111.4), Code 1954.

Read first and second times and placed on the calendar.

Senate File 428, by committee on tax revision, a bill for an act relating to the income tax.

Read first and second times and placed on the calendar.

Senate File 429, by committee on motor vehicles, a bill for an act relating to the transporting of instruments of husbandry and commercial fertilizers.

Read first and second times and placed on the calendar.

Senate File 430, by committee on judiciary 1, a bill for an act to permit the state board of social welfare to temporarily employ attorneys.

Read first and second times and placed on the calendar.

Senate File 431, by committee on judiciary 1, a bill for an act to provide for prevention by permanent injunction of the unlicensed operation of children's boarding homes.

Read first and second times and placed on the calendar.

Senate File 432, by committee on judiciary 1, a bill for an act to amend chapter five hundred seventeen A (517A), Code 1954, relating to liability insurance for public employees.

Read first and second times and placed on the calendar.

On motion of Senator Nolan, the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate, in executive session, confirmed the following appointments:

Bryan Weberg of Kiron, Crawford County, Iowa, as a member of the State Soil Conservation Commission for the term ending June 30, 1963.

Clyde M. Frudden of Greene, Butler County, Iowa, as a member of the State Conservation Commission for the term ending June 30, 1963.

George Meyer of Elkader, Clayton County, Iowa, as a member of the State Conservation Commission for the term ending June 30, 1963.

Dr. Albert N. Humiston of Cedar Rapids, Linn County, Iowa, as a member of the State Conservation Commission for the term ending June 30, 1963.

E. V. Christy of Ottumwa, Wapello County, Iowa, as a member of the Iowa Real Estate Commission for the term ending June 30, 1961.

Alton H. Sanders of Charles City, Floyd County, Iowa, as a member of the Iowa Real Estate Commission for the term ending June 30, 1961.

The Senate arose from executive session and resumed regular session, President Nicholas presiding.

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 335, a bill for an act legalizing proceedings of the city council of the City of Clinton, Clinton County, Iowa.

Also: That the House has concurred in Senate amendments to and passed House File 9, a bill for an act relating to issuance and revocation of insurance agents' licenses.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 40, a bill for an act setting millage levy limit for county assessor's office, county boards of review and conference board.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 188, a bill for an act legalizing proceedings of Manilla Community School District.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 210, a bill for an act repealing head tax levied on adults to provide funds for the old-age assistance fund.

Also: That the House has concurred in Senate amendments to and passed House File 241, a bill for an act to legalize certain issues of capital stocks of Iowa corporations.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 40, a bill for an act to amend section four hundred forty-one point five (441.5), Code 1954, to set a millage levy limit for the county assessor's office, county boards of review and conference board.

Read first and second times and passed on file.

House File 188, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Manilla Community School District in the counties of Crawford and Shelby, State of Iowa, and declaring said district a duly and legally organized corporate body.

Read first and second times and passed on file.

House File 210, a bill for an act to repeal the head tax levied on adults to provide funds for the old-age assistance fund, and to abolish the liens charged against property for delinquent head taxes.

Read first and second times and passed on file.

COMMITTEE OF THE WHOLE

Senator Prentis asked and received unanimous consent that the Senate resolve itself into a committee of the whole for the purpose of discussing Senate File 4, and that Robert W. Patrick of the Bankers Life Company of Des Moines, appointed by the tax study committee to study the project, be permitted to appear before the committee to discuss the measure.

The Senate arose from the committee of the whole and resumed regular session, Senator Prentis presiding.

SENATE CONCURRENT RESOLUTION 21

By Tate

Whereas, during the emergency of World War II, the Congress of the United States enacted an excise tax levy on the transportation of property and persons; and

Whereas, the tax on transportation of property and persons was designed for a double motive, to supply revenue and for the principal purpose of discouraging unnecessary civilian use of common carriers when their services were needed in the war effort; and

Whereas, though the hostilities have long since ceased, the tax on transportation of property and persons still continues to be an effective deterrent to such transportation and is now effective in weakening the national transportation system contrary to the best public interest; and

Whereas, the national policy declared by the Congress of the United States in the Interstate Commerce Act calls for the development and preservation of a national transportation system adequate to meet the needs of commerce, postal service and the national defense; and

Whereas, the publicly regulated carriers are the collectors of the tax for the government, the tax adds to the shipping cost paid by the shipper or receiver who uses the regulated carrier and it, therefore, places an undue and unfair advantage in the hands of those who can afford to furnish their own transportation as against the small shipper or receiver who, because of his economic station, is compelled to use the regulated carrier. It also creates an inequality between the shipper who has a long haul and one who has a short haul on the same regulated carrier because the excise tax is levied as a percentage of the cost of the transportation; and

Whereas, transportation is not by any standard a luxury, and sound reasoning allows us to distinguish between the excise tax on transportation and other excise taxes on luxury items; and

Whereas, it is the opinion of the General Assembly of the State of Iowa that the best interest of the citizens of the State and the Nation will best be served by the removal of the excise taxes on transportation;

Therefore, Be It Resolved by the Senate, the House Concurring, that it shall be the manifest expression of the Fifty-seventh General Assembly that the discriminatory and burdensome excise taxes on transportation of persons and property be removed by the Congress of the United States.

Be It Further Resolved, that a copy of the resolution be communicated to the members of Congress from Iowa and that a copy of said resolution be communicated to the committee on ways and means of the House of Representatives and to the committee on finance in the Senate of the United States Congress.

PROOF OF PUBLICATION

Published copy of Senate File 156 (House File 188) and verified proof of publication of said bill in The Manilla Times on February 7, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of Senate.

REPORTS OF COMMITTEES

Senator Weber submitted the following report:

MR. PRESIDENT: Your committee on railroads to which was referred **Senate File 240**, a bill for an act to prohibit any railroad company from abandoning or changing the location of any shop or terminal in this state without the consent of the Iowa state commerce commission, prescribing the procedure for securing the consent therefor, and providing a penalty for the violation thereof, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE W. WEBER, *Chairman.*

Ordered passed on file.

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 58**, a bill for an act to amend chapter four hundred sixty-seven B (467B), Code 1954, relating to taxation on land acquired by the federal government for flood control purposes, begs leave to report

it has had the same under consideration and recommends the same *do pass*.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 378**, a bill for an act relating to the use of certified mail for mailings required or permitted by statute and defining certified mail, begs leave to report it has had the same under consideration and recommends the same *do pass*.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **House File 73**, a bill for an act to amend section six hundred twenty-seven point six, (627.6), subsection thirteen (13), Code 1954, relating to general exemptions to the head of the household from execution, begs leave to report it has had the same under consideration and recommends the same *do pass*.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **House File 86**, a bill for an act relating to the penalty for the third and all subsequent offenses of operating a motor vehicle while intoxicated, and to amend section three hundred twenty-one point two hundred eighty-one (321.281), Code 1954, begs leave to report it has had the same under consideration and recommends the same *do pass*.

W. C. STUART, *Chairman*.

Ordered passed on file.

Senator Hoxie submitted the following report:

MR. PRESIDENT: Your committee on highway safety to which was referred **Senate File 197**, a bill for an act relating to the equipping of motor vehicles with safety devices or belts, begs leave to report it has had the same under consideration and **returns the bill without recommendation**.

FRANK HOXIE, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend House File 26 by adding thereto a new
- 2 section as follows:
- 3 "Sec. . Section six hundred two point twenty-two
- 4 (606.22), Code 1954, is hereby amended by adding at the
- 5 end of such section the following:
- 6 "The words, "inability of any judge to act" as
- 7 herein used shall include any absence from court duties
- 8 for reasonable cause, including a reasonable vacation
- 9 period. In any municipal court having only one (1) judge,
- 10 the governor shall appoint an alternate judge for a term
- 11 expiring at the same time as the term of the regular judge.
- 12 The appointment of such alternate judge shall in no way

13 affect the position, rights, or salary of the regular
 14 judge. Such alternate judge shall act as judge only in
 15 case of the inability of the regular judge to act. The
 16 alternate judge shall have the same qualifications as the
 17 regular judge and shall subscribe to the same oath which
 18 shall be filed with the city clerk. Such alternate judge
 19 may practice as an attorney or counselor except at such
 20 time as he is acting as judge and holding court for the
 21 regular judge. While acting as a judge he shall not act
 22 in any manner with respect to any case in which he is
 23 interested as an attorney. The alternate judge shall for
 24 such times as he shall act as judge be paid a salary in the
 25 same amount and manner as the regular judge. The salary of
 26 such alternate judge shall be paid equally from the city
 27 treasury and from the court expense fund of the county.'"

THOMAS J. DAILEY.

1 Amend Senate File 326 by striking all after the enacting
 2 clause and inserting in lieu thereof the following:

3 "Section 1. Section five hundred nine point fourteen
 4 (509.14), Code 1954, is hereby amended by inserting after the
 5 word 'association' in line four (4) the words 'and its employees'."

SAMUEL H. BURTON.

GEORGE E. O'MALLEY.

1 Amend Senate File 409 as follows:

2 1. By striking subsection one (1) and substituting in lieu
 3 thereof the following subsection: "1. By striking in line three (3)
 4 the following words: 'or treasurer'".

5 2. By striking in line twelve (12) the period (.) and
 6 substituting in lieu thereof the following: "per year."

7 3. By adding a new section as follows: "Sec. 2. Section two
 8 hundred seventy-seven point twenty-six (277.26), Code 1954, is
 9 amended by striking from line three (3) the period (.) and by striking
 10 from line four (4) the words: 'He shall serve without pay'".

HARRY E. WATSON.

On motion of Senator Nolan, the Senate adjourned until 10:05
 a.m., Monday, March 18, 1957.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, MARCH 18, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Stanley F. Woeste, pastor of the Methodist Church, Cedar, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Ringgenberg, from twelve residents of Boone County in opposition to proposed legislation relating to employment of minors.

By the following Senators, in opposition to sale of liquor by the drink in Iowa:

By Senator Byers, from three hundred nineteen residents of Linn County.

By Senator Grimstead, from forty residents of Winnebago County.

By Senator Ringgenberg, from one hundred eight residents of Boone and Story Counties.

MEMORIAL COMMITTEE APPOINTED

Senator Shoeman asked and received unanimous consent that President Nicholas appoint a committee of three to represent the Senate at the services for former Governor Nelson G. Kraschel to be held at Harlan, Iowa.

President Nicholas appointed as such committee Senators Shoeman, O'Malley and Coleman.

UNFINISHED BUSINESS

Senator Gillespie called up for further consideration Senate File 133, a bill for an act relating to the operation of motor vehicles upon highways and to regulate the speed thereof and to amend certain sections of chapter three hundred twenty-one (321), Code 1954, relating thereto.

Senator Gillespie requested a roll call to ascertain the number of Senators present. Roll call revealed thirty-eight Senators present.

Senator Schroeder moved that action on Senate File 133 be deferred and that the bill retain its place on the calendar, 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 92, a bill for an act to make appropriations to members of the legislative governmental reorganization study committee.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 108, a bill for an act providing for qualifications for registration of professional engineers.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 163, a bill for an act relating to decree of distribution in estates of decedents.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 305, a bill for an act to make appropriations to members of the Iowa legislative research committee.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 306, a bill for an act to make appropriations to members of the Iowa taxation study committee.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 307, a bill for an act to make appropriations to ex-officio members of the advisory investment board of the Iowa public employees' retirement system.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 294, a bill for an act relating to hunting and fishing license fees and exemptions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 308, a bill for an act relating to milldams.

WILLIAM R. KENDRICK, *Acting Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 294, a bill for an act to amend sections one hundred ten point one (110.1) and one hundred ten point seventeen (110.17), Code 1954, pertaining to hunting and fishing license fees and exemptions.

Read first and second times and passed on file.

House File 308, a bill for an act relating to milldams and to amend section four hundred sixty-nine point five (469.5) and four hundred sixty-nine point nine (469.9), Code 1954.

Read first and second times and passed on file.

THIRD READING OF BILLS

Senator Dailey asked and received unanimous consent to take up for consideration Senate File 246, a bill for an act relating to the election and term of office of trustees in levee or drainage districts having pumping stations.

The report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Senator Dailey 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:

Anderson	Evans	Nolan	Shoeman
Boothby	Fisher	O'Connor	Stuart
Buck	Gillespie	O'Malley	Tate
Burton	Grimstead	Prentis	Turner
Butler	Harbor	Price	Utzig
Byers	Henry	Prince	Vest
Coleman	Hoxie	Putney	Walker
Dailey	Lynes	Rigler	Watson
Dewel	McCurdy	Ringgenberg	Weber
Dykhouse	McFarlane	Schroeder	Weiss
Elijah	McManus	Scott	Wormley
Elwood	Molison	Shaff	

Nays, none.

Absent or not voting, 3:

Hoffman	Long	Miller
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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 Dailey asked and received unanimous consent to take up for consideration Senate File 247, a bill for an act to amend chapter four hundred sixty-one (461), Code 1954, pertaining to the establishing and maintaining of pumping stations in drainage or levee districts, by adding thereto a new section so as to extend said chapter to include levee districts maintaining levees for the protection of drainage districts having pumping stations.

The report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Senator Dailey 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:

Anderson	Evans	Nolan	Shoeman
Boothby	Fisher	O'Connor	Stuart
Buck	Gillespie	O'Malley	Tate
Burton	Grimstead	Prentis	Turner
Butler	Harbor	Price	Utzig
Byers	Henry	Prince	Vest
Coleman	Hoxie	Putney	Walker
Dailey	Lynes	Rigler	Watson
Dewel	McCurdy	Ringgenberg	Weber
Dykhouse	McFarlane	Schroeder	Weiss
Elijah	McManus	Scott	Wormley
Elwood	Molison	Shaff	

Nays, none.

Absent or not voting, 3:

Hoffman	Long	Miller
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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 Walker asked and received unanimous consent to take up for consideration House File 206, a bill for an authorizing a patent to the East half of the Southeast quarter (E $\frac{1}{2}$ of SE $\frac{1}{4}$) of section sixteen (16), Township eighty-eight North (88N), Range nineteen (19) West of the 5th principal meridian, Hardin County, Iowa.

The report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Senator Walker 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:

Anderson	Evans	Nolan	Shoeman
Boothby	Fisher	O'Connor	Stuart
Buck	Gillespie	O'Malley	Tate
Burton	Grimstead	Prentis	Turner
Butler	Harbor	Price	Utzig
Byers	Henry	Prince	Vest
Coleman	Hoxie	Putney	Walker
Dailey	Lynes	Rigler	Watson
Dewel	McCurdy	Ringgenberg	Weber
Dykhouse	McFarlane	Schroeder	Weiss
Elijah	McManus	Scott	Wormley
Elwood	Molison	Shaff	

Nays, none.

Absent or not voting, 3:

Hoffman	Long	Miller
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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 Henry asked and received unanimous consent to take up for consideration House File 38, a bill for an act relating to the preparation of the county budget required by chapter twenty-four (24) of the Code.

The report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Senator Henry 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	Evans	Molison	Shaff
Boothby	Fisher	Nolan	Stuart
Buck	Gillespie	O'Connor	Tate
Burton	Grimstead	Prentis	Turner
Butler	Harbor	Price	Utzig
Byers	Henry	Prince	Vest
Dailey	Hoxie	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley

Nays, none.

Absent or not voting, 6:

Coleman	Long	O'Malley	Shoeman
Hoffman	Miller		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Schroeder, Senate File 35, a bill for an act to amend section six hundred five point two (605.2), Code 1954, relating to expenses of 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 considered:

Amend Senate File 35 as follows:

Strike all of section 1 and insert in lieu thereof the following:

Section 1. Section six hundred five point two (605.2), Code 1954, is hereby amended by striking from line eight (8) the word "six" and insert in lieu thereof the word "nine".

Further amend by striking all of section 2.

Senator Butler moved the previous question on the amendment, which motion prevailed.

Senator Byers moved the adoption of the committee amendment.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 34:

Anderson	Fisher	Molison	Tate
Boothby	Gillespie	O'Connor	Turner
Buck	Grimstead	Prentis	Utzig
Burton	Harbor	Price	Vest
Butler	Henry	Prince	Walker
Dewel	Hoxie	Rigler	Watson
Dykhouse	Lynes	Ringgenberg	Weiss
Elijah	McCurdy	Scott	Wormley
Evans	McFarlane		

Nays, 10:

Byers	McManus	Schroeder	Stuart
Dailey	Nolan	Shaff	Weber
Elwood	Putney		

Absent or not voting, 6:

Coleman	Long	O'Malley	Shoeman
Hoffman	Miller		

The committee amendment was adopted.

Senator Schroeder asked and received unanimous consent that House File 224 be substituted for Senate File 35.

On motion of Senator Schroeder, House File 224, a bill for an act to amend section six hundred five point two (605.2), Code 1954, relating to expenses of judges, was taken up, and considered.

Senator Schroeder offered the following amendment and moved its adoption:

Amend House File 224 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section six hundred five point two (605.2), Code 1954, is hereby amended by striking from line eight (8) the word 'six' and insert in lieu thereof the word 'nine'."

The amendment was adopted.

Senator Schroeder 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	Evans	Molison	Shaff
Boothby	Fisher	Nolan	Stuart
Buck	Gillespie	O'Connor	Tate
Burton	Grimstead	Prentis	Turner
Butler	Henry	Price	Utzig
Byers	Hoffman	Prince	Vest
Dailey	Lynes	Putney	Walker
Dewel	McCurdy	Rigler	Weber
Dykhouse	McFarlane	Schroeder	Weiss
Elijah	McManus	Scott	Wormley
Elwood			

Nays, 2:

Hoxie	Ringgenberg
-------	-------------

Absent or not voting, 7:

Coleman	Long	O'Malley	Watson
Harbor	Miller	Shoeman	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that Senate File 35 be withdrawn from further consideration of 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 passed the following bill in which the concurrence of the Senate is asked:

House File 338, a bill for an act authorizing the executive council to lease a part of the capitol grounds to the Central Lutheran Church of Des Moines, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 342, a bill for an act relating to conservation commission construction permits and amending section one hundred eleven point four (111.4), Code 1954.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 346, a bill for an act relating to annexation of territory to cities and towns.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 366, a bill for an act relating to old age assistance, Code 1954, so as to cooperate with the provisions of the Social Security Act amendments of 1950.

WILLIAM R. KENDRICK, *Acting Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 338, a bill for an act to amend chapter two hundred seventy-seven (277), Acts of the Fifty-sixth General Assembly, an act authorizing the executive council to lease a part of the capitol grounds to the Central Lutheran Church of Des Moines, Iowa.

Read first and second times and passed on file.

House File 342, a bill for an act relating to conservation commission construction permits and amending section one hundred eleven point four (111.4), Code 1954.

Read first and second times and passed on file.

House File 346, a bill for an act to amend section three hundred sixty-two point twenty-six (362.26), Code 1954, relating to annexation of territory to cities and towns.

Read first and second times and passed on file.

House File 366, a bill for an act to amend chapter two hundred forty-one (241), relating to aid for the blind; and chapter two hundred forty-nine (249), relating to old age assistance, Code 1954, so as to cooperate with the provisions of the Social Security Act amendments of 1950, enacted by the Congress of the United States, to permit payment of assistance to persons in certain public medical institutions.

Read first and second times and passed on file.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 335 and House Files 9, 239 and 241.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 335 and House Files 9, 239 and 241.

BILL SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 18th day of March, 1957, sent to the Governor for his approval: Senate File 335.

NORVAL EVANS, *Chairman.*

Passed on file.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 14, 1957, the Governor had approved the following bill:

Senate File 253, relating to use of county jails for the confinement of such persons as may be subject to imprisonment under the provisions of city or town ordinances.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- H. F. 40 Ways and means
- H. F. 188 Judiciary 2
- H. F. 210 Social security

REPORTS OF COMMITTEES

Senator Butler submitted the following report:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **Senate File 402**, a bill for an act relating to investment of funds of savings banks, begs leave to report it has had the same under consideration and recommends the same **be indefinitely postponed**.
GUY G. BUTLER, *Chairman*.

Ordered passed on file.

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 291**, a bill for an act relating to the appointment of an alternate judge in municipal courts having only (1) one judge, such alternate judge to act only during the absence or vacation of the regular judge, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 298**, a bill for an act to legalize and validate the proceedings of the city council of the City of West Des Moines, Iowa, authorizing and providing for the issuance of swimming pool bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said city, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 22**, a bill for an act to legalize and validate the proceedings for the organization of Odebolt-Arthur community school district, in Sac, Crawford, and Ida Counties, and to legalize and validate the action of the board of directors of said school district in calling a special bond election, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 111**, a bill for an act to legalize the proceedings by the City

of Cherokee in connection with the construction and equipping of a municipal swimming pool and bath houses and the contracting of indebtedness and issuance of bonds in connection therewith, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 229**, a bill for an act relating to the entry and admittance of minors into billiard halls and poolrooms, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Senator Shaff submitted the following report :

MR. PRESIDENT: Your committee on manufacturing, commerce and trade to which was referred **Senate File 317**, a bill for an act to license and regulate new and used farm machinery, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DAVID O. SHAFF, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on manufacturing, commerce and trade to which was referred **House File 113**, a bill for an act relating to exemption of personal earnings of a head of a family and providing for a ten (10) per cent garnishment for debts, 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 113 as follows:

1. By striking all after the enacting clause and insert in lieu thereof the following:

"Section 1. Section six hundred twenty-seven point ten (627.10), Code 1954, is amended by repealing said section and inserting the following in lieu thereof:

"The wages or salary for services of an employee who is the head of a family and residing with the same, to the amount of thirty (30) dollars per week exclusive of all pay-roll deductions in the form of taxes, shall be exempt from garnishment. Provided, that when such employee receives no definite or agreed wage or salary but is compensated for his services by commission or profit allowances, such allowances shall be similarly exempt from garnishment to an amount of thirty (30) dollars per week. All above said exempt amount shall be liable for garnishment.

"Every employer shall pay to such employee such exempt wages or salary or commission or profit allowances not to exceed said amount of the wages or salary or commission or profit allowances earned by him, when due, upon such employee's making and delivering to his employer, his affidavit that he is such head of a family and residing with the same, notwithstanding the service of any writ of garnishment upon such employer, and the surplus only above such exempt wages or salary or commission or profit allowances shall be held by such employer to abide the event of the garnishment suit. If the amount of wages or salary or commission or profit allowances subject to garnishment shall not equal the costs of the garnishment, whatever remains of costs shall be

paid by the person bringing the garnishment proceedings, and judgment shall be entered therefor against him, and no judgment for any such deficiency of costs shall go against the employee or the defendant. No employer so served with garnishment shall in any case be liable to answer for any amount not earned by such employee at the time of the service of the writ of garnishment.

"Before bringing suit a demand in writing shall be served upon the employer and upon the employee for the excess above the amount herein exempted which demand shall state the name of the court and date of judgment upon which said demand is based. Such service shall be had upon the employer, either by delivering a copy of such demand to the employer, or by leaving a copy thereof at the usual place of business of such employer with his or its superintendent, manager, cashier, general agent or clerk. And such service shall be had upon the employee by delivering a copy of such demand to such employee, or by leaving a copy thereof at his usual place of abode with some person of his family of the age of ten years or upwards, and informing such person of the contents thereof. Such copies for the employer and employee shall have endorsed thereon the time of service upon them, which shall be at least forty-eight (48) hours and not more than seven (7) days previous to bringing suit. Such notice shall be filed with the justice or clerk of the court, with the manner and time of the service of the same endorsed thereon, and the return duly sworn to before some officer authorized to administer oaths, before it shall be lawful to issue a summons in such case, or to require an employer to answer in any garnishee proceedings. Any judgment rendered without said demand being served upon the employee, and so proven and filed as aforesaid, shall be void. The excess of wages or salary or commission or profit allowances shall be held by the employer, subject to garnishment by the creditor serving demand, for seven (7) days after such service of demand; after which time the answer of garnishee shall set forth the amount due from the date of service of the wage demand to and including the date of service of the garnishment summons."

2. Further amend House File 113 by striking all after the word "Act" in line 1 of the title and insert in lieu thereof the following:

"relating to exemption of personal earnings, demand necessary prior to garnishment and answer of garnishee."

DAVID O. SHAFF, *Chairman.*

Ordered passed on file.

Senator Price submitted the following report:

MR. PRESIDENT: Your committee on mines and mining to which was referred **Senate File 342**, a bill for an act to provide state aid to persons or corporations first discovering crude oil in this state and make an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARROLL PRICE, *Chairman.*

Ordered passed on file.

Senator Grimstead submitted the following report:

MR. PRESIDENT: Your committee on election reform to which was referred **Senate File 227**, a bill for an act relating to the election register under permanent registration, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACOB GRIMSTEAD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on election reform to which was referred **Senate File 233**, a bill for an act to provide a method for designating township polling places outside the territorial limits of townships when a suitable polling place does not exist within the township, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACOB GRIMSTEAD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on election reform to which was referred **House File 155**, a bill for an act to amend section seventy-five point one (75.1), Code 1954, relating to authorization and sale of public bonds, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACOB GRIMSTEAD, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 1. Amend Senate File 4 by striking the words "charged a
- 2 tuition for attending" in lines 6 and 7 in section 2 and
- 3 insert in lieu thereof the words "enrolled at".
- 4 2. Further amend by striking the word "registered" in
- 5 line 53 of section 3 and by inserting in lieu thereof
- 6 the word "recorded".
- 7 3. Further amend by inserting the word "such" following
- 8 the word "All" in line 25 of section 3.
- 9 4. Further amend by inserting the word "when" following
- 10 the word "debentures" in line 25 of section 3.
- 11 5. Further amend by inserting the word "or" following
- 12 the word "constitutional" in line 4, section 8.

X. T. PRENTIS.

W. C. MOLLISON.

1 Amend Senate File 133, section 1, as follows:

- 2 1. In line 20 by inserting after the word "hour" the
- 3 following "except in the act of passing".
- 4 2. In line 22 by inserting after the word "hour" the
- 5 following "except in the act of passing".

J. KENDALL LYNES.

1 Amend Senate File 432 by adding thereto the following new

- 2 section:
- 3 "Sec. 5. Further amend section five hundred seventeen A
- 4 point one (517A.1), Code 1954, by adding thereto the following:
- 5 'For the purposes of this chapter the term "employees" shall
- 6 be construed to include "volunteer firemen".'

W. C. STUART.

1 Amend Senate File 327 as follows:

- 2 1. By striking all of section 2 thereof.
- 3 2. Amend section 4 by striking all of
- 4 lines 3 to 36, and by striking the
- 5 numeral "14" in line 13 and inserting in lieu
- 6 thereof the numeral "13".

7 3. Further amend Senate File 327 by renumbering the
8 sections.

THOMAS J. DAILEY.

On motion of Senator Nolan, the Senate adjourned until 10:05
a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, MARCH 19, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Carl W. Beckman, pastor of the Memorial Presbyterian Church, Cherokee, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Buck, from thirteen residents of Marshall County favoring proposed legislation relating to Iowa's mental health institutions.

By Senators Byers, from one hundred forty-nine residents of Linn County favoring the sale of liquor by the drink in Iowa.

By Senator Harbor, from eighty residents of Mills County in opposition to a three per cent sales tax.

By Senator O'Malley, from thirty-three residents of Polk County favoring proposed legislation relating to administration of the poor laws.

By the following Senators, in opposition to sale of liquor by the drink in Iowa:

By Senator Butler, from forty-one residents of Pocahontas and Humboldt Counties.

By Senator Grimstead, from eight residents of Winnebago County.

PRESENTATION OF VISITORS

Senator Shoeman asked and received unanimous consent to present to the Senate eighteen members of the Brighton and Grove Township Public Schools of Cass County who were present in the balcony accompanied by their instructors, Myra Petersen, Eleanor Saemisch and Edna Lantz.

Senator Buck asked and received unanimous consent to present to the Senate twenty members of the Laurel Junior High School who were present in the balcony accompanied by Mrs. Alvin Ehret.

Senator Prince asked and received unanimous consent to present

to the Senate forty members of the Junior and Senior Government classes of the Casey High School who were present in the balcony accompanied by Mr. and Mrs. Gerald Corneli.

INTRODUCTION OF BILLS

Senate File 433, by committee on judiciary 1, a bill for an act relating to consent to adoption and legalizing certain consents made prior to January 1, 1957, and to amend chapter six hundred point three (600.3), Code 1954.

Read first and second times and placed on the calendar.

Senate File 434, by committee on judiciary 2, a bill for an act amending chapter one hundred twenty-three (123), Code 1954, relating to the powers of the liquor control commission.

Read first and second times and placed on the calendar.

Senate File 435, by committee on board of control, a bill for an act relating to widows of veterans and their admission to the Iowa soldiers home.

Read first and second times and placed on the calendar.

Senator Stuart offered the following resolution and moved its adoption:

SENATE RESOLUTION 2

By Stuart

Whereas, throughout the session the Secretary of the Senate has displayed great knowledge, ability and understanding of legislative matters, and

Whereas, on the 16th day of March, 1957, the Secretary of the Senate became the father of a six pound twelve ounce baby boy, David Murrow Berglund, to go with two older sisters, Rebecca and Barbara, and

Whereas, the Secretary of the Senate has thus demonstrated that his knowledge, ability and understanding extends to fields other than legislative,

Be It Resolved by the Senate, that Richard W. Berglund and Mrs. Betty Berglund are hereby tendered the warm and sincere congratulations of the entire Senate and its official family.

Be It Further Resolved, that we tender our best wishes for a long healthy and happy life to David Murrow Berglund and that a copy of this resolution be delivered to Mrs. Betty Berglund by the Secretary of the Senate.

The resolution was unanimously adopted.

Senator Tate called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 21

By Tate

Whereas, during the emergency of World War II, the Congress of the United States enacted an excise tax levy on the transportation of property and persons; and

Whereas, the tax on transportation of property and persons was designed for a double motive, to supply revenue and for the principal purpose of discouraging unnecessary civilian use of common carriers when their services were needed in the war effort; and

Whereas, though the hostilities have long since ceased, the tax on transportation of property and persons still continues to be an effective deterrent to such transportation and is now effective in weakening the national transportation system contrary to the best public interest; and

Whereas, the national policy declared by the Congress of the United States in the Interstate Commerce Act calls for the development and preservation of a national transportation system adequate to meet the needs of commerce, postal service and the national defense; and

Whereas, the publicly regulated carriers are the collectors of the tax for the government, the tax adds to the shipping cost paid by the shipper or receiver who uses the regulated carrier and it, therefore, places an undue and unfair advantage in the hands of those who can afford to furnish their own transportation as against the small shipper or receiver who, because of his economic station, is compelled to use the regulated carrier. It also creates an inequality between the shipper who has a long haul and one who has a short haul on the same regulated carrier because the excise tax is levied as a percentage of the cost of the transportation; and

Whereas, transportation is not by any standard a luxury, and sound reasoning allows us to distinguish between the excise tax on transportation and other excise taxes on luxury items; and

Whereas, it is the opinion of the General Assembly of the State of Iowa that the best interest of the citizens of the State and the Nation will best be served by the removal of the excise taxes on transportation;

Therefore, Be It Resolved by the Senate, the House Concurring, that it shall be the manifest expression of the Fifty-seventh General Assembly that the discriminatory and burdensome excise taxes on transportation of persons and property be removed by the Congress of the United States.

Be It Further Resolved, that a copy of the resolution be communicated to the members of Congress from Iowa and that a copy of said resolution be communicated to the committee on ways and means of the House of Representatives and to the committee on finance in the Senate of the United States Congress.

The resolution 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 concurred in Senate amendments to and passed House File 121, a bill for an act relating to disabled and retired firemen's and policemen's pensions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 372, a bill for an act relating to urban transit companies and systems.

WILLIAM R. KENDRICK, *Acting Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 372, a bill for an act relating to urban transit companies and systems, providing for temporary license fees for transit system vehicles, and making certain tax provisions of law temporarily inapplicable.

Read first and second times and passed on file.

UNFINISHED BUSINESS

Senator Hoxie called up for further consideration Senate File 133, a bill for an act relating to the operation of motor vehicles upon highways and to regulate the speed thereof and to amend certain sections of chapter three hundred twenty-one (321), Code 1954, relating thereto.

Senator Dewel took the chair at 11:15 a.m.

Senator Hoxie offered the following amendment and moved its adoption:

Amend Senate File 133 by striking all of section 2 and inserting in lieu thereof the following:

"Section three hundred twenty-one point two hundred eighty-seven (321.287), Code 1954, is hereby repealed."

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 37:

Anderson	Elijah	McCurdy	Rigler
Boothby	Elwood	McFarlane	Ringgenberg
Buck	Evans	Miller	Stuart
Burton	Fisher	Molison	Turner
Butler	Gillespie	Nolan	Vest
Byers	Grimstead	O'Connor	Walker
Coleman	Harbor	O'Malley	Weber
Dailey	Henry	Price	Weiss
Dewel	Hoxie	Prince	Wormley
Dykhouse			

Nays, 10:

Long	Putney	Shaff	Utzig
Lynes	Schroeder	Shoeman	Watson
McManus	Scott		

Absent or not voting, 3:

Hoffman	Prentis	Tate
		(Present)

The amendment was adopted.

Senator Prentis offered the following amendment:

1. Amend Senate File 133 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section three hundred twenty-one point two hundred eighty-five (321.285), Code 1954, is hereby amended by adding the following new subsection:

"Such speed limit as may be set by the state highway commission on primary roads and county boards of supervisors on secondary roads for such danger zones on such roads as may be designated by such commission or boards. In such case, the limits of such danger zone shall be clearly marked by such distinctive signs stating such speed limit as may be provided by the current manual of uniform traffic devices adopted by the highway commission. The speed limit set for such danger zones may, in the discretion of the commission or the boards of supervisors, be a higher or lower speed limit than the speed limits prescribed in subsections one (1), two (2), and four (4), for areas where such danger zones may be located."

2. Amend the title of Senate File 133 by striking all after the word "Act" and inserting in lieu thereof the following: "to authorize the highway commission for primary roads and county boards of supervisors for secondary roads to establish danger zones on such roads and specify maximum speed limits for the operation of motor vehicles in such zones."

Senator Prentis offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking from lines 13 to 17, inclusive, all beginning with the words, "The speed limit" and ending with the words, "may be located" and inserting in lieu thereof the following:

"The speed limits designated for such special danger zones shall be not greater than fifty (50) nor less than fifteen (15) miles per hour and shall be based on an engineering and traffic investigation by the highway commission as to primary roads or the county boards of supervisors as to secondary roads, taking into account the width of the traveled portion of the highway, the condition of the surface, the hills and curves of the highway, the density of settlement of the adjoining area and any other dangerous local condition found to exist."

President Nicholas took the chair at 11:50 a.m.

Senator Dewel moved the previous question on the amendment and the amendment to the amendment, which motion prevailed.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

UNFINISHED BUSINESS

The Senate resumed consideration of Senate File 133.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that, in accordance with Senate Concurrent Resolution 17 duly adopted, the House was ready to received the Senate in joint convention.

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

JOINT CONVENTION

In accordance with law and concurrent resolution duly adopted, the joint convention was called to order, President Nicholas presiding.

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

President Nicholas extended his personal welcome to the Pioneer Lawmakers and offered the following remarks:

MEMBERS OF THE JOINT CONVENTION, MEMBERS OF THE PIONEER LAWMAKERS ASSOCIATION, LADIES AND GENTLEMEN:

It is with great pleasure as a presiding officer of this joint convention to assist in the welcoming of the former Lawmakers of Iowa, who together with the present lawmakers have established in Iowa a state and local system of government which, in the very nature of things, has its faults, but which I would not exchange for that of any state of the Union. Iowa has good government, and the laws we pass help to keep it so.

We have set up a judiciary under which the protection of our laws is guaranteed to all, and whose integrity has never been questioned, we have established protection for our poor, our widows and our orphans. We have safe working conditions for the employees in our industries; we have shown due regard for our problems of sanitation and public health.

It is through the efforts of the Pioneer Lawmakers of this state that we have established a system of government which was formed on a sound foundation, and it is you here today that I can congratulate upon being a part of this great establishment for a great state.

It is nice that you could come to renew acquaintances with old friends and new. I am happy to welcome you and it is a pleasure to introduce the former Senator who will have charge of this meeting from now on.

It is my great pleasure to present to you the Honorable De Vere Watson, who is going to substitute for Senator Arch W. McFarlane on this occasion today.

The Honorable De Vere Watson, former Senator from Pottwatamie, presented to the joint convention Senator George E. O'Malley of Polk, who welcomed the Pioneer Lawmakers on behalf of the Senate and offered the following remarks:

MR. PRESIDENT, MR. SPEAKER, PIONEER LAWMAKERS, MEMBERS OF THE JOINT SESSION, LADIES AND GENTLEMEN:

This is an honor to have the opportunity to welcome the Pioneer Lawmakers of Iowa on this occasion.

We, of the Fifty-seventh General Assembly, are happy to see you

back to view our legislative endeavors and again breathe in the atmosphere of Iowa's most exclusive society—the General Assembly.

I am likewise happy that the now famous quote, "Old soldiers never die, they just fade away", does not apply to your honored group, as evidenced by your substantial numbers here today.

As you well know, several members of the Pioneer Lawmakers are still carrying on and are active in the making of laws of our state. I assure you it has been enjoyable to work with Honorable Frank C. Byers, Senator from Linn; Honorable Arch W. McFarlane, Senator from Black Hawk; Honorable J. T. Dykhouse, Senator from Lyon; Honorable George L. Scott, Senator from Fayette; Honorable Dewey E. Goode, Representative from Davis; Honorable A. C. Hanson, Representative from Lyon; Honorable W. J. Johannes, Representative from Osceola, and Honorable Stanley Watts, Representative from Clarke, present Assembly members that you have on your membership.

You Pioneer Lawmakers in your time of service reflected the hopes and ideals of your constituents. The laws you passed met the needs of those days.

As our predecessors in molding Iowa's statutes, you set the pattern and led the way for generations to follow.

We hope that our current deliberations meet with your approval.

On behalf of the members of the Senate, it is a real pleasure to welcome you here today and sincerely hope that your meeting will be one of inspiration and that you will all enjoy yourselves by renewing acquaintances with the older members and friends and becoming acquainted with the new members who are carrying on in an effort to effectively solve the legislative problems of the day.

Senator Watson presented to the joint convention Representative Robert B. Carson of Buchanan who welcomed the Pioneer Lawmakers on behalf of the House and offered the following remarks:

MR. PRESIDENT, MR. SPEAKER, MEMBERS OF THE JOINT CONVENTION AND FRIENDS:

Today we pause in our ponderance of the many problems which are before us in this 1957 legislature. We pause and do honor to the lawmakers who have pondered many similar problems in legislative sessions which are now a part of the history of the Hawkeye state. On behalf of the members of the House of Representatives in the Fifty-seventh General Assembly I extend our most hearty and sincere welcome to you, the Pioneer Lawmakers of Iowa.

Through those perilous decades immediately after the founding of the territory, the pioneers of Iowa selected sound, intelligent, and God-fearing individuals to make their laws. The result has been a sound thinking, highly literate, and God-fearing people who have flourished on this rich land. These good people, and this good land, are the abundant resources which will furnish a solid normal growth in the years which lie ahead.

The lawmaker of today, like his predecessor, must constantly study the future needs of the citizen. He must examine and re-examine these needs and determine which ones should be provided by government. He must determine whether they come within the proper province of government, the priority to be given each of these needs, based on their urgency and the availability of public funds if the needs are material in nature. The lawmaker must further be governed by the fact that the state has nothing in its own right with which to provide for any need. The state can only provide what it must first levy from the citizen. May Divine Providence give us the wisdom and the strength, as you have had the

wisdom and strength, to protect the solvency of the citizen while providing for his future needs at the same time.

We, the lawmakers of today, commend you, the lawmakers of yesterday, for the forthright and steadfast manner in which you came to grip with the problems which faced you in the Assemblies in which you served. We are delighted to have you return to these halls today. May God bless you every one.

Senator Watson then presented to the joint convention the Honorable Harold E. Davidson, president of the Pioneer Lawmakers Association, who addressed the joint convention as follows:

MR. PRESIDENT, MR. SPEAKER, MEMBERS OF THE FIFTY-SEVENTH GENERAL ASSEMBLY, LADIES AND GENTLEMEN:

I appear before you today to honor the members of this Assembly on behalf of those who served at least twenty years ago. The purpose is not only briefly to live again legislative problems of former years, but also to reassure you and each of you members not only of the importance of your task to the problems of this biennium but to the future development of our state in all the aspects of future good living.

At the outset, I should like to make a general observation about the function of law and law making.

Dean Roscoe Pound pointed out many years ago that law is social engineering. Neither common law rules nor statutes are ends in themselves. They are always means to the end of securing the best possible social adjustment of conflicting interests. It is the best interests of society which should constantly be uppermost in your minds in the promulgation of and the enactment of a statute. The law should be a means to eliminate or reduce social friction. It is inevitable that when a statute is enacted it is designed to meet the then current needs of the community caused by actual conditions.

It is a truism, that changes in community conditions come about more rapidly than changes in our laws. This is only natural and, certainly, no one can be criticized therefor.

However, in some cases the continued application of an old law in a community which has undergone extensive economic, industrial and social changes increases the very social friction which the law originally was designed to reduce or prevent.

Our fathers toiled in greater hardship than do we, and lived more frugally—far less indulgently. The ways of our age are swifter and more superficial. Many of our generation have recently waxed wealthy, inheriting real and personal property that in many instances quadrupled in value. All this seemed a happy exception to the toilsome course of ordinary life of the days gone by; but it has dangers and disquieting tendencies, illustrated by present trends and indulgences. This includes, among other things, greed, commercialism and inordinate lust for power and money, and all too often without regard as to the ethical and moral means of such acquisition. Consequently, regulatory statutes are necessary now that were not needed years ago. Regulation, of course, does not mean that government should be in competition with private business and not at all, except and only to the extent that neither the people nor private enterprise can supply such types of service. Regulation means the adoption of such rules as are reasonably necessary to prevent abuses or exploitation of the public or segments of it, by means of advantages acquired by natural or created situation.

CENTRALIZATION OF POWER

There is a strong trend to centralize power in the Federal Government in Washington. This centralized power, as a general rule, is inconsistent with individual liberty, individual responsibility and human freedom itself. This trend, if continued, will also reduce this state as well as the other forty-seven to mere satellites. The result will be the loss of state control of matters of local concern, the destruction of our dual system of government. Also, if this process is not checked, the time must certainly come when the sovereign states will be nothing more than mere municipal corporations with only such powers left them as the Federal Government may choose to allow.

The Tenth Amendment to the Constitution of the United States in substance provides that the powers not delegated to the United States by the Constitution, nor prohibited by it to the states, are reserved to the states respectively or to the people.

The state governments were, are and should continue to be governments whose sovereign powers are inherent and not delegated powers as is the Federal Government.

It is the opinion of many leading lawyers that this Tenth Amendment is being ignored and nullified by judicial decisions of the Supreme Court of the United States in many of its decisions.

For an example: The vesting of power to regulate the insurance business by Congress, and the consequent loss of regulation by the states, if and when Congress should exercise such power, was effected by a decision in the case of United States vs. Southeastern Underwriters Association, 322 U. S. 533, decided in 1944. Fortunately for the states the good judgment of Congress came to the rescue and in March, 1955, passed the McCarran Act providing in part that the business of insurance and every person engaged therein shall be subject to the laws of the states. However, it must be apparent to you, and the fact remains, that under this decision the Congress still has the power to repeal this statute and the Federal Government take over at any time and eliminate state regulation.

In this connection, it is interesting as well as discouraging to note that there is now pending litigation in the Circuit Court of Appeals at Cincinnati, Ohio to judicially determine whether or not the Federal Trade Commission has the power to regulate the insurance business and this claim of the Federal Trade Commission is being made regardless of the 1955 Congressional enactment. How are we to curb this unconstitutional usurpation of the states' powers? This should be the concern of all of our citizens as well as legislators; but it is difficult properly to educate the rank and file of our citizens because it is being done a little at a time and each instance affects only a small segment of our people or, possibly, offers temporarily what appears to be benefits although in the long run disaster may result.

You are all familiar with the famous Nelson Case. Nelson was convicted for subversion under the laws of the State of Pennsylvania. The United States Supreme Court reversed this conviction on the theory that, by the passing of the Smith Act, Congress intended to preempt the field and only the Federal Courts could prosecute for subversion.

There is not the slightest doubt that Congress never intended the state laws to be thus nullified. The author, Congressman Smith, last year asked Congress to specially clarify its intention for the purpose of preventing the future nullification of such state laws.

You may ask why is he telling us these things. The answer is simply to inform any of you who may not be too familiar with these matters and to again remind those of you who are, the importance of not volun-

tarily permitting the Federal Government to preempt these or any other fields that are primarily and fundamentally the states' prerogative and Constitutional duty to exercise.

Again in this same connection we are just now fully realizing how thoroughly federalized our National Guard has become and have seen the Pentagon dictate a requirement for all National Guard personnel to have six months' intensive training in an Army camp. The National Guard was essentially a State Militia for use in maintaining law and order if and when violence should break out and probably more often needed where and when disaster strikes. This has been true except in time of war. The Cold War and the extensive preparedness for war emergencies will sometime pass but the Guard, through federal subsidy and gradually imposed controls, has become a federal rather than a state force and a part of the standing Army of the United States.

It must be readily apparent to all of us that if the Federal Government has the power to preempt any and all fields, the result could and eventually would be detrimental to our freedom and liberty. We may for the moment think we, as certain individuals or our various groups, could gain some temporary benefits or advantage by such preemption. However, it should be clear that once the sovereign powers of the states are lost they could never be regained. Also, we as citizens of this great and still sovereign state, to a large degree, can better know and understand the needs and desires of our people for orderly government than Washington, D. C. Further, if there are inequities or wrongs to be righted, certainly the Legislature is more apprehensive of such conditions and needs than are people in far away states which may not have similar existing conditions.

There is now strong sentiment in some quarters in favor of Federal Aid to Education. In fact, many in high Federal Government positions are advocating appropriations for what is now said to be used only for the construction of a public school building program. Of course, it should be obvious to all of us that this is only the first step toward Federal control of our entire public school system. The next step will be to subsidize teaching salaries, perhaps only particularly in the beginning. Then comes the dictation of the textbooks to be used and who may or may not teach in our schools. We are then at the complete mercy of some school administrator or bureaucrat in Washington with whom we may, but probably would not, agree as to what is best for our state public school system.

If this situation should exist, the economic and financial dependence would make impossible the operation of our schools without such Federal subsidy. The Federal Government would necessarily exact from us more tax money than would be thus returned, plus all the costs occasioned thereby, which would be substantial. Certainly we can and should build our own schools.

We may not build them as elaborately; they may not conform to some National Architectural Plan; less red tape and less cost will certainly result, and in the long run our children will be able to receive as good an education, probably better than as, if and when what is taught and who may teach is dictated from Washington.

The future stability of our Federal Government depends on less federal spending, not more.

You all remember the old adage: "He who pays the piper calls the tune." This truth is as real as life itself.

It is not our purpose and it is definitely not intended to try to dictate to this Assembly any specific legislation, but rather to assure the members of this Assembly that the people of this great state realize

the magnitude of your duties and trust you to engineer the best possible social adjustment for the future and for all the people of our state.

Having also had some experience in the judicial branch of government, it should be clear from what has been said that this branch should never, under any guise of expediency or otherwise, usurp your branch which is the legislative. The judicial approach must always strive to interpret legislative enactments to give force and application to the true intent of the legislature, except in the very rare instances where a statutory law is unconstitutional.

May I say to you distinguished legislators that I thoroughly believe that the judges of both the District Courts and the Supreme Court of this state adhere strictly to this most important principle of our system of free government of checks and balances. The written opinions of our state Supreme Court sustain this observation.

One of the Justices of the Supreme Court of the United States in an opinion written by him sometime ago said that "because the words of a statute are plain that their meaning is also plain is merely pernicious oversimplification." I leave this for your own appraisal.

Time will not permit here to discuss the far-fetched interpretation applied to the Interstate Commerce clause of the United States Constitution, but suffice for the present to say, that it is hard to imagine a business or enterprise that could be considered purely intrastate even though its product or service has never been and probably never will become interstate commerce or cross any state line. The interpretation generally is to the effect that there is such possibility and if not directly, by some indirect method. Such interpretation was never intended and amounts simply to usurpation of power. Your attention is invited to investigate some of the many Federal decisions on this subject and the effect it has on the several states and their government.

In conclusion, may I say I consider it a high honor to have had the privilege of appearing before you and if anything has been said to assist in stimulating your thinking, I shall feel most amply rewarded.

"Our Liberties We Prize And Our Rights We Will Maintain." This is our motto and is inscribed on our State Flag. If this motto is to survive until the next century, our dual system of government must also survive and ways must be found to educate and alert our people effectively to resist and prevent the Federal Government from preempting the powers and duties of state governments.

I know you will not shirk your responsibility as public servants but will help solve not only the problems of our state but those of ours and other states in their relation to the Federal Government. Let us all dedicate ourselves to helping preserve the sovereign powers of our great and beloved state.

We must all have faith, Someone has said that faith is louder than noise. This is true, for if we have faith a cannon could be shot off beside us and our faith still remain. We must all have faith in God, faith in the people of our state and country and last, but not least, faith in ourselves.

Remember our motto: "Our Liberties We Prize And Our Rights We Will Maintain."

Thank you.

The minutes of the joint convention were read and approved.

Milroy of Benton moved that the joint convention be now dissolved.

The motion prevailed.

The Senate returned to the Senate chamber and resumed regular session, President Nicholas presiding.

PRESENTATION OF VISITOR

Senator Nolan rose on a point of personal privilege and presented to the Senate the Honorable Ed R. Hicklin of Louisa County, a former member of the Senate who was present in the Senate chamber.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 92, 108, 163, 305, 306 and 307; also, House Files 122, 123, 242, 277 and 279.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 92, 108, 163, 305, 306 and 307, and House Files 122, 123, 242, 277 and 279.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 19th day of March, 1957, sent to the Governor for approval: Senate Files 92, 108, 163, 305, 306 and 307.

NORVAL EVANS, *Chairman.*

Passed on file.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- S. F. 342 Appropriations (under Senate Rule 21)
- H. F. 294 Conservation
- H. F. 366 Social security

REPORTS OF COMMITTEES

Senator Molison submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 152**, a bill for an act to amend section two hundred seventy-three point thirteen (273.13), Code 1954, relating to the proceedings of the county board of education, 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 152, line four, by striking the words "once each quarter" and inserting in lieu thereof the word "annually".

W. C. MOLISON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **House File 158**, a bill for an act relating to the reorganization of school districts, 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 158 as follows:

1. Section 5, by striking lines 4 through 13 and inserting in lieu thereof the following: "The voters residing within the proposed boundaries shall vote separately in each existing school district affected upon the proposition to create such new corporation. School districts affected shall be defined as those districts, all or any portion of which are within the area included in the proposed new school district. If the proposition receives a majority of the votes cast in each of at least seventy-five per cent (75%) of the said districts, and also a majority of the total number of votes cast in all of said districts, the proposition shall be deemed carried. Provided, however, that if two or more of the school districts affected have a resident average daily attendance in public schools of three hundred (300) or more pupils who were enrolled in public schools in the preceding school year, the proposition must also receive a majority of the votes cast in each of said districts in order to be deemed carried."

2. Section 9, by adding to line 5 the following: "By striking in the second paragraph thereof the lines one (1) to nine (9), inclusive, and inserting in lieu thereof the following: 'Provided, however, in cases involving two (2) districts only, where the population of the new district does not exceed the population of the more populous of said districts by more than twenty-five per cent (25%), the incumbent board members of said more populous district shall continue to hold office as director of the new district for the remainder of their elective terms.'"

3. Section 12, by striking in line 13 the words "of the number of eligible voters" and inserting in lieu thereof the words "of those voting at the last regular school election".

4. Section 16, by striking in lines 6 and 7 the words "the majority of the eligible voters in the district affected or portion thereof" and inserting in lieu thereof the words "eligible voters in any district affected equal in number to fifty-one per cent (51%) of the number voting at the last regular school election in said district".

5. By adding a new section following section 16 and renumbering the sections:

"Sec. . . Amend section two hundred seventy-five point five (275.5), Code 1954, as follows:

1. By striking the words 'one of the methods' in line twenty-five (25) and inserting in lieu thereof the words 'the method'.

2. Further amend said section by inserting after the word 'district' in line twenty-eight (28) the words 'or districts'."

W. C. MOLISON, *Chairman.*

Ordered passed on file.

Senator Shoeman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred **Senate File 176**, a bill for an act to amend section one hundred forty-seven point ten (147.10), Code 1954, relating to renewal of licensure of chiropractors, begs leave to report it has had the same under consideration and recommends the same **de pass.**

JOHN D. SHOEMAN, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 152, section 1, line 2, by striking
- 2 "(273.14)" and substituting in lieu thereof "(273.13)".

EARL ELIJAH.

- 1 Amend Senate File 205 by adding thereto the following new
- 2 section:
- 3 "The provisions of this Act shall become effective July 4,
- 4 1958."

ARCH W. MCFARLANE.

- 1 Amend Senate File 269 by adding thereto the following
- 2 section:
- 3 "Section three hundred twenty-two point twelve (322.12),
- 4 Code 1954, is amended by striking all of said section and
- 5 inserting in lieu thereof the following:
- 6 'All fees and funds of whatever character accruing from
- 7 the administration of this chapter shall be accounted for and
- 8 paid by the department into the state treasury monthly and
- 9 shall become a part of the general fund.'

IRVING D. LONG.

- 1 Amend Senate File 214 as follows:
- 2 1. Amend line 1, section 1, by inserting after the
- 3 word "operates" the words "or is in actual physical control".
- 4 2. Further amend line 1, section 1, by striking the word
- 5 "in" and inserting in lieu thereof the words "upon the highways of".
- 6 3. Amend line 4, section 5, by striking the period after
- 7 the word "request" and adding the following: "but said request
- 8 must be made within thirty (30) days after arrest".

ROBERT R. RIGLER.

On motion of Senator Nolan, the Senate adjourned until 10:05 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, MARCH 20, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Ruben Grosshuesch, pastor of the St. John Evangelical and Reformed Church, Melbourne, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Harbor, from forty residents of Mills County in opposition to a three per cent sales tax.

By Senator Miller, from eighteen residents of Woodbury County favoring proposed legislation relating to more restrictions on class "C" permits and making uniform chemical tests mandatory in the case of drinking drivers.

By Senator Prince, from twenty-two residents of Guthrie County favoring proposed legislation relating to a special bow and arrow hunting license.

By Senator Utzig, from twelve residents of Dubuque County favoring proposed legislation relating to the composition and power of the state board of health.

By the following Senators, favoring the sale of liquor by the drink in Iowa:

By Senator Byers, from four hundred six residents of Linn County.

By Senator O'Malley, from eighty-four residents of Polk County.

By the following Senators, in opposition to sale of liquor by the drink in Iowa:

By Senator McManus, from fifty residents of Lee County.

By Senator Prince, from twelve residents of Marion and Monroe Counties.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Burton for the day on request of Senator Dailey.

INTRODUCTION OF BILLS

Senate File 436, by committee on agriculture, a bill for an act to amend section seven (7), chapter one hundred five (105), Acts of the Fifty-sixth General Assembly, relating to veterinary medicine.

Read first and second times and placed on the calendar.

Senate File 437, by committee on agriculture, a bill for an act to amend chapter one hundred fourteen (114), Acts of the Fifty-sixth General Assembly, relating to the regulation of the business of buying, selling, receiving or dealing in eggs.

Read first and second times and placed on the calendar.

PRESENTATION OF VISITORS

Senator Shaff rose on a point of personal privilege and presented to the Senate his father, the Honorable J. O. Shaff of Clinton County, a former member of the Senate who was present in the Senate chamber.

Senator Gillespie asked and received unanimous consent to present to the Senate twelve members of the sixth, seventh and eighth grade classes of the Cedar Public School who were present in the balcony accompanied by their instructor, Mrs. Esther Lemke.

Senator O'Malley asked and received unanimous consent to present to the Senate thirty-nine members of the Junior and Senior classes of the Bondurant High School who were present in the balcony accompanied by their superintendent, J. M. Kennedy.

Senator Boothby asked and received unanimous consent to present to the Senate forty members of the Ida Grove High School who were present in the balcony accompanied by their instructor, Mrs. Leo Bekman.

Senator Ringgenberg asked and received unanimous consent to present to the Senate eighty-five members of the Social Studies class of the Ames Junior High School who were present in the balcony.

Senator McCurdy asked and received unanimous consent to present to the Senate twenty members of the eighth grade class of the Oskaloosa School for Christian Instruction who were present in the balcony accompanied by their principal, A. Vander Bosch, and their instructor, Lois Reimes.

SENATE FILE 402 RE-REFERRED

Senator Dewel asked and received unanimous consent that Senate File 402 be re-referred to the committee on banks, building and loan.

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 235, a bill for an act relating to the state printing board.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 311, a bill for an act relating to motor vehicle dealers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 374, a bill for an act creating an urbanized area for cities having a population of 15,000 or more.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 390, a bill for an act relating to the regulation of narcotic drugs.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 392, a bill for an act relating to aid to dependent children.

WILLIAM R. KENDRICK, Acting Chief Clerk.

HOUSE MESSAGES CONSIDERED

House File 235, a bill for an act to amend section fifteen point five (15.5), Code 1954, relating to the state printing board.

Read first and second times and passed on file.

House File 311, a bill for an act to amend chapter three hundred twenty-two (322), Code 1954, relating to motor vehicle dealers.

Read first and second times and passed on file.

House File 374, a bill for an act creating and establishing an urbanized area for cities having a population of fifteen thousand (15,000) or more; defining the limits of said urbanized area; and prohibiting the incorporation of a new municipality within such urbanized area.

Read first and second times and passed on file.

House File 390, a bill for an act relating to the regulation of narcotic drugs.

Read first and second times and passed on file.

House File 392, a bill for an act to amend chapter two hundred thirty-nine (239), Code 1954, relating to aid to dependent children; chapter two hundred forty-one (241), Code 1954, relating to aid for the blind; and chapter two hundred forty-nine (249), Code 1954, relating to old-age assistance, so as to cooperate with the pro-

visions of public law eight hundred eighty (880), Social Security amendment of 1956, enacted by the Eighty-fourth Congress of the United States, to promote the health of needy persons of this state by providing for separate matching of assistance expenditures for medical care for persons eligible for public assistance, which shall include vendor payments.

Read first and second times and passed on file.

UNFINISHED BUSINESS

The Senate resumed consideration of Senate File 133, a bill for an act relating to the operation of motor vehicles upon highways and to regulate the speed thereof and to amend certain sections of chapter three hundred twenty-one (321), Code 1954, relating thereto, and the amendments filed thereto by Senator Prentis.

The amendment to the amendment by Senator Prentis was adopted.

Senator Prentis moved the adoption of the amendment as amended.

Roll call was demanded.

On the question "Shall the amendment as amended be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 23:

Byers	Long	O'Malley	Shoeman
Coleman	Lynes	Prentis	Utzig
Dewel	McCurdy	Putney	Vest
Dykhouse	McFarlane	Schroeder	Walker
Elwood	McManus	Scott	Watson
Hoffman	Miller	Shaff	

Nays, 25:

Anderson	Fisher	Molison	Ringgenberg
Boothby	Gillespie	Nolan	Stuart
Buck	Grimstead	O'Connor	Turner
Butler	Harbor	Price	Weber
Dailey	Henry	Prince	Weiss
Elijah	Hoxie	Rigler	Wormley
Evans			

Absent or not voting, 2:

Burton	Tate
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The amendment as amended was lost.

Senator McManus offered the following amendment:

Amend Senate File 133 by inserting after the period in line 23 of section 1 the following: "No person shall drive a motor vehicle upon a street or highway unless said vehicle is equipped with a mechanical governor which shall limit the speed of said vehicle to a maximum of

sixty-five (65) miles per hour while proceeding on the straight and level. Any motor vehicle not equipped with a governor as herein provided shall proceed in reverse gear at all times."

Senator McManus offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the last sentence thereof commencing with the word "Any" in line 6 thereof.

Senator Vest took the chair at 10:50 a.m.

The amendment to the amendment was adopted.

Senator McManus moved the adoption of the amendment as amended.

Senator Dewel moved the previous question on the amendment, which motion prevailed.

Roll call was demanded.

On the question "Shall the amendment as amended be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 15:

Dykhouse	McCurdy	Putney	Tate
Elwood	McManus	Scott	Utzig
Hoffman	O'Malley	Shaff	Watson
Lynes	Prentis	Shoeman	

Nays, 34:

Anderson	Evans	Miller	Schroeder
Boothby	Fisher	Molison	Stuart
Buck	Gillespie	Nolan	Turner
Butler	Grimstead	O'Connor	Vest
Byers	Harbor	Price	Walker
Coleman	Henry	Prince	Weber
Dailey	Hoxie	Rigler	Weiss
Dewel	Long	Ringgenberg	Wormley
Elijah	McFarlane		

Absent or not voting, 1:

Burton

The amendment was lost.

Senator Putney offered the following amendment filed by Senators Putney, Prentis, Anderson, Walker, Coleman, Utzig, Butler, Scott, Long, Schroeder, Lynes, Shoeman, Burton and Watson:

Amend Senate File 133 by striking all after the enacting clause and substituting the following:

Section 1. Section three hundred twenty-one point two hundred eighty-five (321.285), Code 1954, is hereby amended by adding thereto as subsection five (5) the following:

"Fifty-five (55) miles per hour from sunset to sunrise."

Senator Lynes offered the following amendment to the amendment and moved its adoption:

Amend line 6 of the amendment by striking the word and figure "Fifty-five (55)" and inserting in lieu thereof "Sixty (60)".

President Nicholas took the chair at 11:45 a.m.

Roll call was demanded.

On the question "Shall the amendment to the amendment be adopted?" the vote was:

Ayes, 27:

Butler	Hoffman	O'Malley	Shoeman
Byers	Long	Prentis	Tate
Coleman	Lynes	Putney	Utzig
Dailey	McCurdy	Rigler	Vest
Dewel	McFarlane	Schroeder	Walker
Dykhouse	McManus	Scott	Watson
Elwood	Miller	Shaff	

Nays, 22:

Anderson	Gillespie	Nolan	Stuart
Boothby	Grimstead	O'Connor	Turner
Buck	Harbor	Price	Weber
Elijah	Henry	Prince	Weiss
Evans	Hoxie	Ringgenberg	Wormley
Fisher	Molison		

Absent or not voting, 1:

Burton

The amendment to the amendment was adopted.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

The Senate resumed consideration of Senate File 133, and the amendment filed by Senate Putney, et al.

Senator Putney offered the following amendment to the amendment and moved its adoption:

Amend line 6 by inserting after the word "sunrise" the words "on all other highways".

The amendment to the amendment was adopted.

Senator Vest offered the following amendment to the amendment, filed by Senators Vest, Lynes, Boothby, O'Connor, Dailey, Prentis, McCurdy, Elwood and Butler, and moved its adoption:

1. Amend line 6 of the amendment by inserting before the words "on all other highways" the following: "and seventy (70) miles per hour at all other times, except when passing other vehicles,".

2. Further amend the amendment by inserting after the words "on

all other highways" the following: "outside the corporate limits of municipalities".

Roll call was demanded.

On the question "Shall the amendment to the amendment be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 29:

Anderson	Fisher	O'Connor	Tate
Boothby	Henry	O'Malley	Turner
Buck	Hoffman	Prentis	Utzig
Butler	Lynes	Price	Vest
Byers	McCurdy	Rigler	Walker
Coleman	McFarlane	Shoeman	Weber
Dailey	Miller	Stuart	Weiss
Elwood			

Nays, 20:

Dewel	Grimstead	Molison	Schroeder
Dykhouse	Harbor	Nolan	Scott
Elijah	Hoxie	Prince	Shaff
Evans	Long	Putney	Watson
Gillespie	McManus	Ringgenberg	Wormley

Absent or not voting, 1:

Burton

The amendment to the amendment was adopted.

Senator Putney moved the adoption of the amendment as amended.

Roll call was demanded.

On the question "Shall the amendment as amended be adopted?" the vote was:

Ayes, 27:

Anderson	Elwood	Miller	Shoeman
Boothby	Grimstead	O'Connor	Utzig
Buck	Henry	O'Malley	Vest
Butler	Hoffman	Prentis	Walker
Byers	Lynes	Putney	Watson
Coleman	McCurdy	Schroeder	Weber
Dailey	McFarlane	Scott	

Nays, 22:

Dewel	Harbor	Price	Stuart
Dykhouse	Hoxie	Prince	Tate
Elijah	Long	Rigler	Turner
Evans	McManus	Ringgenberg	Weiss
Fisher	Molison	Shaff	Wormley
Gillespie	Nolan		

Absent or not voting, 1:

Burton

The amendment as amended was adopted.

Senator Wormley asked and received unanimous consent to withdraw the amendment filed by him to Senate File 133 and found on page 428 of the Senate Journal.

Senator Schroeder asked and received unanimous consent to withdraw the amendment filed by him to Senate File 133 and found on page 415 of the Senate Journal.

Senator McManus asked and received unanimous consent to withdraw the amendment filed by him to Senate File 133 and found on page 448 of the Senate Journal.

Senator Lynes asked and received unanimous consent to withdraw the amendment filed by him to Senate File 133 and found on page 505 of the Senate Journal.

Senator Stuart asked and received unanimous consent to withdraw the amendment filed by him to Senate File 133 and found on page 428 of the Senate Journal.

Senator Putney offered the following amendment and moved its adoption :

Amend the title to Senate File 133 by striking all after the word "thereof" in line 2.

The amendment was adopted.

Senator Long moved that Senate File 133 be laid on the table.

Roll call was demanded.

On the question "Shall Senate File 133 be laid on the table?" the vote was :

Ayes, 15:

Byers	Gillespie	Prince	Scott
Dewel	Long	Putney	Shoeman
Dykhouse	McManus	Ringgenberg	Watson
Evans	Nolan	Schroeder	

Nays, 34:

Anderson	Grimstead	Molison	Tate
Boothby	Harbor	O'Connor	Turner
Buck	Henry	O'Malley	Utzig
Butler	Hoffman	Prentis	Vest
Coleman	Hoxie	Price	Walker
Dailey	Lynes	Rigler	Weber
Elijah	McCurdy	Shaff	Weiss
Elwood	McFarlane	Stuart	Wormley
Fisher	Miller		

Absent or not voting, 1:

Burton

The motion to table was lost.

Senator Byers moved the previous question on the bill, which motion prevailed.

Senator Gillespie 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	Grimstead	Molison	Tate
Boothby	Harbor	O'Connor	Turner
Buck	Henry	O'Malley	Utzig
Butler	Hoxie	Price	Vest
Coleman	Lynes	Putney	Walker
Dailey	McCurdy	Rigler	Weber
Elijah	McFarlane	Ringgenberg	Weiss
Elwood	Miller	Stuart	Wormley
Fisher			

Nays, 16:

Byers	Gillespie	Nolan	Scott
Dewel	Hoffman	Prentis	Shaff
Dykhouse	Long	Prince	Shoeman
Evans	McManus	Schroeder	Watson

Absent or not voting, 1:

Burton

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Miller moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table.

Roll call was demanded.

On the question "Shall the motion by Senator Miller that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 28:

Anderson	Fisher	McFarlane	Stuart
Boothby	Grimstead	Miller	Turner
Buck	Harbor	Molison	Utzig
Butler	Henry	O'Connor	Vest
Dailey	Hoxie	O'Malley	Weber
Elijah	Lynes	Ringgenberg	Weiss
Elwood	McCurdy	Scott	Wormley

Nays, 21:

Byers	Hoffman	Price	Shaff
Coleman	Long	Prince	Shoeman
Dewel	McManus	Putney	Tate
Dykhouse	Nolan	Rigler	Walker
Evans	Prentis	Schroeder	Watson
Gillespie			

Absent or not voting, 1:

Burton

The motion prevailed.

Senator Dewel asked and received unanimous consent to have 1,000 copies of Senate File 133 as passed by the Senate printed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 121.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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: House File 121.

ASSIGNMENT OF BILL TO COMMITTEE

President Nicholas announced the assignment of the following bill to committee:

H. F. 372 Cities and towns

REPORTS OF COMMITTEES

Senator Harbor submitted the following report:

MR. PRESIDENT: Your committee on labor to which was referred **Senate File 56**, a bill for an act to prohibit and make it unlawful to picket by interference with employment, business or travel; to picket residences of employer of employees or threaten their families; prescribe duties of peace officers and provide punishments and protect civil rights, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WILLIAM H. HARBOR, *Chairman.*

Ordered passed on file.

Senator Ringgenberg submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 414**, a bill for an act relating to warehouses for agricultural products, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL H. RINGGENBERG, *Chairman.*

Ordered passed on file.

Senator Miller submitted the following report:

MR. PRESIDENT: Your committee on military affairs to which was referred **Senate File 329**, a bill for an act to amend section thirty-seven point ten (37.10), Code 1954, relating to qualifications of commissioners of memorial halls and monuments, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK MILLER, Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on military affairs to which was referred **Senate File 374**, a bill for an act to amend section four hundred twenty-seven point six (427.6), relating to the time for filing of claims for veteran's property tax exemption, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK MILLER, Chairman.

Ordered passed on file.

AMENDMENTS FILED

1 Amend House File 311 by inserting after line
2 56 of section 3 the following:
3 "(9) The rate of interest to be charged the buyer and
4 that rate shall not exceed one per cent (1%) per month
5 simple interest or its equivalent and shall be expressed in
6 terms of simple interest in the contract."

IRVING LONG.

1 Amend House File 311, section 2, by adding the following:
2 "Section three hundred twenty-two point three (322.3), Code
3 1954, is hereby further amended by adding to the end of subsection
4 five (5) the following:
5 Provided, however, that the provisions of this subsection
6 relating to 'failure to renew' shall not apply to any contract,
7 agreement, or understanding, which is for a term of five (5)
8 or more years."

JOHN A. WALKER.

On motion of Senator Nolan, the Senate adjourned until 10:05 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, MARCH 21, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Doctor C. T. R. Yeates, pastor of the Westminster United Presbyterian Church, Des Moines, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator O'Malley, from forty-four residents of Polk County favoring proposed legislation relating to administration of the poor laws.

By Senator Shaff, from thirty-four residents of Clinton County in opposition to sale of liquor by the drink in Iowa.

By the following Senators, favoring sale of liquor by the drink in Iowa:

By Senator Byers, from one hundred five residents of Linn County.

By Senator Long, from twenty-one residents of Buchanan County.

By Senator McFarlane, from twenty-one residents of Black Hawk County.

By Senator O'Malley, from sixty-three residents of Polk County.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Burton for the day on request of Senator Dailey.

PRESENTATION OF VISITORS

Senator Ringgenberg asked and received unanimous consent to present to the Senate fifty-five students from the Maxwell High School who were present in the balcony with their superintendent, Mr. Riekema, and their instructor, Mrs. Ray.

Senator Butler asked and received unanimous consent to present to the Senate sixteen students from the Boone Valley Community

School, Renwick, Iowa, who were present in the balcony accompanied by their principal, C. M. Gillespie.

Senator O'Malley asked and received unanimous consent to present to the Senate thirty-eight student nurses from Broadlawns Polk County Hospital who were present in the balcony accompanied by Mrs. Eng, director of nurses.

Senator O'Malley asked and received unanimous consent to present to the Senate thirty-one members of the 6-A class of Brooks School who were present in the balcony accompanied by their instructor, Miss Smith.

Senator O'Malley asked and received unanimous consent to present to the Senate thirty members of the sixth grade class of Webster School who were present in the balcony accompanied by their instructor, Dan Priest.

Senator O'Malley asked and received unanimous consent to present to the Senate two hundred fifty members of the Junior and Senior History classes of St. Joseph's Academy who were present in the balcony accompanied by Sister Mary Aloysius, Sister Mary St. Luella and Sister Mary Marcellan. Included in the group were Jean O'Malley, daughter of Senator O'Malley, and Patty Hogan, niece of Senator Coleman.

Senator Byers asked and received unanimous consent to present to the Senate twenty-nine members of the Senior class of Center Point High School who were present in the balcony accompanied by their superintendent, Joseph Bohr.

Senator Elwood rose on a point of personal privilege and presented to the Senate his mother, Mrs. Reed Elwood, who was present in the Senate chamber.

INTRODUCTION OF BILLS

Senate File 438, by committee on military affairs, a bill for an act relating to official bonds of members of soldiers relief commission.

Read first and second times and placed on the calendar.

Senate File 439, by committee on military affairs, a bill for an act relating to compensation of members of soldiers relief commission.

Read first and second times and placed on the calendar.

Senate File 440, by committee on military affairs, a bill for an act to assist certain severely disabled veterans.

Read first and second times and placed on the calendar.

Senate File 441, by committee on insurance, a bill for an act to amend chapter five hundred fourteen A (514A), Code 1954, relating to accident and health insurance.

Read first and second times and placed on the calendar.

Senate File 442, by committee on insurance, a bill for an act to amend section five hundred eight point eleven (508.11) and section five hundred fifteen point sixty-three (515.63), Code 1954, relating to the filing of annual statements by insurance companies.

Read first and second times and placed on the calendar.

UNFINISHED BUSINESS

Senator Wormley called up for further consideration Senate File 159, a bill for an act to amend section three hundred twenty-one point two hundred eighty-five (321.285), Code 1954, relating to speed limits for motor vehicles.

Senator Putney moved that Senate File 159 be returned to the committee on highway safety for further study.

Roll call was demanded.

On the question "Shall Senate File 159 be returned to the committee?" the vote was:

Ayes, 4:			
Long	McManus	Putney	Schroeder
Nays, 42:			
Anderson	Gillespie	O'Connor	Stuart
Boothby	Grimstead	O'Malley	Tate
Buck	Harbor	Prentis	Turner
Butler	Hoffman	Price	Utzig
Dailey	Hoxie	Prince	Vest
Dewel	Lynes	Rigler	Walker
Dykhouse	McCurdy	Ringgenberg	Watson
Elijah	McFarlane	Scott	Weber
Elwood	Miller	Shaff	Weiss
Evans	Molison	Shoeman	Wormley
Fisher	Nolan		
Absent or not voting, 4:			
Burton	Byers	Coleman (Present)	Henry

The motion was lost.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate File 159 by inserting following the word "on" in line 6 of section 1 the following: "the regular traveled portion of".

Further amend Senate File 159, section 1, by striking the first word in line 11 and substitute in lieu thereof the words: "traveled portion".

The amendment was adopted.

Senator McManus asked and received unanimous consent to withdraw the amendments filed by him and found on pages 393 and 447 of the Senate Journal.

Senator Wormley asked and received unanimous consent that action on Senate File 159 be deferred and that the bill retain its place on the calendar.

Senator Vest took the chair at 11:15 a.m.

Senator Watson called up the following resolution :

HOUSE CONCURRENT RESOLUTION 11

By Appropriations Committee

Be It Resolved by the House, the Senate Concurring: That the following bills, authorized by legislative action, are hereby approved and ordered paid as provided by section two point twenty (2.20), Code 1954:

A. C. Gustafson, postage and supplies (House).....	\$ 96.36
Gifford-Brown, Inc., microphones (House).....	143.10
Des Moines Rubber Stamp Co., stamps (House).....	19.10
Savery Hotel, election contest (House).....	287.90
Wallace-Homestead Co., letterheads (House).....	26.50
Ralph A. Lancaster, returning ballots (House).....	9.25
Remington Rand Co., Code Editor supplies (Joint).....	564.75
Dictaphone Corporation, dictaphone repairs (House).....	10.00
Royal Typewriter Co., typewriters (House).....	385.00
Koch Brothers, desk (House).....	182.97
Des Moines Rubber Stamp Co., badge, stamps (Senate)....	13.55
Radio Trade Supply Co., mike stand (Senate).....	3.00
Royal Typewriter Co., five typewriters (Senate).....	1,027.50

\$2,768.98

The state comptroller is hereby authorized and directed to issue warrants for amounts above listed and to persons and firms to whom such amounts are due.

On motion of Senator Watson, the report of the committee recommending passage was taken up, considered, and the report of the committee was adopted.

On motion of Senator Watson, the resolution was adopted.

THIRD READING OF BILLS

On motion of Senator Watson, House File 371, a bill for an act to provide for a deficiency appropriation to the department of social welfare for the purpose of aid to dependent children fund for the remainder of the biennium ending June 30, 1957, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Watson 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:

Anderson	Fisher	Miller	Shaff
Boothby	Gillespie	Molison	Shoeman
Buck	Grimstead	Nolan	Stuart
Butler	Harbor	O'Connor	Tate
Byers	Henry	O'Malley	Turner
Coleman	Hoffman	Prentis	Utzig
Dailey	Hoxie	Price	Vest
Dewel	Long	Prince	Walker
Dykhouse	Lynes	Putney	Watson
Elijah	McCurdy	Rigler	Weiss
Elwood	McFarlane	Ringgenberg	Wormley
Evans	McManus	Scott	

Nays, 1:

Schroeder

Absent or not voting, 2:

Burton Weber

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, House File 377, a bill for an act to appropriate funds to defray expenses of inaugural ceremonies, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Watson 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, 48:

Anderson	Fisher	Miller	Scott
Boothby	Gillespie	Molison	Shaff
Buck	Grimstead	Nolan	Shoeman
Butler	Harbor	O'Connor	Stuart
Byers	Henry	O'Malley	Tate
Coleman	Hoffman	Prentis	Turner
Dailey	Hoxie	Price	Utzig
Dewel	Long	Prince	Vest
Dykhouse	Lynes	Putney	Walker
Elijah	McCurdy	Rigler	Watson
Elwood	McFarlane	Ringgenberg	Weiss
Evans	McManus	Schroeder	Wormley

Nays, none.

Absent or not voting, 2:

Burton Weber

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, Senate File 424, a bill for an act to make appropriations to members of the committee on interstate cooperation, namely: L. A. Falvey, Earl A. Miller, Gladys S. Nel-

son, Emil L. Novak, Carl H. Ringgenberg, W. H. Tate, Frank R. Thompson, Jacob Van Zwol, Ted D. Clark, Duane E. Dewel, J. T. Dykhouse, Edward J. McManus, Charles W. Nelson, the estate of W. Eldon Walter, and De Vere Watson, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dewel offered the following amendment and moved its adoption:

Amend Senate File 424, section 4, by striking in line 4 the words "Kossuth County Advance" and inserting in lieu thereof the words "West Des Moines Express".

Further amend section 4 by striking in line 5 the words "Algona, Iowa" and inserting in lieu thereof the words "West Des Moines, Iowa".

The amendment was adopted.

Senator Watson 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	Gillespie	Molison	Shaff
Boothby	Grimstead	Nolan	Shoeman
Buck	Harbor	O'Connor	Stuart
Butler	Henry	O'Malley	Turner
Byers	Hoffman	Prentis	Utzig
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Elijah	Lynes	Putney	Watson
Elwood	McCurdy	Rigler	Weber
Evans	McFarlane	Schroeder	Weiss
Fisher	Miller	Scott	Wormley

Nays, none.

Absent or not voting, 6:

Burton	Dykhouse	Ringgenberg	Tate
Dewel	(Present)	(Present)	(Present)
(Present)	McManus		
	(Present)		

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

MOTION TO RECONSIDER

Senator Schroeder called up for consideration the following motion to reconsider:

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 16 failed to pass the Senate.

On motion of Senator Schroeder, the motion to reconsider was adopted.

SENATE FILE 16 RECONSIDERED

Senator Schroeder moved that the vote by which Senate File 16 failed to pass the Senate be reconsidered.

On the question "Shall the vote by which Senate File 16 failed to pass the Senate be reconsidered?" the vote was:

Ayes, 45:

Boothby	Harbor	Nolan	Shaff
Buck	Henry	O'Connor	Shoeman
Byers	Hoffman	O'Malley	Stuart
Dailey	Hoxie	Prentis	Tate
Dewel	Long	Price	Turner
Dykhouse	Lynes	Prince	Vest
Elijah	McCurdy	Putney	Walker
Elwood	McFarlane	Rigler	Watson
Evans	McManus	Ringgenberg	Weber
Fisher	Miller	Schroeder	Weiss
Gillespie	Molison	Scott	Wormley
Grimstead			

Nays, 3:

Butler	Coleman	Utzig
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Absent or not voting, 2:

Anderson	Burton
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The motion prevailed.

On motion of Senator Schroeder, Senate File 16, a bill for an act to repeal the exemption from taxation for future acquisitions of real estate by educational institutions, and defining same, was taken up for further consideration.

Senator Schroeder offered the following amendment and moved its adoption:

Amend Senate File 16 by striking all after the enacting clause and inserting the following in lieu thereof:

1. "Section 1. Section four hundred twenty-seven point one (427.1), Code 1954, is hereby amended by adding to the end of subsection eleven (11) the following: "An educational institution is defined as a nonprofit organization which (a) offers a curriculum leading to a recognized academic degree or certificate, and (b) is approved by the Iowa committee on secondary school and college relations, or the state department of public instruction for admission and transfer of credits to the three state institutions for higher education in Iowa, or is a member of the north central association of colleges and secondary schools, a library or art gallery as defined in subsection eight (8) of this section."

2. Further amend Senate File 16 by striking all after the word "Act" in line 1 of the title and insert in lieu thereof the following: "to define educational institutions which are exempt from real estate taxation."

The amendment was adopted.

Senator Schroeder moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Anderson	Grimstead	Nolan	Shaff
Boothby	Harbor	O'Connor	Shoeman
Buck	Henry	O'Malley	Stuart
Byers	Hoffman	Prentis	Tate
Dailey	Hoxie	Price	Turner
Dewel	Long	Prince	Vest
Dykhouse	Lynes	Putney	Walker
Eijah	McCurdy	Rigler	Watson
Elwood	McFarlane	Ringgenberg	Weber
Evans	McManus	Schroeder	Weiss
Fisher	Miller	Scott	Wormley
Gillespie	Molison		

Nays, 3:

Butler	Coleman	Utzig
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Absent or not voting, 1:

Burton

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

THIRD READING OF BILLS

On motion of Senator Walker, Senate File 117, a bill for an act to amend section four hundred twenty-two point forty-two (422.42), Code 1954, relating to the sales tax on farm chemicals and on gasoline used in farm tractors, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Walker asked and received unanimous consent that action on Senate File 117 be deferred and that the bill be placed on the calendar under "Unfinished Business."

On motion of Senator O'Malley, Senate File 254, a bill for an act relating to group insurance for municipal employees and to make chapter three hundred sixty-five A (365A), Code 1954, applicable in all cities and towns, was taken up and considered.

Senator O'Malley asked and received unanimous consent that House File 282 be substituted for Senate File 254.

On motion of Senator O'Malley, House File 282, a bill for an act pertaining to group insurance for municipal employees and to make chapter three hundred sixty-five A (365A), Code 1954, applicable in all cities and towns, was taken up and considered.

Senator O'Malley offered the following amendment and moved its adoption:

Amend House File 282 by adding the following new section:

"Further amend said section three hundred sixty-five A point seven

(365A.7), Code 1954, by striking the word 'except' in line five (5) and inserting in lieu thereof the word 'including'.

The amendment was adopted.

Senator O'Malley 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, 49:

Anderson	Gillespie	Molison	Shaff
Boothby	Grimstead	Nolan	Shoeman
Buck	Harbor	O'Connor	Stuart
Butler	Henry	O'Malley	Tate
Byers	Hoffman	Prentis	Turner
Coleman	Hoxie	Price	Utzig
Dailey	Long	Prince	Vest
Dewel	Lynes	Putney	Walker
Dykhouse	McCurdy	Rigler	Watson
Elijah	McFarlane	Ringgenberg	Weber
Elwood	McManus	Schroeder	Weiss
Evans	Miller	Scott	Wormley
Fisher			

Nays, none.

Absent or not voting, 1:

Burton

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator O'Malley asked and received unanimous consent that Senate File 254 be withdrawn from further consideration of the Senate.

President Nicholas took the chair at 11:55 a.m.

On motion of Senator Prentis, Senate File 4, a bill for an act authorizing the state board of regents to acquire, purchase, lease, construct, equip, improve, repair and remodel buildings or structures, including additions to buildings or structures, necessary or useful for carrying on the educational programs and extracurricular student activities at the state university of Iowa, the Iowa state college of agriculture and mechanic arts and the Iowa state teachers college, to acquire, lease and improve property therefor, to establish and collect building fees from students attending said institutions and to borrow money and issue debentures to pay the cost of such facilities in anticipation of the collection and secured by a pledge of all or any part of such building fees, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

On motion of Senator Nolan, the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate, in executive session, approved the Governor's request for the withdrawal of the name of George Bryant of Emmetsburg, Palo Alto County, Iowa, as a member of the Iowa Aeronautics Commission for the unexpired term ending June 30, 1961.

The Senate arose from executive session and resumed regular session, President Nicholas presiding.

Senator Dewel moved that all bills be sent to the sifting committee at 3:00 p.m., Thursday, March 21, 1957, with the exception of appropriation bills of the Senate and the House dealing with regular or statutory appropriations, claims, ways and means committee bills, and unfinished business.

The motion having received a constitutional majority prevailed.

ANNOUNCEMENT

Senator Nolan, majority floor leader and chairman of the sifting committee, stated that the sifting committee will act as a steering committee for one week, confining its action to bills now on the regular calendar and to those added to the regular calendar prior to 3:00 p.m., Friday, March 29, 1957.

On motion of Senator Nolan, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

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 194, a bill for an act relating to the compensation of mayors in cities under special charter.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 243, a bill for an act relating to protection from floods by cities and towns.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 288, a bill for an act relating to salaries of state conservation officers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 417, a bill for an act relating to the disposition of expended balances in the primary road bond redemption and interest funds in various counties.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 418, a bill for an act relating to the licensing of food establishments.

HOUSE MESSAGES CONSIDERED

House File 288, a bill for an act to amend section one hundred seven point thirteen (107.13), Code 1954, relating to salaries of state conservation officers.

Read first and second times and passed on file.

House File 417, a bill for an act relating to the disposition of unexpended balances in the primary road bond redemption and interest funds in the various counties, and to provide for the payment of all outstanding primary road bonds and interest coupons from the primary road fund.

Read first and second times and passed on file.

House File 418, a bill for an act relating to the licensing of food establishments.

Read first and second times and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 38 and 206.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 38 and 206.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 19, 1957, the Governor had approved the following bill:

Senate File 335, relating to fire department bonds for the City of Clinton.

A communication was also received announcing that on March 20, 1957, the Governor had approved the following bills:

Senate File 92, relating to an appropriation to members of the legislative governmental reorganization study committee.

Senate File 163, relating to decree of distribution in estates of decedents.

Senate File 305, relating to an appropriation to members of the Iowa legislative research committee.

Senate File 306, relating to an appropriation to members of the Iowa taxation study committee.

Senate File 307, relating to an appropriation to ex-officio members of the advisory investment board of the Iowa public employees' retirement system.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

- H. F. 235 Printing
- H. F. 390 Public health
- H. F. 392 Social security

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the special sifting committee calendar:

H.F. 46	S.F. 436	S.F. 154
S.F. 433	S.F. 155	S.F. 245
S.F. 203	S.F. 344	

D. C. NOLAN, *Chairman,*
Sifting Committee.

REPORTS OF COMMITTEES

Senator Watson submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate Joint Resolution 3**, a joint resolution to authorize the board of control of state institutions to cooperate with the City of Clarinda, Iowa, in financing improvements to the City of Clarinda waterworks facilities for the joint use of the City of Clarinda and the Clarinda mental health institute to assure an adequate and dependable supply of water for the Clarinda mental health institute, and to make appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HARRY E. WATSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 376**, a bill for an act to make a deficiency appropriation from the general fund of the State of Iowa for the biennium ending June 30, 1957, to the office of the commission for the blind, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HARRY E. WATSON, *Chairman.*

Ordered passed on file.

Senator Schroeder submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 359**, a bill for an act to reduce the minimum population requirement of cities in which a one-half ($\frac{1}{2}$) mill tax levy is

permitted for police and fireman pensions, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK SCHROEDER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 93**, a bill for an act to provide five (5) councilmen in all cities operating under the form of government of council-manager by popular election, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK SCHROEDER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 175**, a bill for an act to permit cities and towns to construct and lease public buildings for the use of the federal government under the terms of Public Law 519, 1954, enacted by the Congress of the United States, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK SCHROEDER, *Chairman*.

Ordered passed on file.

Senator Weiss submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 158**, a bill for an act relating to repeal of sections one hundred eight point one (108.1) to one hundred eight point six (108.6), inclusive, Code 1954, relating to the authority of the state conservation commission to acquire or lease property for development as state forests and conservation areas subject to regular tax levies for each and every year in the respective taxing districts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 235**, a bill for an act to appropriate funds for the dredging of Crystal Lake in Hancock County, Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 264**, a bill for an act to appropriate funds for the dredging of Lizard Lake in Pocahontas County, Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 299**, a bill for an act to provide for an engineering survey preparatory to the establishment of a state owned lake in Boone County and to make appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, Chairman.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 308**, a bill for an act relating to birds as targets, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, Chairman.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 319**, a bill for an act relating to providing for purchase of land to be used as outdoor recreational facilities in either Polk or Dallas County, Iowa, and appropriating funds for that purpose, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, Chairman.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 333**, a bill for an act relating to establishment of an Iowa recreation board, begs leave to report it has had the same under consideration and recommends the same **be indefinitely postponed**.

ALBERT WEISS, Chairman.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 350**, a bill for an act to appropriate funds for the dredging of Rice Lake in Winnebago and Worth Counties, Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, Chairman.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 353**, a bill for an act to provide for engineering survey preparatory to the establishment of a state owned lake in Marion County and to make appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, Chairman.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 354**, a bill for an act to amend section one hundred nine point fifty-six (109.56), Code 1954, relating to the closed period for training bird dogs, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on conservation to which was referred **House File 215**, a bill for an act to amend section three hundred fifty point two (350.2), Code 1954, relating to bounty on rattlesnakes, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on conservation to which was referred **House File 294**, a bill for an act to amend sections one hundred ten point one (110.1) and one hundred ten point seventeen (110.17), Code 1954, pertaining to hunting and fishing license fees and exemptions, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, *Chairman*.

Ordered passed on file.

Senator Elwood submitted the following report :

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 311**, a bill for an act to amend, revise, codify, substitute for and supplement chapter three hundred twenty-four (324), Code 1954, as amended, to impose an excise tax on motor fuel used to propel highway motor vehicles; to provide certain exemptions, refunds, and credits; to provide for the administration and enforcement of this act, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK D. ELWOOD, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 379**, a bill for an act to amend section four hundred fifty point thirty-one (450.31), Code 1954, relating to the time for filing objections to inheritance tax appraisements, 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 379 by inserting after the word "filing" in line 5 of section 1 the following: " , by the State Tax Commission and the executor or the administrator,".

FRANK D. ELWOOD, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 4, by striking all of section 12 and inserting
 2 in lieu thereof the following:
 3 "Sec. 12. This Act being deemed of immediate importance shall
 4 be in full force and effect from and after its passage and publication
 5 in the Leon Journal-Reporter, a newspaper published at Leon, Iowa,
 6 and in the Grinnell Herald-Register, a newspaper published at Grinnell,
 7 Iowa."

X. T. PRENTIS.

1 1. Amend Senate File 180, section 1, by striking all of the
 2 line 5 and inserting in lieu thereof the following:
 3 "income and minus federal income taxes as provided in
 4 section four hundred twenty-two point nine (422.9)."
 5 2. Further amend Senate File 180 by adding the following
 6 sections:
 7 "Sec. 3. Section four hundred twenty-two point four
 8 (422.4), subsection ten (10), Code 1954, is hereby amended
 9 by striking the period in line two (2) and inserting in
 10 lieu thereof the following:
 11 "; and where an individual is permitted to file as a
 12 corporation, under the provisions of the Internal Revenue
 13 Code of 1954, such fictional status shall not be recognized
 14 for purposes of this chapter, and such individual's taxable
 15 income shall be computed as required under the provisions
 16 of the Internal Revenue Code of 1954 relating to individuals
 17 not filing as a corporation, with the adjustments allowed by
 18 this chapter."
 19 "Sec. 4. The provisions of this act shall be effective
 20 retroactive to January 1, 1957, upon publication in the
 21 Sioux City Journal-Tribune, a newspaper published at Sioux
 22 City, Iowa, and in the Anthon Herald, a newspaper published
 23 at Anthon, Iowa."

JACK MILLER.

1 Amend the title to Senate File 180 by striking all after the
 2 word "Act" and inserting in lieu thereof the following:
 3 "to amend chapter two hundred eight (208), Acts of the Fifty-
 4 sixth General Assembly, and chapter four hundred twenty-two (422),
 5 Code 1954, relating to the Iowa Income Tax."

JACK MILLER.

1 Amend Senate File 159 as follows:
 2 By adding the following after the word "highway"
 3 in line 5 "constructed after the effective date
 4 of this act."
 5 By adding the following after the word "highway" in
 6 line 7 "constructed after the effective date
 7 of this Act."

THOMAS J. DAILEY.

1 Amend Senate File 159, by striking from line 4 thereof the
 2 word "Seventy" and insert in lieu thereof the following: "Except
 3 as otherwise restricted herein, seventy".

JACK M. WORMLEY.
 W. C. STUART.

- 1 Amend Senate File 159 by striking the words and figures
- 2 "Seventy (70) miles per hour" in line 4 and inserting in
- 3 lieu thereof the words and figures "Seventy-five (75) miles
- 4 per hour, except when passing,".

JOHN SHOEMAN.
E. J. MCMANUS.

- 1 Amend Senate File 159 by striking the word and figures
- 2 "thirty-five (35)" in line 8 and inserting in lieu thereof
- 3 the word and figures "forty-five (45)".

JOHN SHOEMAN.
E. J. MCMANUS.

- 1 Amend Senate File 203 as follows:

- 2 1. Amend Senate File 203 by adding after the period
- 3 (.) in line 8 of section 11 the following,
- 4 "In the performance of the foregoing duty, the secretary
- 5 shall counsel with the director of the Iowa agricultural
- 6 experimental station in respect to the time, place and
- 7 extent of sampling."

GENE L. HOFFMAN.

- 1 Amend Senate File 236, section 9, by striking lines 15, 16, and
- 2 17 and inserting in lieu thereof the following: "The parties
- 3 exercising concurrent jurisdiction shall enter into agreements
- 4 with each other as to the kind and type of construction or
- 5 maintenance and the division of cost thereof, but in the absence
- 6 of such agreement the jurisdiction and control of said road shall
- 7 remain under the conservation commission."

JACK M. WORMLEY.

- 1 Amend Senate File 387 by adding the following thereto
- 2 as Sec. 4:
- 3 "Amend section three hundred twenty-one point
- 4 four hundred fifty-four (321.454), Code 1954, by adding
- 5 the following after the word 'vehicle' in line two (2)
- 6 thereof: ', including automobile utility trailers and mobile
- 1 homes or house trailers,'"

FRANK HOXIE.

On motion of Senator Wormley, the Senate adjourned until 9:30 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, MARCH 22, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Harold Smith, pastor of the First Presbyterian Church, Atlantic, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Dailey, from twenty-one county officers and employees of Des Moines County favoring legislation increasing salaries of county officers.

By Senator Dykhouse, from sixty-three residents of Sibley in opposition to legislation which would place sales tax above two per cent.

By Senator Hoxie, from seventeen residents of Page County favoring legislation relating to operating a motor vehicle while intoxicated.

By Senator O'Malley, from five residents of Polk County favoring proposed legislation relating to prohibiting any railroad company from abandoning location of shop or terminal; sanitary facilities for railroad employees; equipment or rail track motor cars; paying wages to employees weekly instead of semi-monthly; deduction of certain taxes for Iowa income tax purpose, and in opposition to proposed legislation relating to labor organizations being prohibited from contributing to political candidates; garnishment of a head of family for debts; taxing fraternal beneficiary associations, and making it unlawful to picket.

By the following Senators, favoring the sale of liquor by the drink in Iowa:

By Senator Byers, from sixty-four residents of Linn County.

By Senator O'Malley, from eighty-four residents of Polk County.

By the following Senators, in opposition to sale of liquor by the drink in Iowa:

By Senator Dailey, from members of the Burlington Council of Churches of Des Moines County.

By Senator Turner, from six residents of Adams County.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Burton for the day on request of Senator Dailey; Senator Shaff for the day on request of Senator Schroeder; Senator Elwood for the day on request of Senator Rigler; Senator McFarlane for the day on request of Senator Lynes.

PRESENTATION OF VISITORS

Senator Turner asked and received unanimous consent to present to the Senate fifteen members of the Gravity High School basketball team who were present in the balcony accompanied by their superintendent, Mr. Mansfield.

Senator Prentis asked and received unanimous consent to present to the Senate students from the Benton High School who were present in the balcony accompanied by their superintendent, George D. Williams.

Senator Scott asked and received unanimous consent to present to the Senate thirteen students from the Smithfield High School who were present in the balcony accompanied by Benton Harrison.

Senator Butler asked and received unanimous consent to present to the Senate eight members of the basketball squad of the Rolfe High School who were present in the balcony accompanied by their coach, Mr. Richard, and their superintendent, R. O. Mortenson.

ANNOUNCEMENT (SIFTING COMMITTEE)

President Nicholas announced the following assignment of members to sifting committee: Senator Miller as an additional member of the committee and Senator Henry as an alternate member to serve in the absence of any member of the committee.

PROOF OF PUBLICATION

Published copy of House File 111 and verified proof of publication of said bill in the Cherokee Daily Times on January 29, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND, *Secretary of Senate.*

INTRODUCTION OF BILLS

Senate File 443, by committee on appropriations, a bill for an act to make appropriations to members of the Iowa study committee of water rights and drainage laws, namely: Conway E. Morris, Wendell Pendleton, Carl T. Anderson, A. J. Johnson, James Hudson, James Foster and George Ahrens.

Read first and second times and placed on the calendar.

Senate File 444, by committee on interstate cooperation, a bill for an act to provide for the affiliation of the State of Iowa with the council of state governments for the purpose of facilitating the cooperation of the State of Iowa with the units of government of the several states, which belong to said council, and of the United States.

Read first and second times and placed on the calendar.

Senate File 445, by committee on motor vehicles, a bill for an act relating to brake requirements of vehicles and performance ability of brakes on vehicles, and to amend section three hundred twenty-one point four hundred thirty (321.430) and chapter three hundred twenty-one (321), Code 1954.

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 22, a bill for an act relating to written objections to proposed local budgets.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 39, a bill for an act relating to vocational education.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 198, a bill for an act relating to payment of witness fees in jury trials in the district courts in criminal cases.

Also: That the House has passed the following House joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 16, authorizing the Governor to designate October 31 of each year as Youth Honor Day.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 153, a bill for an act to legalize proceedings for organization of the Community School District of Ocheyedon in Osceola County.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 154, a bill for an act authorizing a patent to West half of Southwest quarter of Section 16, Township 81 North, Range 10 West of Fifth Principal Meridian, in Iowa County, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 159, a bill for an act relating to mileage allowances of petit and grand jurors.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 201, a bill for an act to legalize proceedings for organization of Ida Grove Community School District.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 212, a bill for an act relating to the legal settlement for support of the blind.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 252, a bill for an act relating to speed limit of vehicles in state parks.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 268, a bill for an act to legalize the proceedings of the board of directors of the Independent School District of Keosauqua.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 275, a bill for an act to legalize action of board of supervisors of Hancock County in transferring funds from the general county fund to secondary road maintenance fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 284, a bill for an act relating to the age of children starting to school.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 317, a bill for an act relating to powers and duties of the board of trustees of county public hospitals.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 356, a bill for an act to legalize proceedings of the City Council of the City of West Des Moines, Iowa, providing for the issuance of swimming pool bonds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 380, a bill for an act relating to the state department of social welfare.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 420, a bill for an act to legalize purchase of certain land in Story County, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 421, a bill for an act to legalize proceedings for organization and establishment of the Manson Community School District.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 426, a bill for an act relating to minimum enrollment in public schools.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 429, a bill for an act relating to a penalty for taking a boat or watercraft without the owner's consent.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 437, a bill for an act relating to construction and improvement of storm sewers and electrical traffic control devices incident to construction and improvement of extensions of the primary road system within cities and towns.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 447, a bill for an act to legalize proceedings for organization of Community School District of Melvin.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 544, a bill for an act relating to the issuance of drivers' licenses.

WILLIAM R. KENDRICK, *Acting Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House Joint Resolution 16, a joint resolution authorizing the Governor to designate October 31 of each year as Youth Honor Day.

Read first and second times and passed on file.

House File 153, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Community School District of Ocheyedan in Osceola County, State of Iowa, and declaring said district a duly and legally organized corporate body.

Read first and second times and passed on file.

House File 154, a bill for an act authorizing a patent to issue to the West half of the Southwest quarter ($W\frac{1}{2}$ of $SW\frac{1}{4}$) of Section sixteen (16), Township eighty-one North (81N), Range ten (10) West of the Fifth principal meridian, in Iowa County, Iowa.

Read first and second times and passed on file.

House File 159, a bill for an act relating to mileage allowances of petit and grand jurors.

Read first and second times and passed on file.

House File 201, a bill for an act to legalize and validate the proceedings for the organization of the Ida Grove Community School District in Ida County, State of Iowa, and to legalize and validate the actions of the board of directors of the said Ida Grove Community School District and the board of directors of the Grant Township School District of the County of Ida, State of Iowa, in calling a special election for the merger of said two school districts.

Read first and second times and passed on file.

House File 212, a bill for an act relating to the legal settlement for support of the blind.

Read first and second times and passed on file.

House File 252, a bill for an act to amend section one hundred eleven point thirty-six (111.36), Code 1954, relating to the speed limit of vehicles in state parks.

Read first and second times and passed on file.

House File 268, a bill for an act to legalize and validate the proceedings of the board of directors of the Independent School District of Keosauqua, in the County of Van Buren, State of Iowa, authorizing and providing for the issuance and delivery of school addition bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Read first and second times and passed on file.

House File 275, a bill for an act to legalize the action of the board of supervisors of Hancock County in transferring funds from the general county fund to the secondary road maintainance fund.

Read first and second times and passed on file.

House File 284, a bill for an act relating to the age of children starting to school.

Read first and second times and passed on file.

House File 317, a bill for an act to amend section three hundred forty-seven point fourteen (347.14), Code 1954, relating to powers and duties of the board of trustees of county public hospitals.

Read first and second times and passed on file.

House File 356, a bill for an act to legalize and validate the proceedings of the city council of the City of West Des Moines, Iowa, authorizing and providing for the issuance of swimming pool bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said city.

Read first and second times and passed on file.

House File 380, a bill for an act to amend chapter two hundred thirty-four (234), Code 1954, relating to the state department of social welfare, to permit payment of medical assistance for all categorical assistance programs from one fund.

Read first and second times and passed on file.

House File 420, a bill for an act to legalize the purchase of certain land in Story County, Iowa, by the state board of regents and its transfer to the United States of America and to validate and confirm the execution of a patent therefor.

Read first and second times and passed on file.

House File 421, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Manson Community School District, in the Counties of Calhoun and Pocahontas, State of Iowa.

Read first and second times and passed on file.

House File 426, a bill for an act to amend section two hundred seventy-nine point fifteen (279.15), Code 1954, relating to minimum enrollment in public schools.

Read first and second times and passed on file.

House File 429, a bill for an act relating to the taking of a boat or watercraft without the owner's consent and providing a penalty therefor.

Read first and second times and passed on file.

House File 437, a bill for an act relating to the construction, reconstruction and improvement of storm sewers and electrical traffic control devices incident to the construction, reconstruction and improvement of extensions of the primary road system within cities and towns.

Read first and second times and passed on file.

House File 447, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Community School District of Melvin, in the Counties of Osceola and O'Brien, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

Read first and second times and passed on file.

House File 544, a bill for an act relating to the issuance of drivers' licenses and to amend section three hundred twenty-one point one hundred seventy-seven (321.177), Code 1954.

Read first and second times and passed on file.

THIRD READING OF BILLS

On motion of Senator Nolan, Senate File 58, a bill for an act to amend chapter four hundred sixty-seven B (467B), Code 1954, relating to taxation on land acquired by the federal government for flood control purposes, with report of committee recommending passage, was taken up, considered, and the report of the committee was adopted.

Senator Lynes took the chair at 10:10 a.m.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate File 58, section 1, line 3, by striking the following: "Section 467B.15."

The amendment was adopted.

Senator Nolan 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, 46:

Anderson	Gillespie	Nolan	Shoeman
Boothby	Grimstead	O'Connor	Stuart
Buck	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Evans	Miller	Scott	Wormley
Fisher	Molison		

Nays, none.

Absent or not voting, 4:

Burton	Elwood	McFarlane	Shaff
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Schroeder, Senate File 109, a bill for an act relating to investment of funds of life insurance companies and associations and to amend section five hundred eleven point eight (511.8), Code 1954, and section one (1) of chapter two hundred forty-three (243), Acts of the Fifty-sixth General Assembly, with report of committee recommending passage, was taken up, considered, and the report of the committee was adopted.

Senator Schroeder offered the following amendment:

Amend Senate File 109 as follows:

1. Strike all of section 1 and insert in lieu thereof the following:

"Section 1. Section five hundred eleven point eight (511.8), Code 1954, is hereby amended by inserting after the word 'acquisition' in the last line of paragraph a, subsection four (4) the following:

'or if, at the date of acquisition, the obligations are adequately secured and have investment qualities and characteristics wherein the speculative elements are not predominant'."

2. Amend section 3, by striking the period (.) after the word "located" in line 6.

3. Amend section 5, by striking the word "of" in line 7 and inserting in lieu thereof the word "or".

4. Amend section 11, by inserting before the word "ten" in line 5 a quotation mark (").

Senator Schroeder asked and received unanimous consent to withdraw divisions 3 and 4 of the amendment.

On motion of Senator Schroeder, divisions 1 and 2 of the amendment were adopted.

Senator Schroeder 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	Fisher	Nolan	Shoeman
Boothby	Gillespie	O'Connor	Stuart
Buck	Grimstead	O'Malley	Tate
Butler	Harbor	Prentis	Turner
Byers	Henry	Price	Utzig
Dailey	Long	Prince	Vest
Dewel	Lynes	Putney	Walker
Dykhouse	McCurdy	Rigler	Watson
Elijah	McManus	Ringgenberg	Weber
Elwood	Miller	Schroeder	Weiss
Evans	Molison	Scott	Wormley

Nays, 1:

Coleman

Absent or not voting, 5:

Burton	Hoxie	McFarlane	Shaff
Hoffman	(Present)		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Miller, Senate File 135, a bill for an act to amend section three hundred sixty-eight A point nineteen (368A.19), Code 1954, relating to police matrons and their compensation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Miller 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	Fisher	McManus	Tate
Buck	Gillespie	Miller	Turner
Butler	Grimstead	Molison	Utzig
Byers	Harbor	Nolan	Vest
Coleman	Hoffman	O'Connor	Watson
Dailey	Hoxie	O'Malley	Weber
Dewel	Lynes	Schroeder	Weiss
Elijah	McCurdy	Shoeman	Wormley

Nays, 9:

Boothby	Prince	Rigler	Scott
Dykhouse	Putney	Ringgenberg	Stuart
Price			

Absent or not voting, 9:

Burton	Evans	Long	Shaff
Elwood	(Present)	McFarlane	Walker
	Henry	Prentis	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Anderson, Senate File 137, a bill for an act relating to the classification of lands within a proposed drainage or levee district prior to the establishment of such district, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Harbor 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, 45:

Anderson	Gillespie	Molison	Scott
Boothby	Grimstead	Nolan	Shoeman
Buck	Harbor	O'Connor	Stuart
Butler	Henry	O'Malley	Tate
Byers	Hoffman	Prentis	Turner
Coleman	Hoxie	Price	Utzig
Dailey	Long	Prince	Vest
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McManus	Ringgenberg	Weiss
Evans	Miller	Schroeder	Wormley
Fisher			

Nays, none.

Absent or not voting, 5:

Burton	McFarlane	Shaff	Walker
Elwood			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Anderson, Senate File 138, a bill for an act relating to the classification of lands benefited by lateral ditches

and drains in levee and drainage districts, was taken up for consideration.

Senator Anderson asked and received unanimous consent that Senate File 138 be re-referred to the committee on water rights.

On motion of Senator Anderson, Senate File 141, a bill for an act relating to the reclassification of lands in drainage and levee districts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Walker asked and received unanimous consent that action on Senate File 141 be deferred and that the bill be placed on the calendar under "Unfinished Business."

Senator Anderson asked and received unanimous consent that Senate File 141 be re-referred to the committee on water rights.

On motion of Senator Anderson, Senate File 143, a bill for an act relating to the annexation of additional lands in a drainage or levee district and basis for assessments upon such lands, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Butler 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	Fisher	Mollison	Scott
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Butler	Harbor	O'Malley	Turner
Byers	Hoffman	Prentis	Utzig
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McManus	Ringgenberg	Weiss
Evans	Miller	Schroeder	Wormley

Nays, none.

Absent or not voting, 6:

Burton	Henry	Shaff	Tate
Elwood	McFarlane		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Anderson, Senate File 144, a bill for an act relating to the acquisition of easements for meander by drainage or levee districts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Harbor moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Senator Walker asked and received unanimous consent that action on Senate File 144 be deferred and that the bill be placed on the calendar under "Unfinished Business."

Objection was raised to the consideration of Senate Files 146 to 148 and 185, and the bills were removed from the non-controversial calendar.

On motion of Senator Elijah, Senate File 196, a bill for an act relating to the penalty for minors convicted of a violation of laws relating to the beer and malt liquors, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Elijah 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, 46:

Anderson	Gillespie	Nolan	Shoeman
Boothby	Grimstead	O'Connor	Stuart
Buck	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Evans	Miller	Scott	Wormley
Fisher	Molison		

Nays, none.

Absent or not voting, 4:

Burton	Elwood	McFarlane	Shaff
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

President Nicholas took the chair at 11:15 a.m.

On motion of Senator McManus, Senate File 201, a bill for an act to amend section two hundred eighty point eight (280.8), Code 1954, relating to required courses of study in certain schools, 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 Senate File 201, section 1, line 4, by striking the word and figure "four (4)" and inserting the word and figure "two (2)".

Senator Molison offered the following amendment to the amendment and moved its adoption:

Amend the amendment by inserting after the word "the" in line 1 the word "first".

The amendment to the amendment was adopted.

On motion of Senator Molison, the amendment as amended was adopted.

Senator McManus 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	Elijah	Molison	Schroeder
Boothby	Gillespie	Nolan	Shoeman
Buck	Hoffman	O'Connor	Stuart
Butler	Hoxie	O'Malley	Tate
Byers	Lynes	Price	Turner
Coleman	McCurdy	Putney	Utzig
Dailey	McManus	Rigler	Watson
Dykhouse	Miller	Ringgenberg	Weber

Nays, 8:

Dewel	Long	Prince	Vest
Harbor	Prentis	Scott	Weiss

Absent or not voting, 10:

Burton	Fisher	McFarlane	Walker
Elwood	(Present)	Shaff	Wormley
Evans	Grimstead		
(Present)	Henry		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Vest asked and received unanimous consent to take up for consideration House File 22, a bill for an act to legalize and validate the proceedings for the organization of Odebolt-Arthur community school district, in the Counties of Sac, Crawford and Ida, State of Iowa, and to legalize and validate the action of the board of directors of said school district in calling a special school bond election.

The report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Senator Vest 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	Gillespie	Nolan	Stuart
Boothby	Grimstead	O'Connor	Tate
Buck	Harbor	O'Malley	Turner
Butler	Hoffman	Prentis	Utzig
Byers	Hoxie	Price	Vest
Coleman	Long	Putney	Walker
Dailey	Lynes	Rigler	Watson
Dewel	McCurdy	Ringgenberg	Weber
Dykhouse	McManus	Schroeder	Weiss
Elijah	Miller	Scott	Wormley
Evans	Molison	Shoeman	

Nays, none.

Absent or not voting, 7:

Burton	Fisher	McFarlane	Shaff
Elwood	Henry	Prince	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Vest asked and received unanimous consent that Senate File 98 be withdrawn from further consideration of the Senate.

Senator Dewel asked and received unanimous consent that House File 22 be immediately messaged to the House, which request was complied with.

Senator Boothby asked and received unanimous consent to take up for consideration House File 111, a bill for an act to legalize and validate petition to and proceedings had by the city of Cherokee, Iowa, and the city officials, relating to the submission at a special municipal election held in said city on August 30, 1956, and the election itself, on the proposition of constructing and equipping a municipal swimming pool including bath houses, and if required acquiring property for said purpose, and contracting indebtedness for such purpose not exceeding \$75,000 and issuing bonds for such purpose not exceeding \$75,000 and levying tax annually upon the taxable property in said city not exceeding one and one-half mills per annum for the payment of such bonds and the interest thereon, and declaring the same to be legally sufficient authority for the city council and city officials of said city to contract indebtedness and issue bonds in reliance thereon and to levy taxes to pay said bonds and the interest thereon.

The report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Senator Boothby 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	Gillespie	Molison	Shoeman
Boothby	Grimstead	Nolan	Stuart
Buck	Harbor	O'Connor	Tate
Butler	Henry	O'Malley	Turner
Byers	Hoffman	Prentis	Utzig
Coleman	Hoxie	Price	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Evans	Miller	Scott	Wormley

Nays, none.

Absent or not voting, 6:

Burton	Fisher	Prince	Shaff
Elwood	McFarlane		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Boothby asked and received unanimous consent that House File 111 be immediately messaged to the House, which request was complied with.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 194 and 243.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 194 and 243.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 22nd day of March, 1957, sent to the Governor for his approval: Senate Files 194 and 243.

NORVAL EVANS, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 21, 1957, the Governor had approved the following bill:

Senate File 108, relating to qualifications for registration of professional engineers.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

S. F. 235	Appropriations (under Senate Rule 21)
S. F. 264	Appropriations (under Senate Rule 21)
S. F. 299	Appropriations (under Senate Rule 21)
S. F. 319	Appropriations (under Senate Rule 21)
S. F. 350	Appropriations (under Senate Rule 21)
S. F. 353	Appropriations (under Senate Rule 21)
H. F. 288	Compensation of public officers and employees
H. F. 417	Appropriations
H. F. 418	Agriculture
H.J.R. 16	Judiciary 1
H. F. 153	Judiciary 2
H. F. 154	Judiciary 2
H. F. 159	Compensation of public officers and employees
H. F. 201	Judiciary 2
H. F. 212	Social security
H. F. 268	Judiciary 2
H. F. 275	Judiciary 2
H. F. 284	Schools and educational institutions
H. F. 317	Public health
H. F. 380	Social security
H. F. 420	Judiciary 2
H. F. 421	Judiciary 2
H. F. 429	Judiciary 1
H. F. 437	Cities and towns
H. F. 447	Judiciary 2
H. F. 544	Highway safety

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the special sifting committee calendar:

S.F. 429	H.F. 175	S.F. 378
H.F. 12	S.F. 222	S.F. 294
S.F. 311	S.F. 297	

D. C. NOLAN, *Chairman,*
Sifting Committee.

REPORTS OF COMMITTEE

Senator Anderson submitted the following report:

MR. PRESIDENT: Your committee on water rights to which was referred **House File 75**, a bill for an act to amend section four hundred fifty-five point fifty-six (455.56), Code 1954, relating to classification as a basis for future assessments in drainage districts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL T. ANDERSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **House File 99**, a bill for an act relating to the rate of interest on levee and drainage district assessments, warrants, improvement certificates, and bonds, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL T. ANDERSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **House File 104**, a bill for an act relating to the authority of drainage and levee districts and to make improvements exceeding the original cost of the district plus existing subsequent improvements, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL T. ANDERSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **House File 109**, a bill for an act to authorize the payment of the organizational expenses of subdistricts of soil conservation districts from the proceeds of the tax levied for such subdistricts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL T. ANDERSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **House File 174**, a bill for an act to amend section four hundred sixty-two point twenty-six (462.26), Code 1954, relating to the appointment of a clerk for board of trustees for drainage district, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL T. ANDERSON, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 155 by adding after the word "and" in
- 2 line 12 of section 3 the following: ", subject to said limit
- 3 for one person,".

JOHN A. WALKER.

- 1 Amend the amendment to Senate File 159 filed March 21, 1957,
- 2 by McManus and Shoeman by striking in line 3 "forty-five (45)"
- 3 and inserting in lieu thereof "forty (40)".

JACK M. WORMLEY.

- 1 Amend Senate File 422 as follows:
- 2 1. Insert the word "chapter" after the word "in" in line
- 3 1 of section 2.
- 4 2. Strike "1950" in line 8 of section 2 and
- 5 insert in lieu thereof "1954".
- 6 3. Strike lines 3, 4, and 5 of section
- 7 3 and insert in lieu thereof the following:
- 8 "Sioux City Journal-Tribune, a newspaper published at Sioux
- 9 City, Iowa, and The Malvern Leader, a newspaper published at
- 10 Malvern, Iowa."

JACK MILLER.

On motion of Senator Nolan, the Senate adjourned until 10:05 a.m., Monday, March 25, 1957.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, MARCH 25, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Richard Humke, pastor of the Trinity Episcopal Cathedral, Davenport, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Byers, from nine residents of Linn County favoring proposed legislation relating to dredging and improvement of North Twin Lake in Calhoun County.

By Senator McManus, from forty-seven residents of Polk County favoring legislation relating to laws transporting children to and from public and private schools.

By Senator O'Connor, from forty-eight residents of Polk County favoring legislation relating to laws transporting children to and from public and private schools.

By Senator Prentis, from twenty-one residents of Decatur County in opposition to sale of liquor by the drink in Iowa.

By Senator Shaff, from fifty-three residents of Clinton County favoring legislation eliminating the Iowa state income tax and substituting in its place a three per cent state sales tax.

By the following Senators, favoring sale of liquor by the drink in Iowa:

By Senator Byers, from thirty-nine residents of Linn County.

By Senator Ringgenberg, from twenty-two residents of Boone County.

By Senator O'Connor, from three hundred fifty-six residents of Clayton County.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Harbor for the day on request of Senator Prentis; Senator Stuart for the day on request of Senator Turner; Senator Putney for the day on request of Senator Walker.

PRESENTATION OF VISITOR

Senator Butler asked and received unanimous consent to present to the Senate Donna Kay Straub, a member of the fifth grade class of Holy Trinity School who was present in the Senate chamber.

Roll call of the Senate revealed twenty-nine members present.

On motion of Senator Vest, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

MESSAGES FROM THE HOUSE

The following messages was 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 21, a resolution expressing the opinion of the Fifty-seventh General Assembly that excise taxes on transportation of persons and property be removed by the Congress of the United States.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 103, a bill for an act to provide for establishment and licensing of game breeding and shooting preserve areas.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 229, a bill for an act relating to license fees imposed on motor fuel.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 205, a bill for an act relating to authority of state highway commission to stop and inspect motor vehicles or trailers to enforce provisions of motor vehicle registration law.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 389, a bill for an act relating to the appointment of a nominee by banking institutions acting in a fiduciary capacity.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 464, a bill for an act relating to penalty for operating or maintaining a children's home without compliance with chapter relating thereto.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 539, a bill for an act relating to World War II service compensation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 547, a bill for an act relating to widows of veterans and their admission to the Iowa soldiers home.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 548, a bill for an act authorizing a patent to N $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 17, Township 70 North, Range 10 West of 5th Principal Meridian, Van Buren County, Iowa.

WILLIAM R. KENDRICK, *Acting Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 229

1. Amend Senate File 229, section 1, subsection 2, by striking the numerals "1961" and inserting "1959".

Also amend section 2, subsection 2, by striking the numerals "1961" and inserting "1959".

Further amend section 2, subsection 4, by striking the numerals "1961" and inserting "1959".

2. Further amend Senate File 229 by adding as section 3 the following:
"Sec. 3. The primary road funds referred to in sections three hundred thirteen point twenty-one (313.21) and three hundred thirteen point thirty-six (313.36) shall not include the funds raised under section two (2) of this Act.

Further amend Senate File 229 by renumbering the remaining section.

HOUSE MESSAGES CONSIDERED

House File 205, a bill for an act relating to the authority of the state highway commission and its employees to stop and inspect motor vehicles or trailers to enforce the provisions of the law relating to motor vehicle registration.

Read first and second times and passed on file.

House File 389, a bill for an act to amend chapter five hundred thirty-two (532), Code 1954, relating to the appointment of a nominee by banking institutions acting in a fiduciary capacity.

Read first and second times and passed on file.

House File 464, a bill for an act to amend section two hundred thirty-seven point sixteen (237.16), Code 1954, relating to penalty for operating or maintaining a children's home without compliance with chapter relating thereto.

Read first and second times and passed on file.

House File 539, a bill for an act to authorize the World War II service compensation board to pay World War II service compensation to applicants who file applications therefor between July 1, 1953, and June 30, 1957, inclusive, and to make an appropriation therefor.

Read first and second times and passed on file.

House File 547, a bill for an act relating to widows of veterans and their admission to the Iowa soldiers home.

Read first and second times and passed on file.

House File 548, a bill for an act authorizing a patent to the north half of the northwest quarter ($N\frac{1}{2}$ of $NW\frac{1}{4}$) of section sixteen (16), township seventy (70) north, range ten (10), west of the fifth principal meridian, Van Buren County, Iowa.

Read first and second times and passed on file.

THIRD READING OF BILLS

On motion of Senator Molison, Senate File 265, a bill for an act to amend section two hundred seventy-nine point fifteen (279.15), Code 1954, relating to minimum enrollment in public schools, was taken up and considered.

Senator Molison asked and received unanimous consent that House File 426 be substituted for Senate File 265.

On motion of Senator Molison, House File 426, a bill for an act to amend section two hundred seventy-nine point fifteen (279.15), Code 1954, relating to minimum enrollment in public schools, was taken up and considered.

Senator Molison 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	Gillespie	O'Connor	Shoeman
Boothby	Grimstead	O'Malley	Tate
Buck	Long	Prentis	Turner
Butler	Lynes	Prince	Utzig
Byers	McCurdy	Rigler	Vest
Dewel	McFarlane	Ringgenberg	Walker
Dykhouse	McManus	Schroeder	Watson
Elijah	Miller	Scott	Weiss
Elwood	Molison	Shaff	Wormley
Evans	Nolan		

Nays, 1:

Coleman

Absent or not voting, 11:

Burton	Harbor	Hoxie	Putney
Dailey	Henry	(Present)	Stuart
Fisher	Hoffman	Price	Weber

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Molison asked and received unanimous consent that

Senate File 265 be withdrawn from further consideration of the Senate.

On motion of Senator Watson, Senate Joint Resolution 3, a joint resolution to authorize the board of control of state institutions to cooperate with the city of Clarinda, Iowa, in financing improvements to the city of Clarinda waterworks facilities for the joint use of the city of Clarinda and the Clarinda mental institute to assure an adequate and dependable supply of water for the Clarinda mental health institute, and to make appropriation therefor, with reports of the committees on board of control and appropriations recommending passage, were taken up, considered, and the reports of the committees adopted.

Senator Hoxie 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, 41:

Anderson	Gillespie	Molison	Shaff
Boothby	Grimstead	Nolan	Shoeman
Buck	Henry	O'Connor	Tate
Butler	Hoxie	O'Malley	Turner
Byers	Long	Prentis	Utzig
Coleman	Lynes	Prince	Vest
Dewel	McCurdy	Rigler	Walker
Dykhouse	McFarlane	Ringgenberg	Watson
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Evans			

Nays, none.

Absent or not voting, 9:

Burton	Harbor	Price	Stuart
Dailey	Hoffman	Putney	Weber
Fisher			

The resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, House File 376, a bill for an act to make a deficiency appropriation from the general fund of the State of Iowa for the biennium ending June 30, 1957, to the office of the commission for the blind, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lynes 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	Gillespie	Molison	Shaff
Boothby	Grimstead	Nolan	Shoeman
Buck	Henry	O'Connor	Tate
Butler	Hoxie	O'Malley	Turner
Byers	Long	Prentis	Utzig
Coleman	Lynes	Prince	Vest
Dewel	McCurdy	Rigler	Walker
Dykhouse	McFarlane	Ringgenberg	Watson
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Evans			

Nays, none.

Absent or not voting, 9:

Burton	Harbor	Price	Stuart
Dailey	Hoffman	Putney	Weber
Fisher			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Nolan, Senate File 356, a bill for an act to amend section four hundred nine point nine (409.9), Code 1954, relating to encumbrances on platted areas, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan 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	Gillespie	Molison	Shaff
Boothby	Grimstead	Nolan	Shoeman
Buck	Henry	O'Connor	Tate
Butler	Hoxie	O'Malley	Turner
Byers	Long	Prentis	Utzig
Coleman	Lynes	Prince	Vest
Dewel	McCurdy	Rigler	Walker
Dykhouse	McFarlane	Ringgenberg	Watson
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Evans			

Nays, none.

Absent or not voting, 9:

Burton	Harbor	Price	Stuart
Dailey	Hoffman	Putney	Weber
Fisher			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Schroeder, Senate File 368, a bill for an act relating to milldams and to amend sections four hundred sixty-

nine point five (469.5) and four hundred sixty-nine point nine (469.9), Code 1954, was taken up and considered.

Senator Schroeder asked and received unanimous consent to withdraw the amendment to Senate File 368 filed by Senator Dailey and found on page 486 of the Senate Journal.

Senator Utzig asked and received unanimous consent that House File 308 be substituted for Senate File 368.

On motion of Senator Utzig, House File 308, a bill for an act relating to milldams and to amend sections four hundred sixty-nine point five (469.5) and four hundred sixty-nine point nine (469.9), Code 1954, was taken up and considered.

Senator Utzig 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	Gillespie	Molison	Shaff
Boothby	Grimstead	Nolan	Shoeman
Buck	Henry	O'Connor	Tate
Butler	Hoxie	O'Malley	Turner
Byers	Long	Prentis	Utzig
Coleman	Lynes	Prince	Vest
Dewel	McCurdy	Rigler	Walker
Dykhouse	McFarlane	Ringgenberg	Watson
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Evans			

Nays, none.

Absent or not voting, 9:

Burton	Harbor	Price	Stuart
Dailey	Hoffman	Putney	Weber
Fisher			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Utzig asked and received unanimous consent that Senate File 368 be withdrawn from further consideration of the Senate.

On motion of Senator Schroeder, Senate File 369, a bill for an act relating to annexation of territory to a city or town, was taken up and considered.

Senator Schroeder asked and received unanimous consent that House File 346 be substituted for Senate File 369.

On motion of Senator Schroeder, House File 346, a bill for an act to amend section three hundred sixty-two point twenty-six (362.26), Code 1954, relating to annexation of territory to cities and towns, was taken up and considered.

Senator Schroeder 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	Gillespie	Nolan	Shoeman
Boothby	Grimstead	O'Connor	Stuart
Buck	Henry	O'Malley	Tate
Butler	Hoxie	Prentis	Turner
Byers	Long	Prince	Utzig
Coleman	Lynes	Rigler	Vest
Dewel	McCurdy	Ringgenberg	Walker
Dykhouse	McFarlane	Schroeder	Watson
Elijah	McManus	Scott	Weiss
Elwood	Miller	Shaff	Wormley
Evans	Molison		

Nays, none.

Absent or not voting, 8:

Burton	Fisher	Hoffman	Putney
Dailey	Harbor	Price	Weber

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that Senate File 369 be withdrawn from further consideration of the Senate.

On motion of Senator O'Malley, Senate File 420, a bill for an act creating and establishing an urbanized area for cities having a population of fifteen thousand (15,000) or more; defining the limits of said urbanized area; and prohibiting the incorporation of a new municipality within such urbanized area, was taken up and considered.

Senator O'Malley asked and received unanimous consent that House File 374 be substituted for Senate File 420.

On motion of Senator O'Malley, House File 374, a bill for an act creating and establishing an urbanized area for cities having a population of fifteen thousand (15,000) or more; defining the limits of said urbanized area; and prohibiting the incorporation of a new municipality within such urbanized area, was taken up and considered.

Senator O'Malley 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	Buck	Byers	Dewel
Boothby	Butler	Coleman	Dykhouse

Elijah	McCurdy	Prentis	Tate
Elwood	McFarlane	Prince	Turner
Evans	McManus	Rigler	Utzig
Gillespie	Miller	Ringgenberg	Vest
Grimstead	Molison	Schroeder	Walker
Henry	Nolan	Scott	Watson
Hoxie	O'Connor	Shaff	Weiss
Long	O'Malley	Shoeman	Wormley
Lynes			

Nays, none.

Absent or not voting, 9:

Burton	Harbor	Price	Stuart
Dailey	Hoffman	Putney	Weber
Fisher			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator O'Malley asked and received unanimous consent that Senate File 420 be withdrawn from further consideration of the Senate.

On motion of Senator Schroeder, Senate File 421, a bill for an act relating to the sum total of annual dues collectible by the League of Iowa Municipalities and to amend section three hundred sixty-three point forty-one (363.41), Code 1954, pertaining thereto, was taken up and considered.

Senator Schroeder asked and received unanimous consent that House File 281 be substituted for Senate File 421.

On motion of Senator Schroeder, House File 281, a bill for an act pertaining to the sum total of annual dues collectible by the League of Iowa Municipalities and to amend section three hundred sixty-three point forty-one (363.41), Code 1954, pertaining thereto, was taken up and considered.

Senator Schroeder 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	Gillespie	Molison	Shoeman
Boothby	Hoxie	Nolan	Tate
Buck	Long	O'Connor	Turner
Butler	Lynes	O'Malley	Utzig
Byers	McCurdy	Prince	Vest
Coleman	McFarlane	Rigler	Watson
Dewel	McManus	Schroeder	Weiss
Elijah	Miller	Shaff	Wormley
Elwood			

Nays, 2:

Prentis	Ringgenberg
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Absent or not voting, 15:

Burton	Fisher	Henry	Scott
Dailey	Grimstead	Hoffman	Stuart
Dykhouse	(Present)	Price	Walker
Evans	Harbor	Putney	Weber
(Present)			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that Senate File 421 be withdrawn from further consideration of the Senate.

On motion of Senator Miller, Senate File 422, a bill for an act to authorize the World War II service compensation board to pay World War II service compensation to applicants who file applications therefor between July 1, 1953, and June 30, 1957, inclusive, and to make an appropriation therefor, was taken up and considered.

Senator Miller asked and received unanimous consent that House File 539 be substituted for Senate File 422.

On motion of Senator Miller, House File 539, a bill for an act to authorize the World War II service compensation board to pay World War II service compensation to applicants who file applications therefor between July 1, 1953, and June 30, 1957, inclusive, and to make an appropriation therefor, was taken up and considered.

Senator Miller offered the following amendment and moved its adoption:

Amend House File 539, section 2, line 8, by striking "1950" and inserting in lieu thereof "1954".

The amendment was adopted.

Senator Miller 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	Evans	Molison	Shoeman
Boothby	Gillespie	Nolan	Tate
Buck	Grimstead	O'Connor	Turner
Butler	Hoxie	O'Malley	Utzig
Byers	Long	Prentis	Vest
Coleman	Lynes	Prince	Walker
Dewel	McCurdy	Rigler	Watson
Dykhouse	McFarlane	Ringgenberg	Weiss
Elijah	McManus	Schroeder	Wormley
Elwood	Miller	Shaff	

Nays, none.

Absent or not voting, 11:

Burton	Harbor	Price	Stuart
Dailey	Henry	Putney	Weber
Fisher	Hoffman	Scott	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Miller asked and received unanimous consent that Senate File 422 be withdrawn from further consideration of the Senate.

SENATE CONCURRENT RESOLUTION 22

By Elijah, Gillespie, Hoffman, Hoxie, Molison, Putney, Ringgenberg, Shoeman, Utzig, Weiss and Wormley (Santee, Eveland, Kaiser, Whitney, Coverdale, Allen, Duffy, Sar, Walter, Darrington, Eldred, Novak, Hanson, Greenwood, Hendrix, Smith, Johns, McCoy and Stephens)

A concurrent resolution granting the official recognition of the State of Iowa to The Iowa State College of Agriculture and Mechanic Arts on the celebration of the centennial of the founding of that great institution of higher learning:

Whereas, the Seventh General Assembly of Iowa, which convened in 1858, it being the first legislature to meet in the new capitol in Des Moines, and the first to act under a new state constitution enacted a bill establishing the present Iowa State College, which was duly signed by the Governor, and written into the law on March 22, 1858; and

Whereas, this college became one of the first institutions to be based on a new concept that education was not to be limited to the classics and the professions, but to be made available to those engaged in agriculture and industrial pursuits; and

Whereas, the General Assembly, meeting in special session on September 11, 1862, duly accepted and approved the provisions of the Morrill Act of 1862—a federal statute authorizing grants of land to states for the "endowment, support and maintenance of at least one college where the leading object shall be . . . to teach such branches of learning as are related to agriculture and the mechanic arts . . . to promote the liberal and practical education of the industrial classes in the several pursuits and professions of life"—thereby making Iowa the first state in the Union to accept the provisions of this "Land-Grant" Act which has been called the unique contribution of America to education; and

Whereas, through the century since its founding, The Iowa State College has expanded to meet the needs of development in the fields in which it has pioneered, and has been recognized since its early history as an institution with high ideals and outstanding scholarship. Further, that it has fulfilled early predictions of greatness and has gained a reputation through Iowa, the nation and, indeed, the world, for the excellence of its achievements; and

Whereas, the contributions of Iowa State College have been immeasurably useful in developing both the human and the physical resources of this great state, not only through expert instruction and guidance on the campus proper, but in every part of the state through an extension program which brings vocational and cultural training to the people; and further the results of a never-ending quest for fundamental knowledge through research and experimentation have borne rich fruit in many important developments in agriculture, engineering, home economics,

veterinary medicine and in the various biological, physical, economic and social sciences directly traceable to the work of the College.

Therefore, Be It Resolved, that the Fifty-seventh General Assembly hereby congratulates The Iowa State College of Agriculture and Mechanic Arts, its administration and distinguished faculty, and the State Board of Regents, on the College's forthcoming One Hundredth Anniversary, and expresses sincere appreciation and gratitude for its manifold contributions to Iowa; and

Be It Further Resolved, that a copy of this resolution be sent to the State Board of Regents and to the President of the Iowa State College.

SENATE CONCURRENT RESOLUTION 23

By Conservation Committee

Whereas, it has been proposed that the United States Fish and Wildlife Service establish a migratory waterfowl refuge and recreational area on the Missouri River in and adjacent to Harrison County, Iowa, in what is known as the Bertrand-Harrison Bend in connection with a project of bank stabilization being constructed by the United States Army Corps of Engineers, and

Whereas, such an area would greatly enhance the recreational facilities of Iowa, and

Whereas, outdoor recreation tends to lessen juvenile delinquency by providing a wholesome and healthy outlet for youthful energy as well as fulfilling a basic need for the people of Iowa in general, and

Whereas, the United States Army Corps of Engineers have made a study of the proposal and find that the necessary alterations in their plans can be carried out at no additional cost,

Now, Therefore, Be It Resolved by the Senate, the House Concurring, that the legislature of the State of Iowa commends the federal agencies involved for their forethought and efforts in the interests of outdoor recreation and urges their continued cooperation in advancing this project to a successful completion; and

Be It Further Resolved, that the Secretary of the Senate send copies of this resolution to the United States Senators and Representatives from Iowa, the United States Senators and Representatives from Nebraska, to Brigadier General J. L. Person, United States Army Assistant Chief of Engineers for Civil Works, and to Mr. Ross Leffler, Assistant Secretary of the Interior.

MOTIONS TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 201 passed the Senate.

W. H. TATE.

MR. PRESIDENT: I move to reconsider the vote by which Senate File 201 was placed on its third reading.

W. H. TATE.

ADDITIONAL COPIES

Senator Nolan asked and received unanimous consent to have 500 additional copies of Senate File 184 printed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 22, 39 and 198.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 22, 39 and 198.

REPORTS OF COMMITTEE

Senator Dykhouse submitted the following report:

MR. PRESIDENT: Your committee on highways to which was referred **House File 230**, a bill for an act to provide for reimbursement to utilities for non-betterment costs associated with relocation of facilities occasioned by Federal Aid highways, begs leave to report it has had the same under consideration and recommends the same **do pass**.

J. T. DYKHOUSE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred **Senate File 288**, a bill for an act relating to the construction of interstate system highways and preserving to adjoining property owners access to their lands, begs leave to report it has had the same under consideration and **returns the bill without recommendation**.

J. T. DYKHOUSE, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 185, section 1, line 6, by adding
- 2 after the word "highway" the following: "and any subsequent
- 3 repair thereof".

JOHN A. WALKER.

- 1 Amend the Nolan amendment to Senate File 318 by
- 2 striking the period (.) in line 8 and substitute
- 3 therefor the following: ", and fresh fruits and
- 4 vegetables."
- 5 2. Further amend the Nolan amendment by striking
- 6 the period (.) in line 43 of subsection 3 of section 1
- 7 and insert in lieu thereof the following: ", except
- 8 that such food products shall be taxed when in the
- 9 possession of the ultimate retailer as provided by section

10 four hundred twenty-eight point seventeen (428.17) and four
 11 hundred twenty-eight point twenty-one (428.21), Code 1954."

D. C. NOLAN.

1 Amend Senate File 429 by striking all of section 1 and
 2 inserting in lieu thereof the following:

3 "Section 1. Chapter one hundred fifty-five (155), Acts of
 4 the Fifty-sixth (56th) General Assembly, is hereby amended by
 5 adding the following thereto:

6 "It shall also include equipment of any kind for the
 7 storage, transportation, application, or any combination thereof,
 8 of anhydrous ammonia or other liquid commercial fertilizer used
 9 by owners of agricultural operations or dealers and distributors
 10 in delivering to, and supplying such owners."

JACK SCHROEDER.

1 Amend Senate File 433, section 1, lines 3 and 4 by
 2 striking the following: "Failure to disclose the name
 3 or names of adopting parents shall not invalidate a
 4 consent."

W. H. TATE.

1 Amend the title to House File 162 by striking all after the
 2 word "Act" and inserting in lieu thereof the following: "to amend
 3 chapter four hundred twenty-two (422), Code 1954, relating to
 4 taxation."

JACK MILLER.

1 Amend Senate File 328, section 1, line 4 by inserting after the
 2 word "basins" the following: "out of production".

FRANK HOXIE.

On motion of Senator Nolan, the Senate adjourned until 10:05
 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, MARCH 26, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend O. M. Smith, pastor of the Saylorville Baptist Church, Des Moines, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Butler, from twenty-eight residents of Pocahontas County favoring proposed legislation relating to dredging and improvement of North Twin Lake in Calhoun County.

By Senator Harbor, from fifty-nine residents of Mills County in opposition to a three per cent sales tax.

By Senator Hoxie, from six hundred eighty-two residents of Fremont and Page Counties in opposition to any legislation providing for liquor by the drink in Iowa.

By Senator Hoxie, from forty-eight residents of Page County favoring proposed legislation relating to employment on merit commission.

By Senator McCurdy, from five hundred twenty-six residents from Mahaska, Poweshiek and Wapello Counties favoring a lake site near Barnes City.

By Senator O'Malley, from forty-eight residents of Polk County favoring legislation relating to laws transporting children to and from public and private schools.

By Senator Stuart, from forty residents of Lucas County in opposition to proposed legislation relating to: transfer of inmates of the Woodward state hospital and school to Glenwood; cost of care of inmates; employment of minors; and favoring proposed legislation relating to funds for repairs and alterations at state institutions.

By the following Senators, in opposition to sale of liquor by the drink in Iowa:

By Senator Anderson, from sixty residents of Henry County.

By Senator Evans, from forty-seven residents of Van Buren County.

By the following Senators, favoring sale of liquor by the drink in Iowa:

By Senator Byers, from forty-two residents of Linn County.

By Senator Long, from thirty-four residents of Buchanan County.

By Senator O'Connor, from seven hundred thirty-nine residents of Clayton County.

By Senator O'Malley, from one hundred seven residents of Polk County.

By Senator Putney, from sixty residents of Tama County.

By Senator Utzig, from twenty-two residents of Dubuque County.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Fisher for the day on request of Senator Ringgenberg.

PRESENTATION OF VISITORS

Senator Byers asked and received unanimous consent to present to the Senate six students from Cornell College, Mt. Vernon, Iowa, who were present in the balcony accompanied by Dr. John Cotton Brown.

Senator Byers also asked and received unanimous consent to present to the Senate thirty-three members of the Linn County Parent-Teacher Association who were present in the balcony.

Senator Molison asked and received unanimous consent to present to the Senate the members of the class in Advance Government of Grinnell College who were present in the Senate chamber accompanied by their instructor, Professor Gilmore.

SENATE FILE 333 RE-REFERRED TO COMMITTEE

Senator Stuart asked and received unanimous consent that Senate File 333 be re-referred to the committee on conservation, for further study.

UNFINISHED BUSINESS

Senator Walker called up for further consideration Senate File 117, a bill for an act to amend section four hundred twenty-two

point forty-two (422.42), Code 1954, relating to the sales tax on farm chemicals and on gasoline used in farm tractors.

Senator Walker asked unanimous consent that House File 162 be substituted for Senate File 117.

Objection was raised.

Senator Walker moved that House File 162 be substituted for Senate File 117.

On the question "Shall House File 162 be substituted for Senate File 117?" the vote was:

Ayes, 37:

Anderson	Henry	Prentis	Stuart
Boothby	Hoffman	Price	Tate
Butler	Hoxie	Prince	Turner
Dykhouse	Long	Putney	Vest
Elijah	Lynes	Rigler	Walker
Elwood	McCurdy	Ringgenberg	Watson
Evans	McFarlane	Scott	Weber
Gillespie	Molison	Shaff	Weiss
Grimstead	Nolan	Shoeman	Wormley
Harbor			

Nays, 9:

Buck	Coleman	McManus	O'Malley
Burton	Dailey	O'Connor	Utzig
Byers			

Absent or not voting, 4:

Dewel	Fisher	Miller	Schroeder
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The motion prevailed and the substitution was made.

On motion of Senator Walker, House File 162, a bill for an act to amend section four hundred twenty-two point forty-two (422.42), Code 1954, relating to the sales tax on farm chemicals and on motor vehicle fuel used in farm tractors, was taken up and considered.

Senator Miller offered the following amendment:

Amend the title to House File 162 by striking all after the word "Act" and inserting in lieu thereof the following: "to amend chapter four hundred twenty-two (422), Code 1954, relating to taxation."

Senator Walker raised a point of order for the reason that the amendment was not germane to the bill under consideration.

The Chair ruled the point well taken and the amendment out of order.

Senator Miller asked and received unanimous consent to withdraw the amendment.

Senator Walker asked and received unanimous consent that action on House File 162 be temporarily deferred and that the bill be placed on the calendar under "Unfinished Business."

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that, in accordance with Senate Concurrent Resolution 15 duly adopted, the House was ready to receive the Senate in joint convention.

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

JOINT CONVENTION

In accordance with law and concurrent resolution duly adopted, the joint convention was called to order, President Nicholas presiding.

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

Carson of Buchanan moved that a committee of four be appointed to notify the Honorable A. S. Monroney, United States Senator from Oklahoma, that the joint convention was ready to receive him.

The motion prevailed and the President appointed Senators O'Malley of Polk and Dailey of Des Moines on the part of the Senate and Representatives Reppert of Polk and Holdsworth of Crawford on behalf of the House.

The committee waited upon the Honorable A. S. Monroney and escorted him to the Speaker's station.

President Nicholas introduced to the joint convention Senator O'Malley of Polk who introduced to the joint convention the Honorable A. S. "Mike" Monroney who addressed the joint convention.

Senator O'Malley thanked the Honorable A. S. Monroney for appearing before the joint convention.

The committee previously appointed came forward and escorted Senator Monroney from the House chamber.

The minutes of the joint convention were approved.

Senator Butler of Pocahontas moved that the joint convention be now dissolved.

The motion prevailed.

The Senate returned to the Senate chamber and resumed regular session, President Nicholas presiding.

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 107, a bill for an act relating to the use of public lands and waters and the regulation thereof by the conservation commission.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 246, a bill for an act relating to the election and terms of office of trustees in levee or drainage districts having pumping stations.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 302, a bill for an act relating to the number of directors in insurance companies other than life companies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 103, a bill for an act relating to the acquisition of easements for meander by drainage or levee districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 108, a bill for an act relating to the regulation of weather modification by mechanical or chemical means.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 110, a bill for an act relating to installments of assessments for costs incident to adoption by a drainage district board of a federal plan of improvement.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 117, a bill for an act to provide for the payment of drainage and levee assessments on certain state-owned lands.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 323, a bill for an act relating to qualifications of commissioners of memorial halls and monuments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 345, a bill for an act relating to suspension of sentence and parole by the trial court of persons convicted of certain crimes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 352, a bill for an act relating to control by the juvenile court of neglected, dependent or delinquent children.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 388, a bill for an act relating to the superintendent of printing.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 399, a bill for an act relating to airport commissions in cities and towns.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 423, a bill for an act relating to the size of outboard motors used on artificial lakes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 444, a bill for an act relating to the election of treasurers in school districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 480, a bill for an act to designate October fifteenth of each year as Iowa Poetry Day.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 490, a bill for an act to legalize proceedings of town council of the Town of Fonda, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 495, a bill for an act to legalize proceedings of board of trustees of The Iowa Great Lakes Sanitary District, Dickinson County, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 531, a bill for an act granting an easement to the Town of Lake View, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 549, a bill for an act relating to the annexation of school districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 555, a bill for an act relating to permits to move heavy construction machinery over highways, roads and streets in Iowa.

WILLIAM R. KENDRICK, *Acting Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 103, a bill for an act relating to the acquisition of easements for meander by drainage or levee districts.

Read first and second times and passed on file.

House File 108, a bill for an act relating to the regulation of weather modification by mechanical or chemical means.

Read first and second times and passed on file.

House File 110, a bill for an act to amend section four hundred fifty-five point two hundred twelve (455.212), Code 1954, relating to installments of assessments for the costs incident to the adoption by a drainage district board of a federal plan of improvement for said district.

Read first and second times and passed on file.

House File 117, a bill for an act to provide for the payment of drainage and levee assessments on certain state-owned lands.

Read first and second times and passed on file.

House File 323, a bill for an act to amend section thirty-seven point ten (37.10), Code 1954, relating to qualifications of commissioners of memorial halls and monuments.

Read first and second times and passed on file.

House File 345, a bill for an act relating to suspension of sentence and parole by the trial court of persons convicted of certain crimes.

Read first and second times and passed on file.

House File 352, a bill for an act relating to the control by the juvenile court of neglected, dependent or delinquent children.

Read first and second times and passed on file.

House File 388, a bill for an act to amend chapter sixteen (16), Code 1954, relating to the superintendent of printing.

Read first and second times and passed on file.

House File 399, a bill for an act to amend sections three hundred thirty point seventeen (330.17) and three hundred thirty point nineteen (330.19), Code 1954, relating to airport commissions in cities and towns.

Read first and second times and passed on file.

House File 423, a bill for an act to amend section one hundred six point sixteen (106.16), Code 1954, relating to the size of outboard motors used on artificial lakes.

Read first and second times and passed on file.

House File 444, a bill for an act to amend section two hundred seventy-five point twenty-five (275.25), Code 1954, relating to the election of treasurers in school districts.

Read first and second times and passed on file.

House File 480, a bill for an act to designate October fifteenth of each year as Iowa Poetry Day.

Read first and second times and passed on file.

House File 490, a bill for an act to legalize and validate the petition, notice and proceedings of the town council of the town of Fonda, Iowa, in connection with the election and authorizing and providing for the issuance and disposition of swimming pool bonds

and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said town.

Read first and second times and passed on file.

House File 495, a bill for an act to legalize and validate the proceedings of the board of trustees of The Iowa Great Lakes Sanitary District, Dickinson County, Iowa, authorizing and providing for the issuance, sale and delivery of sanitary sewer district bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said district.

Read first and second times and passed on file.

House File 531, a bill for an act granting to the town of Lake View, Iowa, an easement to install and maintain water and sewer lines on property owned by the State of Iowa, and authorizing the expenditure of municipal funds of said town to pay for the same.

Read first and second times and passed on file.

House File 549, a bill for an act to amend section two hundred seventy-five point five (275.5), Code 1954, relating to the annexation of school districts.

Read first and second times and passed on file.

House File 555, a bill for an act to allow the highway commission and local authorities to grant annual permits to manufacturers of heavy construction machinery which will provide for movement of such equipment over highways, roads and streets in Iowa.

Read first and second times and passed on file.

UNFINISHED BUSINESS

Senator Anderson called up for further consideration Senate File 144, a bill for an act relating to the acquisition of easements for meander by drainage or levee districts.

Senator Harbor asked and received unanimous consent that House File 103 be substituted for Senate File 144.

On motion of Senator Harbor, House File 103, a bill for an act relating to the acquisition of easements for meander of drainage or levee districts, was taken up and considered.

Senator Harbor 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:

Anderson	Evans	Nolan	Shoeman
Boothby	Gillespie	O'Connor	Stuart
Buck	Grimstead	O'Malley	Tate
Burton	Harbor	Prentis	Turner
Butler	Hoffman	Price	Utzig
Byers	Long	Prince	Vest
Coleman	Lynes	Putney	Walker
Dailey	McCurdy	Rigler	Watson
Dewel	McFarlane	Ringgenberg	Weber
Dykhouse	McManus	Schroeder	Weiss
Elijah	Miller	Scott	Wormley
Elwood	Molison	Shaff	

Nays, none.

Absent or not voting, 3:

Fisher	Henry	Hoxie
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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 Harbor asked and received unanimous consent that Senate File 144 be withdrawn from further consideration of the Senate.

THIRD READING OF BILLS

On motion of Senator Elwood, House File 46, a bill for an act relating to county secondary road budgets, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Elwood 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	Evans	Nolan	Shoeman
Boothby	Gillespie	O'Connor	Stuart
Buck	Harbor	Prentis	Tate
Burton	Henry	Prince	Turner
Butler	Hoffman	Putney	Vest
Byers	Hoxie	Rigler	Walker
Dailey	McCurdy	Ringgenberg	Watson
Dewel	McFarlane	Schroeder	Weber
Dykhouse	McManus	Scott	Weiss
Elijah	Miller	Shaff	Wormley
Elwood	Molison		

Nays, 4:

Coleman	Lynes	Price	Utzig
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Absent or not voting, 4:

Fisher	Grimstead (Present)	Long	O'Malley (Present)
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

UNFINISHED BUSINESS

The Senate resumed consideration of House File 162.

Senator Tate offered the following amendment:

Amend House File 162 as follows:

1. By adding after the word, "tractors" in line three (3) of the title the words, "and on goods, wares, and merchandise purchased by religious and educational institutions".

2. By adding the following new section:

"Section four hundred twenty-two point forty-two (422.42), subsection three (3), Code 1954, is further amended by striking the period (.) after the word, 'retail' in line eleven (11) and inserting in lieu thereof the following:

' , or goods, wares, or merchandise when purchased by religious institutions to be used solely in places of worship, or goods, wares, or merchandise when purchased and used by educational institutions solely for their appropriate objects. Educational institutions are defined as non-profit organizations which operate a public library or public art gallery or which (a) offer a curriculum leading to a recognized academic degree or certificate, and (b) are approved by the Iowa committee on secondary schools and college relations, or the state department of public instruction for admission and transfer of credits to the three (3) state institutions for higher education in Iowa, or are members of the north central association of colleges and secondary schools.' "

Senator Tate asked and received unanimous consent to withdraw the amendment.

Senator McManus raised a point of order for the reason that House File 162 is a revenue measure, and under the provisions of Senate Rule 20, the bill was not submitted to a germane committee.

The Chair ruled the point not well taken.

Senator Dailey raised a point of inquiry for the reason that the record of the action on the bill in the House Journal is incomplete.

Senator Dailey moved that House File 162 be returned to the House for correction or amendment, which motion was lost.

Senator Dewel moved the previous question on the bill, which motion prevailed.

Senator Walker 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:

Rule 8 was invoked.

Ayes, 37:

Anderson	Harbor	Nolan	Shoeman
Boothby	Hoffman	O'Connor	Tate
Butler	Hoxie	Prentis	Turner
Dewel	Long	Prince	Vest
Dykhouse	Lynes	Putney	Walker
Elijah	McCurdy	Rigler	Watson
Elwood	McFarlane	Ringgenberg	Weber
Evans	Miller	Schroeder	Weiss
Gillespie	Molison	Scott	Wormley
Grimstead			

Nays, 11:

Buck	Dailey	O'Malley	Stuart
Burton	Henry	Price	Utzig
Byers	McManus	Shaff	

Absent or not voting, 2:

Coleman Fisher

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Walker moved that the 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 Walker asked and received unanimous consent that Senate File 117 be withdrawn from further consideration of the Senate.

Senator Miller moved that the rules be suspended and that Senate File 175 be considered at this time.

PROOFS OF PUBLICATION

Published copy of Senate File 446 and verified proof of publication of said bill in The Daily Gate City, Keokuk, Iowa, on March 11, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Also: Published copy of House File 490 and verified proof of publication of said bill in the Fonda Times on February 28, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Also: Published copy of House File 495 and verified proof of publication of said bill in The Spirit Lake Beacon on March 7, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of Senate.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 22 and 111.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 22 and 111.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 26th day of March, 1957, sent to the Governor for his approval: Senate Files 22, 39 and 198.

NORVAL EVANS, *Chairman.*

Passed on File.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 25, 1957, the Governor had approved the following bills:

Senate File 194, relating to the compensation of mayors in cities under special charter.

Senate File 243, relating to protection from floods by cities and towns.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee:

H. F. 205 Motor vehicles
H. F. 389 Banks, building and loan
H. F. 464 Social security
H. F. 548 Judiciary 2
H. F. 108 Water rights
H. F. 110 Water rights
H. F. 117 Conservation
H. F. 345 Judiciary 1
H. F. 352 Judiciary 1
H. F. 388 Printing
H. F. 399 Cities and towns
H. F. 423 Conservation
H. F. 444 Schools and educational institutions
H. F. 480 Public libraries

H. F. 490	Judiciary 2
H. F. 495	Judiciary 2
H. F. 531	Judiciary 2
H. F. 549	Schools and educational institutions
H. F. 555	Highways

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the special sifting committee calendar:

S.F. 44	S.F. 437	S.F. 158
S.F. 346	S.F. 41	H.F. 240
H.F. 14		

D. C. NOLAN, *Chairman,*
Sifting Committee.

REPORTS OF COMMITTEES

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 303**, a bill for an act relating to fire protection in hotels, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, *Chairman.*

Ordered passed on file.

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred **Senate File 106**, a bill for an act relating to appointment and compensation of probation officers and secretaries in the juvenile courts, 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 106 by adding the following to section 1:

"In counties of more than 125,000 population, the salary of a chief probation officer shall not exceed 65 per cent of the salary of a district court judge. In counties of lesser population, the salary of a chief probation officer shall not exceed 55 per cent of the salary of a district court judge. Where a probation officer serves two or more counties his salary shall not exceed 55 per cent of the salary of a district court judge.

In all cases the salaries of deputy probation officers shall not exceed 70 per cent of the salary of the chief probation officer under whom they serve. Salaries of secretarial employees shall not exceed 55 per cent of the salary of the chief probation officer under whom they serve."

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred **House File 159**, a bill for an act relating to mileage allowances of petit and grand jurors, begs leave to

report it has had the same under consideration and recommends the same **do pass**.

LAWRENCE PUTNEY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred **House File 288**, a bill for an act to amend section one hundred seven point thirteen (107.13), Code 1954, relating to salaries of state conservation officers, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LAWRENCE PUTNEY, *Chairman*.

Ordered passed on file.

Senator Shoeman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred **Senate File 279**, a bill for an act to create a state department of mental health with a mental health advisory committee and a director of mental health and to prescribe their powers and duties and to make an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN D. SHOEMAN, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health to which was referred **House File 317**, a bill for an act to repeal section three hundred forty-seven point ten (347.10), Code 1954, and to enact a substitute therefor, relating to vacancies on the board of trustees of county hospitals, and to amend section three hundred forty-seven point fourteen (347.14), Code 1954, relating to powers and duties of the board of trustees of county hospitals, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN D. SHOEMAN, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health to which was referred **House File 390**, a bill for an act relating to the regulation of narcotic drugs, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN D. SHOEMAN, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 83, section 1, by adding the following new
- 2 subsection after line 18:
- 3 "A department of health counsel for the department of public
- 4 health to be paid from appropriations to said department."

IRVING LONG.

- 1 Amend Senate File 159 by striking the word "limited" in line 4
- 2 of section 1 and inserting in lieu thereof the words "fully
- 3 controlled".

JACK M. WORMLEY.

1 Amend Senate File 294 by striking
2 all after the enacting clause and inserting in lieu thereof
3 the following:
4 Section 1. Chapter seven hundred fifty-five (755),
5 Code 1954, is amended by adding the following section:
6 "Any peace officer or other person having the custody of
7 any person imprisoned or restrained of his liberty for any
8 alleged cause whatsoever, except in cases of imminent danger
9 of escape shall permit said person within a reasonable time
10 after arrival at the place of imprisonment to see or consult
11 any practicing attorney of his own choosing or any other
12 reliable person of good character. When any such prisoner
13 is about to be removed beyond the limits of this state by
14 any peace officer or other person, under any pretense whatever,
15 he shall at all times be entitled to a reasonable delay for
16 the purpose of obtaining counsel, and of availing himself of
17 the laws of this state for the security of personal liberty.
18 A violation of this section shall constitute a misdemeanor."

GEORGE E. O'MALLEY.

1 Amend Senate File 346 as follows:
2 1. Amend the title by inserting the word, "temporary" before
3 the word, "license" in line 2, and by inserting the word,
4 "temporarily" before the word, "inapplicable" in line 3.
5 2. Strike all after the enacting clause and insert the
6 following:
7 "Section 1. 'An urban transit company' is one which operates
8 buses or trolley cars or both, primarily upon the streets of
9 cities and towns over well-defined routes between certain
10 termini, for the transportation of passengers for a uniform fare,
11 and which accepts for passengers all who present themselves for
12 transportation without discrimination up to the limit of the
13 capacity of each vehicle. Included are street railways, plants,
14 equipment, property and rights, used and useful in the
15 transportation of passengers. Motor carriers and interurbans
16 subject to the jurisdiction of the state commerce commission, and
17 taxicabs, are not included. The physical property and operation
18 herein described shall be known as 'an urban transit system'.
19 Sec. 2. Any person, firm, corporation or company operating an
20 urban transit system shall pay to the county treasurer annually
21 as a registration fee for each bus, car or vehicle used in the
22 transportation of passengers, twenty-five (25) dollars, which
23 shall be paid into the municipal street fund. No other provision
24 of law providing for the payment of taxes, registration, or
25 license fees for vehicles shall be applicable to any bus, car, or
26 vehicle for the transportation of passengers owned and operated
27 by any urban transit company.
28 Sec. 3. Sections three hundred twenty-one point one hundred
29 nineteen (321.119) and three hundred twenty-four point two
30 (324.2), Code 1954, as amended by chapters forty-four (44) and
31 one hundred seventy-one (171), Acts of the Fifty-sixth General
32 Assembly, and section three hundred twenty-six point two (326.2),
33 Code 1954, shall not be applicable to urban transit companies
34 or systems.
35 Sec. 4. Section four hundred seventeen point fifty-four
36 (417.54), Code 1954, as amended by chapter two hundred six (206),
37 Acts of the Fifty-sixth General Assembly, is inapplicable to
38 urban transit companies or systems.

39 Sec. 5. Section four hundred thirty-four point fifteen
40 (434.15), Code 1954, is amended by adding thereto the following:
41 'Trackless trolleys, buses, cars and vehicles used for the
42 transportation of passengers owned and operated by any urban
43 transit company as a part of an urban transit system shall not
44 be included in the determination of the value of an urban transit
45 system for taxation purposes.'
46 Sec. 6. The provisions of this Act shall be in force and
47 effect for the biennium beginning July 4, 1957, and ending
48 June 30, 1959."

GEORGE E. O'MALLEY.

On motion of Senator Nolan, the Senate adjourned until 10:05 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, MARCH 27, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Carl Mohr, pastor of the Evangelical and Reformed Church, Garner, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Fisher, from twelve residents of Warren County in opposition to sale of liquor by the drink in Iowa.

By Senator Miller, from fifteen residents of Sioux City favoring legislation abolishing class "C" beer permits.

By Senator Miller, from forty-nine residents of Polk County favoring proposed legislation relating to transporting children to and from public and private schools.

By Senator O'Malley, from forty residents of Polk County favoring proposed legislation relating to check-off of union dues and fair employment practice act, also in opposition to proposed legislation relating to making it unlawful to contribute money to political candidates; prohibit picketing; and allowing the garnishment of wages for debts.

By the following Senators, favoring the sale of liquor by the drink in Iowa:

By Senator O'Connor, from two hundred nineteen residents of Clayton County.

By Senator O'Malley, from twenty-one residents of Polk County.

By Senator Putney, from two hundred twenty-five residents of Tama County.

By Senator Utzig, from two hundred eighty-three residents of Dubuque County.

PRESENTATION OF VISITORS

Senator Butler asked and received unanimous consent to present to the Senate sixty-six students from the Pocahontas Public Schools who were present in the balcony accompanied by their instructor, Dick Breunschweig, and the superintendent of schools, Waldo Mick.

Senator Anderson asked and received unanimous consent to present to the Senate forty-one members of the Government class of the Kalona High School who were present in the balcony.

Senator McFarlane asked and received unanimous consent to present to the Senate forty-two members of the junior and senior classes of the Hudson Consolidated High School who were present in the balcony accompanied by their instructor, L. Robert.

Senator Nolan asked and received unanimous consent to present to the Senate the members of the seventh and eighth grade classes of the Ladora Independent School who were present in the balcony accompanied by their instructor, Florence Norton.

Senator Wormley asked and received unanimous consent to present to the Senate fifty members of the senior class of the Newton High School who were present in the balcony accompanied by their instructors, Mrs. Forshay and Mr. Ratcliff.

Senator Shaff asked and received unanimous consent to present to the Senate twenty-five members of the junior and senior classes of the Elvira Consolidated High School who were present in the balcony accompanied by their superintendent, M. J. Kauzlarich.

INTRODUCTION OF BILL

Senate File 446, by committee on judiciary 2, a bill for an act to legalize and validate proceedings had by the city of Keokuk, Iowa, and the city officials, relating to the submission at a special municipal election held in said city on March 5, 1957, and the election itself, and the giving of notice thereof, on the proposition of constructing a new police station and fire station in combination, and contracting indebtedness for such purpose not exceeding one hundred five thousand dollars (\$105,000) and issuing bonds for such purpose not exceeding one hundred five thousand dollars (\$105,000) and levying tax annually upon the taxable property in said city not exceeding one-half ($\frac{1}{2}$) of one (1) mill per annum for the payment of such bonds and the interest thereon, and declaring the same to be legally sufficient authority for the city council and city officials of said city to contract indebtedness and issue bonds in reliance thereon and to levy taxes to pay said bonds and the interest thereon.

Read first and second times and placed on the calendar.

Senator Miller asked and received unanimous consent to withdraw his motion of March 26 relative to the consideration of Senate File 175.

ANNOUNCEMENT

Senator Nolan, chairman of the sifting committee, announced that as of 3:00 p.m., Friday, March 29, 1957, the bills on the special sifting committee calendar would remain on the regular sifting committee calendar.

HOUSE AMENDMENTS CONSIDERED

Senator Dykhouse called up for consideration Senate File 229, a bill for an act relating to the licensing fees imposed on motor fuel, amended by the House, and moved that the Senate concur in the following amendments:

HOUSE AMENDMENTS TO SENATE FILE 229

1. Amend Senate File 229, section 1, subsection 2, by striking the numerals "1961" and inserting "1959".

Also amend section 2, subsection 2, by striking the numerals "1961" and inserting "1959".

Further amend section 2, subsection 4, by striking the numerals "1961" and inserting "1959".

2. Further amend Senate File 229 by adding as section 3 the following: "Sec. 3. The primary road funds referred to in sections three hundred thirteen point twenty-one (313.21) and three hundred thirteen point thirty-six (313.36) shall not include the funds raised under section two (2) of this Act.

Further amend Senate File 229 by renumbering the remaining section.

The Senate refused to concur in the House amendments.

Senator Dykhouse asked and received unanimous consent that Senate File 229 be immediately messaged to the House, which request was complied with.

Senator Tate called up the following "Motion to Reconsider", filed by him, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 201 passed the Senate.

Roll call was demanded.

On the question "Shall the motion to reconsider be adopted?" the vote was:

Ayes, 36:

Boothby	Evans	O'Malley	Stuart
Buck	Fisher	Prentis	Tate
Burton	Gillespie	Price	Turner
Butler	Grimstead	Prince	Vest
Byers	Harbor	Putney	Walker
Coleman	Henry	Ringgenberg	Watson
Dewel	Long	Schroeder	Weber
Dykhouse	McFarlane	Scott	Weiss
Elijah	Molison	Shaff	Wormley

Nays, 11:

Dailey	McCurdy	Nolan	Shoeman
Hoffman	McManus	O'Connor	Utzig
Lynes	Miller	Rigler	

Absent or not voting, 3:

Anderson	Elwood	Hoxie
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The motion to reconsider prevailed.

THIRD READING OF BILLS

On motion of Senator Tate, Senate File 201, a bill for an act to amend section two hundred eighty point eight (280.8), Code 1954, relating to required courses of study in certain schools, was taken up and considered.

Senator Tate moved that the vote by which Senate File 201 went to its third reading be reconsidered, which motion prevailed.

Senator Tate asked and received unanimous consent that action on Senate File 201 be deferred and that the bill be placed on the calendar under "unfinished business".

UNFINISHED BUSINESS

Senator Wormley called up for further consideration Senate File 159, a bill for an act to amend section three hundred twenty-one point two hundred eighty-five (321.285), Code 1954, relating to speed limits for motor vehicles.

Senator Dailey offered the following amendment and moved its adoption:

Amend Senate File 159 as follows:

By adding the following after the word "highway" in line 5 "constructed after the effective date of this Act."

By adding the following after the word "highway" in line 7 "constructed after the effective date of this Act."

The amendment was adopted.

Senator Wormley offered the following amendment, filed by Senators Wormley and Stuart, and moved its adoption:

Amend Senate File 159, by striking from line 4 thereof the word "Seventy" and insert in lieu thereof the following: "Except as otherwise restricted herein, seventy".

The amendment was adopted.

Senator McManus offered the following amendment filed by Senators McManus and Shoeman:

Amend Senate File 159 by striking the words and figures "Seventy (70) miles per hour" in line 4 and inserting in lieu thereof the words and figures "Seventy-five (75) miles per hour, except when passing,".

Senator Shoeman asked and received unanimous consent to withdraw the amendment.

Senator Shoeman offered the following amendment, filed by Senators Shoeman and McManus, and moved its adoption:

Amend Senate File 159, section 1, line 4, by inserting after the word "hour" the following: ", except when passing,".

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 22:

Anderson	Dykhouse	Miller	Schroeder
Burton	Harbor	O'Connor	Shoeman
Butler	Hoffman	O'Malley	Utzig
Coleman	Lynes	Prentis	Walker
Dailey	McFarlane	Putney	Watson
Dewel	McManus		

Nays, 28:

Boothby	Gillespie	Nolan	Stuart
Buck	Grimstead	Price	Tate
Byers	Henry	Prince	Turner
Elijah	Hoxie	Rigler	Vest
Elwood	Long	Ringgenberg	Weber
Evans	McCurdy	Scott	Weiss
Fisher	Molison	Shaff	Wormley

Absent or not voting, none.

The amendment was lost.

Senator McManus offered the following amendment filed by Senators Shoeman and McManus:

Amend Senate File 159 by striking the word and figures "thirty-five (35)" in line 8 and inserting in lieu thereof the word and figures "forty-five (45)".

Senator Wormley offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking in line 3 "forty-five (45)" and inserting in lieu thereof "forty (40)".

Division was called for.

The amendment to the amendment was lost.

Senator McManus moved the adoption of the amendment.

Division was called for.

The amendment was lost.

Senator Wormley offered the following amendment and moved its adoption:

Amend Senate File 159 by striking the word "limited" in line 4 of section 1 and inserting in lieu thereof the words "fully controlled".

Senator Dewel took the chair at 12:10 p.m.

Senator Wormley asked and received unanimous consent to withdraw the amendment.

Senator Wormley offered the following amendment and moved its adoption:

Amend Senate File 159, section 1, by striking the words "limited access divided highway" where it appears in lines 4 and 5 and lines 6 and 7 and inserting in lieu thereof the following: "controlled access divided highway as defined in chapter one hundred forty-eight (148), Acts of the Fifty-sixth General Assembly,".

The amendment was adopted.

Senator Dailey offered the following amendment and moved its adoption:

Amend Senate File 159 by adding in line 8 following the word "except" the following language:

"military vehicles of the United States or of the Iowa National Guard, or"

The amendment was adopted.

Senator Wormley 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	Fisher	O'Connor	Stuart
Boothby	Gillespie	O'Malley	Tate
Buck	Grimstead	Prentis	Turner
Burton	Harbor	Price	Utzig
Butler	Henry	Prince	Walker
Coleman	Hoxie	Putney	Watson
Dailey	McCurdy	Rigler	Weber
Dewel	Miller	Ringgenberg	Weiss
Dykhouse	Molison	Scott	Wormley
Elijah	Nolan	Shaff	

Nays, 10:

Elwood	Long	McManus	Shoeman
Evans	Lynes	Schroeder	Vest
Hoffman	McFarlane		

Absent or not voting, 1:

Byers

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wormley asked and received unanimous consent to have 500 copies of Senate File 159 as passed by the Senate printed.

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 184, a bill for an act to provide for the rehabilitation, clearance and redevelopment of slums and blighted areas in cities and towns.

Also: That the House has concurred in Senate amendments to and passed House File 224, a bill for an act relating to expense of judges.

Also: That the House has concurred in Senate amendments to and passed House File 282, a bill for an act pertaining to group insurance for municipal employees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 76, a bill for an act relating to insuring and indemnifying drivers of emergency vehicles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 287, a bill for an act relating to traffic laws for school busses transporting children to and from a public or private school.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 364, a bill for an act relating to purchase of insurance for public employees, officers and bodies.

WILLIAM R. KENDRICK,
Acting Chief Clerk.

HOUSE MESSAGES CONSIDERED

House File 76, a bill for an act relating to insuring and idemnifying drivers of emergency vehicles and to amend sections three hundred twenty-one point four hundred ninety-five (321.495), three hundred twenty-one point four hundred ninety-six (321.496) and three hundred twenty-one point four hundred ninety-seven (321.497), Code 1954.

Read first and second times and passed on file.

House File 287, a bill for an act relating to traffic laws for school busses transporting children to and from a public or private school.

Read first and second times and passed on file.

House File 364, a bill for an act to repeal section five hundred seventeen A point one (517A.1), Code 1954, and to enact a substitute therefor, relating to purchase of insurance for public employees, officers and bodies.

Read first and second times and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 103, 107, 246 and 302; also, House Files 224, 282, 371 and 377.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 103, 107, 246 and 302; also, House Files 224, 282, 371 and 377.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 27th day of March, 1957, sent to the Governor for his approval: Senate Files 103, 107, 246 and 302.

NORVAL EVANS, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 27, 1957, the Governor had approved the following bills:

Senate File 22, relating to written objections to proposed local budgets.
Senate File 39, relating to vocational education.

Senate File 198, relating to payment of witness fees in jury trials in the district courts in criminal cases.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the special sifting committee calendar:

H. F. 390	H. F. 420	S. F. 120
S. F. 414	H. F. 42	H. F. 139
S. F. 83	S. F. 164	S. F. 446
H. F. 93		

D. C. NOLAN, *Chairman,*
Sifting Committee.

REPORTS OF COMMITTEES

Senator Henry submitted the following report:

MR. PRESIDENT: Your committee on printing to which was referred **Senate File 352**, a bill for an act to amend section three hundred forty-

nine point three (349.3), Code 1954, relating to official newspapers, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES O. HENRY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on printing to which was referred **House File 139**, a bill for an act relating to the sale and distribution of state publications, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES O. HENRY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on printing to which was referred **House File 146**, a bill for an act relating to the publication, sale and distribution of statutes and departmental rules, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES O. HENRY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on printing to which was referred **House File 236**, a bill for an act to amend section sixteen point one (16.1), Code 1954, relating to the superintendent of printing, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES O. HENRY, *Chairman*.

Ordered passed on file.

Senator Byers submitted the following reports:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 268**, a bill for an act to legalize and validate the proceedings of the board of directors of the Independent School District of Keosauqua, authorizing and providing for issuance and delivery of school addition bonds and for levy of taxes for payment of said bonds and declaring said bonds to be enforceable obligations of said district, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 420**, a bill for an act to legalize the purchase of certain land in Story County, Iowa, by the state board of regents and its transfer to the United States of America and to validate and confirm the execution of a patent therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Senator Shoeman submitted the following report :

MR. PRESIDENT: Your committee on public health to which was referred **Senate File 406**, a bill for an act relating to the establishment and operation of a state program for the treatment and rehabilitation of alcoholics and the study and prevention of alcoholism, 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 Senate File 406 by striking all of section 14 and inserting in lieu thereof the following:

"There is hereby appropriated from the general fund of the State of Iowa the sum of sixty thousand (60,000) dollars for the administration of this act. Any funds remaining of this appropriation at the end of the biennium will revert to the general fund of the State of Iowa."

JOHN D. SHOEMAN, *Chairman.*

Ordered passed on file.

Senator Wormley submitted the following report :

MR. PRESIDENT: Your committee on public libraries to which was referred **House File 480**, a bill for an act to designate October fifteenth of each year as Iowa Poetry Day, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK M. WORMLEY, *Chairman.*

Ordered passed on file.

Senator Ringgenberg submitted the following report :

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 273**, a bill for an act to repeal chapter one hundred eighty-two (182), Code 1954, relating to the Iowa Horse and Mule Breeders Association, begs leave to report it has had the same under consideration and recommends the same **do pass.**

CARL H. RINGGENBERG, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 418**, a bill for an act relating to the licensing of food establishments, begs leave to report it has had the same under consideration and recommends the same **do pass.**

CARL H. RINGGENBERG, *Chairman.*

Ordered passed on file.

Senator Butler submitted the following report :

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **Senate Joint Resolution 15**, a joint resolution proposing to create a special committee to make a study of lending practices in the state, begs leave to report it has had the same under consideration and recommends the same **do pass.**

GUY G. BUTLER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **House File 389**, a bill for an act to amend chapter five

hundred thirty-two (532), Code 1954, relating to the appointment of a nominee by banking institutions acting in a fiduciary capacity, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GUY G. BUTLER, *Chairman*.

Ordered passed on file.

Senator Hoxie submitted the following report:

MR. PRESIDENT: Your committee on highway safety to which was referred **Senate File 403**, a bill for an act to amend section one hundred ten point twenty-three (110.23), Code 1954, relating to carrying guns in vehicles on a public highway, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK HOXIE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highway safety to which was referred **House File 544**, a bill for an act relating to the issuance of drivers' licenses and to amend section three hundred twenty-one point one hundred seventy-seven (321.177), Code 1954, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK HOXIE, *Chairman*.

Ordered passed on file.

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 287**, a bill for an act relating to procedure under the power of eminent domain, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **House File 19**, a bill for an act to amend section six hundred two point fifty (602.50), Code 1954, relating to jury fees in municipal courts in class "C" cases, and in misdemeanor cases specially mentioned in section six hundred two point twenty-eight (602.28), begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred **Senate File 234**, a bill for an act relating to the compensation of county 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 Senate File 234 by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section one (1) of chapter one hundred seventy-three (173), Acts of the Fifty-sixth General Assembly, is hereby amended

by striking therefrom subsections one (1) to thirteen (13), inclusive, and inserting in lieu thereof the following:

1. Less than ten thousand (10,000), four thousand (4,000) dollars.
2. Ten thousand (10,000) and less than fifteen thousand (15,000), four thousand one hundred fifty (4,150) dollars.
3. Fifteen thousand (15,000) and less than twenty thousand (20,000), four thousand three hundred (4,300) dollars.
4. Twenty thousand (20,000) and less than twenty-five thousand (25,000), four thousand four hundred fifty (4,450) dollars.
5. Twenty-five thousand (25,000) and less than thirty thousand (30,000), four thousand six hundred (4,600) dollars.
6. Thirty thousand (30,000) and less than thirty-five thousand (35,000), four thousand seven hundred fifty (4,750) dollars.
7. Thirty-five thousand (35,000) and less than forty thousand (40,000), four thousand nine hundred (4,900) dollars.
8. Forty thousand (40,000) and less than forty-five thousand (45,000), five thousand fifty (5,050) dollars.
9. Forty-five thousand (45,000) and less than fifty thousand (50,000), five thousand two hundred (5,200) dollars.
10. Fifty thousand (50,000) and less than sixty thousand (60,000), five thousand five hundred (5,500) dollars.
11. Sixty thousand (60,000) and less than seventy thousand (70,000), five thousand eight hundred (5,800) dollars.
12. Seventy thousand (70,000) and less than eighty thousand (80,000), six thousand one hundred (6,100) dollars.
13. Eighty thousand (80,000) and over, six thousand four hundred (6,400) dollars."

Sec. 2. Section two (2) of chapter one hundred seventy-three (173), Acts of the Fifty-sixth General Assembly, is hereby amended by striking therefrom subsections one (1) to fourteen (14), inclusive, and inserting in lieu thereof the following:

1. Less than ten thousand (10,000), four thousand (4,000) dollars.
2. Ten thousand (10,000) and less than fifteen thousand (15,000), four thousand one hundred fifty (4,150) dollars.
3. Fifteen thousand (15,000) and less than twenty thousand (20,000), four thousand three hundred (4,300) dollars.
4. Twenty thousand (20,000) and less than twenty-five thousand (25,000), four thousand four hundred fifty (4,450) dollars.
5. Twenty-five thousand (25,000) and less than thirty thousand (30,000), four thousand six hundred (4,600) dollars.
6. Thirty thousand (30,000) and less than thirty-five thousand (35,000), four thousand seven hundred fifty (4,750) dollars.
7. Thirty-five thousand (35,000) and less than forty thousand (40,000), four thousand nine hundred (4,900) dollars.
8. Forty thousand (40,000) and less than forty-five thousand (45,000), five thousand fifty (5,050) dollars.
9. Forty-five thousand (45,000) and less than fifty thousand (50,000), five thousand two hundred (5,200) dollars.
10. Fifty thousand (50,000) and less than sixty thousand (60,000), five thousand five hundred (5,500) dollars.
11. Sixty thousand (60,000) and less than seventy thousand (70,000), five thousand eight hundred (5,800) dollars.
12. Seventy thousand (70,000) and less than eighty thousand (80,000), six thousand one hundred (6,100) dollars.
13. Eighty thousand (80,000) and less than one hundred twenty-five thousand (125,000), six thousand six hundred (6,600) dollars.

14. One hundred twenty-five thousand (125,00) and over, seven thousand six hundred (7,600) dollars."

Sec. 3. Section four (4) of chapter one hundred seventy-three (173), Acts of the Fifty-sixth General Assembly, is hereby amended by striking from line four (4) thereof the word "eleven" and inserting in lieu thereof the words "twelve dollars and fifty cents (\$12.50)"; by striking from lines five (5) and six (6) the words "thirty-six hundred" and inserting in lieu thereof the words "four thousand (4,000)"; by striking from lines seven (7) and eight (8) the words "four thousand" and inserting in lieu thereof the words "four thousand four hundred (4,400)"; by striking from line nine (9) the words "five thousand" and inserting in lieu thereof the words "five thousand four hundred (5,400)"; by striking from line eleven (11) the words "fifty-eight hundred" and inserting in lieu thereof the words "six thousand two hundred (6,200)"; by striking from line fourteen (14) the words "fifty-two hundred" and inserting in lieu thereof the words "fifty-six hundred (5,600)."

Sec. 4. Section six (6) of chapter one hundred seventy-three (173), Acts of the Fifty-sixth General Assembly, is hereby amended by striking therefrom subsections one (1) to fifteen (15), inclusive, and inserting in lieu thereof the following:

"1. Less than ten thousand (10,000), three thousand two hundred (3,200) dollars.

2. Ten thousand (10,000) and less than fifteen thousand (15,000), three thousand three hundred fifty (3,350) dollars.

3. Fifteen thousand (15,000) and less than twenty thousand (20,000), three thousand five hundred (3,500) dollars.

4. Twenty thousand (20,000) and less than twenty-five thousand (25,000), three thousand six hundred fifty (3,650) dollars.

5. Twenty-five thousand (25,000) and less than thirty thousand (30,000), three thousand eight hundred (3,800) dollars.

6. Thirty thousand (30,000) and less than thirty-five thousand (35,000), three thousand nine hundred fifty (3,950) dollars.

7. Thirty-five thousand (35,000) and less than forty thousand (40,000), four thousand one hundred (4,100) dollars.

8. Forty thousand (40,000) and less than forty-five thousand (45,000), four thousand two hundred fifty (4,250) dollars.

9. Forty-five thousand (45,000) and less than fifty thousand (50,000), four thousand four hundred (4,440) dollars.

10. Fifty thousand (50,000) and less than sixty thousand (60,000), four thousand seven hundred (4,700) dollars.

11. Sixty thousand (60,000) and less than seventy thousand (70,000), five thousand eight hundred (5,800) dollars.

12. Seventy thousand (70,000) and less than eighty thousand (80,000), six thousand one hundred (6,100) dollars.

13. Eighty thousand (80,000) and less than one hundred thousand (100,000), six thousand six hundred (6,600) dollars.

14. One hundred thousand (100,000) and less than one hundred fifty thousand (150,000), seven thousand two hundred (7,200) dollars.

15. One hundred fifty thousand (150,000) and over, seven thousand six hundred (7,600) dollars."

LAWRENCE PUTNEY, *Chairman*.

Ordered passed on file.

Senator Weiss submitted the following report :

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 366**, a bill for an act relating to the forestry program

in 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**:

Be amended in accordance with the Hoxie amendment filed March 14 and found on page 486 of the Senate Journal.

Further amend Senate File 366, section 1 by striking out lines 13 to 27, inclusive.

ALBERT WEISS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **House File 117**, a bill for an act to provide for the payment of drainage and levee assessments on certain state-owned lands, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **House File 423**, a bill for an act to amend section one hundred six point sixteen (106.16), Code 1954, relating to the size of outboard motors used on artificial lakes, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ALBERT WEISS, *Chairman*.

Ordered passed on file.

Senator McFarlane submitted the following report:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 327**, a bill for an act to amend chapter ninety-six (96), Code 1954, as amended, being the Iowa employment security law, relating to unemployment compensation; increasing the maximum weekly benefit amount to thirty-two (\$32.00) dollars and the minimum to ten (\$10.00) dollars; increasing the maximum duration of benefits to twenty-six (26) weeks; providing for the determination and payment of benefits; the qualification, eligibility and the limitation of disqualification for benefits; the manner of computing employer's tax rates and charging benefits paid to employer's reserve accounts; and notice to employers of benefit payments, and the correction of errors; defining "computation"; and redefining "annual payroll" and "average annual payroll", begs leave to report it has had the same under consideration and recommends the same **do pass**.

ARCH W. MCFARLANE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 345**, a bill for an act relating to the retirement credit for policemen and firemen who are absent while serving in the armed services, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ARCH W. MCFARLANE, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 362**, a bill for an act to amend chapter eighty-five (85), Code 1954, as amended, relating to workmen's compensation, so as to redefine "injury", "personal injury", and "personal injury by accident", to increase the maximum weekly benefit amount to thirty-four (\$34.00) dollars, to revise and redefine certain provisions relative to compensation for total permanent disability, permanent partial disability and the healing period therefor, to provide for and authorize special case settlements, to provide for crediting payments otherwise made, and to repeal sections eighty-five point thirty-four (85.34) and eighty-five point thirty-five (85.35), Code 1954, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ARCH W. MCFARLANE, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on social security to which was referred **House File 64**, a bill for an act relating to care of neglected, dependent and delinquent children, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ARCH W. MCFARLANE, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on social security to which was referred **House File 142**, a bill for an act to remove the two (2) year previous requirement for employees of the state board of social welfare, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ARCH W. MCFARLANE, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on social security to which was referred **House File 366**, a bill for an act to amend chapter two hundred forty-one (241) relating to aid for the blind; and chapter two hundred forty-nine (249), relating to old age assistance, Code 1954, so as to cooperate with the provisions of the Social Security Act amendments of 1950, enacted by the Congress of the United States, to permit payment of assistance to persons in certain public medical institutions, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ARCH W. MCFARLANE, *Chairman*.

Ordered passed on file.

Senator Anderson submitted the following report:

MR. PRESIDENT: Your committee on water rights to which was referred **House File 110**, a bill for an act to amend section four hundred fifty-five point two hundred twelve (455.212), Code 1954, relating to installments of assessments for the costs incident to the adoption by a drainage district board of a federal plan of improvement for said district, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL T. ANDERSON, *Chairman*.

Ordered passed on file.

Senator Prentis submitted the following report :

MR. PRESIDENT: Your committee on ways and means to which was referred **Senate File 400**, a bill for an act to provide temporary amendment to section four hundred twenty-two point thirty-three (422.33), Code 1954, to continue the present rate of tax on corporate income providing funds for the biennium beginning July 1, 1957, and ending June 30, 1959, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on ways and means to which was referred **House File 40**, a bill for an act to amend section four hundred forty-one point five (441.5), Code 1954, to set a millage levy limit for the county assessor's office, county boards of review and conference board, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bills to committee :

- S. J. R. 15 Appropriations (under Senate Rule 21)
- S. F. 279 Appropriations (under Senate Rule 21)
- S. F. 406 Appropriations (under Senate Rule 21)
- H. F. 364 Insurance

AMENDMENTS FILED

- 1 Amend Senate File 44 as follows:
- 2 1. By striking all of the title after the words, "Code
- 3 1954," and inserting in lieu thereof the following:
- 4 "relating to the sales tax on goods, wares and merchandise
- 5 purchased by religious institutions for use in places of
- 6 worship or by educational institutions for their appropriate
- 7 objects."
- 8 2. Amend section one (1) by striking lines three (3),
- 9 four (4), five (5) and six (6) and inserting in lieu thereof
- 10 the following:
- 11 "The gross receipts from all sales of goods, wares or
- 12 merchandise purchased by religious institutions to be used
- 13 solely in places of worship, and the gross receipts from all
- 14 sales of goods, wares and merchandise purchased and used by
- 15 educational institutions solely for their appropriate objects.
- 16 Educational institutions shall be defined as non-profit
- 17 organizations which operate a public library or public art
- 18 gallery or which (a) offer a curriculum leading to a recognized
- 19 academic degree or certificate, and (b) are approved by the
- 20 Iowa committee on secondary school and college relations, or
- 21 the state department of public instruction for admission and
- 22 transfer of credits to the three (3) state institutions for

23 higher education in Iowa, or are members of the north central
24 association of colleges and secondary schools."

W. H. TATE.
GEORGE SCOTT.
EARL ELIJAH.
FRANK ELWOOD.

1 Amend Senate File 148 as follows:

2 1. By adding after the word, "to" in line 1 of the
3 title the words, "liability insurance covering the".

4 2. By striking all of lines 4 through 8
5 inclusive of section 1 and substituting in lieu thereof
6 the following:

7 "The trustees may purchase and pay the premiums on liability,
8 personal injury and property damage insurance which covers,
9 insures and protects the trustees against individual personal,
10 corporate or quasi-corporate liability that such trustees
11 may incur for any and all their acts while within the scope
12 of official authority or performance of any and all their
13 duties or for an omission in the line of official duties."

JOHN A. WALKER.

1 Amend Senate File 203, section 9 by striking
2 all after line 5 thereof, and inserting in lieu
3 thereof the following: "placed in the general fund by
4 the treasurer of state."

IRVING D. LONG.

1 Amend Senate File 303, section 1, line 1, by adding
2 after the word "hotel," the word "motel,".
3 2. Further amend Senate File 303, section 1, line 12,
4 by adding after the word "hotel," the word "motel,".

JOHN J. O'CONNOR.

1 Amend House File 21 by adding to section
2 13 the following: "Nothing herein shall in any way
3 affect or limit the practice of dentistry."

ALAN VEST.

1 Amend House File 284 by striking all after the enacting
2 clause and inserting in lieu thereof the following:

3 "Section 1. Section two hundred eighty-two point three
4 (282.3), Code 1954, is hereby amended as follows:

5 1. By striking from line one (1) in subsection two (2)
6 the date, '1952' and inserting in lieu thereof the date, '1959'.

7 2. By striking from line six (6) in subsection two (2)
8 the word, 'November' and inserting in lieu thereof the word,
9 'September'.

10 3. By striking from line four (4) in subsection three (3)
11 the word, 'November' and inserting in lieu thereof the word,
12 'September'.

13 4. By striking from line three (3) in subsection four (4)
14 the word, 'November' and inserting in lieu thereof the word,
15 'September'.

16 5. By striking from line fourteen (14) in subsection four
17 (4) the word, 'December' and inserting in lieu thereof the
18 word, 'October'.

19 6. By striking subsection five (5).

20 Sec. 2. For a school year beginning prior to July 1, 1958,
21 a child must be six (6) years of age on or before November 15,

22 1957, to be admitted to the first grade or five (5) years of
 23 age on or before November 15, 1957, to be admitted to school
 24 work for the grade immediately preceding the first grade.
 25 Sec. 3. For a school year beginning after July 1, 1958,
 26 and prior to July 1, 1959, a child must be six (6) years of
 27 age on or before October 15, 1958, to be admitted to the
 28 first grade or five (5) years of age on or before October
 29 15, 1958, to be admitted to school work for the grade
 30 immediately preceding the first grade."

ROBERT R. RIGLER.

1 Amend Senate File 283 by striking all after the
 2 enacting clause and inserting in lieu thereof the following:
 3 Section 1. Chapter two hundred sixty-four (264),
 4 Acts of the Fifty-sixth General Assembly, is hereby amended
 5 by striking all of section one (1) and inserting in lieu
 6 thereof the following:

7 "Section 1. Section six hundred two point forty-nine
 8 (602.49), Code 1954, is amended by striking lines one (1)
 9 to eight (8) inclusive and through the word 'population'
 10 in line nine (9) and inserting in lieu thereof the following:

11 "The annual salary of each municipal judge shall be
 12 six thousand five hundred dollars in cities of less than
 13 thirty thousand population; seven thousand two hundred
 14 dollars (\$7,200.00) in cities of thirty thousand and less
 15 than seventy thousand population; and eight thousand dollars
 16 (\$8,000.00) in cities of seventy thousand or more population'".

THOMAS J. DAILEY.
 JACK MILLER.

1 1. Amend House File 364 by inserting after the word
 2 "bodies" in line 11 the following: ", including volunteer
 3 firemen,".
 4 2. Strike the following in lines 19, 20 and 21:
 5 "twenty thousand dollars (\$20,000.00) for personal injury
 6 or death of one person, or forty thousand dollars (\$40,000.00)"
 7 and substitute in lieu thereof the following: "twenty-five
 8 thousand dollars (\$25,000.00) for personal injury or death
 9 of one person, or fifty thousand dollars (\$50,000.00)".

D. C. NOLAN.

On motion of Senator Nolan, the Senate adjourned until 10:05
 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, MARCH 28, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Glen Hulsebus, pastor of the First Presbyterian Church, Brooklyn, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Harbor, from twenty-nine residents of Mills County in opposition to a three per cent sales tax.

By Senator Long, from twenty-two residents of Buchanan County favoring proposed legislation relating to the equipment of rail track motor cars.

By Senator Prince, from ten teachers of Perry Public Schools favoring proposed legislation providing a uniform entrance age for school children.

By Senator Prince, from directors of the Van Meter Community School District urging legislation to add the word "community" to chapter 279, section 29, of the school laws of Iowa.

By Senator Rigler, from twenty members of the Floyd County Archers urging that license fee for bow hunting be reduced.

By the following Senators, in opposition to sale of liquor by the drink in Iowa:

By Senator Evans, from sixty-two residents of Van Buren County.

By Senator Putney, from twenty-five residents of Tama County.

By Senator Rigler, from sixty-seven residents of Floyd County.

By Senator Wormley, from ninety-six residents of Jasper County.

By the following Senators, favoring the sale of liquor by the drink in Iowa:

By Senator O'Malley, from forty-two residents of Polk County.

By Senator Utzig, from twenty-one residents of Dubuque County.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Hoxie for the day on request of Senator Dailey.

PRESENTATION OF VISITORS

Senator Rigler asked and received unanimous consent to present to the Senate forty-nine members of the senior class of the Nashua High School who were present in the balcony accompanied by Richard Benz and DeWitt Booth.

Senator Gillespie asked and received unanimous consent to present to the Senate thirty-three members of the eighth grade class of the Earlham Public School who were present in the balcony accompanied by Miss McDonald and Mr. Voss.

Senator Ringgenberg asked and received unanimous consent to present to the Senate twenty-four students from the Colo High School who were present in the balcony accompanied by their instructor, Mr. Plum.

Senator Nolan asked and received unanimous consent to present to the Senate thirty-five students of the North English Community School who were present in the balcony accompanied by W. J. Coffman.

Senator Elijah asked and received unanimous consent to present to the Senate thirty-three members of the Social Science class of the West Branch High School who were present in the balcony accompanied by Lyle Smith.

Senator Price asked and received unanimous consent to present to the Senate eighty members of the Junior and Senior classes of the Pleasantville Community School who were present in the balcony accompanied by their instructor, Mr. Van Sickle.

Senator Byers asked and received unanimous consent to present to the Senate seven foreign exchange students attending high school in Cedar Rapids and Marion, who were present in the balcony: Gunilla Wickman of Gothenburg, Sweden; Signe Kvale of Atra, Telemark, Norway; Josefina Guinot of Castellon, Spain; Berthat Coint of Utrecht, Netherlands; Mads Ovlisen, Copenhagen, Denmark; Manfred Juergensen of Flensburg, Germany; and Francis M. Schuller of Differdange, Luxemburg. The students were accompanied by James Corell and Elmer Karasek, members of the Americanism committee of the Cedar Rapids Junior Chamber of Commerce.

Senator O'Malley asked and received unanimous consent to present to the Senate the members of the sixth, seventh and eighth grade classes of the Sacred Heart School of West Des Moines who were present in the balcony accompanied by Sister Mary David.

Senator Coleman asked and received unanimous consent to present to the Senate twenty-one members of the Senior class of the Gowrie High School who were present in the balcony accompanied by their superintendent, Arvin Bloom.

Senator O'Malley asked and received unanimous consent to present to the Senate fifty-one members of the American Government class of the Saydel Consolidated High School who were present in the balcony accompanied by their instructor, Henry Geery.

SENATE FILE 404 WITHDRAWN

Senator Schroeder asked and received unanimous consent that Senate File 404 be withdrawn from further consideration of the Senate.

INTRODUCTION OF BILLS

Senate File 447, by committee on judiciary 1, a bill for an act relating to disabled and retired firemen's and policemen's pensions.

Read first and second times and placed on the calendar.

Senate File 448, by committee on judiciary 1, a bill for an act to provide for a legislative research committee and legislative research bureau and to define their duties.

Read first and second times and placed on the calendar.

Senate File 449, by committee on judiciary 1, a bill for an act authorizing a patent to the North half of the Northwest quarter ($N\frac{1}{2}$ of $NW\frac{1}{4}$) of section sixteen (16), Township seventy North (70N), Range ten (10) West of the fifth principal meridian, Van Buren County, Iowa.

Read first and second times and placed on the calendar.

Senate File 450, by committee on board of control, a bill for an act relating to the superintendents of the Woodward state hospital and school and the Glenwood state school.

Read first and second times and placed on the calendar.

Senate File 451, by committee on board of control, a bill for an act relating to transfer of inmates of the Woodward state hospital and school and the Glenwood state school.

Read first and second times and placed on the calendar.

Senate File 452, by committee on judiciary 1, a bill for an act to repeal the statutes relating to gift enterprises.

Read first and second times and placed on the calendar.

Senate File 453, by committee on ways and means, a bill for an act to abolish the present five-mill tax on moneys and credits and to substitute in lieu thereof a surtax on certain income from interest and dividends, and to provide for a moneys and credits tax upon certain specific property.

Read first and second times and placed on the calendar.

Senate File 454, by committee on social security, a bill for an act relating to the definition of an employer under the employment security law.

Read first and second times and placed on the calendar.

UNFINISHED BUSINESS

Senator Molison called up for further consideration Senate File 4, a bill for an act authorizing the state board of regents to acquire, purchase, lease, construct, equip, improve, repair and remodel buildings or structures, including additions to buildings or structures, necessary or useful for carrying on the educational programs and extracurricular student activities at the state university of Iowa, the Iowa state college of agriculture and mechanic arts and the Iowa state teachers college, to acquire, lease and improve property therefor, to establish and collect building fees from students attending said institutions and to borrow money and issue debentures to pay the cost of such facilities in anticipation of the collection and secured by a pledge of all or any part of such building fees.

President pro tempore Vest took the chair at 10:50 a.m.

Senator Prentis offered the following amendment, filed by Senators Prentis and Molison, and moved its adoption:

1. Amend Senate File 4 by striking the words "charged a tuition for attending" in lines 6 and 7 in section 2 and insert in lieu thereof the words "enrolled at".
2. Further amend by striking the word "registered" in line 53 of section 3 and by inserting in lieu thereof the word "recorded".
3. Further amend by inserting the word "such" following the word "All" in line 25 of section 3.
4. Further amend by inserting the word "when" following the word "debentures" in line 25 of section 3.

5. Further amend by inserting the word "or" following the word "constitutional" in line 4, section 8.

The amendment was adopted.

Senator Prentis offered the following amendment and moved its adoption:

Amend Senate File 4 by striking all of section 12 and inserting in lieu thereof the following:

"Sec. 12. This Act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Leon Journal-Reporter, a newspaper published at Leon, Iowa, and in the Grinnell Herald-Register, a newspaper published at Grinnell, Iowa."

The amendment was adopted.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 4 by striking from section 7, line 4, the following: "and the interest thereon".

The amendment was adopted.

COMMITTEE OF THE WHOLE

Senator Nolan moved that the Senate resolve itself into a committee of the whole and that Mr. Harry H. Hagemann, chairman of the Board of Regents be invited to appear before the committee, which motion prevailed.

The Senate arose from the committee of the whole and resumed regular session.

Senator Molison 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	Evans	Molison	Shoeman
Boothby	Fisher	Nolan	Stuart
Buck	Gillespie	O'Connor	Tate
Burton	Grimstead	O'Malley	Turner
Butler	Harbor	Prentis	Utzig
Byers	Henry	Price	Walker
Dailey	Hoffman	Prince	Watson
Dewel	Lynes	Rigler	Weber
Dykhouse	McCurdy	Ringgenberg	Weiss
Elijah	McFarlane	Scott	Wormley
Elwood	Miller		

Nays, 7:

Coleman	McManus	Schroeder	Vest
Long	Putney	Shaff	

Absent or not voting, 1:

Hoxie

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dailey moved that the 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 Watson, Senate File 443, a bill for an act to make appropriations to members of the Iowa study committee of water rights and drainage laws, namely: Conway E. Morris, Wendell Pendleton, Carl T. Anderson, A. J. Johnson, James Hudson, James Foster and George Ahrens, was taken up and considered.

Senator Watson 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, 48:

Boothby	Fisher	Molison	Shaff
Buck	Gillespie	Nolan	Shoeman
Burton	Grimstead	O'Connor	Stuart
Butler	Harbor	O'Malley	Tate
Byers	Henry	Prentis	Turner
Coleman	Hoffman	Price	Utzig
Dailey	Long	Prince	Vest
Dewel	Lynes	Putney	Walker
Dykhouse	McCurdy	Rigler	Watson
Elijah	McFarlane	Ringgenberg	Weber
Elwood	McManus	Schroeder	Weiss
Evans	Miller	Scott	Wormley

Nays, none.

Absent or not voting, 2:

Anderson	Hoxie
(Present)	

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Schroeder, Senate File 433, a bill for an act relating to consent to adoption and legalizing certain consents made prior to January 1, 1957, and to amend chapter six hundred point three (600.3), Code 1954, was taken up and considered.

Senator Tate offered the following amendment and moved its adoption:

Amend Senate File 433, section 1, lines 3 and 4, by striking the following: "Failure to disclose the name or names of adopting parents shall not invalidate a consent."

The amendment was adopted.

Senator Schroeder asked and received unanimous consent that

action on Senate File 433 be deferred and that the bill be placed on the calendar under "unfinished business".

President Nicholas took the chair at 12:25 p.m.

On motion of Senator Hoffman, Senate File 203, a bill for an act to regulate the manufacture, distribution and sale of mixed fertilizers, fertilizer materials, commercial fertilizers and soil amendments and to repeal chapter two hundred (200), Code 1954, as amended by chapter one hundred seventeen (117), Acts of the Fifty-sixth General Assembly, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Hoffman asked and received unanimous consent that action on Senate File 203 be deferred and that the bill be placed on the calendar under "unfinished business".

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 8, a bill for an act relating to records and reports of recipients of public aid.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 163, a bill for an act regulating manufacture, distribution and sale of mixed fertilizers, fertilizer materials, commercial fertilizers and soil amendments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 203, a bill for an act relating to the towing of motor vehicles over highways outside the limits of any incorporated city or town.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 427, a bill for an act to permit town officers to sell material to the town in certain specified circumstances.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 469, a bill for an act relating to the clarification of the term contract carrier.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 545, a bill for an act relating to the permissive emergency fund levy by counties.

WILLIAM R. KENDRICK,
Acting Chief Clerk.

HOUSE MESSAGES CONSIDERED

House File 8, a bill for an act relating to records and reports of recipients of public aid.

Read first and second times and passed on file.

House File 163, a bill for an act to regulate the manufacture, distribution and sale of mixed fertilizers, fertilizer materials, commercial fertilizers and soil amendments and to repeal chapter two hundred (200), Code 1954, as amended by chapter one hundred seventeen (117), Acts of the Fifty-sixth General Assembly.

Read first and second times and passed on file.

House File 203, a bill for an act relating to the towing of motor vehicles over highways outside the limits of any incorporated city or town.

Read first and second times and passed on file.

House File 427, a bill for an act to permit town officers, including members of the council, to sell material to the town in certain specified circumstances and to publish legal notices for the town, and to amend section three hundred sixty-eight A point twenty-two (368A.22), Code 1954, pertaining thereto.

Read first and second times and passed on file.

House File 469, a bill for an act to amend section three hundred twenty-seven point one (327.1), Code 1954, relating to the clarification of the term contract carrier.

Read first and second times and passed on file.

House File 545, a bill for an act relating to the permissive emergency fund levy by counties.

Read first and second times and passed on file.

On motion by Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 281, 308, 346, 374, 376 and 426.

Report adopted.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
Chairman House Committee.

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 281, 308, 346, 374, 376 and 426.

REPORTS OF COMMITTEES

Senator Boothby submitted the following report:

MR. PRESIDENT: Your committee on board of control to which was referred **Senate File 249**, a bill for an act relating to business managers at institutions under the board of control, begs leave to report it has had the same under consideration and recommends the same **do pass**.

L. M. BOOTHBY, *Chairman*.

Ordered passed on file.

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 417**, a bill for an act to amend chapter seventy-eight (78), Acts of the Eleventh General Assembly, relating to the corporate powers of the board of trustees of the Congregational Church and Society of Burlington, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Senator Molison submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **House File 284**, a bill for an act relating to the age of children starting to school, 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 284 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section two hundred eighty-two point three (282.3), Code 1954, is hereby amended as follows:

1. By striking from line one (1) in subsection two (2) the date, '1952' and inserting in lieu thereof the date, '1959'.
2. By striking from line six (6) in subsection two (2) the word, 'November' and inserting in lieu thereof the word, 'September'.
3. By striking from line four (4) in subsection three (3) the word, 'November' and inserting in lieu thereof the word, 'September'.
4. By striking from line three (3) in subsection four (4) the word, 'November' and inserting in lieu thereof the word, 'September'.
5. By striking from line fourteen (14) in subsection four (4) the word, 'December' and inserting in lieu thereof the word, 'October'.
6. By striking subsection five (5).

Sec. 2. For a school year beginning prior to July 1, 1958, a child must be six (6) years of age on or before November 15, 1957, to be admitted to the first grade or five (5) years of age on or before November 15, 1957, to be admitted to school work for the grade immediately preceding the first grade.

Sec. 3. For a school year beginning after July 1, 1958, and prior to July 1, 1959, a child must be six (6) years of age on or before October 15, 1958, to be admitted to the first grade or five (5) years of age on

or before October 15, 1958, to be admitted to school work for the grade immediately preceding the first grade.

Sec. 4. For those school years beginning prior to July 1, 1959, a school board may require the attainment of a greater age than the age requirement set forth in those sections governing admissions prior to July 1, 1958, and after July 1, 1958, and prior to July 1, 1959, so long as such age requirement shall not be greater than the age requirement to be in effect on and after July 1, 1959."

W. C. MOLISON, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 83, section 1, as follows:
 2 By inserting in line 22 immediately following the word
 3 "it." the following sentence: "Law-trained assistants
 4 shall be appointed and their compensation fixed and paid in
 5 the same manner as hereinabove provided with respect to
 6 assistant attorneys general."

HARRY E. WATSON.
 ARCH W. MCFARLANE.
 L. M. BOOTHBY.

1 Amend Senate File 252 by striking all after the enacting
 2 clause and inserting in lieu thereof the following:
 3 Section 1. This Act shall be known as the "Practice as a
 4 Dispensing Optician Act".
 5 Sec. 2. For the purpose of this title, the following classes
 6 of persons shall be determined to be engaged in practice as
 7 dispensing opticians:
 8 Persons who prepare and dispense lenses, spectacles,
 9 eyeglasses and optical devices to the intended user thereof only
 10 on the written prescription of a physician or optometrist duly
 11 licensed to practice his profession. A dispensing optician shall
 12 not engage in the diagnosis of the diseases of the human eye or
 13 attempt to determine the refractions of the human eye or in any
 14 manner attempt to prescribe or treat diseases or ailments of
 15 persons. Licensed practitioners of medicine and surgery, optometry,
 16 osteopathy or osteopathy and surgery, or persons operating under
 17 their supervision, shall not be deemed to be engaged in practice as
 18 dispensing opticians.
 19 Sec. 3. Every applicant for license to practice as a
 20 dispensing optician shall:
 21 1. Furnish satisfactory evidence of a preliminary education
 22 equivalent to at least four (4) years study in an accredited high
 23 school or other secondary school.
 24 2. Furnish satisfactory evidence that he has completed one (1)
 25 school year of not less than eight hundred fifty (850) hours of
 26 study in a recognized school of optical dispensing or has had
 27 practical training and experience of a grade and character
 28 satisfactory to the board of examiners of not less than two (2)
 29 years under the supervision of a dispensing optician, a licensed
 30 physician and surgeon, or a licensed optometrist, provided,
 31 however, that any time spent in a recognized school shall be
 32 considered a part of the apprenticeship provided herein.
 33 3. Pass an examination prescribed by the dispensing
 34 optician examiners in the subject of mathematics and physics,

35 ophthalmic materials and laboratory technique, ophthalmic optics,
36 ophthalmic dispensing and practical subjects.

37 Sec. 4. It shall be unlawful for a dispensing optician to
38 advertise in any manner that would tend to mislead or deceive
39 the public. It shall be unlawful for any dispensing optician
40 either directly or indirectly to participate in any manner in
41 the division, assignment, rebate, splitting, or refunding of
42 service fees or cost of completed eyeglasses or parts thereof,
43 with a physician, optometrist, or other person or persons.

44 Sec. 5. Section one hundred forty-seven point one (147.1),
45 Code 1954, is hereby amended as follows:

46 1. By inserting in subsection two (2), line four (4) after
47 the word "optometrist," the words "dispensing optician".

48 2. By inserting in subsection three (3), line four (4)
49 after the word "optometry," the words "practice as a dispensing
50 optician".

51 Sec. 6. Section one hundred forty-seven point two (147.2),
52 Code 1954, is hereby amended by inserting after the word
53 "optometry" in line five (5) the words "dispensing optician".

54 Sec. 7. Section one hundred forty-seven point thirteen
55 (147.13), Code 1954, is hereby amended by inserting after the
56 word "examiners;" in line ten (10) the words "for dispensing
57 opticians, dispensing optician examiners;"

58 Sec. 8. Section one hundred forty-seven point fifteen
59 (147.15), Code 1954, is hereby amended by inserting after the
60 word "optometry" in line three (3) the words, "dispensing
61 optician".

62 Sec. 9. Section one hundred forty-seven point eighty (147.80),
63 Code 1954, subsection three (3) is hereby amended by inserting
64 after the word "chiropractic" in line two (2) thereof the words
65 "as a dispensing optician".

66 Sec. 10. The members of the first board of dispensing
67 optician examiners appointed under the provisions of this Act
68 shall have all qualifications required in section three (3),
69 subsections one (1) and two (2) of this Act for a license to
70 practice as a dispensing optician, and shall be nominated and
71 appointed in the manner prescribed in section one hundred forty-
72 seven point twenty (147.20), Code 1954. One (1) member of such
73 board shall be appointed for a term of one (1) year, one (1)
74 member for a term of two (2) years and one (1) member for a term
75 of three (3) years. The members of such board shall immediately
76 upon appointment and payment of a license fee of twenty (20)
77 dollars be, without further proceedings, issued a license to
78 practice as dispensing opticians.

79 Sec. 11. The provisions of section six (6) of this Act
80 shall not take effect until January 1, 1958.

JACK SCHROEDER.

1 Amend Senate File 311 as follows:

2 1. By striking from line 76 the word "as"
3 and inserting in lieu thereof the word "at".

4 2. By striking from line 141 the
5 figure "1857" and inserting in lieu thereof the figure "1957".

6 3. By inserting after the word "have" in line
7 251 the following: "become unsatisfactory or
8 unacceptable, then the Treasurer may require".

9 4. By striking from line 435
10 the word "from" and inserting in lieu thereof the word "for".

- 11 5. By inserting after the period in line
 12 446 a sentence as follows: "A carrier subject to
 13 this paragraph may with the approval of the Treasurer when
 14 distributing for a licensee substitute the loading and delivery
 15 evidence required in paragraph two (2) of this section."
 16 6. By inserting in line 610 after the
 17 word "fuel" the words "that was" and by inserting after the
 18 word "used" in line 611 the words "or will
 19 be used".
 20 7. By striking lines 670 through
 21 line 676 and inserting in lieu thereof
 22 the following: "Any refund permit issued under this chapter may
 23 be revoked by the treasurer for any of the following violations,
 24 but only after the holder of the permit has been given reasonable
 25 notice of the intention to revoke the permit and reasonable
 26 opportunity to be heard:".
 27 8. By inserting after the word "year" in line
 28 687 the following: "from date of issuance or a
 29 refund permit whose holder has moved from the county wherein he
 30 resided at the time of application for said permit".
 31 9. Further amend Senate File 311 by striking the word
 32 "may" in line 1188.
 33 10. By striking from line 1191
 34 the words "and shall" and inserting in lieu thereof the word
 35 " , may".

JACK SCHROEDER.

CARL H. RINGGENBERG.

- 1 Amend Senate File 362 as follows:
 2 1. Amend section 13 by striking lines 7
 3 through 35 and by substituting in lieu thereof
 4 the following:
 5 "2. Add to the end of said section the following paragraph:
 6 'In the event the disabled employee shall receive any benefits,
 7 including medical, surgical or hospital benefits, under any group
 8 insurance plan covering occupational or nonoccupational disabilities
 9 contributed to wholly or partially by the employer, which benefits
 10 should not have been paid because this chapter or chapter eighty-
 11 five A (85A) provided benefits for such disability, then such
 12 amount so paid to said employee by any such group plan shall be
 13 credited to or against any compensation payments, including
 14 medical, surgical or hospital, made or to be made under this
 15 chapter or chapter eighty-five A (85A). This paragraph shall
 16 not apply to payments made under any group plan which would
 17 have been payable irrespective of an accidental injury under
 18 this chapter or chapter eighty-five A (85A). Any employer re-
 19 ceiving such credit shall keep such employee safe and harmless
 20 from any and all claims or liabilities that may be made against
 21 him by reason of having received such payments only to the extent
 22 of such credit. The employer and its workmen's compensation
 23 carrier, if any, shall be directly liable, jointly and severally,
 24 to the group insurer for the amount so paid under the group insur-
 25 ance plan and credited to or against such compensation payments,
 26 and they shall immediately reimburse such group insurer for the
 27 amount so paid and credited. Such credit or offset shall not be
 28 deemed a waiver within the meaning of section eighty-five point
 29 fifty-five (85.55).'"

30 2. Amend section 16 by striking from line
 31 9 the word "violence" and by substituting in lieu thereof
 32 the following: "specific incident resulting in injury"; and
 33 also strike from line 28 the words "and
 34 violently".

35 3. Correct the section numbers by changing sections
 36 fifteen (15), sixteen (16) and seventeen (17) to sections
 37 fourteen (14), fifteen (15) and sixteen (16), respectively.

D. C. NOLAN.

1 Amend House File 21, section 4, by adding the following
 2 in line 9: "Nothing herein contained shall affect the rights of
 3 third parties as a result of negligence in the operation or main-
 tenance
 4 of the aforesaid pathology and radiology facilities."

D. C. NOLAN.

FRANK ELWOOD.

W. C. STUART.

1 Amend House File 163 as follows:

2 1. Amend House File 163 by inserting a period (.)
 3 in line five (5) of section fourteen (14) after the word
 4 "advisable" and striking the remainder of the section
 5 Insert in lieu thereof the following: "The secretary
 6 shall report semi-annually by counties the results of the
 7 analysis based on official samples taken of commercial
 8 fertilizers sold within the state as compared with the
 9 analyses guaranteed under section four (4) and section
 10 five (5) together with name and address of the manu-
 11 facturer, and name and address of the owner or custodian
 12 of such commercial fertilizer at the time the official
 13 sample was taken. A copy of this semi-annual report
 14 by individual counties will be mailed by the secretary
 15 to each corresponding county extension director in the
 16 state."

COMMITTEE ON AGRICULTURE,
 CARL H. RINGGENBERG, *Chairman*.

On motion of Senator Nolan, the Senate adjourned until 9:30
 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, MARCH 29, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Charles Kruse, pastor of the Plymouth Presbyterian Church, Akron, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Butler, from thirty-three residents of Buena Vista County urging that no change be made on the homestead and veterans exemption tax.

By Senator Dailey, from forty-two residents of Polk County favoring proposed legislation relating to transporting children to and from public and private schools.

By Senator Long, from thirty-nine residents of Buchanan County favoring the sale of liquor by the drink in Iowa.

By Senator McFarlane, from twenty-seven residents of Black Hawk County in opposition to proposed legislation relating to the right to picket.

By Senator Prentis, from fifty-four teachers of Indianola Public Schools favoring proposed legislation relating to: standard aid to school districts; reorganization of school districts; to remove the limitation on the tax levy which may be made by school districts to pay interest and to retire bonds.

By the following Senators, in opposition to sale of liquor by the drink in Iowa:

By Senator Prentis, from two hundred fifty-five residents of Benton County.

By Senator Ringgenberg, from twenty-eight residents of Story County.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Hoxie for the day on request of Senator Dailey; Senator Schroeder for the day on request of Senator Shaff; Senator Miller for

the day on request of Senator Dewel; Senator Boothby for the day on request of Senator Price.

INTRODUCTION OF BILLS

Senate File 455, by committee on board of parole, a bill for an act to amend chapter two hundred fifty-five (255), Code 1954, relating to treatment of inmates of the Iowa state penitentiary and the men's or women's reformatory.

Read first and second times and placed on the calendar.

PRESENTATION OF VISITORS

Senator Fisher asked and obtained unanimous consent to present to the Senate ninety members of the Senior class of the Indianola High School who were present in the balcony accompanied by their principal, Harry Grange, and their coach, Dave England.

Senator Shoeman asked and received unanimous consent to present to the Senate twenty-four members of the eighth grade class of the Anita Public School who were present in the balcony accompanied by their instructor, Irma Salmon.

Senator Weiss asked and received unanimous consent to present to the Senate thirty students from the Deloit Elementary School who were present in the balcony accompanied by their principal, E. P. Kirkpatrick.

THIRD READING OF BILLS

On motion of Senator Harbor, Senate File 256, a bill for an act relating to flood and soil erosion control and watershed improvements, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Harbor 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	Fisher	McManus	Ringgenberg
Burton	Gillespie	Molison	Stuart
Butler	Grimstead	Nolan	Tate
Coleman	Harbor	O'Connor	Turner
Dailey	Henry	O'Malley	Utzig
Dewel	Hoffman	Prentis	Vest
Dykhouse	Long	Price	Watson
Elijah	Lynes	Prince	Weber
Elwood	McCurdy	Putney	Weiss
Evans	McFarlane	Rigler	

Nays, none.

Absent or not voting, 11:

Boothby	Miller	Shaff	Walker
Buck	Schroeder	(Present)	(Present)
Byers	Scott	Shoeman	Wormley
Hoxie	(Present)	(Present)	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Ringgenberg, House File 87, a bill for an act to amend chapter three hundred seventeen (317), Code 1954, relating to the destruction of weeds in abandoned cemeteries, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Wormley 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	Fisher	Molison	Shoeman
Burton	Gillespie	Nolan	Stuart
Butler	Grimstead	O'Connor	Tate
Byers	Harbor	O'Malley	Turner
Coleman	Henry	Prentis	Utzig
Dailey	Hoffman	Prince	Walker
Dewel	Long	Putney	Watson
Dykhouse	Lynes	Rigler	Weber
Elijah	McCurdy	Ringgenberg	Weiss
Elwood	McFarlane	Scott	Wormley
Evans	McManus	Shaff	

Nays, none.

Absent or not voting, 7:

Boothby	Hoxie	Price	Vest
Buck	Miller	Schroeder	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Nolan, Senate File 432, a bill for an act to amend chapter five hundred seventeen A (517A), Code 1954, relating to liability insurance for public employees, was taken up and considered.

Senator Nolan asked and received unanimous consent that House File 364 be substituted for Senate File 432.

On motion of Senator Nolan, House File 364, a bill for an act to repeal section five hundred seventeen A point one (517A.1), Code 1954, and to enact a substitute therefor, relating to purchase of insurance for public employees, officers and bodies, was taken up and considered.

Senator Nolan offered the following amendment:

1. Amend House File 364 by inserting after the word "bodies" in line 11 the following: ", including volunteer firemen."

2. Strike the following in lines 19, 20 and 21: "twenty thousand dollars (\$20,000.00) for personal injury or death of one person, or forty thousand dollars (\$40,000.00)" and substitute in lieu thereof the following: "twenty-five thousand dollars (\$25,000.00) for personal injury or death of one person, or fifty thousand dollars (\$50,000.00)".

Senator Tate offered the following amendment to the amendment and moved its adoption:

Amend line 9 of the amendment by striking the word "or" and inserting in lieu thereof the following: "and subject to said limit for one person."

The amendment to the amendment was adopted.

On motion of Senator Nolan, the amendment as amended was adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend House File 364 by adding thereto the following new section: "Sec. 2. This Act being deemed of immediate importance shall be in force and effect immediately upon its passage and publication in The Lowden News, a newspaper published at Lowden, Iowa, and in the Lone Tree Reporter, a newspaper published at Lone Tree, Iowa."

The amendment was adopted.

Senator Nolan 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, 45:

Anderson	Fisher	Molison	Shaff
Buck	Gillespie	Nolan	Shoeman
Burton	Grimstead	O'Connor	Stuart
Butler	Harbor	O'Malley	Tate
Byers	Henry	Prentis	Turner
Coleman	Hoffman	Price	Utzig
Dailey	Long	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McFarlane	Ringgenberg	Weiss
Elwood	McManus	Scott	Wormley
Evans			

Nays, none.

Absent or not voting, 5:

Boothby	Miller	Schroeder	Vest
Hoxie			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Nolan asked and received unanimous consent that Senate File 432 be withdrawn from further consideration of the Senate.

On motion of Senator O'Malley, House File 26, a bill for an act relating to the pay periods of municipal court personnel, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dailey asked and received unanimous consent that action on House File 26 be deferred and that the bill be placed on the calendar under "unfinished business".

On motion of Senator Utzig, House File 237, a bill for an act to amend section three hundred eighty-four point three (384.3), Code 1954, relating to the powers of dock boards in cities and towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Utzig 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	Fisher	Nolan	Shoeman
Buck	Gillespie	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Coleman	Hoffman	Price	Utzig
Dailey	Long	Putney	Vest
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Scott	Weiss
Elwood	McManus	Shaff	Wormley
Evans	Molison		

Nays, none.

Absent or not voting, 8:

Boothby	Grimstead	Miller	Schroeder
Byers	Hoxie	Prince	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Anderson, Senate File 185, a bill for an act relating to crossing highways with tile drains, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Walker offered the following amendment and moved its adoption:

Amend Senate File 185, section 1, line 6, by adding after the word "highway" the following: "and any subsequent repair thereof".

On motion of Senator Anderson, the amendment was 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, 42:

Anderson	Evans	Nolan	Shoeman
Buck	Fisher	O'Connor	Stuart
Burton	Gillespie	O'Malley	Tate
Butler	Harbor	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Long	Putney	Vest
Dailey	Lynes	Rigler	Watson
Dewel	McCurdy	Ringgenberg	Weber
Dykhouse	McFarlane	Scott	Weiss
Elijah	McManus	Shaff	Wormley
Elwood	Molison		

Nays, none.

Absent or not voting, 8:

Boothby	Henry	Miller	Schroeder
Grimstead	Hoxie	Prince	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Weiss, Senate File 233, a bill for an act to provide a method for designating township polling places outside the territorial limits of townships when a suitable polling place does not exist within the township, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Weiss asked and received unanimous consent that action on Senate File 233 be deferred and that the bill be placed on the calendar under "unfinished business".

On motion of Senator Dailey, Senate File 291, a bill for an act relating to the appointment of an alternate judge in municipal courts having only one judge, such alternate judge to act only during the absence or vacation of the regular judge, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dailey asked and received unanimous consent that action on Senate File 291 be deferred and that the bill be placed on the calendar under "unfinished business".

On motion of Senator O'Malley, Senate File 298, a bill for an act to legalize and validate the proceedings of the city council of the city of West Des Moines Iowa, authorizing and providing for the issuance of swimming pool bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said city, with re-

port of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley asked and received unanimous consent that House File 356 be substituted for Senate File 298.

On motion of Senator O'Malley, House File 356, a bill for an act to legalize and validate the proceedings of the city council of the City of West Des Moines, Iowa, authorizing and providing for the issuance of swimming pool bonds and for the levy taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said city, was taken up and considered.

Senator Dewel took the chair at 10:50 a.m.

Senator O'Malley 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	Evans	McManus	Shaff
Buck	Fisher	Molison	Shoeman
Burton	Gillespie	Nolan	Stuart
Butler	Grimstead	O'Connor	Tate
Byers	Harbor	O'Malley	Turner
Coleman	Henry	Prentis	Utzig
Dailey	Hoffman	Price	Vest
Dewel	Long	Putney	Watson
Dykhouse	Lynes	Rigler	Weber
Elijah	McCurdy	Ringgenberg	Weiss
Elwood	McFarlane	Scott	Wormley

Nays, none.

Absent or not voting, 6:

Boothby	Miller	Schroeder	Walker
Hoxie	Prince		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator O'Malley asked and received unanimous consent that Senate File 298 be withdrawn from further consideration of the Senate.

On motion of Senator Lynes, Senate File 259, a bill for an act to authorize the executive council to lease a specified part of the capitol grounds to the Central Lutheran Church of Des Moines, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lynes asked and received unanimous consent that House File 338 be substituted for Senate File 259.

On motion of Senator Lynes, House File 338, a bill for an act to amend chapter two hundred seventy-seven (277), Acts of the Fifty-sixth General Assembly, an act authorizing the executive council to lease a part of the capitol grounds to the Central Lutheran Church of Des Moines, Iowa, was taken up and considered.

Senator Lynes 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	Evans	McManus	Shaff
Buck	Fisher	Molison	Shoeman
Burton	Gillespie	Nolan	Stuart
Butler	Grimstead	O'Connor	Tate
Byers	Harbor	O'Malley	Turner
Coleman	Henry	Prentis	Utzig
Dailey	Hoffman	Price	Vest
Dewel	Long	Putney	Watson
Dykhous	Lynes	Rigler	Weber
Elijah	McCurdy	Ringgenberg	Weiss
Elwood	McFarlane	Scott	Wormley

Nays, none.

Absent or not voting, 6:

Boothby	Miller	Schroeder	Walker
Hoxie	Prince		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lynes asked and received unanimous consent that Senate File 259 be withdrawn from further consideration of 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 passed the following House joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 18, proposing an amendment to the Constitution of the State of Iowa, relating to the sessions of the General Assembly.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 272, a bill for an act relating to mortgages on personal property exempt from execution.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 400, a bill for an act to permit two or more county boards of education to enter into an agreement for joint action in employing one county superintendent.

Also: That the House has concurred in Senate amendments to and

passed House File 539, a bill for an act authorizing applicants for World War II service compensation to apply between July 1, 1953 and June 30, 1957.

WILLIAM R. KENDRICK,
Acting Chief Clerk.

HOUSE MESSAGES CONSIDERED

House Joint Resolution 18, a joint resolution proposing an amendment to the Constitution of the State of Iowa, relating to the sessions of the General Assembly and providing for the repeal of section two (2), article three (III), and the adoption of a substitute therefor, and for amending section twelve (12), article four (IV), of the Constitution of the State of Iowa.

Read first and second times and passed on file.

House File 272, a bill for an act to amend section five hundred fifty-six point one (556.1), Code 1954, relating to mortgages on personal property exempt from execution.

Read first and second times and passed on file.

House File 400, a bill for an act to permit two (2) or more county boards of education to enter into an agreement for joint action in employing one (1) county superintendent and for performing other duties of such boards.

Read first and second times and passed on file.

On motion of Senator Nolan, the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate, in executive session, approved the Governor's request for the withdrawal of the name of John J. Duhigg of Emmetsburg, Palo Alto County, Iowa, for appointment as a member of the Iowa Aeronautics Commission for the unexpired term ending June 30, 1961, and the Senate respectfully suggested that the Governor send another name for Senate confirmation.

The Senate, in executive session, confirmed the following appointments:

John P. Hummel of Iowa City, Johnson County, Iowa, as a member of the Iowa Board of Examiners in the Basic Sciences for the regular term expiring June 30, 1963.

Elmer W. Hertel of Waverly, Bremer County, Iowa, as a member of the Iowa Board of Examiners in the Basic Sciences for the regular term expiring June 30, 1963.

John R. Hansen of Manning, Carroll County, Iowa, as a member of the Board of Control of State Institutions of Iowa, for the regular term expiring June 30, 1963.

Louis P. Culver of Dunlap, Harrison County, Iowa, as a member of the Iowa Natural Resources Council for the term ending June 30, 1963.

Emlin L. Bergeson of Sioux City, Woodbury County, Iowa, as a member of the State Tax Commission of Iowa for the term ending June 30, 1963.

Henry E. Carter of Burlington, Des Moines County, Iowa, as a member of the Iowa Employment Security Commission for the term ending June 30, 1963.

The Senate arose from executive session and resumed regular session.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 46, 103, 162 and 539.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 46, 103, 162 and 539.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 27, 1957, the Governor had approved the following bills:

Senate File 246, relating to the election and terms of office of trustees in levee or drainage districts having pumping stations.

Senate File 302, relating to the number of directors in insurance companies other than life companies.

A communication was received announcing that on March 28, 1957, the Governor had approved the following bills:

Senate File 103, relating to game breeding and shooting preserve areas.

Senate File 107, relating to the use of public lands and waters and the regulation thereof by the Conservation Commission.

REPORTS OF COMMITTEE

Senator Dykhouse submitted the following report:

MR. PRESIDENT: Your committee on highways to which was referred **Senate File 179**, a bill for an act relating to the distribution of a portion of the sales tax receipts to primary roads and streets, begs leave to report it has had the same under consideration and recommends the

same be amended in accordance with the Prentis amendment filed February 13 and found on page 243 of the Senate Journal, and when so amended the bill do pass.

J. T. DYKHOUSE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred House File 555, a bill for an act to allow the highway commission and local authorities to grant annual permits to manufacturers of heavy construction machinery which will provide for movement of such equipment over highways, roads and streets in Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

J. T. DYKHOUSE, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend the title to Senate File 88 by striking all after
- 2 the word "Act" and inserting in lieu thereof: "in regard to
- 3 bonds and liability insurance of certified public accountants."

HARRY E. WATSON.

- 1 Amend Senate File 431 by striking all
- 2 of section 2.

RAYMOND R. GILLESPIE.

- 1 Amend the Dailey amendment to House File 26 by striking the
- 2 word "governor" in line 10 and inserting in lieu thereof the words
- 3 "chief justice of the supreme court".

DUANE E. DEWEL.

- 1 Amend the title to House File 26, line 2 by inserting after the
- 2 word "personnel" the following: "and relating to the appointment of
- 3 alternate judges".

THOMAS J. DAILEY.

- 1 Amend House File 163 as follows:
- 2 1. Amend House File 163, section 21 by
- 3 striking all after the period (.) in line 1 through
- 4 line 5 and inserting in lieu thereof the following:
- 5 "Any person purchasing any commercial fertilizers in this
- 6 state for his own use or for resale may submit, without
- 7 charge, two (2) fair samples of said commercial fertilizers
- 8 within any six (6) months period to the secretary with any
- 9 additional samples accompanied by an analysis fee for
- 10 each sample of:".

GENE L. HOFFMAN.

WILLIAM H. HARBOR.

- 1 Amend House File 163 as follows:
- 2 1. Amend House File 163 by adding after the period
- 3 (.) in line 8 of section 11 the following:
- 4 "In the performance of the foregoing duty, the secretary
- 5 shall counsel with the director of the Iowa agricultural

6 experimental station in respect to the time, place and
7 extent of sampling."

GENE L. HOFFMAN.

1 Amend House File 163 by striking lines 45 through
2 78 in section 3, subsection 11.

WILLIAM H. HARBOR.

On motion of Senator Nolan, the Senate adjourned until 10:05
a.m., Monday, April 1, 1957.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, APRIL 1, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Roland Crandall, pastor of the Methodist Church, Shenandoah, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Dewel, from five hundred eighty residents of Hamilton County in opposition to any legislation which would place sales tax in excess of two per cent.

By Senator McFarlane, from twenty-two residents of Black Hawk County favoring proposed legislation relating to changing entrance date of children starting to school to September 15.

By Senator McFarlane, from fifty-seven residents of Black Hawk county in opposition to proposed legislation relating to the right to picket.

By Senator Nolan, from one hundred sixty-eight residents of Iowa favoring proposed legislation relating to Iowa Poetry Day.

By Senator Nolan, from fifty-six residents of Johnson County urging legislation establishing a multiple sclerosis research clinic.

By Senator O'Malley, from thirteen residents of Polk County in opposition to proposed legislation relating to a millage levy limit for county boards of education, and favoring proposed legislation relating to empower the state board of public instruction to fix the salary of the state superintendent.

By Senator Schroeder, from one hundred sixty-one residents of Scott County favoring a three per cent sales tax and eliminating the state income tax.

By the following Senators, favoring the sale of liquor by the drink in Iowa:

By Senator Byers, from twenty-two residents of Linn County.

By Senator Long, from thirty-one residents of Buchanan County.

By Senator Putney, from ninety-nine residents of Tama County.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Harbor for the day on request of Senator Prentis; Senator Utzig for the day on request of Senator Nolan; Senator Burton for the day on request of Senator O'Malley.

INTRODUCTION OF BILLS

Senate File 456, by committee on highways, a bill for an act to amend section three hundred six point fourteen (306.14), Code 1954, relating to rounding of corners on establishment of highways.

Read first and second times and referred to the sifting committee.

Senate File 457, by committee on appropriations, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1957, and ending June 30, 1959, funds for various departments and various divisions thereof, of the State of Iowa, for the purposes provided by law; to provide for the salary of the liquor control commissioners, and relating to the judicial and peace officers' retirement systems.

Read first and second times and placed on the calendar.

Senator Ringgenberg called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 22

By Elijah, Gillespie, Hoffman, Hoxie, Molison, Putney, Ringgenberg, Shoeman, Utzig, Weiss and Wormley (Santee, Eveland, Kaiser, Whitney, Coverdale, Allen, Duffy, Sar, Walter, Darrington, Eldred, Novak, Hanson, Greenwood, Hendrix, Smith, Johns, McCoy, Stephens and Cunningham)

A concurrent resolution granting the official recognition of the State of Iowa to The Iowa State College of Agriculture and Mechanic Arts on the celebration of the centennial of the founding of that great institution of higher learning:

Whereas, the Seventh General Assembly of Iowa, which convened in 1858, it being the first legislature to meet in the new capitol in Des Moines, and the first to act under a new state constitution enacted a bill establishing the present Iowa State College, which was duly signed by the Governor, and written into law on March 22, 1858; and

Whereas, this college became one of the first institutions to be based on a new concept that education was not to be limited to the classics and the professions, but to be made available to those engaged in agriculture and industrial pursuits; and

Whereas, the General Assembly, meeting in special session on September 11, 1862, duly accepted and approved the provisions of the Morrill Act of 1862—a federal statute authorizing grants of land to states for the "endowment, support and maintenance of at least one college where the leading object shall be . . . to teach such branches of learning as are related to agriculture and the mechanic arts . . . to promote the liberal and practical education of the industrial classes in the several

pursuits and professions of life"—thereby making Iowa the first state in the Union to accept the provisions of this "Land-Grant" Act which has been called the unique contribution of America to education; and

Whereas, through the century since its founding, The Iowa State College has expanded to meet the needs of development in the fields in which it has pioneered, and has been recognized since its early history as an institution with high ideals and outstanding scholarship. Further, that it has fulfilled early predictions of greatness and has gained a reputation through Iowa, the nation and, indeed, the world, for the excellence of its achievements; and

Whereas, the contributions of Iowa State College have been immeasurably useful in developing both the human and the physical resources of this great state, not only through expert instruction and guidance on the campus proper, but in every part of the state through an extension program which brings vocational and cultural training to the people; and further the results of a never-ending quest for fundamental knowledge through research and experimentation have borne rich fruit in many important developments in agriculture, engineering, home economics, veterinary medicine and in the various biological, physical, economic and social sciences directly traceable to the work of the College.

Therefore, Be It Resolved, that the Fifty-seventh General Assembly hereby congratulates The Iowa State College of Agriculture and Mechanic Arts, its administration and distinguished faculty, and the State Board of Regents, on the College's forthcoming One Hundredth Anniversary, and expresses sincere appreciation and gratitude for its manifold contributions to Iowa; and

Be It Further Resolved, that a copy of this resolution be sent to the State Board of Regents and to the President of the Iowa State College.

The motion prevailed and the resolution was adopted.

Senator Ringgenberg asked and received unanimous consent that Senate Concurrent Resolution 22 be immediately messaged to the House, which request was complied with.

Senator Weiss called up the following resolution and moved its adoption :

SENATE CONCURRENT RESOLUTION 23

By Conservation Committee

Whereas, it has been proposed that the United States Fish and Wildlife Service establish a migratory waterfowl refuge and recreational area on the Missouri River in and adjacent to Harrison County, Iowa, in what is known as the Bertrand-Harrison Bend in connection with a project of bank stabilization being constructed by the United States Army Corps of Engineers, and

Whereas, such an area would greatly enhance the recreational facilities of Iowa, and

Whereas, outdoor recreation tends to lessen juvenile delinquency by providing a wholesome and healthy outlet for youthful energy as well as fulfilling a basic need for the people of Iowa in general, and

Whereas, the United States Army Corps of Engineers have made a study of the proposal and find that the necessary alterations in their plans can be carried out at no additional cost,

Now, Therefore, Be It Resolved by the Senate, the House Concurring,

that the legislature of the State of Iowa commends the federal agencies involved for their forethought and efforts in the interests of outdoor recreation and urges their continued cooperation in advancing this project to a successful completion; and

Be It Further Resolved, that the Secretary of the Senate send copies of this resolution to the United States Senators and Representatives from Iowa, the United States Senators and Representatives from Nebraska, to Brigadier General J. L. Person, United States Army Assistant Chief of Engineers for Civil Works, and to Mr. Ross Leffler, Assistant Secretary of the Interior.

The motion prevailed and the resolution was adopted.

Senator Weiss asked and received unanimous consent that Senate Concurrent Resolution 23 be immediately messaged to the House, which request was complied with.

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 insists on its amendments to Senate File 229, a bill for an act relating to the license fees imposed on motor fuel, and requests a conference. The Speaker has appointed as members of the conference committee on the part of the House: Goode of Davis, Stevens of Greene, Frommelt of Dubuque, and Santee of Black Hawk.

Also: That the House has passed the following Senate joint resolution in which the concurrence of the House was asked:

Senate Joint Resolution 3, authorizing the board of control to cooperate with the City of Clarinda, Iowa, in financing improvements to the city waterworks facilities.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 57, a bill for an act relating to sale and distribution of poisons.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 58, a bill for an act relating to taxation on land acquired by federal government for flood control purposes.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 101, a bill for an act providing authority to the executive council to sell land belonging to the State of Iowa to Central Lutheran Church of Des Moines.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 109, a bill for an act relating to investment of funds of life insurance companies.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 137, a bill for an act relating to classification of lands within a proposed drainage district.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 143, a bill for an act relating to annexation of additional lands in a drainage or levee district.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 244, a bill for an act relating to compensation of water-works trustees in cities and towns.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 179, a bill for an act to provide for the continued operation of the mental health institutes under war conditions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 234, a bill for an act relating to the compensation of the board of trustees and the clerk of drainage districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 299, a bill for an act relating to disability retirement of policemen and firemen.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 330, a bill for an act relating to procedure under the power of eminent domain.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 353, a bill for an act relating to the use of interest and earnings from deposits and investments of certain public funds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 435, a bill for an act relating to the power of soil conservation districts to change the name of such districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 468, a bill for an act relating to the application for an absentee ballot.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 476, a bill for an act relating to time for appointment of commissioners to assess benefits and classify the lands affected by a drainage district.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 550, a bill for an act to provide when the proposition of county conservation boards can be submitted to the voters.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 551, a bill for an act relating to notice given to owners of land in drainage districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 552, a bill for an act relating to vehicle brake requirements.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 556, a bill for an act relating to the operation of boats.

WILLIAM R. KENDRICK,
Acting Chief Clerk.

HOUSE MESSAGES CONSIDERED

House File 179, a bill for an act to provide for the continued operation of the mental health institutes under war conditions, and to authorize their use as emergency general hospitals in time of war.

Read first and second times and referred to the sifting committee.

House File 234, a bill for an act to amend section four hundred sixty-two point thirty-five (462.35), Code 1954, relating to the compensation of the board of trustees and the clerk of drainage districts.

Read first and second times and referred to the sifting committee.

House File 299, a bill for an act to amend subsection seven (7) paragraph b, section four hundred eleven point six (411.6), Code 1954, relating to disability retirement of policemen and firemen.

Read first and second times and referred to the sifting committee.

House File 330, a bill for an act relating to procedure under the power of eminent domain.

Read first and second times and referred to the sifting committee.

House File 353, a bill for an act relating to the use of interest and earnings from deposits and investments of certain public funds and providing that the use of such interest and earnings for the same purpose as the principal sum was raised shall not be subject to any limit regarding the maximum sum that may be expended for such purpose.

Read first and second times and referred to the sifting committee.

House File 435, a bill for an act relating to the power of soil conservation districts to change the name of such districts.

Read first and second times and referred to the sifting committee.

House File 468, a bill for an act relating to the application for an absentee ballot and providing for amending sections fifty-three point ten (53.10), fifty-three point twelve (53.12), and fifty-three point thirteen (53.13), Code 1954.

Read first and second times and referred to the sifting committee.

House File 476, a bill for an act to amend section four hundred fifty-five point forty-five (455.45), Code 1954, relating to time for appointment of commissioners to assess benefits and classify the lands affected by a drainage district improvement.

Read first and second times and referred to the sifting committee.

House File 550, a bill for an act to provide when the proposition of county conservation boards can be submitted to the voters.

Read first and second times and referred to the sifting committee.

House File 551, a bill for an act relating to the notice given to owners of land or interests or rights therein, in certain types of procedures and other matters affecting such land.

Read first and second times and referred to the sifting committee.

House File 552, a bill for an act relating to vehicle brake requirements and to amend chapter three hundred twenty-one (321), Code 1954.

Read first and second times and referred to the sifting committee.

House File 556, a bill for an act to amend section one hundred six point thirteen (106.13), Code 1954, relating to operation of boats.

Read first and second times and referred to the sifting committee.

CONFERENCE COMMITTEE APPOINTED ON SENATE FILE 229

President Nicholas announced the appointment of Senators Henry, Anderson, Dailey and Dykhouse, on the part of the Senate, on the conference committee on Senate File 229.

UNFINISHED BUSINESS

Senator Weiss called up for further consideration Senate File 233, a bill for an act to provide a method for designating township polling places outside the territorial limits of townships when a suitable polling place does not exist within the township.

Senator Weiss offered the following amendment and moved its adoption:

Amend section 1 of Senate File 233 as follows:

1. Amend line 4 by inserting "primary," preceding the word, "general".

2. Amend by striking from lines 6 and 7 the following: ", that there is no town or city within such township voting precinct,".

The amendment was adopted.

Senator Weiss asked and received unanimous consent that action on Senate File 233 be deferred and that the bill retain its place on the calendar.

THIRD READING OF BILLS

On motion of Senator Ringgenberg, Senate File 436, a bill for an act to amend section seven (7), chapter one hundred five (105), Acts of the Fifty-sixth General Assembly, relating to veterinary medicine, was taken up and considered.

Senator Lynes 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, 46:

Anderson	Fisher	Nolan	Shaff
Boothby	Gillespie	O'Connor	Shoeman
Buck	Grimstead	O'Malley	Stuart
Butler	Hoffman	Prentis	Tate
Byers	Hoxie	Price	Turner
Coleman	Long	Prince	Vest
Dailey	Lynes	Putney	Walker
Dewel	McCurdy	Rigler	Watson
Dykhous	McFarlane	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Evans	Molison		

Nays, none.

Absent or not voting, 4:

Burton	Harbor	Henry	Utzig
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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 Lynes asked and received unanimous consent that Senate File 436 be immediately messaged to the House, which request was complied with.

On motion of Senator Gillespie, Senate File 344, a bill for an act relating to the amount paid for animals slaughtered because of tuberculosis infection, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gillespie 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, 46:

Anderson	Butler	Dailey	Elijah
Boothby	Byers	Dewel	Elwood
Buck	Coleman	Dykhous	Evans

Fisher	McManus	Putney	Tate
Gillespie	Miller	Rigler	Turner
Grimstead	Molison	Ringgenberg	Vest
Hoffman	Nolan	Schroeder	Walker
Hoxie	O'Connor	Scott	Watson
Long	O'Malley	Shaff	Weber
Lynes	Prentis	Shoeman	Weiss
McCurdy	Price	Stuart	Wormley
McFarlane	Prince		

Nays, none.

Absent or not voting, 4:

Burton	Harbor	Henry	Utzig
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Elijah, Senate File 245, a bill for an act relating to traffic laws of school busses transporting children to and from a public or private school, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Elijah asked and received unanimous consent that House File 287 be substituted for Senate File 245.

On motion of Senator Elijah, House File 287, a bill for an act relating to traffic laws for school busses transporting children to and from a public or private school, was taken up and considered.

Senator Dewel took the chair at 11:00 a.m.

Senator Elijah 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, 46:

Anderson	Fisher	Nolan	Shaff
Boothby	Gillespie	O'Connor	Shoeman
Buck	Grimstead	O'Malley	Stuart
Butler	Hoffman	Prentis	Tate
Byers	Hoxie	Price	Turner
Coleman	Long	Prince	Vest
Dailey	Lynes	Putney	Walker
Dewel	McCurdy	Rigler	Watson
Dykhous	McFarlane	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Evans	Molison		

Nays, none.

Absent or not voting, 4:

Burton	Harbor	Henry	Utzig
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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 Elijah asked and received unanimous consent that Senate File 245 be withdrawn from further consideration of the Senate.

On motion of Senator Walker, Senate File 429, a bill for an act relating to the transporting of instruments of husbandry and commercial fertilizers, was taken up and considered.

Senator Schroeder offered the following amendment and moved its adoption:

Amend Senate File 429 by striking all of section 1 and inserting in lieu thereof the following:

"Section 1. Chapter one hundred fifty-five (155), Acts of the Fifty-sixth (56th) General Assembly, is hereby amended by adding the following thereto:

"It shall also include equipment of any kind for the storage, transportation, application, or any combination thereof, of anhydrous ammonia or other liquid commercial fertilizer used by owners of agricultural operations or dealers and distributors in delivering to, and supplying such owners."

The amendment was adopted.

Senator Schroeder 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, 45:

Anderson	Fisher	Molison	Scott
Boothby	Gillespie	Nolan	Shaff
Buck	Grimstead	O'Connor	Shoeman
Butler	Hoffman	O'Malley	Stuart
Byers	Hoxie	Prentis	Tate
Coleman	Long	Price	Turner
Dailey	Lynes	Prince	Walker
Dewel	McCurdy	Putney	Watson
Dykhouse	McFarlane	Rigler	Weber
Elijah	McManus	Ringgenberg	Weiss
Elwood	Miller	Schroeder	Wormley
Evans			

Nays, none.

Absent or not voting, 5:

Burton	Henry	Utzig	Vest
Harbor			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Ringgenberg, House File 12, a bill for an act to prohibit the alteration of any certificate of vaccination of animals, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McCurdy 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, 45:

Anderson	Fisher	Molison	Scott
Boothby	Gillespie	Nolan	Shaff
Buck	Grimstead	O'Connor	Shoeman
Butler	Hoffman	O'Malley	Stuart
Byers	Hoxie	Prentis	Tate
Coleman	Long	Price	Turner
Dailey	Lynes	Prince	Walker
Dewel	McCurdy	Putney	Watson
Dykhouse	McFarlane	Rigler	Weber
Elijah	McManus	Ringgenberg	Weiss
Elwood	Miller	Schroeder	Wormley
Evans			

Nays, none.

Absent or not voting, 5:

Burton	Henry	Utzig	Vest
Harbor			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Schroeder, Senate File 311, a bill for an act to amend, revise, codify, substitute for and supplement chapter three hundred twenty-four (324), Code 1954, as amended, to impose an excise tax on motor fuel and special fuel used to propel highway motor vehicles; to provide certain exemptions, refunds, and credits; to provide for the administration and enforcement of this act and the disposition of the proceeds thereof, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schroeder asked and received unanimous consent that action on Senate File 311 be deferred and that the bill be placed on the calendar under "unfinished business".

On motion of Senator Miller, House File 175, a bill for an act to permit cities and towns to construct and lease public buildings for the use of the federal government under the terms of Public Law five hundred nineteen (519), 1954, enacted by the Congress of the United States, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Miller asked and received unanimous consent that action on House File 175 be deferred and that the bill be placed on the calendar under "unfinished business".

On motion of Senator Walker, Senate File 222, a bill for an act to increase the proofs of financial responsibility and security required by the Motor Vehicle Responsibility Law, with report of

committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schroeder asked and received unanimous consent that House File 116 be substituted for Senate File 222.

On motion of Senator Schroeder, House File 116, a bill for an act to increase the proofs of financial responsibility and security required by the Motor Vehicle Responsibility Law, was taken up and considered.

Senator Schroeder 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	Fisher	Nolan	Shaff
Boothby	Gillespie	O'Connor	Shoeman
Butler	Grimstead	O'Malley	Stuart
Byers	Hoffman	Prentis	Tate
Coleman	Hoxie	Price	Turner
Dailey	Long	Prince	Vest
Dewel	Lynes	Putney	Walker
Dykhouse	McCurdy	Rigler	Watson
Elijah	McFarlane	Ringgenberg	Weber
Elwood	Miller	Schroeder	Weiss
Evans	Molison	Scott	Wormley

Nays, 1:

Buck

Absent or not voting, 5:

Burton	Henry	McManus	Utzig
Harbor		(Present)	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that Senate File 222 be withdrawn from further consideration of the Senate.

On motion of Senator O'Malley, Senate File 297, a bill for an act relating to claims against school corporations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend Senate File 297 by striking the word "or" in line 6 and inserting in lieu thereof the word "and".

Senator O'Malley asked and received unanimous consent that action on Senate File 297 be deferred and that the bill be placed on the calendar under "unfinished business".

President Nicholas took the chair at 11:45 a.m.

On motion of Senator Long, Senate File 378, a bill for an act relating to the use of certified mail for mailings required or permitted by statute and defining certified mail, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Long 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, 46:

Anderson	Fisher	Nolan	Shaff
Boothby	Gillespie	O'Connor	Shoeman
Buck	Grimstead	O'Malley	Stuart
Butler	Hoffman	Prentis	Tate
Byers	Hoxie	Price	Turner
Coleman	Long	Prince	Vest
Dailey	Lynes	Putney	Walker
Dewel	McCurdy	Rigler	Watson
Dykhouse	McFarlane	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Evans	Molison		

Nays, none.

Absent or not voting, 4:

Burton	Harbor	Henry	Utzig
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Schroeder, Senate File 294, a bill for an act relating to communication with others by arrested persons upon imprisonment, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schroeder asked and received unanimous consent that action on Senate File 294 be deferred and that the bill be placed on the calendar under "unfinished business".

On motion of Senator Nolan, Senate File 154, a bill for an act relating to pathology and radiology services in hospitals, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan asked and received unanimous consent that House File 21 be substituted for Senate File 154.

On motion of Senator Nolan, House File 21, a bill for an act relating to pathology and radiology services in hospitals, was taken up and considered.

Senator Tate asked and received unanimous consent to withdraw

the amendment to House File 21 filed by him and found on page 372 of the Senate Journal.

Senator Nolan offered the following amendment, filed by Senators Nolan, Elwood and Stuart, and moved its adoption:

Amend House File 21, section 4, by adding the following in line 9: "Nothing herein contained shall affect the rights of third parties as a result of negligence in the operation or maintenance of the aforesaid pathology and radiology facilities."

The amendment was adopted.

Senator Vest offered the following amendment:

Amend House File 21 by adding to section 13 the following: "Nothing herein shall in any way affect or limit the practice of dentistry."

Senator Nolan asked and received unanimous consent that action on House File 21 be deferred and that the bill be placed on the calendar under "unfinished business".

On motion of Senator Miller, Senate File 44, a bill for an act to amend section four hundred twenty-two point forty-five (422.45), Code 1954, to exempt charitable, educational, and religious institutions and societies from sales tax on items used solely in places of worship owned or operated by said institutions and societies, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Tate offered the following amendment, filed by Senators Tate, Scott, Elijah and Elwood, and moved its adoption:

Amend Senate File 44 as follows:

1. By striking all of the title after the words, "Code 1954," and inserting in lieu thereof the following:

"relating to the sales tax on goods, wares and merchandise purchased by religious institutions for use in places of worship or by educational institutions for their appropriate objects."

2. Amend section one (1) by striking lines three (3), four (4), five (5) and six (6) and inserting in lieu thereof the following:

"The gross receipts from all sales of goods, wares or merchandise purchased by religious institutions to be used solely in places of worship, and the gross receipts from all sales of goods, wares and merchandise purchased and used by educational institutions solely for their appropriate objects. Educational institutions shall be defined as non-profit organizations which operate a public library or public art gallery or which (a) offer a curriculum leading to a recognized academic degree or certificate, and (b) are approved by the Iowa committee on secondary school and college relations, or the state department of public instruction for admission and transfer of credits to the three (3) state institutions for higher education in Iowa, or are members of the north central association of colleges and secondary schools."

Senator Lynes raised a point of order for the reason that the amendment is not germane to the bill.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

The Senate resumed consideration of Senate File 44 and the point of order raised relating to the amendment filed by Senators Tate, Scott, Elijah and Elwood.

Senator Vest asked and received unanimous consent that the President of the Senate be directed to submit the question of the germaneness of the amendment to the membership of the Senate.

Senator Tate moved that action on Senate File 44, and on the amendments filed thereto, be deferred and that the bill be placed on the calendar under "unfinished business".

Senator Lynes asked and received unanimous consent to withdraw the point of order.

Senator Tate asked and received unanimous consent to withdraw his motion to defer action on Senate File 44 and the amendments filed thereto.

The Senate resumed consideration of the amendment filed by Senators Tate, Scott, Elijah and Elwood.

Senator Tate offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking all of line 8 and inserting in lieu thereof the following: "2. Amend section 1 by striking all of line 3 after 'subsection:' and all of lines".

The amendment to the amendment was adopted.

Senator Tate moved the adoption of the amendment as amended.

Roll call was demanded.

On the question "Shall the amendment as amended be adopted?" the vote was:

Ayes, 12:

Butler	Elwood	Grimstead	Schroeder
Dykhouse	Evans	Nolan	Scott
Elijah	Fisher	Price	Tate

Nays, 32:

Anderson	Hoxie	O'Connor	Shoeman
Boothby	Long	O'Malley	Stuart
Buck	Lynes	Prentis	Turner
Byers	McCurdy	Prince	Vest
Coleman	McFarlane	Putney	Watson
Dailey	McManus	Rigler	Weber
Gillespie	Miller	Ringgenberg	Weiss
Hoffman	Molison	Shaff	Wormley

Absent or not voting, 6;

Burton	Harbor	Utzig	Walker
Dewel	Henry		

The amendment as amended was lost.

Senator Miller offered the following amendment, filed by Senators Miller, Elijah, Elwood, Ringgenberg and Dailey:

Amend Senate File 44 as follows:

1. Change "Sec. 2." to read "Sec. 3."
2. Insert the following new Sec. 2:

"Sec. 2. Section four hundred twenty-three point four (423.4), Code 1954, is hereby amended by adding the following subsection:

Tangible personal property used solely in places of worship owned or operated by charitable, educational and religious institutions and societies."

Senator Miller asked and received unanimous consent to withdraw the amendment.

Senator Miller offered the following amendment and moved its adoption:

Amend Senate File 44 by striking section 2 and inserting in lieu thereof the following:

"Sec. 2. This Act being deemed of immediate importance shall be in full force and effect retroactively to January 1, 1956, upon passage and publication in the Sioux City Journal-Tribune, a newspaper published at Sioux City, Iowa, and in the Pierson Progress, a newspaper published at Pierson, Iowa."

The amendment was adopted.

Senator Miller moved that the bill be read a third time.

Senator Coleman moved that Senate File 44 be laid on the table.

Roll call was demanded.

On the question "Shall Senate File 44 be laid on the table?" the vote was:

Ayes, 28:

Anderson	Hoffman	Molison	Schroeder
Boothby	Hoxie	O'Connor	Shaff
Butler	Long	O'Malley	Shoeman
Byers	Lynes	Prentiss	Stuart
Coleman	McCurdy	Price	Vest
Dailey	McFarlane	Prince	Weber
Dewel	McManus	Putney	Weiss

Nays, 17:

Buck	Gillespie	Rigler	Turner
Dykhouse	Grimstead	Ringgenberg	Walker
Elijah	Miller	Scott	Watson
Elwood	Nolan	Tate	Wormley
Fisher			

Absent or no voting, 5:

Burton	Harbor	Henry	Utzig
Evans			

The motion prevailed and Senate File 44 was laid on the table.

The following communication was received from the State Comptroller:

OFFICE
STATE COMPTROLLER

April 1, 1957.

No.	Name of Claimant and Nature of Claim	Amount of Claim
138-57	Muscatine County Treasurer, Court House, Muscatine, Iowa—Drainage assessment	\$ 4,612.66
139-57	Richard Harold Nelson, Box 316, Fort Madison, Iowa—Loss of eye, inmate at State Penitentiary	10,000.00
144-57	Frank I. Mace, 706 Bell Ave., Des Moines, Iowa—Vacation pay	65.33
147-57	Emmet County Treasurer, Estherville, Iowa—Drainage assessment	1,275.18
149-57	Eagle Iron Works, 129 Holcomb Ave., Des Moines, Iowa—Coal ring and cover	34.70
159-57	Mrs. Margaret Peterson, 1611 32nd Street, Rock Island, Illinois—Auto damage	15.00
160-57	Adams County Treasurer, Court House, Corning, Iowa—Sales and use tax	275.93
161-57	Des Moines County Treasurer, Court House, Burlington, Iowa—Drainage assessment	224.20
162-57	Mahaska County Treasurer, Oskaloosa, Iowa—Agricultural Land Tax	139.58
163-57	Central Asbestos & Supply, 317 East 6th Street, Des Moines, Iowa—Plumbing supplies	11.17
164-57	O'Brien County Treasurer, Court House, Primghar, Iowa—Sales and use tax	1,459.03
165-57	North American Steel Co., Clinton, Iowa—Moving and rental of dredge	27,918.18
166-57	Rosetta Conrad, 1012 Broadway, Harlan, Iowa—Refund of license fee	20.00
167-57	Bailey Typewriter Exchange, 123 E. 2nd Street, Ottumwa, Iowa—Overhauling of typewriters	90.00
168-57	Albert H. Ward, 3623 S. Sherman St., Englewood, Colorado—Refund on license plates	13.00
169-57	Schroeder Funeral Home, 503 Story Street, Boone, Iowa—Burial expense	150.00
170-57	Mrs. Thomas Tracey, 201 E. Union, Manchester, Iowa—Incurred expenses, Chairman of Governor's Committee	552.50
172-57	City of Eagle Grove, Eagle Grove, Iowa—Sales and use tax	3,634.05
173-57	County of Scott, Court House, Davenport, Iowa—Care and keep of inmate	13,907.68

No.	Name of Claimant and Nature of Claim	Amount of Claim
174-57	C. E. States, d/b/a States Funeral Home, Traer, Iowa—Burial expense	150.00
175-57	Onawa Ind. School Dist. Onawa, Iowa—Sales and use tax	2,680.95
176-57	Mrs. Pearl E. Jones, Madison Road, Burlington, Iowa—Personal injury	50,000.00
177-57	Harold Wartburg, Cambridge, Iowa—Issuance of warrant	33.00
178-57	Mrs. Faye Curl, 317 E. 13th St., Des Moines, Iowa —Personal injury	100.00
179-57	Bybee & Davis Funeral Home, 409 South Kent Street, Knoxville, Iowa—Burial expense	100.00
180-57	Frank R. Peterson, M.D., 1935 First Ave., S.E., Cedar Rapids, Iowa—Incurred expenses, member Medical Examining Board	196.45
181-57	Marion County, Court House, Knoxville, Iowa—Care and keep of inmate	15,298.93
182-57	Town of Newell, Newell, Iowa—Sales and use tax ...	110.40
183-57	Albert City Cons. School, Albert City, Iowa—Sales and use tax	759.81
184-57	Lake City Cons. School, Lake City, Iowa—Sales and use tax	207.14
185-57	Union County Treasurer, Creston, Iowa—Agricul- tural Land Tax	24.95
186-57	Ray W. Lehner, Bernard, Iowa—Personal and prop- erty damage	406.50
187-57	Fremont County Treasurer, Sidney, Iowa—Drainage assessment	193.46
188-57	Estes & Son Funeral Home, 811 14th Street, Des Moines 14, Iowa—Burial expense	200.00
189-57	Estes & Son Funeral Home, 811 14th Street, Des Moines 14, Iowa—Burial expense	150.00
190-57	Joe P. Manjoine, 702 West Second, Muscatine, Iowa —License fee refund	36.00
191-57	City of Iowa City, Iowa City, Iowa—Special assess- ment	16,193.96
Highway Commission Claims:		
H-62-57	Lawrence Slattery, Waterville, Iowa—Property dam- age and funeral expense	1,502.00
H-67-57	Mary Jensen, 601 South Fowler, Sioux City, Iowa— Property damage	300.00
H-68-57	John and Jeanie Warner, 566 Leland, Waterloo, Iowa —Property damage	1,150.00
H-69-57	Martin A. Myers, R. F. D. No. 1, Humboldt, Iowa— Damage to fence	25.00

No.	Name of Claimant and Nature of Claim	Amount of Claim
H-70-57	St. Ann Hospital, South Phillip St., Algona, Iowa— Hospital services	141.15
H-71-57	H. A. Hueton, Glidden, Iowa—Damage to car	173.21
H-72-57	Iowa Farm Mutual Ins. Co., Farm Bureau Bldg., 10th and Grand Avenue, Des Moines, Iowa—Subro- gation claim	32.59
H-73-57	Dr. C. H. Cietzmeyer, 108 South Harlan, Algona, Iowa—Giving of anesthetic	50.00
H-74-57	Dr. Robert H. Horton, 220 North Dodge St., Algona, Iowa—Medical services	192.15
H-75-57	Rusk Drugs and Jewelry, 117 East State Street, Algona, Iowa—Medications	56.47
H-76-57	Park Hospital Clinic, 102 North Washington, Mason City, Iowa—Medical services	40.00
H-78-57	Eldon Walther, R.R. 2, Sigourney, Iowa—Loss of heifer	44.00

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 184.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 184.

BILL SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 1st day of April, 1957, sent to the Governor for his approval: Senate File 184.

NORVAL EVANS, *Chairman.*

Passed on file.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

H. F. 19
S. F. 324

H. F. 317
H. F. 203

H. F. 110

Your sifting committee further recommends that the following bills be put on a special noncontroversial calendar:

H. F. 552	H. F. 268	S. F. 130
H. F. 490	S. F. 449	S. F. 131
H. F. 495	H. F. 531	S. F. 180
S. F. 345	S. F. 393	S. F. 249
H. F. 555		

D. C. NOLAN, *Chairman,*
Sifting Committee.

AMENDMENTS FILED

1 Amend Senate File 291 by striking the word "governor"
2 in line 8 and inserting in lieu thereof the words "chief
3 justice of the supreme court".

DUANE E. DEWEL.

1 Amend the title to Senate File 437 by adding in line 3
2 after the word "receiving", the word "processing".

EARL ELIJAH.

1 Amend Senate File 453 as follows:

2 1. Strike all after the enacting clause and substitute in lieu
3 thereof the following:

4 "Section 1. Amend chapter four hundred twenty-nine (429),
5 Code 1954, by adding thereto a new section as follows:

6 'All noninterest-bearing moneys and credits and accounts
7 receivable shall be tax exempt.'

8 2. Amend the title by striking all after the word "Act" and
9 inserting in lieu thereof the following: "to amend chapter four
10 hundred twenty-nine (429), Code 1954, relating to moneys and
11 credits tax."

IRVING D. LONG.

1 Amend House File 21 by inserting after the
2 word "surgery" in line 5, the following: "or
3 dentistry or oral surgery."

ALAN VEST.

1 Amend the Daily amendment to House File 26 dated March
2 15, 1957, by inserting after the word "shall" in line 10
3 thereof the following: "upon request of the duly elected
4 judge of said court".

DAVID O. SHAFF.

1 Amend the Vest amendment to House File 21 filed March 27, by
2 deleting the period and quote mark in line 3, and
3 adding the following: "or the practice of oral surgery
4 by a dentist'."

ALAN VEST.

On motion of Senator Nolan, the Senate adjourned until 10:05
a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, APRIL 2, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Tom Fukuyama, pastor of the First Congregational Church, New Hampton, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Burton, from thirty-one residents of Wapello County in opposition to changing legislation changing entrance date of children starting to school to September 15, and favoring changing the entrance date to July 1, 1958.

By Senator Harbor, from two hundred forty-four residents of Mills County in opposition to a three per cent sales tax.

By Senator McFarlane, from one hundred twenty-two residents of Black Hawk County in opposition to proposed legislation relating to the right to picket.

By Senator Prentis, from fifty-five residents of Warren County favoring proposed legislation relating to the reorganization of school districts.

By the following Senators, favoring the sale of liquor by the drink in Iowa:

By Senator McFarlane, from one hundred five residents of Black Hawk County.

By Senator O'Malley, from forty-two residents of Polk County.

By Senator Utzig, from two hundred seventy-four residents of Dubuque County.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Henry for the day on request of Senator Prentis; Senator Prince for the day on request of Senator Vest.

INTRODUCTION OF BILL

Senate File 458, by committee on judiciary 1, a bill for an act to amend chapter five hundred two (502), Code 1954, relating to

regulation of registration, issuance, and sale of securities and to the regulation of securities dealers.

Read first and second times and referred to sifting committee.

PRESENTATION OF VISITORS

Senator Gillespie asked and received unanimous consent to present to the Senate six students from the Jackson No. 4 Independent School of Winterset who were present in the balcony accompanied by their instructor, Mrs. Asa Armstrong.

Senator Gillespie also asked and received unanimous consent to present to the Senate seventy members of the seventh grade class of the Winterset Junior High School who were present in the balcony accompanied by eight adult supervisors, and their principal, C. W. Callison.

Senator Long on behalf of Senator Prince asked and received unanimous consent to present to the Senate twenty-three students from the Bayard Community School who were present in the balcony.

Senator Putney asked and received unanimous consent to present to the Senate thirty-nine members of the junior and senior classes of the Norway High School who were present in the balcony accompanied by Clayton Helvick.

Senator Dewel asked and received unanimous consent to present to the Senate thirty-two members of the eighth grade class of the Ledyard High School who were present in the balcony accompanied by Mrs. Anderson.

Senator McCurdy asked and received unanimous consent to present to the Senate the Honorable A. E. Augustine of Mahaska County, a former member of the Senate who was present in the Senate chamber.

Senator Putney asked and received unanimous consent to present to the Senate sixty students from the Garrison High School who were present in the balcony. Included in the group were the members of the Championship Girls' State Basketball team and the members of the Boys' Basketball team, participants in the boys' state tournament.

Senator Turner asked and received unanimous consent to present to the Senate thirteen students from the Nevinville Consolidated School who were present in the balcony accompanied by their instructor, Mrs. Albert Braniff.

UNFINISHED BUSINESS

Senator Schroeder called up for further consideration Senate File 433, a bill for an act relating to consent to adoption and legalizing certain consents made prior to January 1, 1957, and to amend chapter six hundred point three (600.3), Code 1954.

Senator Elwood offered the following amendment and moved its adoption:

Amend Senate File 433, section 1, by striking from lines 4, 5, 6 and 7 the words "No consent executed prior to January 1, 1957 and on which no petition is pending in court on July 1, 1957 shall be declared illegal or void for failure to disclose the name or names of adopting parents." and inserting in lieu thereof the following: "No consent executed prior to January 1, 1957, and with respect to which no action or judicial proceeding is now pending or hereafter commenced before July 1, 1957, shall be declared illegal or void for failure to disclose the name or names of adopting parents."

The amendment was adopted.

Senator Schroeder 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, 46:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Butler	Harbor	O'Malley	Tate
Byers	Hoffman	Prentis	Turner
Coleman	Hoxie	Price	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

Absent or not voting, 4:

Burton	Henry	Prince	Utzig (Present)
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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 Hoffman called up for further consideration Senate File 203, a bill for an act to regulate the manufacture, distribution and sale of mixed fertilizers, fertilizer materials, commercial fertilizers and soil amendments and to repeal chapter two hundred (200), Code 1954, as amended by chapter one hundred seventeen (117), Acts of the Fifty-sixth General Assembly.

Senator Hoffman asked and received unanimous consent that House File 163 be substituted for Senate File 203.

On motion of Senator Hoffman, House File 163, a bill for an act to regulate the manufacture, distribution and sale of mixed fertilizers, fertilizer materials, commercial fertilizers and soil amendments and to repeal chapter two hundred (200), Code 1954, as amended by chapter one hundred seventeen (117), Acts of the Fifty-sixth General Assembly, was taken up and considered.

On motion of Senator Nolan, the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate, in executive session, failed to confirm the following appointments:

Homer R. Adcock of Des Moines, Polk County, Iowa, as a member of the Iowa Liquor Control Commission for the regular term expiring June 30, 1963.

Irene Mae Smith (Mrs. Hugh B.) of Ottumwa, Wapello County, Iowa, as a member of the State Board of Social Welfare of Iowa for the regular term expiring June 30, 1963.

Cecil Malone of Atlantic, Cass County, Iowa, as a member of the Iowa State Highway Commission for the regular term expiring June 30, 1961.

Robert L. Brice of Waterloo, Black Hawk County, Iowa, as a member of the Iowa State Highway Commission for the regular term expiring June 30, 1961.

The Senate arose from executive session and resumed regular session.

On motion of Senator Nolan, the Senate recessed until 1:45 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

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 5, a bill for an act relating to state aid to public junior colleges.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 65, a bill for an act relating to Bang's disease.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 2, a bill for an act relating to territory included in re-organized school districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 292, a bill for an act relating to apportionment of the cities and towns allotment of the road use tax fund and liquor money.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 355, a bill for an act relating to fees charged for recording or making certified copies of certain instruments.

Also: That the House has concurred in Senate amendments to and passed House File 364, a bill for an act relating to purchase of insurance for public employees, officers and bodies.

Also: I am directed by the House to request the return of House File 545, a bill for an act relating to the permissive emergency fund levy by counties, for further consideration by the House.

WILLIAM R. KENDRICK,
Acting Chief Clerk.

HOUSE AMENDMENT TO SENATE FILE 5

Amend Senate File 5 by adding at the end thereof the following new section:

"There is hereby appropriated, from any moneys in the general fund not otherwise appropriated, the sum of three hundred seventy-five thousand dollars (\$375,000.00) or so much thereof as may be necessary, for each year of the ensuing biennium, to pay the general school aid to junior colleges as provided in chapter two hundred eighty-six A (286A) of the Code as amended."

HOUSE AMENDMENT TO SENATE FILE 65

1. Amend Senate File 65 as follows:

Amend the title by deleting therefrom the words "section one hundred sixty-four point seventeen (164.17)" and inserting in lieu thereof the words "chapter one hundred sixty-four (164)".

2. Further amend Senate File 65 by adding the following as new sections:

a. Section one hundred sixty-four point four (164.4), Code 1954, is hereby amended by striking from line seven thereof the word "both" and inserting in lieu thereof the words "County Bang's Disease Eradication Fund or any combination thereof."

b. Section one hundred sixty-four point nineteen (164.19) is hereby amended by adding thereto the following subsection: "5. On animals owned by the State of Iowa."

c. Section one hundred sixty-four point twenty-one (164.21), is hereby amended by adding the following words after the word "indemnity" in line five thereof: "as set out in section one hundred sixty-four point nineteen (164.19) above,"; and by deleting after the word "chapter" in line six thereof the words "except as provided herein."

d. This Act, being deemed of immediate importance shall take effect and be in force from and after its publication in the Atlantic News-Telegraph, a newspaper published in Atlantic, Iowa, and in the Mason City Globe-Gazette, a newspaper published in Mason City, Iowa.

3. Further amend Senate File 65 by renumbering the sections in conformity with this amendment.

HOUSE MESSAGES CONSIDERED

House File 2, a bill for an act to amend section two hundred seventy-five point eleven (275.11), Code 1954, relating to territory included in reorganized school districts.

Read first and second times and referred to the sifting committee.

House File 292, a bill for an act to amend sections three hundred twelve point three (312.3) and one hundred twenty-three point fifty (123.50), Code 1954, relating to apportionment of the cities and towns allotment of the road use tax fund and liquor money.

Read first and second times and referred to the sifting committee.

House File 355, a bill for an act relating to fees charged for recording or making certified copies of certain instruments.

Read first and second times and referred to the sifting committee.

HOUSE FILE 545 RETURNED TO THE HOUSE

On motion of Senator Nolan, and in accordance with the request of the House, House File 545 was returned to the House.

UNFINISHED BUSINESS

The Senate resumed consideration of House File 163.

The following committee amendment was considered:

Amend House File 163 as follows:

1. Amend House File 163 by inserting a period (.) in line five (5) of section fourteen (14) after the word "advisable" and striking the remainder of the section. Insert in lieu thereof the following: "The secretary shall report semi-annually by counties the results of the analysis based on official samples taken of commercial fertilizers sold within the state as compared with the analyses guaranteed under section four (4) and section five (5) together with name and address of the manufacturer, and name and address of the owner or custodian of such commercial fertilizer at the time the official sample was taken. A copy of this semi-annual report by individual counties will be mailed by the secretary to each corresponding county extension director in the state."

On motion of Senator Hoffman, the committee amendment was adopted.

Senator Hoffman offered the following amendment and moved its adoption:

Amend House File 163 as follows:

1. Amend House File 163 by adding after the period (.) in line 8 of section 11 the following: "In the performance of the foregoing duty, the secretary shall counsel with the director of the Iowa agricultural experimental station in respect to the time, place and extent of sampling."

The amendment was adopted.

Senator Hoffman offered the following amendment, filed by Senators Hoffman and Harbor, and moved its adoption :

Amend House File 163 as follows:

Amend House File 163, section 21 by striking all after the period (.) in line 1 through line 5 and inserting in lieu thereof the following: "Any person purchasing any commercial fertilizers in this state for his own use or for resale may submit, without charge, two (2) fair samples of said commercial fertilizers within any six (6) months period to the secretary with any additional samples accompanied by an analysis fee for each sample of:".

The amendment was adopted.

Senator Harbor asked and received unanimous consent to withdraw the amendment filed by him to House File 163 and found on page 639 of the Senate Journal.

Senator Harbor offered the following amendment and moved its adoption :

Amend House File 163, section 3, subsection 11 by striking all of said subsection, except lines 1 through 7 and inserting in lieu thereof the following:

"b. The term 'guaranteed analysis', in the form specified in paragraph a includes:

(1) For unacidulated mineral phosphatic materials and basic slag, both total and available phosphorous or phosphoric acid and the degree of fineness. For bone tankage and other organic phosphatic materials, total phosphorous or phosphoric acid.

(2) When any such additional plant nutrient elements are claimed they shall be included in the guarantee, expressed as the element, and shall be subject to inspection and analysis in accordance with the methods and regulations that may be prescribed by the association of official agricultural chemists."

Senator Dewel moved the previous question on the amendment and the bill, which motion prevailed.

Division was called for.

The amendment was adopted.

Senator Hoffman 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, 46:

Anderson	Fisher	Molison	Shoeman
Boothby	Gillespie	Nolan	Stuart
Buck	Grimstead	O'Malley	Tate
Burton	Harbor	Prentis	Turner
Butler	Hoffman	Prince	Utzig
Byers	Hoxie	Putney	Vest
Coleman	Long	Rigler	Walker
Dailey	Lynes	Ringgenberg	Watson
Dewel	McCurdy	Schroeder	Weber
Dykhouse	McFarlane	Scott	Weiss
Elwood	McManus	Shaff	Wormley
Evans	Miller		

Nays, none.

Absent or not voting, 4:

Elijah	Henry	O'Connor	Price
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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 Hoffman asked and received unanimous consent that Senate File 203 be withdrawn from further consideration of the Senate.

Senator O'Malley called up for further consideration House File 26, a bill for an act relating to the pay periods of municipal court personnel.

Senator Dailey asked and received unanimous consent to withdraw the amendment filed by him to House File 26 and found on page 638 of the Senate Journal.

Senator Dewel asked and received unanimous consent to withdraw the amendment filed by him to the amendment filed by Senator Dailey and found on page 638 of the Senate Journal.

Senator Shaff asked and received unanimous consent to withdraw the amendment filed by him to the amendment filed by Senator Dailey and found on page 659 of the Senate Journal.

Senator Dailey asked and received unanimous consent to withdraw the amendment filed by him to House File 26 and found on page 492 of the Senate Journal.

Senator O'Malley 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	Evans	Miller	Shoeman
Boothby	Fisher	Molison	Stuart
Buck	Gillespie	Nolan	Tate
Burton	Grimstead	O'Malley	Turner
Butler	Harbor	Prentis	Utzig
Byers	Hoffman	Price	Vest
Coleman	Hoxie	Putney	Walker
Dailey	Lynes	Rigler	Watson
Dewel	McCurdy	Ringgenberg	Weber
Dykhouse	McFarlane	Schroeder	Weiss
Elwood	McManus	Shaff	Wormley

Nays, none.

Absent or not voting, 6:

Elijah	Long	Prince	Scott
Henry	O'Connor		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Weiss called up for further consideration Senate File 233, a bill for an act to provide a method for designating township polling places outside the territorial limits of townships when a suitable polling place does not exist within the township.

Senator Weiss 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, 45:

Anderson	Fisher	Molison	Shoeman
Boothby	Gillespie	Nolan	Stuart
Buck	Grimstead	O'Malley	Tate
Burton	Harbor	Prentis	Turner
Butler	Hoffman	Price	Utzig
Byers	Hoxie	Putney	Vest
Coleman	Lynes	Rigler	Walker
Dailey	McCurdy	Ringgenberg	Watson
Dewel	McFarlane	Schroeder	Weber
Dykhouse	McManus	Scott	Weiss
Elwood	Miller	Shaff	Wormley
Evans			

Nays, none.

Absent or not voting, 5:

Elijah	Long	O'Connor	Prince
Henry			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Vest called up for further consideration House File 21, a bill for an act relating to pathology and radiology services in hospitals.

Senator Vest called up the following amendment:

Amend House File 21 by adding to section 13 the following: "Nothing herein shall in any way affect or limit the practice of dentistry."

Senator Vest offered the following amendment to the amendment and moved its adoption:

Amend the amendment by deleting the period and quote mark in line 3, and adding the following: "or the practice of oral surgery by a dentist."

The amendment to the amendment was adopted.

On motion of Senator Vest, the amendment as amended was adopted.

Senator Vest asked and received unanimous consent to withdraw the amendment to House File 21 filed by him and found on page 659 of the Senate Journal.

Senator Nolan 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, 45:

Anderson	Fisher	Miller	Shoeman
Boothby	Gillespie	Molison	Stuart
Buck	Grimstead	Nolan	Tate
Burton	Harbor	O'Malley	Turner
Butler	Hoffman	Price	Utzig
Byers	Hoxie	Putney	Vest
Coleman	Long	Rigler	Walker
Dailey	Lynes	Ringgenberg	Watson
Dewel	McCurdy	Schroeder	Weber
Dykhouse	McFarlane	Scott	Weiss
Elwood	McManus	Shaff	Wormley
Evans			

Nays, none.

Absent or not voting, 5:

Elijah	O'Connor	Prentis	Prince
Henry			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Nolan asked and received unanimous consent that Senate File 154 be withdrawn from further consideration of the Senate.

Senator Nolan asked and received unanimous consent that House File 21 be immediately messaged to the House, which request was complied with.

AMENDMENTS FILED

1 Amend Senate File 111 as follows:
 2 1. Strike all after the enacting clause and substitute in
 3 lieu thereof the following:
 4 "Section 1. Section two hundred ninety-eight point eighteen
 5 (298.18), Code 1954, is hereby amended by striking the word
 6 'seven' (7) in lines fourteen (14) and seventeen (17) and
 7 substituting in lieu thereof the word 'ten' (10)."
 8 2. Amend the title by striking all after the word "Act" and
 9 insert in lieu thereof the following: "to amend section two
 10 hundred ninety-eight point eighteen (298.18), Code 1954,
 11 relating to the limitation on the tax levy which may be made by
 12 school districts to pay interest and retire bonds."

W. H. TATE.

1 Amend Senate File 291 by inserting after the word
 2 "shall" in line 8 thereof the following: "upon request
 3 of the duly elected judge of said court".

DAVID O. SHAFF.

1 Amend Senate File 437 as follows:
 2 1. By striking the period in line 4 of the title and adding the
 3 following: "and the candling and grading of eggs traded in inter-
 4 commerce."
 5 2. By striking all after the enacting clause and inserting in

6 lieu thereof the following:

7 "Section 1. Chapter one hundred fourteen (114), Acts of the
8 Fifty-sixth General Assembly, is hereby amended as follows:

9 1. By inserting in line six (6) of section three (3) after the
10 word 'person' the words 'other than a producer,'.

11 2. By inserting in line one (1) of section four (4) after the
12 word 'person' the words 'other than a producer,'.

13 3. Further amend line one (1) of section four (4) by striking
14 the comma (,) after the word 'buying' and inserting in lieu thereof
15 the word 'or'; by striking the comma (,) after the word 'selling' in
16 line two (2) of section four (4) and inserting in lieu thereof the

word
17 'or'; and striking the comma (,) after the word 'receiving' in line
18 two (2) of section four (4) the words 'or processing'.

19 4. By striking the period (.) in line two (2) and adding the
20 words: 'for each establishment at which said business is conducted.'

21 5. By striking after the word 'processors' in line two (2) the
22 remainder of section six (6) and inserting in lieu thereof the follow-
ing:

23 'twelve dollars and fifty cents (\$12.50). All licenses shall expire on
24 April 1 after the date of issue, provided, however, that all licenses in
25 effect on the date of passage and effective date of this Act, shall
26 continue in full force and effect until the following April 1.'

27 6. By striking after the word 'appointed' in line three (3) of
28 section eight (8) the remainder of the section and inserting in lieu
29 thereof the following: 'provided that the employer of said temporary
30 candler and grader shall be responsible for his work while acting in
31 the capacity of candler and grader.'

32 7. By striking in line two (2) of section ten (10) the word
33 'eggs' and inserting in lieu thereof the word 'egg'.

34 8. By inserting in line two (2) of section twelve (12) after the
35 word 'resale' the words 'in interstate commerce'.

36 9. By striking in line three (3) of section twelve (12) after
37 the word 'quality' the words 'and weight classification'.

38 10. By striking in lines four (4) and five (5) the words
39 'or within fifty (50) miles outside the state boundary,'.

40 11. By adding to section twelve (12), line seven (7), after the
41 period (.) the following: "All eggs offered for sale at retail within
42 the state shall be candled after leaving the producer and before such
43 sale, and shall be held at a temperature not to exceed sixty (60)
44 degrees Fahrenheit.'

45 12. By striking in line three (3) of section thirteen (13) the
46 word 'determined' and inserting in lieu thereof the word 'determine'.

47 13. Section fourteen (14) is hereby repealed and the following
48 enacted in lieu thereof: 'All eggs for resale in interstate commerce
49 must be candled, graded and labeled, and no eggs shall be sold in
50 interstate commerce as "ungraded", "nest run", "current receipts",
51 or any other name which might be misleading. Maximum tolerance
52 of ten (10) per cent may be allowed in grading.'

53 14. By inserting in line one (1) of section fifteen (15) after the
54 word 'eggs' the words 'to be sold in interstate commerce,'.

55 15. By striking in line six (6) of section sixteen (16) the
56 word 'three-eighths' and inserting in lieu thereof the word 'three-
eighths.'

JOE COLEMAN.

1 Amend Senate File 457, section 48, line 27 by striking the
2 figure "4900.00" and inserting in lieu thereof the figure
3 "\$6500.00".

FRANK C. BYERS.

1 Amend Senate File 457 by adding a new section thereto:
2 "No part of any appropriation for salaries contained in this Act
3 or any other Act or law shall be used to pay the compensation
4 of any person filling any position in any state department which
5 position may become vacant during the biennium beginning July 1,
6 1957; provided this provision shall apply only to the first of
7 every ten (10) such vacancies and to the first of every successive
8 ten (10) such vacancies within the department caused by separation
9 from the department; and provided further this provision shall not
10 apply:
11 1. To positions filled from within the department.
12 2. To offices and positions required by law to be filled.
13 3. To law enforcement officers.
14 4. To temporary, emergency, or seasonal positions.
15 5. To departments employing not to exceed ten persons.
16 6. To any department in the legislative or judicial branches
17 of the government.

JOHN A. WALKER.

On motion of Senator Nolan, the Senate adjourned until 10:05
a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, APRIL 3, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend M. Everett Dorr, pastor of the Trinity Methodist Church, Des Moines, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Harbor, from one hundred nineteen residents of Mills County in opposition to a three per cent sales tax.

By Senator Hoxie, from members of Iowa Section of the American Water Works Association favoring proposed legislation relating to conservation and regulation of the water resources of Iowa.

By Senator McFarlane, from one hundred seventy residents of Black Hawk County in opposition to proposed legislation relating to the right to picket.

By Senator Nolan, from one hundred fifty residents of the state of Iowa favoring Iowa Poetry Day.

By Senator Schroeder, from twelve residents of Scott County, favoring a three per cent sales tax and eliminating the Iowa income tax.

By the following Senators, favoring proposed legislation relating to mental health:

By Senator Buck, from thirty-three residents of Marshall County.

By Senator Weiss, from thirty-two residents of Crawford County.

By the following Senators, favoring the sale of liquor by the drink in Iowa:

By Senator McFarlane, from twenty-three residents of Black Hawk County.

By Senator Utzig, from one hundred sixty-nine residents of Dubuque County.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Prince for the day on request of Senator Vest; Senator Wormley for Wednesday and Thursday on request of Senator Stuart.

INTRODUCTION OF BILL

Senate File 459, by committee on agriculture, a bill for an act to require a bond for sale barn operators.

Read first and second times and referred to sifting committee.

PRESENTATION OF DISTINGUISHED GUEST

Senator Prentis rose on a point of personal privilege and presented to the Senate a group of district contest winners of the "Get Out The Vote" contest sponsored by the Farm Bureau Federation who were present in the Senate chamber.

President Nicholas announced to the Senate that among these winners was the granddaughter of Senator Prentis and asked the sergeant-at-arms to escort our distinguished guest, Miss Barbara Wittmann, a member of the freshman class of the Mount Ayr High School, and Senator Prentis to the rostrum.

Barbara, who attended school in Germany for three years during the time her father, Colonel Richard Wittmann, was stationed in Germany, and who also visited many countries in Europe during this time, was presented to the Senate by Senator Prentis.

Barbara presented the following declamation:

"STAND UP AND BE COUNTED"

(This speech was given by Cecil B. deMille on the steps of Federal Hall, New York City, September 24, 1945.)

To have the privilege of speaking on this historic site is a challenge to any American to declare his American faith. And this is mine. I believe that you are endowed by your Creator with certain rights that no power on earth can take away. They belong to you as much as your heart belongs to you. And among these rights are life, liberty, and the pursuit of happiness.

I believe that the right to life includes the right to work, for it is by work that men live.

I believe that the right to work includes the right to private property, for as Abraham Lincoln said: "Property is the fruit of labor. . . . Let not him who is houseless pull down the house of another. But let him work diligently and build one for himself, thus by example assuring that his own shall be safe from violence when built."

I believe that the right to work also includes the right of workers to band together and to act together to secure a just return for their labor. And by a just return I mean an income that will enable a man to support his family in decent comfort and provide for his own and his wife's old age. Without this security, the right to the pursuit of happiness would be a sham.

I believe that the right to the pursuit of happiness includes the right to say what you think in private and in public—which is freedom of speech and of assembly; the right to publish your opinions—which is freedom of the press; the right to demand an accounting from your representatives in government and your representatives in labor—which

is freedom of petition. I believe in the right to worship God according to your conscience—which is freedom of religion.

I believe in liberty—that every man may exercise his God-given rights as he freely chooses to exercise them, limited only by the equal rights of every one of his fellow men.

I believe, with the Declaration of Independence, that governments are instituted among men to secure these rights—and the governments derive their just powers from the consent of the governed. And therefore I believe in political freedom—the right to make up your mind, free from coercion as to what political parties or candidates or measures you will support with your vote or your money or your voice.

Lose political freedom, and every other American freedom is at the mercy of whoever can grasp the power to sweep it away. And mark this well—no one's freedom is safe unless everyone's freedom is safe. When freedom dies, the nation's freedom is on its deathbed.

For a hundred and fifty years we have taken political freedom for granted. . . . But a new thing has arisen in this land—or rather a very old and evil thing, whose old and evil name is Tyranny. This new tyranny must be broken. It must be broken now—and broken forever—to free the millions of men and women who have had to give up their freedom as citizens in order to earn a living.

The hour has struck for every good American to stand up and be counted. Are you for the political freedom of the individual or against it?

It is time for our educators to stand up and be counted. Millions of dollars are being spent in American universities for the study of foreign systems of government and economics. Are as much time and as much money being spent in our schools on the teaching of Americanism?

Academic freedom is a precious American right. We don't want it interfered with. Our young men and women should be informed of systems of government other than their own. But are they being truthfully informed? Or are they being cunningly taught, under the guise of education, that foreign ideologies are superior to our American ideals? We are waiting to hear from our educators. And silence is not an answer.

It is time for the leaders in our churches to stand up and be counted. You know, religion is a kind of navigation. Without it, men get lost. We look to the churches to teach the principles of brotherhood, and in the words of the Bible engraved on the Liberty Bell, to "Proclaim liberty throughout all the land, unto all the inhabitants thereof."

It is time for the farmers of America to stand up and be counted. There is little doubt where the farmer stands. But the farmers of America have yet to make their voice heard, as the agricultural sections of our country begin to feel the menace of regimentation.

And it is time for the businessmen of America—big and little—to stand up and be counted. If you put profits ahead of your children's freedom, you will lose both profits and freedom. And if you allow the light of individual and political freedom to be extinguished now, there may be no hand to light it for a thousand years. . . .

There are other Americans who cannot speak because they lie beneath crosses that mark, in every corner of the world, their sacrifice for freedom. Their witness is a silent one, but it is more solemn by reason of its silence. They have met totalitarianism face to face and stopped its advance by giving their young bodies to be burned and broken and buried in the alien earth of far-off continents.

But their returning comrades, in the words of Mr. James A. Farley,

"have seen totalitarianism at its worst; they will want to see Americanism at its best—with liberty, justice, and equality for all."

... Our faith in freedom was the driving force behind the arms that raised our banners over the ruins of tyranny in Rome, Berlin and Tokyo—and America will endure as the home of the brave, as long as we keep it the land of the free.

Senator Nolan asked and received unanimous consent that the foregoing declamation by Barbara Wittmann be printed in the Journal.

PRESENTATION OF VISITORS

Senator Putney asked and received unanimous consent to present to the Senate twenty-five students from the Grundy Center High School who were present in the balcony accompanied by their instructor, Josephine Thieler.

Senator Dykhouse asked and received unanimous consent to present to the Senate twelve of the twenty-four winners of the "Blessings of Liberty" contest, a Citizenship Essay contest for senior students of Iowa sponsored by the Iowa Federation of Women's Clubs, who were present in the Senate chamber accompanied by Mrs. W. A. Seidler, chairman of the contest.

Senator Vest on behalf of Senator Prince asked and received unanimous consent to present to the Senate a group of students from the Viola Township High School who were present in the balcony accompanied by their instructor, L. J. Muhlbauer.

Senator Elijah asked and received unanimous consent to present to the Senate sixty members of the senior class of the Tipton High School who were present in the balcony accompanied by their principal, Mr. Dietrich, and their instructor, Mr. McGiven.

Senator Coleman asked and received unanimous consent to present to the Senate a group of students from the seventh and eighth grade classes of the Clare Independent School who were present in the balcony accompanied by their instructor, Robert Davis.

Senator Gillespie asked and received unanimous consent to present to the Senate sixty-four members of the eighth grade class of the Winterset High School who were present in the balcony accompanied by their principal, C. W. Callison.

Senator Coleman asked and received unanimous consent to present to the Senate ten students from the Webster County Douglas Township No. 5 School who were present in the balcony accompanied by their instructor, Vincent Crawford.

Senator Vest on behalf of Senator Prince asked and received unanimous consent to present to the Senate twenty-one members

of the government class of the De Soto High School who were present in the balcony accompanied by Bob Donnelly.

Senator Burton asked and received unanimous consent to present to the Senate thirty-seven members of the sixth grade class of the Stuart School of Ottumwa who were present in the balcony accompanied by their instructor, Miss Ferne Forward.

Senator Gillespie asked and received unanimous consent to present to the Senate twenty-five students from the Orient High School who were present in the balcony accompanied by M. L. Reynolds.

Senator O'Malley asked and received unanimous consent to present to the Senate forty students from the Des Moines Technical School who were present in the balcony accompanied by E. M. Bohlman.

Senator Vest on behalf of Senator Prince asked and received unanimous consent to present to the Senate eighty-seven members of the eighth grade class of the Guthrie Center Public School who were present in the balcony accompanied by their instructors, Harvey Merritt, Beula Towne and Wilma Gillespie.

Senator Prentis asked and received unanimous consent to present to the Senate fifty-eight members of the senior class of the Creston High School who were present in the balcony accompanied by their instructors, Miss Vanzie and Mr. Kuesel.

UNFINISHED BUSINESS

Senator Schroeder called up for further consideration Senate File 294, a bill for an act relating to communication with others by arrested persons upon imprisonment.

Senator O'Malley offered the following amendment and moved its adoption:

Amend Senate File 294 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Chapter seven hundred fifty-five (755), Code 1954, is amended by adding the following section:

"Any peace officer or other person having the custody of any person imprisoned or restrained of his liberty for any alleged cause whatsoever, except in cases of imminent danger of escape shall permit said person within a reasonable time after arrival at the place of imprisonment to see or consult any practicing attorney of his own choosing or any other reliable person of good character. When any such prisoner is about to be removed beyond the limits of this state by any peace officer or other person, under any pretense whatever, he shall at all times be entitled to a reasonable delay for the purpose of obtaining counsel, and of availing himself of the laws of this state for the security of personal liberty. A violation of this section shall constitute a misdemeanor."

The amendment was lost.

Senator Schroeder offered the following amendment and moved its adoption:

Amend Senate File 294 as follows:

1. By striking the word "imprisoned" in line 4 and inserting in lieu thereof the word "arrested".
2. By inserting in line 5 before the word "except" the words "before arraignment,".
3. By striking in line 6 the words "immediately upon" and inserting in lieu thereof the words "without unnecessary delay after".
4. By striking the word "imprisonment" in line 7 and inserting in lieu thereof the word "detention".
5. By striking the words in line 7 "any other person" and inserting in lieu thereof "a member of his or her family".
6. By striking in lines 8 and 9 the words "Said other person or" and inserting before the word "attorney" in line 9 the word "An".

Senator Dewel moved the previous question on the amendment and the bill, which motion prevailed.

The amendment was adopted.

Senator Schroeder 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	Gillespie	Molison	Shoeman
Buck	Grimstead	Nolan	Stuart
Butler	Harbor	O'Connor	Tate
Byers	Henry	Prentis	Turner
Dailey	Hoffman	Putney	Utzig
Dewel	Hoxie	Rigler	Vest
Dykhouse	Long	Ringgenberg	Walker
Elijah	Lynes	Schroeder	Watson
Elwood	McCurdy	Scott	Weber
Evans	McManus	Shaff	Weiss
Fisher	Miller		

Nays, 6:

Boothby	Coleman	O'Malley	Price
Burton	McFarlane		

Absent or not voting, 2:

Prince	Wormley
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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 Schroeder moved that the 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 Walker, Senate File 155, a bill for an act relating to insuring and indemnifying drivers of emergency ve-

hicles and to amend sections three hundred twenty-one point four hundred ninety-five (321.495), three hundred twenty-one point four hundred ninety-six (321.496), three hundred fifty-nine point forty-three (359.43) and to repeal section three hundred twenty-one point four hundred ninety-seven (321.497), Code 1954, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Walker asked and received unanimous consent that House File 76 be substituted for Senate File 155.

On motion of Senator Walker, House File 76, a bill for an act relating to insuring and indemnifying drivers of emergency vehicles and to amend sections three hundred twenty-one point four hundred ninety-five (321.495), three hundred twenty-one point four hundred ninety-six (321.496) and three hundred twenty-one point four hundred ninety-seven (321.497), Code 1954, was taken up and considered.

Senator Walker asked and received unanimous consent that action on House File 76 be deferred and that the bill be placed on the calendar under "unfinished business".

Senator Dewel took the chair at 11:50 a.m.

On motion of Senator Buck, House File 14, a bill for an act relating to the method of election of school directors, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Buck 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	Elwood	McManus	Schroeder
Boothby	Evans	Miller	Scott
Buck	Gillespie	Molison	Stuart
Burton	Grimstead	Nolan	Turner
Butler	Harbor	O'Connor	Utzig
Byers	Hoffman	O'Malley	Vest
Coleman	Hoxie	Prentis	Walker
Dailey	Long	Price	Watson
Dewel	Lynes	Putney	Weber
Dykhouse	McCurdy	Rigler	Weiss
Elijah	McFarlane	Ringgenberg	

Nays, 1:

Shaff

Absent or not voting, 6:

Fisher	Prince	Tate	Wormley
Henry	Shoeman		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Boothby asked and received unanimous consent that Senate File 125 be withdrawn from further consideration of the Senate.

On motion of Senator Ringgenberg, Senate File 437, a bill for an act to amend chapter one hundred fourteen (114), Acts of the Fifty-sixth General Assembly, relating to the regulation of the business of buying, selling, receiving or dealing in eggs, was taken up and considered.

Senator Ringgenberg asked and received unanimous consent that action on Senate File 437 be deferred and that the bill be placed on the calendar under "unfinished business".

On motion of Senator McFarlane, Senate File 158, a bill for an act to repeal sections one hundred eight point one (108.1), one hundred eight point two (108.2), one hundred eight point three (108.3), one hundred eight point four (108.4), one hundred eight point five (108.5) and one hundred eight point six (108.6), Code 1954, relating to the authority of the state conservation commission to acquire or lease property for development as state forests and conservation areas subject to regular tax levies for each and every year in the respective taxing districts, and providing for the disposition of income from such lands, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McFarlane 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, 45:

Anderson	Evans	Miller	Shaff
Boothby	Gillespie	Molison	Shoeman
Buck	Grimstead	Nolan	Stuart
Burton	Harbor	O'Connor	Tate
Butler	Hoffman	O'Malley	Turner
Byers	Hoxie	Prentis	Utzig
Coleman	Long	Price	Vest
Dailey	Lynes	Rigler	Walker
Dewel	McCurdy	Ringgenberg	Watson
Dykhouse	McFarlane	Schroeder	Weber
Elijah	McManus	Scott	Weiss
Elwood			

Nays, none.

Absent or not voting, 5:

Fisher	Prince	Putney	Wormley
Henry			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Shoeman, House File 390, a bill for an act relating to the regulation of narcotic drugs, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shoeman 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, 46:

Anderson	Evans	Miller	Shaff
Boothby	Gillespie	Molison	Shoeman
Buck	Grimstead	Nolan	Stuart
Burton	Harbor	O'Connor	Tate
Butler	Henry	O'Malley	Turner
Byers	Hoffman	Prentis	Utzig
Coleman	Hoxie	Price	Vest
Dailey	Long	Rigler	Walker
Dewel	Lynes	Ringgenberg	Watson
Dykhouse	McCurdy	Schroeder	Weber
Elijah	McFarlane	Scott	Weiss
Elwood	McManus		

Nays, none.

Absent or not voting, 4:

Fisher	Prince	Putney	Wormley
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Nolan, the Senate recessed until 1:35 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

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 and passed House File 21, a bill for an act relating to pathology and radiology services in hospitals.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 375, a bill for an act relating to the maximum millage levy by counties for ordinary county revenue.

WILLIAM R. KENDRICK,
Acting Chief Clerk.

HOUSE MESSAGE CONSIDERED

House File 375, a bill for an act to amend section four hundred forty-four point nine (444.9), Code 1954, relating to the maximum millage levy by counties for ordinary county revenue.

Read first and second times, and referred to sifting committee.

THIRD READING OF BILLS

On motion of Senator Weber, Senate File 414, a bill for an act relating to warehouses for agricultural products, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

President pro tempore Vest took the chair at 2:00 p.m.

Senator Weber offered the following amendment and moved its adoption:

Amend Senate File 414 by striking subsection 4 of section 1 and inserting in lieu thereof the following:

"By striking the sentence beginning on line fifteen (15) and ending on line twenty-one (21) and inserting in lieu thereof the following: 'This section shall not apply to the acceptance and storage of bulk grain by a person bonded and licensed under the provisions of a federal law, if and to the extent that such person is authorized under federal law to accept and store bulk grain, but such person shall comply with all other provisions of this chapter which do not conflict with such federal law.'"

The amendment was adopted.

Senator Weber 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, 46:

Anderson	Evans	Miller	Shaff
Boothby	Fisher	Molison	Shoeman
Buck	Gillespie	Nolan	Stuart
Burton	Grimstead	O'Connor	Tate
Butler	Harbor	O'Malley	Turner
Byers	Hoffman	Prentis	Utzig
Coleman	Hoxie	Price	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Schroeder	Weber
Elijah	McFarlane	Scott	Weiss
Elwood	McManus		

Nays, none.

Absent or not voting, 4:

Henry	Prince	Ringgenberg	Wormley
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, Senate File 83, a bill for an act to provide for special assistant attorneys general to be assigned to various state departments and to provide for their compensation and expenses, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Boothby offered the following amendment and moved its adoption:

Amend Senate File 83 by adding a new subsection following line 18 of section 1 as follows:

"A conservation commission counsel for the state conservation commission to be paid from the state fish and game protection fund and the state conservation fund."

The amendment was adopted.

Senator Nolan offered the following amendment:

Amend Senate File 83 as follows:

1. By striking in section 1, lines 5 and 6.
2. By striking in section 2 all of line 3 and the following in line 4: "seventy-five point five (475.5)".

Senator Nolan offered the following amendment to the amendment and moved its adoption:

Amend line 6 of the amendment by inserting before the quotation mark (") the word "inclusive".

The amendment to the amendment was adopted.

President Nicholas took the chair at 2:35 p.m.

Senator Nolan asked unanimous consent that the Senate resolve itself into a committee of the whole and that Leo Howe, Research Director, Iowa Taxpayers Association, be asked to appear before the committee.

Objection was raised.

Senator Nolan moved that the Senate resolve itself into a committee of the whole and that Leo Howe be asked to appear before the committee.

Division was called for.

The motion was lost.

Senator Nolan moved the adoption of his amendment as amended.

Roll call was demanded.

On the question "Shall the amendment as amended be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 24:

Anderson	Dailey	McCurdy	Stuart
Buck	Dewel	McManus	Tate
Burton	Dykhouse	Miller	Turner
Butler	Elijah	Nolan	Utzig
Byers	Grimstead	O'Malley	Vest
Coleman	Hoffman	Putney	Weber

Nays, 23:

Boothby	Hoxie	Prentis	Shaff
Elwood	Long	Price	Shoeman
Evans	Lynes	Rigler	Walker
Fisher	McFarlane	Ringgenberg	Watson
Harbor	Molison	Schroeder	Weiss
Henry	O'Connor	Scott	

Absent or no voting, 3:

Gillespie	Prince	Wormley
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Senator Nolan moved that Senator Walker who was absent during the roll call be excused from voting, which motion was lost.

The Chair announced that the Senate would stand at ease until the fall of the gavel.

The Senate reconvened, President Nicholas presiding.

Roll call was completed.

The amendment as amended was adopted.

Senator Long offered the following amendment and moved its adoption:

Amend Senate File 83, section 1, by adding the following new subsection after line 18:

"A department of health counsel for the department of public health to be paid from appropriations to said department."

The amendment was adopted.

Senator Watson offered the following amendment, filed by Senators Watson, McFarlane and Boothby, and moved its adoption:

Amend Senate File 83, section 1, as follows:

By inserting in line 22 immediately following the word "it." the following sentence: "Law-trained assistants shall be appointed and their compensation fixed and paid in the same manner as hereinabove provided with respect to assistant attorneys general."

The amendment was adopted.

Senator Dailey offered the following amendment:

Amend Senate File 83 by striking out all of sections 4 and 5 thereof.

Senator Watson asked and received unanimous consent that action on Senate File 83 be deferred and that the bill be placed on the calendar under "unfinished business".

SENATE FILE 44 TAKEN FROM THE TABLE

Senator Shaff moved that Senate File 44 be taken from the table.
Senate Rule 9 was invoked.

The Chair announced that the Senate would stand at ease until the fall of the gavel.

The Senate reconvened, President Nicholas presiding.

Senator Shaff presented the following motion:

MOTION TO TAKE FROM THE TABLE

MR. PRESIDENT: I move to take Senate File 44 from the table.

DAVID O. SHAFF.

Roll call was demanded.

On the question "Shall Senate File 44 be taken from the table?" the vote was:

Ayes, 38:

Anderson	Fisher	Nolan	Shoeman
Boothby	Grimstead	Prentis	Stuart
Buck	Harbor	Price	Tate
Butler	Henry	Putney	Turner
Byers	Hoxie	Rigler	Vest
Dewel	Long	Ringgenberg	Walker
Dykhouse	Lynes	Schroeder	Watson
Elijah	McFarlane	Scott	Weber
Elwood	Miller	Shaff	Weiss
Evans	Molison		

Nays, 9:

Burton	Hoffman	McManus	O'Malley
Coleman	McCurdy	O'Connor	Utzig
Dailey			

Absent or not voting, 3:

Gillespie	Prince	Wormley
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The motion prevailed and Senate File 44 was taken from the table.

Senator Dewel moved the previous question on Senate File 44.

Senator Nolan moved that the Senate adjourn until 9:30 a.m., Thursday.

Senator Nolan asked and received unanimous consent to withdraw the motion to adjourn.

Objection was raised.

Senator Nolan moved that the Senate adjourn until 9:30 a.m., Thursday, which motion was lost.

On the question "Shall the motion for the previous question on Senate File 44 be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 37:

Anderson	Fisher	Molison	Shoeman
Boothby	Grimstead	Nolan	Stuart
Buck	Harbor	Prentis	Tate
Butler	Henry	Price	Turner
Byers	Hoxie	Rigler	Vest
Dewel	Long	Ringgenberg	Walker
Dykhous	Lynes	Schroeder	Watson
Elijah	McFarlane	Scott	Weber
Elwood	Miller	Shaff	Weiss
Evans			

Nays, 9:

Burton	Hoffman	McManus	O'Malley
Coleman	McCurdy	O'Connor	Utzig
Dailey			

Absent or not voting, 4:

Gillespie	Prince	Putney	Wormley
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The motion for the previous question prevailed.

Senator Dailey asked unanimous consent that his name as one of the authors of Senate File 44 be removed from the bill.

Objection was raised.

Senator Nolan moved that the request of Senator Dailey, that his name be removed from the bill, be granted, which motion prevailed.

Senator Miller renewed his motion "that the bill be read a third time now", found on page 655 of the Senate Journal.

Senator Dailey moved that Section 17 of Article III of the Constitution of the State of Iowa be invoked, which motion prevailed, and Senate File 44 was read for the third time in its entirety.

On the question "Shall the bill pass?" the vote was:

Rule 8 was invoked.

Ayes, 30:

Anderson	Fisher	Miller	Scott
Boothby	Grimstead	Molison	Shaff
Buck	Harbor	Nolan	Tate
Dewel	Henry	Prentis	Walker
Dykhous	Hoxie	Price	Watson
Elijah	Long	Putney	Weber
Elwood	Lynes	Ringgenberg	Weiss
Evans	McFarlane		

Nays, 17:

Burton	Byers	Dailey	McCurdy
Butler	Coleman	Hoffman	McManus

O'Connor
O'Malley
Rigler

Schroeder
Shoeman

Stuart
Turner

Utzig
Vest

Absent or not voting, 3:

Gillespie

Prince

Wormley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Miller moved that the 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 24

By Putney

A concurrent resolution approving and recommending to the Congress of the United States the Mundt amendment relating to the election of the President and Vice President.

Whereas, the General Assembly of the State of Iowa, being regularly assembled, recognizes that there is now an obvious inequity in the method of electing the President and Vice President; and

Whereas, under the present system there is insufficient opportunity for minority representation in casting the ballots for these high offices; and

Whereas, there is now before the Eighty-fifth Congress of the United States for its consideration Senate Joint Resolution 4 introduced by the Hon. Karl Mundt proposing an amendment to the Constitution of the United States which appears to this Assembly to offer a fair, equitable and practical method of electing the President and Vice President; and

Whereas, Senate Joint Resolution 4 proposes a constitutional amendment which would provide that on a presidential election two of each state's presidential electors shall be elected at large by the people of the state; that the remaining electors from each state be elected from the congressional districts thereof; further, that if no person voted for as President or Vice President has a majority of the whole number of electors chosen, then the contest shall be resolved from the three highest contestants for each office by the Senate and House of Representatives voting as one body; and

Whereas, such resolution further provides for a legal method of filling vacancies in case of death or inability to discharge the powers and duties of the office or offices by the incumbent or electee;

Now, Therefore, Be It Resolved by the Senate of the Fifty-seventh General Assembly of the State of Iowa, the House Concurring: That the General Assembly of the State of Iowa approves and respectfully recommends to the Eighty-fifth Congress of the United States of America the adoption of its Senate Joint Resolution 4 and the submission to the several states of the proposed constitutional amendment therein set forth.

Be It Further Resolved: That the Secretary of the Senate be hereby directed to transmit certified copies of this concurrent resolution to the President of the United States, to the presiding officers of the Congress of the United States and to each Senator and Representative from Iowa in the Congress of the United States.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 3; Senate Files 57, 58, 101, 109, 137, 143 and 244; also House Files 87, 237, 338, 356 and 364.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 Joint Resolution 3; Senate Files 57, 58, 101, 109, 137, 143 and 244; also House Files 87, 237, 338, 356 and 364.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 3rd day of April, 1957, sent to the Governor for his approval: Senate Joint Resolution 3; Senate Files 57, 58, 101, 109, 137, 143 and 244.

NORVAL EVANS, *Chairman.*

Passed on file.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on April 2, 1957, the Governor had approved the following bill:

Senate File 184, providing for the rehabilitation, clearance and re-development of slums and blighted areas in cities and towns.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

S. F. 221 H. F. 294

Your sifting committee further recommends that the following bills be put on a special noncontroversial calendar:

S. F. 359 H. F. 154 S. F. 454

S. F. 448 H. F. 323 H. F. 464

S. F. 447 H. F. 117 H. F. 272

H. F. 548

D. C. NOLAN, *Chairman,*
Sifting Committee.

1 Amend Senate File 311 as follows:

- 2 1. By striking lines 139, 140, 141 and 142 in Section 1
3 and inserting in lieu thereof the following: "5. The net
4 proceeds of the four (4) cents per gallon excise tax and
5 penalties collected under the provisions of this chapter
6 and all other road use tax funds coming into his hands shall
7 be credited by the treasurer of the state on the first day of
8 each month to the primary road fund, the secondary road con-
9 struction fund of the counties, the farm to market road fund,
10 and the street construction fund of cities and incorporated
11 towns, respectively, in the following manner and amounts:
12 (1) To the primary road fund, fifty-five (55) per cent.
13 (2) To the secondary road construction fund of the
14 counties, twenty (20) per cent.
15 (3) To the farm to market road fund, fifteen (15) per cent.
16 (4) To the street construction fund of the cities and
17 incorporated towns of the state, ten (10) per cent."
18 2. Section three hundred twelve point two (312.2), Code 1954,
19 is hereby repealed.

E. J. McMANUS.

- 1 Amend Senate File 324, section 1, by striking the
2 period at the end of line 4 and inserting in lieu
3 thereof the following: "whose activities consist primarily
4 in serving alcoholic beverages and/or storing alcoholic
5 beverages owned by the members."

JACK MILLER.
GUY G. BUTLER.
W. H. TATE.
W. C. STUART.
CARROLL PRICE.
JACK SCHROEDER.

- 1 Amend Senate File 457 by striking the words and figures
2 "Sec. 33" under the heading of SPANISH-AMERICAN WAR VET-
ERANS
3 and inserting in lieu thereof "Sec. 34" and renumbering the
4 following sections.

HARRY E. WATSON.

- 1 Amend Senate File 457 by striking in line 4 of section
2 33, the words and figures "forty-three thousand eight hundred
3 fifty dollars (\$43,850.00)" and substituting in lieu thereof
4 "fifty thousand dollars (\$50,000.00)".
5 Also amend by striking in line 8 the figure "\$43,850.00"
6 and substitute in lieu thereof "\$50,000.00".
7 Further amend by striking in line 11 the figure
8 "\$43,850.00" and substitute in lieu thereof "\$50,000.00".

EARL ELIJAH.

1 Amend Senate File 457 as follows:

- 2 1. Amend section 1, line 26, by adding after the word
3 "aid" the following: "(65%—Horticultural Societies; 35%—
4 Vegetable Growers' Association)".
5 2. Amend section 1, lines 4 and 5, by striking the words
6 and figures "one hundred fourteen thousand seven hundred dollars
7 (\$114, 700.00)", and inserting in lieu thereof the following:
8 "one hundred forty-four thousand seven hundred dollars (\$144,-
700.00)".

- 9 3. Further amend section 1 by inserting after line 37 the
 10 following as a new subsection:
 11 "(15) IOWA FERTILIZER LAW
 12 For equipment, salaries, support, maintenance
 13 and miscellaneous purposes 30,000.00"
- 14 4. Further amend section 1, line 41, by striking the figures
 15 "114,700.00" and inserting in lieu thereof "144,700.00".
- 16 5. Amend section 2, lines 4 and 5, by striking the words
 17 and figures "three hundred forty four thousand seven hundred
 18 thirty-two dollars (\$344,732.00)" and inserting in lieu thereof:
 19 "five hundred twenty-seven thousand seven hundred seventy-two
 20 dollars (\$527,772.00)".
- 21 6. Amend section 2, line 28, by striking the figures
 22 "642,472.00" and inserting in lieu thereof "527,772.00".
- 23 7. Amend section 2 by striking lines 12, 13 and 14 and
 24 inserting in lieu thereof:
 25 "For salaries, including salary of secretary of agriculture
 26 (\$7,500 until January 1, 1959, and \$8,500 thereafter), support,
 27 maintenance and miscellaneous purposes\$344,732.00"
- 28 8. Amend section 4, by striking lines 7, 8 and 9 and
 29 inserting in lieu thereof:
 30 "For salaries, including salary of attorney general
 31 (\$8,500 until January 1, 1959, and \$9,500 thereafter) support,
 32 maintenance and miscellaneous purposes.....\$ 70,820.00"
- 33 9. Amend section 5, by striking lines 8, 9 and 10 and
 34 inserting in lieu thereof:
 35 "For salaries, including salary of state auditor
 36 (\$7,500 until January 1, 1959, and \$8,500 thereafter), support,
 37 maintenance and miscellaneous purposes.....\$202,345.00"
- 38 10. Amend section 7, by striking lines 8, 9, 10, 11 and 12
 39 and inserting in lieu thereof:
 40 "For salary of secretary.....\$ 5,300.00
 41 For salaries, including salaries of commissioners
 42 (3 at \$6,300 each until January 1, 1959, and \$7,300 thereafter),
 43 support, maintenance and miscellaneous purposes.....\$130,000.00"
- 44 11. Amend section 16, by striking lines 7, 8, 9, 10 and 11
 45 and inserting in lieu thereof:
 46 "For salaries, including salary of Governor (\$12,500
 47 until January 1, 1959, and \$13,500 thereafter), support,
 48 maintenance and miscellaneous purposes, including funds available
 49 for the Governor's expenses connected with his office in the
 50 amount of four thousand dollars (\$4,000.00).....\$ 48,650.00"
- 51 12. Amend section 32, by striking lines 7, 8 and 9 and
 52 inserting in lieu thereof:
 53 "For salaries, including salary of secretary of state
 54 (\$7,500 until January 1, 1959, and \$8,500 thereafter), support,
 55 maintenance and miscellaneous purposes.....\$ 44,640.00"
- 56 13. Amend section 39, by striking lines 7, 8 and 9 and
 57 inserting in lieu thereof:
 58 "For salaries, including salary of treasurer (\$7,500
 59 until January 1, 1959, and \$8,500 thereafter), support, maintenance
 60 and miscellaneous purposes.....\$ 69,160.00"
- 61 14. Amend section 49, by striking lines 27, 28 and 29 and
 62 inserting in lieu thereof:
 63 "For salaries, including salary of fire marshal,
 64 support, maintenance and miscellaneous purposes.....\$ 45,190.00"

65 15. Further amend Senate File 457 by adding a new section
66 as follows:
67 "Sec. 55. The employees whose salaries are appropriated
68 herein shall not come under the division of personnel under
69 section eight point five (8.5), Code 1954."

COMMITTEE ON APPROPRIATIONS,
HARRY E. WATSON, *Chairman*.

1 Amend House File 372, section 5, line 6, by striking the
2 word "termination" and inserting in lieu thereof "determination".

GEORGE E. O'MALLEY.

1 Amend House File 469 by striking in line 21 the words "a
2 private carrier." and inserting in lieu thereof the following:
3 "a person whose transportation by motor vehicle is in furtherance
4 of a private enterprise other than the business of transportation
5 for others for compensation."

JOHN A. WALKER.

On motion of Senator Nolan, the Senate adjourned until 9:31
a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, APRIL 4, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend George C. Pennington, pastor of the Methodist Church, Columbus Junction, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Byers, from forty-five residents of Linn County favoring the sale of liquor by the drink in Iowa.

By Senator Harbor, from nineteen residents of Montgomery and Pottawattamie Counties in opposition to the sale of liquor by the drink in Iowa.

By Senator Hoxie, from seventy-three residents of Grundy County favoring an increase in salary for game wardens.

By Senator Long, from members of the downtown Kiwanis Club of Des Moines urging proposed legislation to combat mental illness.

By Senator McFarlane, from sixty-three residents of Black Hawk County favoring the sale of liquor by the drink in Iowa. Also, from one hundred seventeen residents of Black Hawk County in opposition to Senate File 56 relating to picketing by force.

PRESENTATION OF VISITORS

Senator Tate rose on a point of personal privilege and presented to the Senate Laura Lea and Lavonne Rae Watson, daughters of Senator Watson, who were present in the Senate chamber.

Senator Nolan rose on a point of personal privilege and presented to the Senate Forest Evashevski, coach at the State University of Iowa, who was present in the Senate chamber.

Senator Fisher asked and received unanimous consent to present to the Senate twenty-two members of the junior class of the Martensdale High School who were present in the balcony accompanied by Mr. Rutt and Mr. McCurnin.

Senator Nolan asked and received unanimous consent to present to the Senate one hundred students from the University High

School of Iowa City, Iowa, who were present in the balcony accompanied by Professor Ralston.

INTRODUCTION OF BILL

Senate File 460, by committee on ways and means, a bill for an act to provide property tax relief by amendments to the income, sales and use tax laws and providing for allocations of revenues arising from said taxes.

Read first and second times and placed on the calendar.

THIRD READING OF BILLS

On motion of Senator Watson, Senate File 457, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1957, and ending June 30, 1959, funds for various departments and various divisions thereof, of the State of Iowa, for the purposes provided by law; to provide for the salary of the liquor control commissioners, and relating to the judicial and peace officers' retirement systems, was taken up and considered.

Senator Watson offered the following amendment and moved its adoption:

Amend Senate File 457 by striking the words and figures "Sec. 33" under the heading of SPANISH-AMERICAN WAR VETERANS and inserting in lieu thereof "Sec. 34" and renumbering the following sections.

The amendment was adopted.

The following committee amendment was considered:

Amend Senate File 457 as follows:

1. Amend section 1, line 26, by adding after the word "aid" the following: "(65%—Horticultural Societies; 35%—Vegetable Growers' Association)".

2. Amend section 1, lines 4 and 5, by striking the words and figures "one hundred fourteen thousand seven hundred dollars (\$114,700.00)", and inserting in lieu thereof the following: "one hundred forty-four thousand seven hundred dollars (\$144,700.00)".

3. Further amend section 1 by inserting after line 37 the following as a new subsection:

"(15) IOWA FERTILIZER LAW

For equipment, salaries, support, maintenance and miscellaneous purposes 30,000.00"

4. Further amend section 1, line 41, by striking the figures "114,700.00" and inserting in lieu thereof "144,700.00".

5. Amend section 2, lines 4 and 5, by striking the words and figures "three hundred forty four thousand seven hundred thirty two dollars (\$344,732.00)" and inserting in lieu thereof: "five hundred twenty-seven thousand seven hundred seventy-two dollars (\$527,772.00)".

6. Amend section 2, line 28, by striking the figures "642,472.00" and inserting in lieu thereof "527,772.00".

7. Amend section 2 by striking lines 12, 13 and 14 and inserting in lieu thereof:

"For salaries, including salary of secretary of agriculture (\$7,500 until January 1, 1959, and \$8,500 thereafter), support, maintenance and miscellaneous purposes....\$ 344,732.00"

8. Amend section 4, by striking lines 7, 8 and 9 and inserting in lieu thereof:

"For salaries, including salary of attorney general (\$8,500 until January 1, 1959, and \$9,500 thereafter) support, maintenance and miscellaneous purposes.....\$ 70,820.00"

9. Amend section 5, by striking lines 8, 9 and 10 and inserting in lieu thereof:

"For salaries, including salary of state auditor (\$7,500 until January 1, 1959, and \$8,500 thereafter), support, maintenance and miscellaneous purposes.....\$ 202,345.00"

10. Amend section 7, by striking lines 8, 9, 10, 11 and 12 and inserting in lieu thereof:

"For salary of secretary\$ 5,300.00

For salaries, including salaries of commissioners (3 at \$6,300 each until January 1, 1959, and \$7,300 thereafter), support, maintenance and miscellaneous purposes.....\$ 130,000.00"

11. Amend section 16, by striking lines 7, 8, 9, 10 and 11 and inserting in lieu thereof:

"For salaries, including salary of Governor (\$12,500 until January 1, 1959, and \$13,500 thereafter), support, maintenance and miscellaneous purposes, including funds available for the Governor's expenses connected with his office in the amount of four thousand dollars (\$4,000.00)....\$ 48,650.00"

12. Amend section 32, by striking lines 7, 8 and 9 and inserting in lieu thereof:

"For salaries, including salary of secretary of state (\$7,500 until January 1, 1959, and \$8,500 thereafter), support, maintenance and miscellaneous purposes.....\$ 44,640.00"

13. Amend section 39, by striking lines 7, 8 and 9 and inserting in lieu thereof:

"For salaries, including salary of treasurer (\$7,500 until January 1, 1959, and \$8,500 thereafter), support, maintenance and miscellaneous purposes.....\$ 69,160.00"

14. Amend section 49, by striking lines 27, 28 and 29 and inserting in lieu thereof:

"For salaries, including salary of fire marshal, support, maintenance and miscellaneous purposes.....\$ 45,190.00"

15. Further amend Senate File 457 by adding a new section as follows:

"Sec. 55. The employees whose salaries are appropriated herein shall not come under the division of personnel under section eight point five (8.5), Code 1954."

On motion of Senator Long, division 1 of the amendment was adopted.

On motion of Senator Long, divisions 2 and 3 of the amendment were adopted.

On motion of Senator Long, divisions 4, 5 and 6 of the amendment were adopted.

On motion of Senator Long, division 7 of the amendment was adopted.

On motion of Senator Long, division 8 of the amendment was adopted.

On motion of Senator Long, division 9 of the amendment was adopted.

On motion of Senator Long, division 10 of the amendment was adopted.

On motion of Senator Long, division 11 of the amendment was adopted.

On motion of Senator Long, division 12 of the amendment was adopted.

On motion of Senator Long, division 13 of the amendment was adopted.

On motion of Senator Long, division 14 of the amendment was adopted.

Senator Byers asked and received unanimous consent to withdraw the amendment filed by him to Senate File 457 and found on page 671 of the Senate Journal.

On motion of Senator Long, division 15 of the amendment was adopted.

Senator Walker offered the following amendment and moved its adoption:

Amend Senate File 457 by adding a new section thereto:

"No part of any appropriation for salaries contained in this Act or any other Act or law shall be used to pay the compensation of any person filling any position in any state department which position may become vacant during the biennium beginning July 1, 1957; provided this provision shall apply only to the first of every ten (10) such vacancies and to the first of every successive ten (10) such vacancies within the department caused by separation from the department; and provided further this provision shall not apply:

1. To positions filled from within the department.
2. To offices and positions required by law to be filled.
3. To law enforcement officers.
4. To temporary, emergency, or seasonal positions.
5. To departments employing not to exceed ten persons.
6. To any department in the legislative or judicial branches of the government.

Senator Butler moved the previous question on the amendment, which motion prevailed.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 18:

Boothby
Burton

Coleman
Dailey

Dewel
Harbor

Hoffman
Long

McCurdy	O'Connor	Ringgenberg	Shoeman
McManus	O'Malley	Scott	Walker
Miller	Price		

Nays, 30:

Anderson	Fisher	Nolan	Stuart
Buck	Gillespie	Prentis	Tate
Butler	Grimstead	Prince	Turner
Byers	Henry	Putney	Vest
Dykhouse	Hoxie	Rigler	Watson
Elijah	Lynes	Schroeder	Weber
Elwood	McFarlane	Shaff	Weiss
Evans	Molison		

Absent or not voting, 2:

Utzig	Wormley
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(Excused from voting)

The amendment was lost.

Senator Elijah offered the following amendment and moved its adoption:

Amend Senate File 457 by striking in line 4 of section 33, the words and figures "forty-three thousand eight hundred fifty dollars (\$43,850.00)" and substituting in lieu thereof "fifty thousand dollars (\$50,000.00)".

Also amend by striking in line 8 the figure "\$43,850.00" and substitute in lieu thereof "\$50,000.00".

Further amend by striking in line 11 the figure "\$43,850.00" and substitute in lieu thereof "\$50,000.00".

Senator Dewel moved the previous question on the amendment, which motion prevailed.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 14:

Anderson	Fisher	Molison	Ringgenberg
Boothby	Gillespie	Nolan	Turner
Butler	Grimstead	Price	Weiss
Elijah	Hoffman		

Nays, 32:

Buck	Evans	McManus	Scott
Burton	Harbor	Miller	Shaff
Byers	Henry	O'Connor	Shoeman
Coleman	Hoxie	Prentis	Tate
Dailey	Long	Prince	Vest
Dewel	Lynes	Putney	Walker
Dykhouse	McCurdy	Rigler	Watson
Elwood	McFarlane	Schroeder	Weber

Absent or not voting, 4:

O'Malley	Stuart	Utzig	Wormley
(Present)		(Present)	

The amendment was lost.

Senator Molison offered the following amendment, filed by Senators Molison, Miller, McFarlane and Tate, and moved its adoption:

Amend Senate File 457 as follows:

Amend Sec. 22 by striking all of line 20. Further amend by striking from line 23 the figures "\$56,320.00" and inserting in lieu thereof the figures "\$60,820.00".

Senator Butler moved the previous question on the amendment, which motion prevailed.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 16:

Anderson	Elwood	McFarlane	O'Malley
Coleman	Fisher	McManus	Shaff
Dailey	Henry	Miller	Turner
Elijah	Hoffman	Molison	Walker

Nays, 28:

Boothby	Grimstead	O'Connor	Schroeder
Buck	Harbor	Prentis	Scott
Butler	Hoxie	Price	Shoeman
Dewel	Long	Prince	Vest
Dykhouse	Lynes	Putney	Watson
Evans	McCurdy	Rigler	Weber
Gillespie	Nolan	Ringgenberg	Weiss

Absent or not voting, 6:

Burton	Stuart	Utzig	Wormley
Byers	Tate	(Present)	

The amendment was lost.

Senator Dewel moved the previous question on the main bill, which motion prevailed.

Senator Long 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:

Anderson	Evans	McManus	Scott
Boothby	Fisher	Miller	Shaff
Buck	Gillespie	Molison	Shoeman
Burton	Grimstead	Nolan	Stuart
Butler	Harbor	O'Connor	Tate
Byers	Henry	O'Malley	Turner
Coleman	Hoffman	Prentis	Vest
Dailey	Hoxie	Prince	Walker
Dewel	Long	Putney	Watson
Dykhouse	Lynes	Rigler	Weber
Elijah	McCurdy	Ringgenberg	Weiss
Elwood	McFarlane	Schroeder	

Nays, none.

Absent or not voting, 3:

Price	Utzig	Wormley
	(Excused from voting)	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Long moved that the 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 Long asked and received unanimous consent that Senate File 457 be immediately messaged to the House, which request was complied with.

Senator Butler moved that Senate File 201 be referred to the sifting committee, which motion was lost, and action on Senate File 201 was deferred and the bill retained its place on the calendar.

HOUSE AMENDMENTS CONSIDERED

Senator Shoeman called up for consideration Senate File 65, a bill for an act to amend section one hundred sixty-four point seventeen (164.17), Code 1954, relating to Bang's disease, amended by the House, and moved that the Senate concur in the following amendments:

HOUSE AMENDMENT TO SENATE FILE 65

1. Amend Senate File 65 as follows:

Amend the title by deleting therefrom the words "section one hundred sixty-four point seventeen (164.17)" and inserting in lieu thereof the words "chapter one hundred sixty-four (164)".

2. Further amend Senate File 65 by adding the following as new sections:

a. Section one hundred sixty-four point four (164.4), Code 1954, is hereby amended by striking from line seven thereof the word "both" and inserting in lieu thereof the words "County Bang's Disease Eradication Fund or any combination thereof."

b. Section one hundred sixty-four point nineteen (164.19) is hereby amended by adding thereto the following subsection: "5. On animals owned by the State of Iowa."

c. Section one hundred sixty-four point twenty-one (164.21) is hereby amended by adding the following words after the word "indemnity" in line five thereof: "as set out in section one hundred sixty-four point nineteen (164.19) above,"; and by deleting after the word "chapter" in line six thereof the words "except as provided herein."

d. This Act, being deemed of immediate importance shall take effect and be in force from and after its publication in the Atlantic News-Telegraph, a newspaper published in Atlantic, Iowa, and in the Mason City Globe-Gazette, a newspaper published in Mason City, Iowa.

3. Further amend Senate File 65 by renumbering the sections in conformity with this amendment.

The Senate concurred in the House amendments.

Senator Shoeman moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47:

Anderson	Fisher	Miller	Scott
Boothby	Gillespie	Molison	Shaff
Buck	Grimstead	Nolan	Shoeman
Butler	Harbor	O'Connor	Tate
Byers	Henry	O'Malley	Turner
Coleman	Hoffman	Prentis	Utzig
Dailey	Hoxie	Price	Vest
Dewel	Long	Prince	Walker
Dykhouse	Lynes	Putney	Watson
Elijah	McCurdy	Rigler	Weber
Elwood	McFarlane	Ringgenberg	Weiss
Evans	McManus	Schroeder	

Nays, none.

Absent or not voting, 3:

Burton Stuart Wormley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

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 1, a bill for an act relating to reorganization of school districts.

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

Senate Concurrent Resolution 22, congratulating The Iowa State College of Agriculture and Mechanic Arts on its forthcoming One Hundredth Anniversary.

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

Senate Concurrent Resolution 23, commending the United States Fish and Wildlife Service for establishing a migratory waterfowl refuge and recreational area on the Missouri River in Harrison County, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 138, a bill for an act relating to superintendents of Woodward state hospital and school and the Glenwood state school.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 571, a bill for an act providing for an appropriation to the state printing board to pay necessary printing expenses for the Fifty-seventh General Assembly.

WILLIAM R. KENDRICK,
Acting Chief Clerk.

HOUSE AMENDMENTS TO SENATE FILE 1

1. Amend Senate File 1, section one (1), by adding at the end of line nine (9) the following:

"All information regarding such proposed reorganization plan shall be available in the office of county superintendent to all residents of all area involved."

2. Amend Senate File 1 by striking the period after the word "effective" in line sixteen (16) and substituting in lieu thereof the following:

"and the full payment of the agriculture land tax credit as provided for in chapter four hundred twenty-six (426), Code of Iowa, has been made for at least one (1) year prior to July 1, 1962."

3. Amend Senate File 1 by adding after the period (.) in line sixteen (16) the following:

"Any such district or part thereof attached by the county board of education, with the approval of the state board of public instruction, shall have the right to appeal this attachment to a court of record in the county in which said district or part thereof is located within twenty (20) days after the date of the approval by the state board of public instruction."

4. Amend Senate File 1 by striking the last paragraph of section one (1).

5. Amend Senate File 1 by adding at the end thereof the following new section:

Sec. 2. Section two hundred eighty-two point eight (282.8), Code 1954, is hereby amended by inserting in line eight (8) after the word "school" the following: "in his district of residence or".

6. Amend Senate File 1 by adding thereto the following section:

Sec. 3. Section two hundred eighty-five point one (285.1), Code 1954, is hereby amended by striking the period at the end of subsection eight (8) and adding thereto the following: "and when the school or schools are closed to all children."

7. Amend Senate File 1 by adding thereto the following:

Sec. 4. It is further declared to be the policy of the state that no existing district or part thereof shall be included in such twelve grade district prior to July 1, 1962 without the electors of such existing district or part thereof having an opportunity to vote the proposition to include such existing district or part thereof in said twelve grade district.

8. Amend Senate File 1 by striking all of the title and substituting in lieu thereof the following:

"An Act relating to school districts, reorganization of school districts, providing for the classification of property for the purposes of taxation for the cost of operation of school districts, and for the payment of tuition and transportation for pupils designated for attendance outside their school district of residence."

HOUSE MESSAGES CONSIDERED

House File 138, a bill for an act relating to the superintendents of the Woodward state hospital and school and the Glenwood state school.

Read first and second times and referred to the sifting committee.

House File 571, a bill for an act to provide for an appropriation

to the state printing board to pay necessary printing expenses for the Fifty-seventh General Assembly.

Read first and second times and referred to the sifting committee.

UNFINISHED BUSINESS

Senator Dailey called up for further consideration Senate File 291, a bill for an act relating to the appointment of an alternate judge in municipal courts having only one judge, such alternate judge to act only during the absence or vacation of the regular judge.

Senator Shaff offered the following amendment and moved its adoption:

Amend Senate File 291 by inserting after the word "shall" in line 8 thereof the following: "upon request of the duly elected judge of said court".

The amendment was adopted.

Senator Dewel offered the following amendment and moved its adoption:

Amend Senate File 291 by striking the word "governor" in line 8 and inserting in lieu thereof the words "chief justice of the supreme court".

Senator O'Malley raised a point of order for the reason that the amendment was in conflict with the Constitution of the State of Iowa.

The Chair ruled the point not well taken.

Senator Elijah moved the previous question on the amendment, which motion prevailed.

Senator Dewel asked and received unanimous consent that Senator Dailey be permitted to talk on the amendment.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 10:

Buck	Dewel	Nolan	Putney
Butler	Evans	Prentis	Schroeder
Byers	Harbor		

Nays, 34:

Anderson	Henry	O'Malley	Stuart
Burton	Hoffman	Price	Turner
Coleman	Lynes	Prince	Utzig
Dailey	McCurdy	Rigler	Vest
Dykhouse	McFarlane	Ringgenberg	Walker
Elijah	McManus	Scott	Watson
Fisher	Miller	Shaff	Weber
Gillespie	Molison	Shoeman	Weiss
Grimstead	O'Connor		

Absent or not voting, 6:

Boothby	Hoxie	Tate	Wormley
Elwood	Long		

The amendment was lost.

Senator Dailey 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	Fisher	Miller	Shaff
Boothby	Gillespie	Molison	Shoeman
Buck	Grimstead	Nolan	Stuart
Burton	Harbor	O'Connor	Turner
Butler	Henry	O'Malley	Utzig
Byers	Hoffman	Price	Vest
Coleman	Hoxie	Prince	Walker
Dailey	Lynes	Putney	Watson
Dewel	McCurdy	Rigler	Weber
Elijah	McFarlane	Scott	Weiss
Elwood	McManus		

Nays, 3:

Dykhouse	Long	Ringgenberg
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Absent or not voting, 5:

Evans	Schroeder	Tate	Wormley
Prentis			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 12, 21, 116 and 287.

NORVAL EVANS,
Chairman Senate Committee.
 WAYNE W. BALLHAGEN,
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 12, 21, 116 and 287.

PROOF OF PUBLICATION

Published copy of House File 268 and verified proof of publication of said bill in the Van Buren County Register, Keosauqua, Iowa, on Feb-

ruary 14, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of Senate.

AMENDMENTS FILED

1 Amend Senate File 83, section 1, by striking all of subsection 3
2 and renumbering the remaining subsections.

THOMAS J. DAILEY.

1 Amend Senate File 201 as follows:

2 1. Strike all after the enacting clause and substitute in
3 lieu thereof the following:

4 "Section 1. Section two hundred eighty point eight (280.8),
5 Code 1954, is hereby amended by adding at the end thereof the
6 following:

7 'In addition to the above required courses said schools shall
8 offer and have available qualified teachers to teach the following
9 courses: eight (8) semesters of English; four (4) semesters of
10 mathematics; four (4) semesters of science; two (2) semesters of
11 social studies; two (2) semesters of industrial arts; and two (2)
12 semesters of homemaking.'

13 Sec. 2. The state department of public instruction shall have
14 authority to authorize a school to give any of these courses in
15 alternate years as deemed advisable. This Act shall become
16 effective on and after July 1, 1958."

W. H. TATZ.

1 Amend Senate File 201 as follows:

2 1. By striking from line 4 of section 1 the words and figure
3 "four (4) semesters of foreign language or Latin,".

4 2. By striking from line 6 of section 1 the words "ancient
5 or European" and inserting in lieu thereof the word "world".

6 3. By adding the following new sections:

7 "Sec. 2. Amend section two hundred eighty point eight
8 (280.8), Code 1954, by adding at the end thereof the following:
9 In addition to the above required courses said schools shall
10 offer and have available qualified teachers to teach the
11 following courses: two (2) semesters of foreign language or
12 Latin.

13 Sec. 3. This Act shall become effective on and after
14 July 1, 1961."

E. J. MCMANUS.

1 Amend Senate File 460 by adding the following section:

2 "Sec. 9. Section four hundred twenty-two point forty-five
3 (422.45), Code 1954, is hereby amended by adding the following
4 subsection as 'Subsection seven (7)':

5 7. There are exempted from the taxes imposed by this part
6 the gross receipts from the sale of and storage, use, or other
7 consumption in this state of food products for human consumption.
8 'Food products' include cereals and cereal products, milk and
9 milk products, oleomargarine, meat and meat products, fish and
10 fish products, eggs and egg products, vegetables and vegetable
11 products, fruit and fruit products, spices and salt, sugar and
12 sugar products other than candy and confectionery, coffee and
13 coffee substitutes, tea, cocoa and cocoa products other than

14 candy and confectionery.

15 'Food products' do not include spirituous, malt or vinous
16 liquors, soft drinks, sodas, or beverages such as are ordinarily
17 dispensed at bars and soda fountains or in connection therewith,
18 medicines, tonics, and preparations in liquid, powdered, granular,
19 tablet, capsule, lozenge, and pill form sold as dietary supplements
20 or adjuncts.

21 'Food products' also do not include meals served on or off the
22 premises of the retailer or drinks or foods furnished, prepared,
23 or served for consumption at tables, chairs, or counters or from
24 trays, glasses, dishes, or other tableware provided by the retailer.

25 'Food products' include milk shakes, malted milks, and any
26 other beverages composed at least in part of milk or a milk
27 product and requiring the use of milk or a milk product in their
28 preparation, which are purchased for consumption off the premises
29 of the retailer."

JOHN A. WALKER.
ALAN VEST.

On motion of Senator Nolan, the Senate adjourned until 9:30
a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, APRIL 5, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend E. William Strauser, Rector, Christ Episcopal Church, Burlington, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Elijah, from eleven thousand four hundred seventy-eight residents of Iowa in opposition to sale of liquor by the drink in Iowa.

By Senator Long, from thirty-eight residents of Buchanan County favoring the sale of liquor by the drink in Iowa.

By Senator McFarlane, from twenty-seven residents of Black Hawk County in opposition to proposed legislation relating to the right to picket.

By Senator O'Malley, from seventy-three residents of Polk County favoring the sale of liquor by the drink in Iowa.

By Senator Schroeder, from four hundred twenty-five residents of Scott County urging legislation repealing the state income tax, and favoring increasing the sales tax.

By Senator Turner, from twenty-one residents of Adams County favoring the sale of liquor by the drink in Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Lynes for the day on request of Senator Anderson.

PRESENTATION OF VISITORS

Senator Anderson on behalf of Senator Lynes asked and received unanimous consent to present to the Senate fifty-seven students from the Denver Community School who were present in the balcony.

Senator Putney asked and received unanimous consent to present to the Senate forty-five students from the Tama Public School who were present in the balcony accompanied by Mr. Dunlap.

Senator Molison on behalf of Senator Lynes asked and received unanimous consent to present to the Senate eleven members of the seventh and eighth grade classes of the Readlyn Public School who were present in the balcony accompanied by their instructor, Mrs. James Macken.

Senator Shoeman asked and received unanimous consent to present to the Senate thirty-one members of the eighth grade class of the Anita Community School district who were present in the balcony accompanied by their instructors, Ruth H. Soper, Florence Morgan and Blanche Hall.

INTRODUCTION OF BILLS

Senate File 461, by committee on appropriations, a bill for an act to appropriate funds to the state comptroller from the motor vehicle fuel tax fund.

Read first and second times and placed on the calendar.

Senate File 462, by committee on appropriations, a bill for an act authorizing expenditures by state highway commission from the primary road fund for the biennium beginning July 1, 1957, and ending June 30, 1959.

Read first and second times and placed on the calendar.

Senate File 463, by committee on appropriations, a bill for an act to appropriate funds from the primary road fund to the industrial commission for payment of workmen's compensation claims of employees of the state highway commission.

Read first and second times and placed on the calendar.

Senate File 464, by committee on appropriations, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1957, and ending June 30, 1959, to the social welfare department for the purpose of aid to blind fund, aid to dependent children fund, child welfare fund, emergency relief fund and the old-age assistance fund.

Read first and second times and placed on the calendar.

Senate File 465, by committee on appropriations, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1957, and ending June 30, 1959, to the board of regents for the support, maintenance, equipment, repairs, replacements or alterations of institutions under said board of regents.

Read first and second times and placed on the calendar.

THIRD READING OF BILLS

On motion of Senator Watson, Senate File 88, a bill for an act to transfer the custody and approval of bonds of certified public accountants from the auditor of state to the state accountancy board, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Boothby offered the following amendment and moved its adoption:

Amend Senate File 88 by adding at the end of section 1 the following: "Further amend said section by striking from lines twenty-four (24) to twenty-seven (27) the words ", and providing at least equal security to the general public as contained in bonds heretofore provided in this chapter".

The amendment was adopted.

Senator Watson offered the following amendment and moved its adoption:

Amend the title to Senate File 88 by striking all after the word "Act" and inserting in lieu thereof: "in regard to bonds and liability insurance of certified public accountants."

The amendment was adopted.

Senator Watson 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	Elwood	McManus	Schroeder
Boothby	Evans	Miller	Stuart
Buck	Fisher	Molison	Tate
Burton	Grimstead	Nolan	Turner
Butler	Harbor	O'Malley	Utzig
Byers	Henry	Prentis	Walker
Coleman	Hoffman	Price	Watson
Dailey	Hoxie	Prince	Weber
Dewel	Long	Putney	Weiss
Dykhouse	McCurdy	Rigler	Wormley
Elijah	McFarlane	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Gillespie	O'Connor	Shaff	Vest
Lynes	Scott	Shoeman	

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

On motion of Senator Schroeder, Senate File 227, a bill for an act relating to the election register under permanent registration, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schroeder 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	Elwood	McManus	Schroeder
Boothby	Evans	Miller	Stuart
Buck	Fisher	Molison	Tate
Burton	Grimstead	Nolan	Turner
Butler	Harbor	O'Malley	Utzig
Byers	Henry	Prentis	Walker
Coleman	Hoffman	Price	Watson
Dailey	Hoxie	Prince	Weber
Dewel	Long	Putney	Weiss
Dykhouse	McCurdy	Rigler	Wormley
Elijah	McFarlane	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Gillespie	O'Connor	Shaff	Vest
Lynes	Scott	Shoeman	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Walker, House File 552, a bill for an act relating to vehicle brake requirements and to amend chapter three hundred twenty-one (321), Code 1954, was taken up and considered.

Senator Walker 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	Elwood	McManus	Schroeder
Boothby	Evans	Miller	Scott
Buck	Fisher	Molison	Stuart
Burton	Grimstead	Nolan	Tate
Butler	Harbor	O'Malley	Turner
Byers	Henry	Prentis	Utzig
Coleman	Hoffman	Price	Walker
Dailey	Hoxie	Prince	Watson
Dewel	Long	Putney	Weber
Dykhouse	McCurdy	Rigler	Weiss
Elijah	McFarlane	Ringgenberg	Wormley

Nays, none.

Absent or not voting, 6:

Gillespie	O'Connor	Shoeman	Vest
Lynes	Shaff		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Tate asked and received unanimous consent to take up for consideration, out of order, House File 138, a bill for an act

relating to the superintendents of the Woodward state hospital and school and the Glenwood state school.

In accordance with Senate Rule 17, Senator Nolan moved that the rules be suspended for the further consideration of House File 138.

On the question "Shall the rules be suspended?" the vote was:

Ayes, 45:

Anderson	Evans	Miller	Scott
Boothby	Fisher	Molison	Shoeman
Buck	Grimstead	Nolan	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Walker
Dailey	Long	Putney	Watson
Dewel	McCurdy	Rigler	Weber
Dykhouse	McFarlane	Ringgenberg	Weiss
Elijah	McManus	Schroeder	Wormley
Elwood			

Nays, none.

Absent or not voting, 5:

Gillespie	O'Connor	Shaff	Vest
Lynes			

The motion prevailed and the rules were suspended.

Senator Dewel took the chair at 10:30 a.m.

Senator Tate moved that the bill be read a third time.

Senator Harbor asked that action on House File 138 be deferred and that the bill be placed on the calendar under "unfinished business".

Objection was raised.

Senator Harbor moved that action on House File 138 be deferred.

Division was called for.

The motion was lost.

Senator Tate asked and received unanimous consent that action on House File 138 be deferred and that the bill be placed on the calendar under "unfinished business".

On motion of Senator Long, Senate File 431, a bill for an act to provide for prevention by permanent injunction of the unlicensed operation of children's boarding homes, was taken up and considered.

Senator Gillespie offered the following amendment and moved its adoption:

Amend Senate File 431 by striking all of section 2.

The amendment was adopted.

Senator Long asked and received unanimous consent that House File 464 be substituted for Senate File 431.

On motion of Senator Long, House File 464, a bill for an act to amend section two hundred thirty-seven point sixteen (237.16), Code 1954, relating to penalty for operating or maintaining a children's home without compliance with chapter relating thereto, was taken up and considered.

Senator Long 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, 46:

Anderson	Evans	Miller	Scott
Boothby	Fisher	Molison	Shoeman
Buck	Gillespie	Nolan	Stuart
Burton	Grimstead	O'Malley	Tate
Butler	Harbor	Prentis	Turner
Byers	Henry	Price	Utzig
Coleman	Hoffman	Prince	Walker
Dailey	Hoxie	Putney	Watson
Dewel	Long	Rigler	Weber
Dykhouse	McCurdy	Ringgenberg	Weiss
Elijah	McFarlane	Schroeder	Wormley
Etwood	McManus		

Nays, none.

Absent or not voting, 4:

Lynes	O'Connor	Shaff	Vest
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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 Long asked and received unanimous consent that Senate File 431 be withdrawn from further consideration of the Senate.

On motion of Senator Miller, Senate File 438, a bill for an act relating to official bonds of members of soldiers relief commission, was taken up, considered, and the report of the committee adopted.

Senator Miller on behalf of Senator Dewel offered the following amendments and moved their adoption:

Amend Senate File 438 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Chapter seventy-two (72), Acts of the Fifty-sixth General Assembly, is hereby amended by inserting in section one (1) line four (4) after the word, 'sheriff,' the words, 'coroner, members of soldiers relief commission,'"

Amend the title to Senate File 438 by striking all of the words after the words "An Act" and inserting in lieu thereof the words "relating to official bonds."

The amendments were adopted.

Senator Miller 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, 45:

Anderson	Evans	Miller	Scott
Boothby	Fisher	Molison	Shoeman
Buck	Gillespie	Nolan	Stuart
Burton	Grimstead	O'Malley	Tate
Butler	Harbor	Prentis	Turner
Byers	Henry	Price	Utzig
Coleman	Hoffman	Prince	Walker
Dailey	Hoxie	Putney	Watson
Dewel	McCurdy	Rigler	Weber
Dykhouse	McFarlane	Ringgenberg	Weiss
Elijah	McManus	Schroeder	Wormley
Elwood			

Nays, none.

Absent or not voting, 5:

Long	O'Connor	Shaff	Vest
Lynes			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

On motion of Senator Butler, House File 490, a bill for an act to legalize and validate the petition, notice and proceedings of the town council of the town of Fonda, Iowa, in connection with the election and authorizing and providing for the issuance and disposition of swimming pool bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said town, was taken up and considered.

Senator Butler 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, 45:

Anderson	Evans	Miller	Scott
Boothby	Fisher	Molison	Shoeman
Buck	Gillespie	Nolan	Stuart
Burton	Grimstead	O'Malley	Tate
Butler	Harbor	Prentis	Turner
Byers	Henry	Price	Utzig
Coleman	Hoffman	Prince	Walker
Dailey	Hoxie	Putney	Watson
Dewel	McCurdy	Rigler	Weber
Dykhouse	McFarlane	Ringgenberg	Weiss
Elijah	McManus	Schroeder	Wormley
Elwood			

Nays, none.

Absent or not voting, 5:

Long	O'Connor	Shaff	Vest
Lynes			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, House File 495, a bill for an act to legalize and validate the proceedings of the board of trustees of The Iowa Great Lakes Sanitary District, Dickinson County, Iowa, authorizing and providing for the issuance, sale and delivery of sanitary sewer district bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said district, was taken up and considered.

Senator Watson 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, 46:

Anderson	Evans	Molison	Shaff
Boothby	Fisher	Nolan	Shoeman
Buck	Gillespie	O'Malley	Stuart
Burton	Grimstead	Prentis	Tate
Butler	Harbor	Price	Turner
Byers	Henry	Prince	Utzig
Coleman	Hoffman	Putney	Walker
Dailey	Hoxie	Rigler	Watson
Dewel	McCurdy	Ringgenberg	Weber
Dykhouse	McFarlane	Schroeder	Weiss
Elijah	McManus	Scott	Wormley
Elwood	Miller		

Nays, none.

Absent or not voting, 4:

Long	Lynes	O'Connor	Vest
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Ringgenberg, Senate File 345, a bill for an act relating to the retirement credit for policemen and firemen who are absent while serving in the armed services, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Ringgenberg 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	Buck	Butler	Coleman
Boothby	Burton	Byers	Dailey

Dewel	Henry	Prentis	Tate
Dykhouse	Hoxie	Prince	Turner
Elijah	McCurdy	Putney	Utzig
Elwood	McFarlane	Rigler	Walker
Evans	McManus	Ringgenberg	Watson
Fisher	Miller	Schroeder	Weber
Gillespie	Molison	Scott	Weiss
Grimstead	Nolan	Shoeman	Wormley
Harbor	O'Malley	Stuart	

Nays, none.

Absent or not voting, 7:

Hoffman	Long	O'Connor	Shaff
(Present)	Lynes	Price	Vest

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Dykhouse, House File 555, a bill for an act to allow the highway commission and local authorities to grant annual permits to manufacturers of heavy construction machinery which will provide for movement of such equipment over highways, roads and streets in Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

President Nicholas took the chair at 11:10 a.m.

Senator Byers 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, 45:

Anderson	Evans	Miller	Scott
Boothby	Fisher	Molison	Shoeman
Buck	Gillespie	Nolan	Stuart
Burton	Grimstead	O'Malley	Tate
Butler	Harbor	Prentis	Turner
Byers	Henry	Price	Utzig
Coleman	Hoffman	Prince	Walker
Dailey	Hoxie	Putney	Watson
Dewel	McCurdy	Rigler	Weber
Dykhouse	McFarlane	Ringgenberg	Weiss
Elijah	McManus	Schroeder	Wormley
Elwood			

Nays, none.

Absent or not voting, 5:

Long	O'Connor	Shaff	Vest
Lynes			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Evans, House File 268, a bill for an act to legalize and validate the proceedings of the board of directors of the Independent School District of Keosauqua, in the County of

Van Buren, State of Iowa, authorizing and providing for the issuance and delivery of school addition bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Evans 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, 45:

Anderson	Evans	Miller	Scott
Boothby	Fisher	Molison	Shoeman
Buck	Gillespie	Nolan	Stuart
Burton	Grimstead	O'Malley	Tate
Butler	Harbor	Prentis	Turner
Byers	Henry	Price	Utzig
Coleman	Hoffman	Prince	Walker
Dailey	Hoxie	Putney	Watson
Dewel	McCurdy	Rigler	Weber
Dykhouse	McFarlane	Ringgenberg	Weiss
Elijah	McManus	Schroeder	Wormley
Elwood			

Nays, none.

Absent or not voting, 5:

Long	O'Connor	Shaff	Vest
Lynes			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

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 House concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 14, expressing sorrow at the passing of Mr. A. C. Gustafson, Chief Clerk of the House, and asking for adjournment at 11:30 a.m. today in honor of his memory and resolving that a committee be appointed to represent members of the Fifty-seventh General Assembly at the funeral services.

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

Senate Concurrent Resolution 9, resolving that a special recess be held on Good Friday afternoon, April 19, 1957, during the hours of twelve to three o'clock.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 285, a bill for an act providing for a 60 day period before a decree of divorce shall be granted except in emergencies.

WILLIAM R. KENDRICK,
Acting Chief Clerk.

HOUSE CONCURRENT RESOLUTION 14

Whereas, the members of the General Assembly have learned with deep sorrow this morning of the passing of Mr. A. C. Gustafson, Chief Clerk of the House; and

Whereas, Mr. Gustafson has endeared himself to all who have served as members of the General Assembly during his long period of service; and

Whereas, his faithful devotion to duty has been unsurpassed because of his unselfish work and personal interest in the members of the General Assembly; and

Whereas, he was always highly regarded as a personal friend of all members and put their welfare and the welfare of the state ahead of his own personal interest;

Therefore, Be It Resolved by the House of Representatives, the Senate Concurring, that as an expression of our deep sorrow over the passing of Mr. A. C. Gustafson, Chief Clerk of the House of Representatives of the Fifty-seventh General Assembly of the State of Iowa, the House and Senate adjourn at 11:30 a.m. today in honor of his memory.

Be It Further Resolved, that the Speaker of the House and the President of the Senate appoint a committee to represent the members of the Fifty-seventh General Assembly at the funeral services for Mr. Gustafson.

HOUSE MESSAGE CONSIDERED

House File 285, a bill for an act providing for a sixty (60) day period before a decree of divorce shall be granted except in emergencies.

Read first and second times and referred to sifting committee.

HOUSE CONCURRENT RESOLUTION 14

UNANIMOUSLY ADOPTED

Senator McFarlane asked and received unanimous consent to take up House Concurrent Resolution 14.

Senator McFarlane expressed a personal tribute to the late A. C. Gustafson and moved the adoption of the resolution.

The resolution was unanimously adopted and President Nicholas appointed, on the part of the Senate, Senators McFarlane, Byers, Nolan, O'Malley and Butler to represent the Senate at the funeral service.

On motion of Senator Nolan, the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate, in executive session, confirmed the following appointments:

Don W. Lowe of Des Moines, Polk County, Iowa, as Labor Commis-

sioner of the State of Iowa for the term ending June 30, 1959.

Clyde B. Hightshoe of Ottumwa, Wapello County, Iowa, as a member of the Iowa Natural Resources Council for the regular term expiring June 30, 1963.

The Senate arose from executive session and resumed regular session.

AMENDMENTS FILED

1 Amend House File 248 as follows:

2 1. Amend House File 248 by adding thereto the following
3 new section:

4 "The provisions of this Act shall not be construed to apply
5 to insurance policies issued under the provisions of chapter
6 five hundred nine (509)."

W. H. TATE.

1 Amend Senate File 372 by striking all after the enacting
2 clause and inserting in lieu thereof the following:

3 "Section 1. Section two point eleven (2.11), Code 1954, is
4 hereby amended by striking all after line two (2) and inserting
5 in lieu thereof the following: 'To every member the sum of
6 thirty (30) dollars per day for each regular and each extra
7 session while in session; and in going to and returning from
8 the place where the General Assembly is held, seven (7) cents
9 per mile, by the nearest traveled route, for each regular and
10 each extra session.'

11 "Sec. 2. Section two point fifteen (2.15), Code 1954, is
12 hereby amended by striking all after line four (4) and inserting
13 in lieu thereof the following: 'be paid the sum of thirty (30)
14 dollars per day during the remainder of such session.'

15 "Sec. 3. This act shall be effective beginning with the
16 Fifty-eighth General Assembly."

JACK MILLER.

On motion of Senator Nolan, the Senate adjourned until 10:05 a.m., Monday, April 8, 1957.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, APRIL 8, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Father Raymond Murphy, pastor of St. Joseph's Catholic Church, What Cheer, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file :

By Senator Butler, from fifty-six residents of Iowa in opposition to proposed legislation relating to the right of labor unions to contribute to political candidates.

By Senator Harbor, from ninety-four residents of Montgomery County in opposition to legislation which would increase sales tax in excess of two per cent.

By Senator McFarlane, from ninety-seven residents of Black Hawk County in opposition to legislation relating to the right to picket.

By Senator Ringgenberg, from sixty-three residents of Story County in opposition to sale of liquor by the drink in Iowa.

By Senator Scott, from twenty residents of Fayette County favoring proposed legislation relating to constructing a building for the care of the infirm at the Iowa Soldiers Home.

By Senator Utzig, from nineteen residents of Dubuque County favoring the sale of liquor by the drink in Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows :

Senator Evans for the day on request of Senator Long.

IN MEMORIAM

On motion of Senator Nolan and in memoriam for the late A. C. Gustafson, Chief Clerk of the House of Representatives, the Senate recessed until 11:00 a.m.

The Senate reconvened, President Nicholas presiding.

PRESENTATION OF VISITORS

Senator Price asked and received unanimous consent to present to the Senate seventeen students from the Swan Junior High School who were present in the balcony accompanied by their instructor, Beulah Kirkpatrick.

Senator Long asked and received unanimous consent to present to the Senate thirty-two members of the senior class of the Jesup High School who were present in the balcony accompanied by Mr. Marquard and Mr. Hansen.

Senator Nolan on behalf of Senator Byers asked and received unanimous consent to present to the Senate eighteen Explorer Boy Scouts, Cedar Rapids High School students, who were present in the balcony. The group was sponsored by the Van Buren P.T.A.

LEGISLATIVE REDISTRICTING COMMITTEE

President Nicholas announced the appointment of Senator Edward J. McManus on the committee on legislative redistricting.

UNFINISHED BUSINESS

Senator Tate asked and received unanimous consent to take up for further consideration House File 138, a bill for an act relating to the superintendents of the Woodward state hospital and school and the Glenwood state school.

Senator Tate 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	Harbor	Prentis	Stuart
Boothby	Henry	Price	Tate
Buck	Hoxie	Prince	Turner
Burton	Long	Putney	Utzig
Dewel	Lynes	Rigler	Vest
Dykhouse	McFarlane	Ringgenberg	Walker
Elijah	Miller	Schroeder	Watson
Elwood	Molison	Scott	Weber
Fisher	Nolan	Shaff	Weiss
Gillespie	O'Connor	Shoeman	Wormley
Grimstead			

Nays, 6:

Butler	Dailey	McCurdy	McManus
Coleman	Hoffman		

Absent or not voting, 3:

Byers	Evans	O'Malley (Present)
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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 Tate asked and received unanimous consent that House File 138 be immediately messaged to the House, which request was complied with.

Senator Tate asked and received unanimous consent that Senate File 450 be withdrawn from further consideration of the Senate.

Senator Tate called up for further consideration Senate File 201, a bill for an act to amend section two hundred eighty point eight (280.8), Code 1954, relating to required courses of study in certain schools.

Senator Burton moved that Senate File 201 be laid on the table.

On the question "Shall Senate File 201 be laid on the table?" the vote was:

Ayes, 23:

Anderson	Fisher	Molison	Tate
Buck	Grimstead	Prince	Turner
Burton	Henry	Ringgenberg	Utzig
Butler	Long	Schroeder	Vest
Dewel	McFarlane	Scott	Weber
Elijah	Miller	Shaff	

Nays, 25:

Boothby	Hoffman	O'Connor	Shoeman
Coleman	Hoxie	O'Malley	Stuart
Dailey	Lynes	Prentis	Walker
Dykhouse	McCurdy	Price	Watson
Elwood	McManus	Putney	Weiss
Gillespie	Nolan	Rigler	Wormley
Harbor			

Absent or not voting, 2:

Byers **Evans**

The motion to table was lost.

Senator Tate offered the following amendment:

Amend Senate File 201 as follows:

1. Strike all after the enacting clause and substitute in lieu thereof the following:

"Section 1. Section two hundred eighty point eight (280.8), Code 1954, is hereby amended by adding at the end thereof the following:

'In addition to the above required courses said schools shall offer and have available qualified teachers to teach the following courses: eight (8) semesters of English; four (4) semesters of mathematics; four (4) semesters of science; two (2) semesters of social studies; two (2) semesters of industrial arts; and two (2) semesters of homemaking.'

Sec. 2. The state department of public instruction shall have authority to authorize a school to give any of these courses in alternate years as deemed advisable. This Act shall become effective on and after July 1, 1958."

Senator McManus offered the following amendment:

Amend Senate File 201 as follows:

1. By striking from line 4 of section 1 the words and figure "four (4) semesters of foreign language or Latin,".

2. By striking from line 6 of section 1 the words "ancient or European" and inserting in lieu thereof the word "world".

3. By adding the following new sections:

"Sec. 2. Amend section two hundred eighty point eight (280.8), Code 1954, by adding at the end thereof the following: In addition to the above required courses said schools shall offer and have available qualified teachers to teach the following courses: two (2) semesters of foreign language or Latin.

Sec. 3. This Act shall become effective on and after July 1, 1961."

Senator McManus offered the following amendment to the amendment:

Amend the amendment by striking the word and figure "four (4)" in line 3 and inserting in lieu thereof the word and figure "two (2)".

Senator Schroeder moved to strike the enacting clause of Senate File 201.

Senator Dewel moved the previous question on the motion to strike the enacting clause, which motion prevailed.

Roll call was demanded.

On the question "Shall the enacting clause be stricken?" the vote was:

Rule 8 was invoked.

Ayes, 26:

Anderson	Fisher	O'Malley	Shaff
Buck	Harbor	Prentis	Tate
Burton	Henry	Prince	Turner
Butler	Long	Ringgenberg	Utzig
Coleman	McFarlane	Schroeder	Vest
Dewel	Miller	Scott	Weber
Elijah	Molison		

Nays, 21:

Boothby	Hoxie	O'Connor	Stuart
Dailey	Lynes	Price	Walker
Dykhouse	McCurdy	Putney	Watson
Elwood	McManus	Rigler	Weiss
Gillespie	Nolan	Shoeman	Wormley
Hoffman			

Absent or not voting, 3:

Byers	Evans	Grimstead
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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:

Senate File 424, a bill for an act making appropriations to members of the committee on interstate cooperation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 77, a bill for an act relating to relief for the poor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 245, a bill for an act relating to contributions to political candidates for public office.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 273, a bill for an act to authorize a patent to NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 19, Township 69 North, Range 25, West of the 5th P. M. in Decatur County, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 306, a bill for an act relating to mandatory levy for interest and retirement fund of bonds of political subdivisions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 321, a bill for an act relating to variation between estimated and actual cost of secondary road assessments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 410, a bill for an act relating to notices mailed by landlord to tenant.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 467, a bill for an act to legalize proceedings of joint boards of supervisors of Monona and Harrison Counties in relation to Little Sioux Intercounty Drainage District.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 506, a bill for an act to allow county supervisors to acquire use of real estate for county purpose by means other than purchase.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 508, a bill for an act to permit boards of trustees of county hospitals to lease hospital facilities.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 559, a bill for an act relating to waiver of medical examination for group insurance.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 560, a bill for an act to validate transfers of cemetery lots by the Grand Junction Cemetery Association of Greene County.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 565, a bill for an act relating to crediting of federal appropriations to various funds of the highway commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 566, a bill for an act to provide rights and privileges for veterans of the Korean conflict.

Also: That the House has amended Senate amendment and concurred in said amendment as amended, and passed, House File 163, a bill for an act to regulate the manufacture, distribution and sale of mixed fertilizers, fertilizer materials, commercial fertilizers and soil amendments.

WILLIAM R. KENDRICK,
Acting Chief Clerk.

AMENDMENTS TO SENATE AMENDMENTS TO HOUSE FILE 163

1. Amend the Senate amendment to section twenty-one (21) of House File 163 as follows:

1. By striking from line five (5) the words "or for resale".

2. By inserting after the word "fertilizers" in line six (6) the following: "stating the guaranteed analysis as set forth in section three (3), subsection eleven (11), paragraph a, of this Act".

2. Further amend the Senate amendments to House File 163 by adding to amendment 4 the following:

Further amend House File 163, section twenty-one (21), by striking the period in line eleven (11) after the word "writing" and inserting in lieu thereof the following: "as to said guaranteed analysis as set forth in section three (3), subsection eleven (11), paragraph a, of this Act."

On motion of Senator Nolan, the Senate recessed until 3:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

HOUSE MESSAGES CONSIDERED

House File 77, a bill for an act to amend section two hundred fifty-two point twenty-seven (252.27), relating to relief for the poor.

Read first and second times and referred to sifting committee.

House File 245, a bill for an act relating to contributions to political candidates for public office, political committees, political parties, employees, or representatives thereof.

Read first and second times and referred to sifting committee.

House File 273, a bill for an act to legalize a contract for sale and authorizing a patent to issue to the Northeast Quarter (NE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$), Section Nineteen (19), Township Sixty-nine North (69N), Range Twenty-five (25), West of the Fifth P. M., in Decatur County, Iowa.

Read first and second times and referred to sifting committee.

House File 306, a bill for an act to amend section seventy-six point two (76.2), Code 1954, to make certain the time to commence the mandatory levy for the interest and retirement fund of bonds of political subdivisions.

Read first and second times and referred to sifting committee.

House File 321, a bill for an act to amend section three hundred eleven point twenty (311.20), Code 1954, relating to variation between estimated and actual cost of secondary road assessments.

Read first and second times and referred to sifting committee.

House File 410, a bill for an act relating to notices mailed by landlord to tenant.

Read first and second times and referred to sifting committee.

House File 467, a bill for an act to legalize the acts and proceedings of the joint boards of supervisors of Monona and Harrison Counties in relation to the Little Sioux Intercounty Drainage District in Monona and Harrison Counties, Iowa.

Read first and second times and referred to sifting committee.

House File 506, a bill for an act to allow county supervisors to acquire the use of real estate for county purpose by means other than purchase.

Read first and second times and referred to sifting committee.

House File 508, a bill for an act to permit boards of trustees of county hospitals to lease hospital facilities, when not needed for the purpose for which acquired.

Read first and second times and referred to sifting committee.

House File 559, a bill for an act to repeal section five hundred nine point thirteen (509.13), Code 1954, relating to waiver of medical examination for group insurance.

Read first and second times and referred to sifting committee.

House File 560, a bill for an act to validate transfers of cemetery lots by the Grand Junction Cemetery Association of Greene County.

Read first and second times and referred to sifting committee.

House File 565, a bill for an act relating to the crediting of federal appropriations to the primary road fund or to the engineering and administrative fund of the highway commission.

Read first and second times and referred to sifting committee.

House File 566, a bill for an act to provide veterans of the

Korean conflict with the same rights and privileges as other veterans.

Read first and second times and referred to sifting committee.

UNFINISHED BUSINESS

Senator Henry called up for further consideration House File 175, a bill for an act to permit cities and towns to construct and lease public buildings for the use of the federal government under the terms of Public Law five hundred nineteen (519), 1954, enacted by the Congress of the United States.

Senator Henry 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	Fisher	McManus	Shoeman
Boothby	Gillespie	Miller	Stuart
Burton	Grimstead	Molison	Tate
Butler	Henry	Nolan	Turner
Coleman	Hoffman	O'Malley	Utzig
Dailey	Hoxie	Price	Vest
Dewel	Long	Prince	Walker
Dykhouse	Lynes	Ringgenberg	Watson
Elijah	McCurdy	Scott	Weber
Elwood	McFarlane	Shaff	Weiss

Nays, 2:

Rigler	Wormley
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Absent or not voting, 8:

Buck	Evans	O'Connor	Putney
Byers	Harbor	Prentis	Schroeder

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Henry asked and received unanimous consent that Senate File 182 be withdrawn from further consideration of the Senate.

Senator Henry asked and received unanimous consent that House File 175 be immediately messaged to the House, which request was complied with.

Senator O'Malley called up for further consideration Senate File 297, a bill for an act relating to claims against school corporations.

Senator Molison asked and received unanimous consent to withdraw the amendment filed by the committee on schools and educational institutions and found on page 651 of the Senate Journal.

Senator O'Malley 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	Fisher	Miller	Shoeman
Boothby	Gillespie	Molison	Stuart
Buck	Grimstead	Nolan	Tate
Burton	Henry	O'Malley	Turner
Butler	Hoffman	Prentis	Utzig
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewal	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Scott	Weiss
Elwood	McManus	Shaff	Wormley

Nays, none.

Absent or not voting, 6:

Byers	Harbor	Putney	Schroeder
Evans	O'Connor		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE FILE 76 RE-REFERRED TO SIFTING COMMITTEE

Senator Walker asked and received unanimous consent that House File 76 be re-referred to the sifting committee.

SENATE FILE 155 WITHDRAWN

Senator Walker asked and received unanimous consent that Senate File 155 be withdrawn from further consideration of the Senate.

Senator Ringgenberg called up for further consideration Senate File 437, a bill for an act to amend chapter one hundred fourteen (114), Acts of the Fifty-sixth General Assembly, relating to the regulation of the business of buying, selling, receiving or dealing in eggs.

Senator Prentis asked and received unanimous consent that action on Senate File 437 be deferred and that the bill retain its place on the calendar under "unfinished business".

Senator Dailey called up for further consideration Senate File 83, a bill for an act to provide for special assistant attorneys general to be assigned to various state departments and to provide for their compensation and expenses.

Senator Dailey called up the following amendment and moved its adoption:

Amend Senate File 83 by striking out all of sections 4 and 5 thereof.

The amendment was adopted.

Senator Dailey offered the following amendment and moved its adoption:

Amend Senate File 83, section 1, by striking all of subsection 3 and renumbering the remaining subsections.

The amendment was adopted.

Senator Watson 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	Fisher	Miller	Shoeman
Boothby	Gillespie	Molison	Stuart
Buck	Grimstead	Nolan	Tate
Burton	Henry	O'Malley	Turner
Butler	Hoffman	Prentis	Utzig
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Scott	Weiss
Elwood	McManus	Shaff	Wormley

Nays, none.

Absent or not voting, 6:

Byers	Harbor	Putney	Schroeder
Evans	O'Connor		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

THIRD READING OF BILLS

On motion of Senator Anderson, Senate File 41, a bill for an act to amend section two hundred forty-nine point eighteen (249.18), Code 1954, and chapter one hundred twenty-six (126), Acts of the Fifty-sixth General Assembly, relating to old-age assistance funeral expenses, 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 Senate File 41 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section two hundred forty-nine point eighteen (249.18), Code 1954, is hereby amended as follows:

1. Strike from line seven (7) thereof the word "fifty" and insert in lieu thereof the word "seventy-five".

2. Insert in line two (2) of subsection one (1) after the word "hundred" the word "fifty".

3. Insert in line five (5) of subsection two (2) after the word "hundred" the word "fifty".

4. Strike from line nine (9) of subsection three (3) thereof the word "fifty" and insert in lieu thereof the word "seventy-five".

5. Strike from line three (3) of subsection four (4) thereof the word "fifty" and insert in lieu thereof the word "seventy-five".

6. Insert in line twenty-six (26) of subsection four (4) after the word "hundred" the word "fifty".

Sec. 2. Amend section one (1) of chapter one hundred twenty-six (126), Acts of the Fifty-sixth General Assembly as follows:

1. Strike from line eight (8) thereof the word "fifty" and insert in lieu thereof the word "seventy-five".

2. Strike the period (.) at the end thereof and add the following: " , provided further, however, that in such cases no extraordinary expense shall be permitted nor will the family or next best friend of the decedent be permitted to specify the use of a steel or concrete outside burial vault."

Senator Walker moved the previous question on the amendment and the bill.

On motion of Senator Dailey, the committee amendment was 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, 44:

Anderson	Fisher	Miller	Shoeman
Boothby	Gillespie	Molison	Stuart
Buck	Grimstead	Nolan	Tate
Burton	Henry	O'Malley	Turner
Butler	Hoffman	Prentis	Utzig
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Scott	Weiss
Elwood	McManus	Shaff	Wormley

Nays, none.

Absent or not voting, 6:

Byers	Harbor	Putney	Schroeder
Evans	O'Connor		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE ON SENATE FILE 229

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on Senate File 229, an act relating to the license fees imposed on motor fuel, beg

leave to report and make the following recommendation: That the House recede from all House amendments.

J. T. DYKHOUSE.

CARL T. ANDERSON.

JIM O. HENRY.

THOMAS J. DAILEY.

On the Part of the Senate.

DEWEY E. GOODE.

HENRY H. STEVENS.

ANDREW FROMMELT.

LESLIE SANTEE.

On the Part of the House.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 5, 1957, the Governor had approved the following resolution and bills:

Senate Joint Resolution 3, authorizing the Board of Control of State Institutions to cooperate with the City of Clarinda, Iowa, in financing improvements to the City of Clarinda waterworks facilities for the joint use of the City of Clarinda and the Clarinda Mental Health Institute.

Senate File 57, relating to the sale and distribution of poisons.

Senate File 58, relating to taxation on land acquired by the Federal government for flood control purposes.

Senate File 101, relating to the sale of land to the Central Lutheran Church of Des Moines, Iowa.

Senate File 109, relating to investment of funds of life insurance companies and associations.

Senate File 137, relating to the classification of lands within a proposed drainage or levee district.

Senate File 143, relating to the annexation of additional lands in a drainage or levee district and basis for assessment upon such lands.

Senate File 244, relating to the compensation of waterworks trustees in cities and towns.

AMENDMENTS FILED

- 1 Amend the Coleman amendment filed April 2, 1957, to
- 2 Senate File 437 by striking the quotation marks in line
- 3 56 and adding the following:
- 4 "16. By striking all of section 19 and renumbering
- 5 the remaining sections.'".

THOMAS J. DAILEY.

- 1 Amend Senate File 460 by adding the following sections:
- 2 Chapter two hundred eight (208), Acts of the Fifty-sixth
- 3 General Assembly, is hereby amended by striking lines
- 4 fourteen (14) through twenty-two (22) of section eight (8)
- 5 and inserting in lieu thereof the following: "b. Add the
- 6 amount of federal income, Federal Insurance Contribution Act,
- 7 Federal Railroad Retirement Act, federal self-employment,
- 8 and Iowa Public Employees' Retirement System taxes applicable
- 9 to the tax year for which said taxable income is being com-
- 10 puted; also any of such taxes paid during said tax years with
- 11 respect to any prior tax year and for which a deduction for
- 12 Iowa income tax purposes was not previously allowed or
- 13 allowable under the method of accounting of the taxpayer."
- 14 The foregoing section shall be effective for all tax years
- 15 commencing after December 31, 1956.

JACK MILLER.

- 1 Senate File 460 is hereby amended by striking sections
2 5 and 7, and by renumbering the sections.

GEORGE E. O'MALLEY.

- 1 Amend Senate File 460 by adding the following section:
2 Section four hundred twenty-two point forty-five (422.45),
3 Code 1954, is hereby amended by adding the following subsection:
4 "The gross receipts from the sale of drugs, medicines, or
5 other similar items prescribed for a patient by a person licensed
6 to practice medicine or dentistry and dispensed by a licensed
7 pharmacist."

JACK MILLER.

GUY G. BUTLER.

- 1 1. Amend the committee amendment to House File 113 filed on
2 March 18, 1957, by striking the word "writ" in line 33 and
3 inserting in lieu thereof the word "notice".
4 2. Further amend said committee amendment by striking lines
5 33 through 67.

COMMITTEE ON MANUFACTURING,
COMMERCE AND TRADE,
DAVID O. SHAFF, *Chairman*.

- 1 Amend House File 113 by striking all after the word
2 "Act" in line 1 of the title and insert in lieu thereof the
3 following: "relating to exemption of personal earnings and
4 provide for garnishment for debts."

COMMITTEE ON MANUFACTURING,
COMMERCE AND TRADE,
DAVID O. SHAFF, *Chairman*.

PROOF OF PUBLICATION

Published copy of House File 467 and verified proof of publication of said bill in the Onawa Weekly Democrat on March 7, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of Senate.

On motion of Senator Nolan, the Senate adjourned until 9:35 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, APRIL 9, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend C. V. Pence, pastor of the Christian Church, Pierson, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Anderson, from sixty-nine residents of Henry County in opposition to sale of liquor by the drink in Iowa.

By Senator Harbor, from seventy residents of Mills County in opposition to legislation which would increase sales tax in excess of two per cent.

By Senator O'Connor, from ninety residents of Clayton County favoring the sale of liquor by the drink in Iowa.

By Senator O'Malley, from nineteen residents of Polk County favoring the sale of liquor by the drink in Iowa.

By Senator Rigler, from thirteen businessmen of Fredericksburg favoring proposed legislation relating to repealing the moneys and credits tax on all demand bank deposits and other non-interest bearing bonds and credits and accounts receivable.

PRESENTATION OF VISITORS

Senator McFarlane asked and received unanimous consent to present to the Senate the members of the senior class of the Campus High School of Cedar Falls who were present in the balcony accompanied by their instructors, Dr. Mork and Mr. Cohn.

Senator Byers asked and received unanimous consent to present to the Senate sixty-three members of the sixth grade class of the Mt. Vernon Grade School who were present in the balcony accompanied by their principal, Mr. Gerst, Mrs. Lammert and Mrs. Warren.

Senator Rigler asked and received unanimous consent to present to the Senate the members of the seventh and eighth grade classes of the Floyd Consolidated School who were present in the balcony accompanied by Mr. Stanley Mellinger and Mrs. Lois Brown.

Senator Burton asked and received unanimous consent to present to the Senate thirty members of the sixth grade class of the Irving Elementary School of Ottumwa who were present in the balcony accompanied by their instructor, Thelma Hunter, and the principal, Ralph Wederquist.

Senator Wormley asked and received unanimous consent to present to the Senate nine students from the Palo Alto Township No. 9 Grade School who were present in the balcony.

Senator Gillespie asked and received unanimous consent to present to the Senate four students from the Webster No. 6 School who were present in the balcony accompanied by Mrs. Harriet Garmon.

Senator Dewel asked and received unanimous consent to present to the Senate thirty-one members of the senior class of the Titonka High School who were present in the balcony accompanied by their superintendent, W. P. Truesdell.

Senator Ringgenberg asked and received unanimous consent to present to the Senate fifteen members of the junior and senior classes of the Boone High School who were present in the the balcony accompanied by their instructor, Miss Holmquist.

INTRODUCTION OF BILL

Senate File 466, by committee on public health, a bill for an act relating to licenses to practice medicine and surgery.

Read first and second times and referred to the sifting committee.

THIRD READING OF BILLS

On motion of Senator Watson, Senate File 461, a bill for an act to appropriate funds to the state comptroller from the motor vehicle fuel tax fund, was taken up and considered.

Senator Watson 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, 50:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

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.

On motion of Senator Lynes, Senate File 462, a bill for an act authorizing expenditures by state highway commission from the primary road fund for the biennium beginning July 1, 1957, and ending June 30, 1959, was taken up and considered.

Senator Lynes 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, 50:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

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.

On motion of Senator Watson, Senate File 463, a bill for an act to appropriate funds from the primary road fund to the industrial commission for payment of workmen's compensation claims of employees of the state highway commission, was taken up and considered.

Senator Watson 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, 50:

Anderson	Dykhouse	Hoffman	Nolan
Boothby	Elijah	Hoxie	O'Connor
Buck	Elwood	Long	O'Malley
Burton	Evans	Lynes	Prentis
Butler	Fisher	McCurdy	Price
Byers	Gillespie	McFarlane	Prince
Coleman	Grimstead	McManus	Putney
Dailey	Harbor	Miller	Rigler
Dewel	Henry	Molison	Ringgenberg

Schroeder	Stuart	Vest	Weber
Scott	Tate	Walker	Weiss
Shaff	Turner	Watson	Wormley
Shoeman	Utzig		

Nays, none.

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.

On motion of Senator Watson, Senate File 464, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1957, and ending June 30, 1959, to the social welfare department for the purpose of aid to blind fund, aid to dependent children fund, child welfare fund, emergency relief fund and the old-age assistance fund, was taken up and considered.

President pro tempore Vest took the chair at 10:25 a.m.

Senator Dailey offered the following amendment:

Amend Senate File 464 as follows:

1. By striking in lines 4 and 5 of section 1, the words and figures "seventeen million three hundred thirty-five thousand dollars (\$17,335,000.00)" and inserting in lieu thereof the words and figures "nineteen million one hundred seventy thousand dollars (\$19,170,000.00).
2. By striking in line 7, the figures "500,000.00" and inserting in lieu thereof the figures "600,000.00".
3. By striking in line 8, the figures "2,950,000.00" and insert in lieu thereof the figures "3,625,000.00".
4. By striking in line 9, the figures "350,000.00" and inserting in lieu thereof the figures "400,000.00"
5. By striking in line 10, the figures "35,000.00" and inserting in lieu thereof the figures "45,000.00"
6. By striking in line 11, the figures "\$13,500,000.00" and inserting in lieu thereof the figures "\$14,500,000.00".
7. By striking in line 14, the figures "17,335,000.00" and inserting in lieu thereof the figures "19,170,000.00".

Senator Dailey moved that the Senate resolve itself into a committee of the whole and that the members of the Board of Social Welfare be directed to appear before the committee.

Senator Butler moved the previous question on the amendment and the bill.

Division was called for.

The motion prevailed.

Senator Dailey moved the adoption of the amendment.

The amendment was lost.

Senator Schroeder offered the following amendment:

Amend Senate File 464 by inserting at the end thereof the following:

"Any use of moneys expended under aid to dependent children by a recipient for cigarettes, liquor, or beer shall disqualify such recipient from further participation under aid to dependent children furnished during this biennium."

Senator Schroeder moved that the rules be suspended and that the Senate take up for consideration the amendment filed by him.

Roll call was demanded.

On the question "Shall the rules be suspended?" the vote was:

Rule 8 was invoked.

Ayes, 34:

Anderson	Fisher	Molison	Scott
Boothby	Grimstead	Nolan	Shoeman
Buck	Harbor	O'Connor	Stuart
Butler	Hoxie	Prince	Turner
Byers	Long	Putney	Vest
Dewel	Lynes	Rigler	Watson
Dykhouse	McFarlane	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Evans	Miller		

Nays, 15:

Burton	Gillespie	Prentis	Utzig
Coleman	Hoffman	Price	Walker
Dailey	McCurdy	Shaff	Wormley
Elwood	O'Malley	Tate	

Absent or not voting, 1:

Henry

The motion prevailed and the rules were suspended.

Senator Schroeder moved the adoption of the amendment.

Senator Dewel moved the previous question on the amendment, which motion prevailed.

Senator Dailey raised a point of order for the reason that the amendment was not germane to the bill.

The Chair ruled the point not well taken.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 24

Anderson	Evans	Prentis	Shoeman
Buck	Fisher	Prince	Tate
Byers	Hoxie	Putney	Turner
Dewel	Long	Ringgenberg	Vest
Dykhouse	Lynes	Schroeder	Walker
Elijah	Nolan	Scott	Weber

Nays, 23:

Boothby	Butler	Dailey	Grimstead
Burton	Coleman	Gillespie	Harbor

Hoffman	Miller	Price	Utzig
McCurdy	Molison	Rigler	Watson
McFarlane	O'Connor	Shaff	Wormley
McManus	O'Malley	Stuart	

Absent or not voting, 3:

Elwood	Henry	Weiss
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The amendment was adopted.

Senator Schroeder offered the following amendment and moved its adoption:

Amend the title to Senate File 464, line 6, by striking the period (.) and inserting in lieu thereof the following: “, and the distribution thereof.”

The amendment was adopted.

Senator Watson 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:

Rule 8 was invoked.

Ayes, 38:

Anderson	Fisher	Prentis	Stuart
Boothby	Grimstead	Price	Tate
Buck	Harbor	Prince	Turner
Butler	Hoxie	Putney	Vest
Byers	Long	Rigler	Walker
Dewel	Lynes	Ringgenberg	Watson
Dykhouse	McFarlane	Schroeder	Weber
Elijah	Miller	Shaff	Weiss
Elwood	Molison	Shoeman	Wormley
Evans	Nolan		

Nays, 10:

Burton	Gillespie	McManus	O'Malley
Coleman	Hoffman	O'Connor	Utzig
Dailey	McCurdy		

Absent or not voting, 2:

Henry	Scott
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The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Watson moved that the 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 Nicholas took the chair at 12:28 p.m.

EXPLANATION OF VOTE

I voted against Senate File 464 because of the Schroeder amendment.
GEORGE E. O'MALLEY.

PRESENTATION OF "QUEEN" OF THE SENATE

The Chair announced that the pages of the Senate wished to present the Queen of the Senate of the Fifty-seventh General Assembly and presented John Hopkins who had been chosen to conduct the ceremony.

John, on behalf of the pages of the Senate, thanked the members of the Senate for the opportunity of announcing the selection of the queen of the Senate, and asked that William Robinson and Philip Schick escort Nancy Pilling, the queen's attendant, to the rostrum, and that Gordon Russell and Curtis Bradley escort the queen, Nadine Brown, to the rostrum.

The queen and her attendant appeared and were officially crowned and the queen was presented with a bouquet of roses by Linda Nye.

On motion of Senator Nolan, the Senate recessed until 1:20 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

PRESENTATION OF GUESTS

Senator Molison rose on a point of personal privilege and presented to the Senate eighty-five members of the Grinnell High School chorus, who presented three selections under the direction of Joe McCoy, Director.

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 105, a bill for an act relating to assessment of costs of improvements and maintenance between two or more drainage districts which outlet into the same ditch.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 440, a bill for an act to impose an excise tax on motor fuel and special fuel used to propel highway motor vehicles, provide certain exemptions, refunds and credits, to provide for administration and enforcement of this act.

Also: That the House has adopted conference committee report on, and passed, Senate File 229, a bill for an act relating to the license fees imposed on motor fuel.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 105, a bill for an act relating to the assessment of costs between two or more drainage districts which outlet into the same ditch, drain, or natural watercourse for improvements, repairs, and for the maintenance of such ditch, drain or natural watercourse.

Read first and second times, and referred to sifting committee.

House File 440, a bill for an act to amend, revise, codify, substitute for and supplement chapter three hundred twenty-four (324), Code 1954, as amended, to impose an excise tax on motor fuel and special fuel used to propel highway motor vehicles; to provide certain exemptions, refunds, and credits; to provide for the administration and enforcement of this act and the disposition of the proceeds thereof.

Read first and second times, and referred to sifting committee.

THIRD READING OF BILLS

On motion of Senator Watson, Senate File 465, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1957, and ending June 30, 1959, to the board of regents for the support, maintenance, equipment, repairs, replacements or alterations of institutions under said board of regents, was taken up and considered.

Senator Stuart 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, 50:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

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 Watson asked and received unanimous consent that

Senate Files 461, 462, 463, 464 and 465 be immediately messaged to the House, which request was complied with.

HOUSE AMENDMENT CONSIDERED

Senator Hoffman called up for consideration House File 163, a bill for an act to regulate the manufacture, distribution and sale of mixed fertilizers, fertilizer materials, commercial fertilizers and soil amendments and to repeal chapter two hundred (200), Code 1954, as amended by chapter one hundred seventeen (117), Acts of the Fifty-sixth General Assembly, amended by the House, and moved that the Senate concur in the following House amendment to the Senate amendment:

AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 163

1. Amend the Senate amendment to section twenty-one (21) of House File 163 as follows:

1. By striking from line five (5) the words "or for resale".

2. By inserting after the word "fertilizers" in line six (6) the following: "stating the guaranteed analysis as set forth in section three (3), subsection eleven (11), paragraph a, of this Act".

2. Further amend the Senate amendments to House File 163 by adding to amendment 4 the following:

Further amend House File 163, section twenty-one (21), by striking the period in line eleven (11) after the word "writing" and inserting in lieu thereof the following: "as to said guaranteed analysis as set forth in section three (3), subsection eleven (11), paragraph a, of this Act."

The Senate concurred in the House amendment to the Senate amendment.

Senator Hoffman moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 50:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

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.

UNFINISHED BUSINESS

Senator Schroeder called up for further consideration Senate File 346, a bill for an act relating to urban transit companies and systems, providing for license fees for transit system vehicles, and making certain tax provisions of law inapplicable.

Senator Schroeder asked and received unanimous consent that House File 372 be substituted for Senate File 346.

On motion of Senator Schroeder, House File 372, a bill for an act relating to urban transit companies and systems, providing for temporary license fees for transit system vehicles, and making certain tax provisions of law temporarily inapplicable, was taken up and considered.

Senator O'Malley offered the following amendment and moved its adoption:

Amend House File 372, section 5, line 6, by striking the word "termination" and inserting in lieu thereof "determination".

The amendment was adopted.

Senator Long moved the previous question on the bill, which motion prevailed.

Senator Schroeder 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:

Rule 8 was invoked.

Ayes, 39:

Anderson	Evans	Molison	Shoeman
Buck	Fisher	Nolan	Tate
Burton	Grimstead	Prentis	Turner
Butler	Harbor	Prince	Utzig
Byers	Henry	Putney	Vest
Coleman	Hoxie	Rigler	Walker
Dewel	Long	Ringgenberg	Watson
Dykhouse	Lynes	Schroeder	Weber
Elijah	McFarlane	Scott	Weiss
Elwood	Miller	Shaff	

Nays, 11:

Boothby	Hoffman	O'Connor	Stuart
Dailey	McCurdy	O'Malley	Wormley
Gillespie	McManus	Price	

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 Schroeder moved that the 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 Schroeder asked and received unanimous consent that Senate File 346 be withdrawn from further consideration of the Senate.

REPORT OF CONFERENCE COMMITTEE ADOPTED

Senator Dykhouse called up the following report and moved its adoption:

REPORT OF CONFERENCE COMMITTEE ON SENATE FILE 229

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on Senate File 229, an act relating to the license fees imposed on motor fuel, beg leave to report and make the following recommendation: That the House recede from all House amendments.

J. T. DYKHOUSE.
CARL T. ANDERSON.
JIM O. HENRY.
THOMAS J. DAILEY.
On the Part of the Senate.

DEWEY E. GOODE.
HENRY H. STEVENS.
ANDREW FROMMELT.
LESLIE SANTEE.
On the Part of the House.

The report was adopted.

Senator Dykhouse moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Rule 8 was invoked.

Ayes, 41:

Anderson	Harbor	O'Malley	Shoeman
Buck	Henry	Prentis	Stuart
Butler	Hoxie	Price	Tate
Byers	Long	Prince	Turner
Dewel	Lynes	Putney	Vest
Dykhouse	McCurdy	Rigler	Walker
Elijah	McFarlane	Ringgenberg	Watson
Elwood	Miller	Schroeder	Weber
Evans	Molison	Scott	Weiss
Fisher	Nolan	Shaff	Wormley
Grimstead			

Nays, 9:

Boothby	Dailey	Hoffman	O'Connor
Burton	Gillespie	McManus	Utzig
Coleman			

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.

SENATE FILE 437 RE-REFERRED TO THE
SIFTING COMMITTEE

Senator Elijah moved that Senate File 437 be re-referred to the sifting committee.

Senator Shaff moved the previous question on the motion.

Roll call was demanded.

On the question "Shall the motion for the previous question be adopted?" the vote was:

Ayes, 37:

Anderson	Fisher	McManus	Shaff
Boothby	Grimstead	Molison	Shoeman
Buck	Harbor	Price	Stuart
Burton	Henry	Prince	Tate
Butler	Hoffman	Putney	Walker
Byers	Hoxie	Rigler	Watson
Dewel	Long	Ringgenberg	Weber
Dykhouse	Lynes	Schroeder	Weiss
Elijah	McFarlane	Scott	Wormley
Elwood			

Nays, 12:

Coleman	McCurdy	O'Connor	Turner
Dailey	Miller	O'Malley	Utzig
Evans	Nolan	Prentis	Vest

Absent or not voting, 1:

Gillespie

The motion prevailed.

On the motion to re-refer Senate File 437 to the sifting committee, roll call was demanded.

On the question "Shall Senate File 437 be re-referred to the sifting committee?" the vote was:

Ayes, 24:

Anderson	Fisher	Lynes	Ringgenberg
Boothby	Grimstead	McFarlane	Schroeder
Buck	Henry	Molison	Shaff
Butler	Hoffman	Nolan	Tate
Elijah	Hoxie	Price	Weber
Elwood	Long	Putney	Wormley

Nays, 22:

Burton	Gillespie	O'Malley	Stuart
Byers	Harbor	Prentis	Turner
Coleman	McCurdy	Rigler	Utzig
Dailey	McManus	Scott	Vest
Dykhouse	Miller	Shoeman	Walker
Evans	O'Connor		

Absent or not voting, 4:

Dewel	Prince	Watson	Weiss
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The motion prevailed and Senate File 437 was re-referred to the sifting committee.

SENATE CONCURRENT RESOLUTION 25

By Claims Committee

Whereas, the Fifty-seventh General Assembly has been presented with several claims for attorney fees for the defense of state officers while in the performance of their official duties; and

Whereas, it appears that said attorneys have been retained by state officers without the knowledge of or reference to the Attorney General of Iowa; and,

Whereas, it is provided in section thirteen point two (13.2), subsection two (2), 1954 Code, that the Attorney General shall prosecute and defend in any other court or tribunal, all actions and proceedings, civil or criminal, in which the state may be a party or interested, when, in his judgment, the interest of the state requires such action, or when requested to do so by the Governor, executive council, or General Assembly; and

Whereas, subsection three (3) thereof provides that the Attorney General shall prosecute and defend all actions and proceedings brought by or against any state officer in his official capacity;

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That the Fifty-seventh General Assembly hereby directs all state department heads to immediately notify all of their officers and employees and further notify any new employees that in the event court action is brought against them as a result of their performance of duty for the state, they shall immediately advise the Attorney General to determine whether or not the action brought against them can be defended by the Attorney General's staff under the existing law.

Be It Further Resolved, That the Secretary of the Senate is hereby directed to transmit certified copies of this concurrent resolution to all state department heads and to the Iowa Bar Association.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 424 and House Files 14, 26 and 390.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 424 and House Files 14, 26 and 390.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports

that it has, on this 9th day of April, 1957, sent to the Governor for his approval: Senate File 424.

NORVAL EVANS, *Chairman.*

Passed on file.

REPORT OF THE SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

S. F. 167	H. F. 288	H. F. 113
S. F. 179	H. F. 25	H. F. 158
S. F. 234	H. F. 285	

Your sifting committee further recommends that the following bills be put on a special noncontroversial calendar:

H. F. 105	H. F. 342	S. F. 236
H. F. 201	H. F. 104	S. F. 444
H. F. 506	H. F. 252	H. F. 146
H. F. 508	H. F. 476	H. F. 560
H. F. 345	H. F. 550	H. F. 352
H. F. 233	H. F. 551	H. F. 212
H. F. 559	H. F. 556	H. F. 64
H. F. 109		

D. C. NOLAN, *Chairman,*
Sifting Committee.

AMENDMENTS FILED

- 1 1. Amend the committee amendment to House File 113 filed on
- 2 March 18, 1957, by striking the word "writ" in line 33 and
- 3 inserting in lieu thereof the word "notice".
- 4 2. Further amend said committee amendment by striking lines
- 5 34 through 67.

COMMITTEE ON MANUFACTURING,
COMMERCE AND TRADE,
DAVID O. SHAFF, *Chairman.*

- 1 Amend the Nolan amendment to Senate File 318 filed
- 2 March 13, 1957, by striking subsection 7 of Section 1
- 3 and substitute in lieu thereof the following:
- 4 "Any handler of food products as herein defined
- 5 may if he so elects be taxed as herein provided by filing
- 6 such election with the assessor in his respective taxing
- 7 district on or before the 1st day of March in the year
- 8 of such assessment; if such taxpayer so elects to be taxed
- 9 in accordance with the provisions herein contained, he
- 10 shall be exempt from a personal property tax for that
- 11 year for such food products. If such taxpayer so elects
- 12 to be taxed as herein provided, he shall not thereafter
- 13 rescind such election for subsequent years of assessment
- 14 without the consent of the assessor for the taxing district
- 15 involved.
- 16 If such taxpayer does not elect to be taxed as herein
- 17 provided, he shall be assessed for his personal property,
- 18 including merchandise, as otherwise now provided."

D. C. NOLAN.

1 Amend Senate File 437 by striking all after the enacting
2 clause, and inserting in lieu thereof:
3 Chapter one hundred fourteen (114), Acts of the Fifty-sixth
4 General Assembly, is hereby amended as follows:
5 Section 1. Section four (4) is hereby amended by striking
6 from line two (2) the period after the word "license", inserting
7 in lieu thereof a comma and adding the following: "except the
8 producer."
9 Sec. 2. Section five (5) is hereby amended by striking
10 from line six (6) the words "and grading".
11 Sec. 3. Section six (6) is hereby amended as follows:
12 1. By inserting in line one (1) after the word "retailers"
13 the word "only".
14 2. By striking all of lines three (3) to nineteen (19),
15 inclusive, and inserting in lieu thereof the following: "shall
16 be twelve dollars fifty cents (\$12.50). All licenses shall
17 expire on April first after the date of issue, provided,
18 however, that all licenses in effect on the date of the passage
19 and effective date of this Act shall continue in full force
20 and effect until the following April first."
21 Sec. 4. Sections seven (7), eight (8), and nine (9) are
22 hereby repealed.
23 Sec. 5. Section twelve (12) is hereby amended as follows:
24 1. By striking the words "and grading" in the catchwords
25 in line one (1) and in line seven (7); also striking the words
26 "and grade" in line two (2).
27 2. By inserting in line two (2) after the words "all eggs"
28 the following: "offered to him".
29 3. By striking at the end of line two (2) the letters
30 "ac-" and by striking all of lines three (3), four (4), and
31 five (5).
32 Sec. 6. Section thirteen (13) is hereby amended as follows:
33 1. By striking the words "and grading" in the catchwords
34 in line one (1) and in line four (4).
35 2. By striking from line three (3) the word "determined"
36 and inserting in lieu thereof the word "determine".
37 Sec. 7. Section fourteen (14) is hereby repealed and the
38 following is substituted in lieu thereof:
39 "All eggs sold at retail must be candled and graded except
40 that a person may sell at retail eggs produced by his own birds
41 without candling or grading such eggs. If candled and graded
42 outside this state, eggs must meet the requirements of the
43 United States Department of Agriculture standards according to
44 weight and quality. Such eggs candled or candled and graded
45 outside the state must be recandled, or recandled and regraded
46 within the State of Iowa if not sold at retail within thirty (30)
47 days of the original candling date, which date of candling must
48 appear upon the container in which the same are offered for sale
49 at retail in lettering not less than one-eighth inch in height.
50 Each retail container of eggs must be labeled in accordance with
51 the standards established by the department showing grade and size
52 or as 'ungraded'. Cartons of one dozen or less must be plainly
53 marked in bold type as to grade and size or as 'ungraded' with
54 letters not less than one-eighth inch in height. Eggs offered
55 for sale in bulk lots shall be plainly marked as to grade and
56 size or as 'ungraded' with a placard having letters not less than
57 one-half inch in height.

58 In all advertising of shell eggs for sale at retail, the
59 grade and size or 'ungraded' shall be stated."

60 Sec. 8. Section fifteen (15) is hereby amended as follows:

61 1. By striking lines one (1) to six (6), inclusive.

62 2. By striking from line seven (7) the word "also" and
63 by inserting in said line seven (7) after the word "such" the
64 word "candling".

65 3. By striking from line eight (8) the period and inserting
66 in lieu thereof a comma and adding thereto the following: "and
67 furnish a copy thereof to the producer if requested."

68 Sec. 9. Section sixteen (16) is hereby amended as follows:

69 1. By striking from lines two (2) and five (5) the words
70 "and graded", from line three (3) the words "and grading, grade"
71 and from line four (4) the words "and grading".

72 2. By striking from line six (6) the word "three-eighths"
73 and inserting in lieu thereof the word "three-eighths".

WILLIAM H. HARBOR.

1 Amend Senate File 460 by striking from lines 17
2 21, inclusive, of section 8 the sentence
3 beginning, "Secondly, any sum" and ending with "of the Code as
4 amended" and inserting in lieu thereof the following:
5 "Secondly, of any balance remaining in the property tax relief
6 fund at the end of each fiscal year, there is hereby appropriated
7 to the agricultural land credit fund, established by section four
8 hundred twenty-six point one (426.1) of the Code as amended, a sum
9 sufficient to pay in full the credit provided by chapter four
10 hundred twenty-six (426) of the Code. Thirdly, any remaining sum
11 in the special property tax relief fund at the end of each fiscal
12 year shall be used for capital improvements at institutions under
13 the state board of regents and is so appropriated."

X. T. PRENTIS.

1 Amend Senate File 460 by adding at the end thereof the
2 following new section:
3 "This Act being deemed of immediate importance shall be
4 in full force and effect from and after publication in the
5 Creston News Advertiser, a newspaper published in Creston, Iowa,
6 and the Correctionville News, a newspaper published in
7 Correctionville, Iowa.

X. T. PRENTIS.

1 Amend Senate File 460 by adding the following sections:
2 1. Section four hundred twenty-two point forty-eight (422.48),
3 Code 1954, is hereby amended by adding the following sentence at
4 the end thereof: "In no event shall the tax be added to or col-
5 lected on the first twenty-five (25) cents of any sale."
6 2. Section four hundred twenty-two point fifty-two (422.52),
7 Code 1954, is hereby amended by adding the following new sub-
8 section:
9 "When a return is filed and the taxes shown due thereon are
10 paid in full on or before the due date prescribed in section four
11 hundred twenty-two point fifty-one (422.51), the retailer shall
12 be allowed a credit or discount equal to three (3) per cent of
13 the sales taxes shown due by such return. This credit or dis-
14 count shall be in consideration for prompt payment of the tax

15 and as remuneration for collecting the tax, keeping the records,
16 and filing the returns required by this chapter."

JACK MILLER.

JACK SCHROEDER.

1 Amend the Walker and Vest amendment to Senate File 460
2 filed April 4, 1957, by inserting after the word "liquors" in
3 line 16 the following: "The sale of which is
4 specifically hereby authorized when licensed to do so by
5 cities and towns who shall have power to set license fees
6 and issue licenses in such a number as to not exceed the
7 Class B beer permits in force in said city or town."

SAMUEL H. BURTON.

1 Amend House File 139 by inserting after the word
2 "publications" in line 4 of section 1 the following:
3 ", except premium lists published by the Iowa
4 State Fair Board,".

D. C. NOLAN.

1 Amend House File 139 by inserting after the word
2 officers in section 2, line 12, the following:
3 ", purchasers of licenses from state departments required
4 by statute,".

CARROLL F. MCCURDY.

1 Amend House File 294 as follows:
2 1. Amend section 1 by adding the following:
3 "In addition there may be charged by agencies other than
4 state agencies an additional fee of twenty-five (25) cents which
5 may be retained by such agencies as compensation for the
6 additional clerical work required by the selling of hunting and
7 fishing licenses."

W. H. TATE.

On motion of Senator Nolan, the Senate adjourned until 9:35
a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, APRIL 10, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Pauline Comly, pastor of the Friends Church, New Providence, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator O'Connor, from seventy-six residents of Clayton County favoring the sale of liquor by the drink in Iowa.

By Senator O'Malley, from one hundred fourteen residents of Polk County favoring the sale of liquor by the drink in Iowa.

PRESENTATION OF VISITORS

Senator Ringgenberg rose on a point of personal privilege and presented to the Senate the Honorable John R. Hattery of Story County, a former member of the Senate, who was present in the Senate chamber.

Senator Turner rose on a point of personal privilege and presented to the Senate the Honorable Kathryn Kirketeg of Taylor County, a former member of the Senate, who was present in the Senate chamber. Mrs. Kirketeg, an instructor in the Bedford High School, was accompanied by sixteen members of the world problems class.

Senator Byers asked and received unanimous consent to present to the Senate the members of the American history class of the Franklin High School of Cedar Rapids, who were present in the balcony accompanied by Gordon McCallum.

Senator Prince asked and received unanimous consent to present to the Senate thirty-seven members of the eighth grade class of the Panora Public School who were present in the balcony accompanied by their instructor, Norma Hornbaker.

Senator O'Malley asked and received unanimous consent to present to the Senate the members of the senior class in government and economics of the Des Moines Technical School who were present in the balcony accompanied by Mr. Tuomi, Mr. Farrow and Mr. Bohlmon.

Senator Walker asked and received unanimous consent to present to the Senate thirty-five members of the senior class of the Dows Community School who were present in the balcony accompanied by their principal, Max E. Sander.

Senator Gillespie asked and received unanimous consent to present to the Senate five members of the sixth, seventh and eighth grade classes of the Yale Rural School who were present in the balcony accompanied by their instructor, Nellie Pierson. Also, eight members of the fifth, sixth, seventh and eighth grade classes of the Hooten Rural School who were present in the balcony accompanied by their instructor, Vera Mitchell.

Senator Vest asked and received unanimous consent to present to the Senate forty members of the government class of the Scranton High School who were present in the balcony accompanied by Mr. Hewitt and Mr. Sandburg.

Senator Putney asked and received unanimous consent to present to the Senate eighty members of the senior class of the Vinton High School who were present in the balcony accompanied by M. A. MacAllister and Elmo Baxter.

Senator Elijah asked and received unanimous consent to present to the Senate seven students, members of the Boy Scouts, from Tipton, who were present in the balcony accompanied by Dr. S. C. Naccio.

Senator Walker asked and received unanimous consent to present to the Senate thirty members of the social science class of the Ellsworth Junior College of Iowa Falls who were present in the balcony accompanied by Dean E. J. Aalberts and their instructor, W. L. Hoing.

Senator McFarlane asked and received unanimous consent to present to the Senate students from the Teachers College High School of Cedar Falls who were present in the balcony accompanied by three instructors.

Senator Putney asked and received unanimous consent to present to the Senate forty-four members of the eighth grade class of the Grundy Center Public School who were present in the balcony accompanied by W. Dale Mossman and Mrs. LeRoy Vanderwicken.

Senator Ringgenberg asked and received unanimous consent to present to the Senate eleven members of the senior government class of the Milford Township School, Story County, who were present in the balcony accompanied by Superintendent Hopkins.

INTRODUCTION OF BILLS

Senate File 467, by committee on public health, a bill for an act relating to the licensing, inspection and regulation of nursing homes and custodial homes and providing for regulations, enforcement procedures and penalties.

Read first and second times and referred to the sifting committee.

Senate File 468, by committee on ways and means, a bill for an act to amend chapter four hundred twenty-two (422), Code 1954, and chapter two hundred eight (208), Acts of the Fifty-sixth General Assembly, relating to the income tax on individuals and corporations.

Read first and second times and placed on the calendar.

THIRD READING OF BILLS

On motion of Senator Prentis, Senate File 460, a bill for an act to provide property tax relief by amendments to the income, sales and use tax laws and providing for allocations of revenues arising from said taxes, was taken up and considered.

Senator Prentis asked unanimous consent to take up the amendments filed by him to Senate File 460 and found on pages 743 and 744 of the Senate Journal.

Objection was raised.

Senator Shaff moved that the amendments filed by Senator Prentis be considered at this time.

Senator Prentis asked and received unanimous consent to withdraw his request for the consideration of the amendments at this time.

Senator Shaff asked and received unanimous consent to withdraw his motion.

Senator Dailey asked unanimous consent that Glenn D. Sarsfield, State Comptroller, be permitted to appear before the Senate for the purpose of answering questions pertaining to Senate File 460.

Objection was raised.

On motion of Senator Nolan, Senate File 460 was referred to the committee on appropriations.

On motion of Senator Nolan, the Senate recessed until the fall of the gavel.

The Senate reconvened, President Nicholas presiding.

REPORT OF COMMITTEE

Senator Watson submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 460**, a bill for an act to provide property tax relief by amendments to the income, sales and use tax laws and providing for allocation of revenues arising from said taxes, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HARRY E. WATSON, *Chairman*.

Ordered passed on file.

Senator Nolan asked unanimous consent that the Senate continue with the consideration of Senate File 460.

Objection was raised.

Senator Nolan moved that the rules be suspended and that the Senate continue with the consideration of Senate File 460.

Roll call was demanded.

On the question "Shall the rules be suspended and the Senate continue with the consideration of Senate File 460?" the vote was:

Ayes, 36:

Anderson	Fisher	Prentis	Shoeman
Boothby	Gillespie	Price	Stuart
Buck	Grimstead	Prince	Tate
Butler	Harbor	Putney	Turner
Dewel	Hoxie	Rigler	Vest
Dykhouse	Long	Ringgenberg	Walker
Elijah	Lynes	Schroeder	Watson
Elwood	Molison	Scott	Weber
Evans	Nolan	Shaff	Wormley

Nays, 14:

Burton	Henry	McManus	O'Malley
Byers	Hoffman	Miller	Utzig
Coleman	McCurdy	O'Connor	Weiss
Dailey	McFarlane		

Absent or not voting, none.

The motion prevailed.

THIRD READING OF BILLS

On motion of Senator Watson, Senate File 460, a bill for an act to provide property tax relief by amendments to the income, sales and use tax laws and providing for allocations of revenues arising from said taxes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Burton asked and received unanimous consent to withdraw the amendment filed by him and found on page 744 of the Senate Journal.

Senator Walker asked and received unanimous consent to withdraw the amendment to Senate File 460 filed by Senators Walker and Vest and found on pages 702 and 703 of the Senate Journal.

Senator Miller offered the following amendment filed by Senators Miller and Butler:

Amend Senate File 460 by adding the following section:

Section four hundred twenty-two point forty-five (422.45), Code 1954, is hereby amended by adding the following subsection:

"The gross receipts from the sale of drugs, medicines, or other similar items prescribed for a patient by a person licensed to practice medicine or dentistry and dispensed by a licensed pharmacist."

Senator Miller asked unanimous consent that the Senate recess for five minutes.

Objection was raised.

Senator Miller moved that the Senate recess for five minutes, which motion prevailed.

The Senator reconvened, President Nicholas presiding.

Senator Miller offered the following amendment to the amendment, filed by Senators Miller and Schroeder, and moved its adoption:

Amend line 6 of the amendment by inserting after the word "medicine" the following: ", osteopathy".

The amendment to the amendment was adopted.

Senator Miller moved the adoption of the amendment as amended.

Roll call was demanded.

On the question "Shall the amendment as amended be adopted?" the vote was:

Ayes, 11:

Buck	Coleman	O'Connor	Tate
Butler	Henry	Schroeder	Walker
Byers	Miller	Shaff	

Nays, 35:

Boothby	Harbor	O'Malley	Stuart
Dailey	Hoffman	Prentis	Turner
Dewel	Hoxie	Price	Utzig
Elijah	Long	Prince	Vest
Elwood	Lynes	Putney	Watson
Evans	McCurdy	Rigler	Weber
Fisher	McManus	Ringgenberg	Weiss
Gillespie	Molison	Scott	Wormley
Grimstead	Nolan	Shoeman	

Absent or not voting, 4:

Anderson	Burton	Dykhouse	McFarlane
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The amendment as amended was lost.

Senator Miller offered the following amendment and moved its adoption :

Amend Senate File 460 by adding the following sections:

Chapter two hundred eight (208), Acts of the Fifty-sixth General Assembly, is hereby amended by striking lines fourteen (14) through twenty-two (22) of section eight (8) and inserting in lieu thereof the following: "b. Add the amount of federal income, Federal Insurance Contribution Act, Federal Railroad Retirement Act, federal self-employment, and Iowa Public Employees' Retirement System taxes applicable to the tax year for which said taxable income is being computed; also any of such taxes paid during said tax years with respect to any prior tax year and for which a deduction for Iowa income tax purposes was not previously allowed or allowable under the method of accounting of the taxpayer."

The foregoing section shall be effective for all tax years commencing after December 31, 1956.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was :

Ayes, 8:

Butler	Henry	Miller	Tate
Coleman	McFarlane	O'Connor	Walker

Nays, 40:

Anderson	Fisher	Molison	Scott
Boothby	Gillespie	Nolan	Shaff
Buck	Grimstead	O'Malley	Shoeman
Burton	Harbor	Prentis	Stuart
Dailey	Hoffman	Price	Turner
Dewel	Hoxie	Prince	Utzig
Dykhouse	Long	Putney	Vest
Elijah	Lynes	Rigler	Watson
Elwood	McCurdy	Ringgenberg	Weber
Evans	McManus	Schroeder	Weiss

Absent or not voting, 2:

Byers	Wormley
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The amendment was lost.

Senator Miller offered the following amendment filed by Senators Miller and Schroeder:

Amend Senate File 460 by adding the following sections:

1. Section four hundred twenty-two point forty-eight (422.48), Code 1954, is hereby amended by adding the following sentence at the end thereof: "In no event shall the tax be added to or collected on the first twenty-five (25) cents of any sale."

2. Section four hundred twenty-two point fifty-two (422.52), Code 1954, is hereby amended by adding the following new subsection:

"When a return is filed and the taxes shown due thereon are paid in full on or before the due date prescribed in section four hundred twenty-two point fifty-one (422.51), the retailer shall be allowed a credit or discount equal to three (3) per cent of the sales taxes shown due by such return. This credit or discount shall be in consideration for prompt payment of the tax and as remuneration for collecting the tax, keeping the records and filing the returns required by this chapter."

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

The Senate resumed consideration of Senate File 460 and the amendment filed by Senators Miller and Schroeder.

Senator Dewel moved the previous question on the amendment, which motion prevailed.

Senator Miller moved the adoption of division 1 of the amendment.

Roll call was demanded.

On the question "Shall division 1 of the amendment be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 18:

Buck	Dailey	Hoffman	Miller
Burton	Dykhouse	Hoxie	O'Connor
Butler	Elwood	McCurdy	Schroeder
Byers	Harbor	McFarlane	Watson
Coleman	Henry		

Nays, 32:

Anderson	Long	Prince	Tate
Boothby	Lynes	Putney	Turner
Dewel	McManus	Rigler	Utzig
Elijah	Molison	Ringgenberg	Vest
Evans	Nolan	Scott	Walker
Fisher	O'Malley	Shaff	Weber
Gillespie	Prentis	Shoeman	Weiss
Grimstead	Price	Stuart	Wormley

Absent or not voting, none.

Division 1 of the amendment was lost.

Senator Miller moved the adoption of division 2 of the amendment.

Roll call was demanded.

On the question "Shall division 2 of the amendment be adopted?" the vote was:

Ayes, 22:

Burton	Elwood	Hoxie	O'Malley
Butler	Evans	McCurdy	Schroeder
Byers	Grimstead	McFarlane	Turner
Coleman	Harbor	Miller	Utzig
Dailey	Henry	O'Connor	Walker
Dykhouse	Hoffman		

Nays, 27:

Anderson	Buck	Elijah	Gillespie
Boothby	Dewel	Fisher	Long

Lynes	Prince	Shaff	Watson
McManus	Putney	Shoeman	Weber
Molison	Rigler	Stuart	Weiss
Nolan	Ringgenberg	Tate	Wormley
Prentis	Scott	Vest	

Absent or not voting, 1:

Price

Division 2 of the amendment was lost.

Senator O'Malley offered the following amendment:

Amend Senate File 460 by striking sections 5 and 7, and by renumbering the sections.

Senator O'Malley moved the adoption of the amendment.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 19:

Burton	Elwood	McCurdy	O'Malley
Coleman	Grimstead	McFarlane	Utzig
Dailey	Harbor	McManus	Walker
Dewel	Henry	Miller	Weiss
Dykhouse	Hoffman	O'Connor	

Nays, 31:

Anderson	Gillespie	Prince	Stuart
Boothby	Hoxie	Putney	Tate
Buck	Long	Rigler	Turner
Butler	Lynes	Ringgenberg	Vest
Byers	Molison	Schroeder	Watson
Elijah	Nolan	Scott	Weber
Evans	Prentis	Shaff	Wormley
Fisher	Price	Shoeman	

Absent or not voting, none.

The amendment was lost.

Senator Prentis offered the following amendment and moved its adoption:

Amend Senate File 460 by striking from lines 17 to 21, inclusive, of section 8 the sentence beginning, "Secondly, any sum" and ending with "of the Code as amended" and inserting in lieu thereof the following:

"Secondly, of any balance remaining in the property tax relief fund at the end of each fiscal year, there is hereby appropriated to the agricultural land credit fund, established by section four hundred twenty-six point one (426.1) of the Code as amended, a sum sufficient to pay in full the credit provided by chapter four hundred twenty-six (426) of the Code. Thirdly, any remaining sum in the special property tax relief fund at the end of each fiscal year shall be used for capital improvements at institutions under the state board of regents and is so appropriated."

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 36:

Anderson	Fisher	Price	Stuart
Boothby	Gillespie	Prince	Tate
Buck	Grimstead	Putney	Turner
Butler	Hoxie	Rigler	Vest
Byers	Long	Ringgenberg	Walker
Dewel	Lynes	Schroeder	Watson
Elijah	Molison	Scott	Weber
Elwood	Nolan	Shaff	Weiss
Evans	Prentis	Shoeman	Wormley

Nays, 14:

Burton	Harbor	McFarlane	O'Connor
Coleman	Henry	McManus	O'Malley
Dailey	Hoffman	Miller	Utzig
Dykhouse	McCurdy		

Absent or not voting, none.

The amendment was adopted.

Senator Prentis offered the following amendment and moved its adoption:

Amend Senate File 460 by adding at the end thereof the following new section:

"This Act being deemed of immediate importance shall be in full force and effect from and after publication in the Creston News Advertiser, a newspaper published in Creston, Iowa, and the Correctionville News, a newspaper published in Correctionville, Iowa.

The amendment was adopted.

Senator Dailey offered the following amendment and moved its adoption:

Amend Senate File 460 by striking section 8.

Senator Dewel moved the previous question on the amendment, which motion prevailed.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 12:

Burton	Dykhouse	McCurdy	O'Connor
Coleman	Henry	McManus	O'Malley
Dailey	Hoffman	Miller	Utzig

Nays, 38:

Anderson	Elwood	Long	Prince
Boothby	Evans	Lynes	Putney
Buck	Fisher	McFarlane	Rigler
Butler	Gillespie	Molison	Ringgenberg
Byers	Grimstead	Nolan	Schroeder
Dewel	Harbor	Prentis	Scott
Elijah	Hoxie	Price	Shaff

Shoeman
Stuart
Tate

Turner
Vest
Walker

Watson
Weber

Weiss
Wormley

Absent or not voting, none.

The amendment was lost.

Senator Miller offered the following amendment:

1. Amend Senate File 460 by adding the following section:

"Amend section four hundred twenty-two point thirty-three (422.33), Code 1954, by striking the word 'two' in line six (6) and inserting in lieu thereof the following: 'two point five (2.5)'."

2. Further amend Senate File 460 by adding the following section:

"Section four hundred twenty-two point thirty-three (422.33), subsection one (1), Code 1954, is hereby amended by striking all after the word 'be' in line thirty-one (31) and inserting in lieu thereof the following: 'allocated to the state according to a three-factor formula of property, payroll, and sales, each of which shall be given equal weight.

c. The property factor shall include real property owned or rented by the taxpayer within the state; and tangible personalty owned or rented which has remained predominantly within the state or which (being in relatively constant movement) is held by the taxpayer while domiciled in the state, except that, in the case of inventories, average inventory held during the taxable year shall be included.

d. Payroll shall include all wages, salaries, and other compensation, computed on the cash or accrual basis in accordance with the method of accounting used in computing net income, for services to the taxpayer, but does not include amounts which do not have in them the element of compensation for personal services actually rendered or to be rendered. The percentage of the taxpayer's payroll allocable to a state shall be determined by dividing the payroll of employees working entirely within the state or out of offices within the state during the taxable period by the total payroll during the taxable period; provided, however, that if a substantial part of a taxpayer's payroll was paid to employees attached to an office within the state who performed a substantial part of their services outside the state, or if a substantial part of a taxpayer's payroll was paid to employees attached to an office outside the state who performed a substantial part of their services within the state, the Commission shall, on its own initiative or on application of the taxpayer, determine the percentage by dividing the payroll for services performed within the state during the taxable period by the total payroll during the taxable period; and provided further that the payroll for the said services within the state shall be:

(1) In the case of an employee whose compensation depended directly on the volume of business secured by him, the amount received by him for the volume of business attributable to his efforts in the state;

(2) In the case of an employee compensated on a time basis, the proportion of the total compensation which his working time in the state bears to his total working time.

e. Sales shall include:

(1) All sales of tangible personal property delivered to purchasers within the state if shipped or delivered from an office, store, warehouse, factory, or other place of storage located within the state;

(2) All sales of tangible personal property delivered to purchasers within the state even though shipped from a point outside the state, if both of the following conditions are present: The taxpayer is regularly engaged through its own employees or agents in the solicitation

or promotion of sales within the state, and the sale is directly or indirectly the result of the taxpayer's activities within the state in soliciting or promoting sales;

(3) All sales of tangible personal property shipped from an office, store, warehouse, factory, or other place of storage within the state to purchasers in other states or countries, if the sales are not directly or indirectly attributable to the taxpayer's activities in such other states or countries in soliciting or promoting sales.

In the application of the foregoing provision, a carrier shall be considered the agent of the seller, regardless of the f.o.b. point or other conditions of the sale."

3. Further amend Senate File 460 by adding the following section:

"If any section, subsection, clause, sentence or phrase of this Act is for any reason held to be invalid, such holding shall not affect the validity of the remaining portions of the Act."

Senator Dewel moved the previous question on the amendment, which motion prevailed.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 15:

Boothby	Elijah	Miller	Turner
Burton	Gillespie	O'Connor	Utzig
Coleman	Hoffman	O'Malley	Weiss
Dailey	McCurdy	Price	

Nays, 34:

Anderson	Grimstead	Nolan	Shoeman
Buck	Harbor	Prentis	Stuart
Butler	Henry	Prince	Tate
Byers	Hoxie	Putney	Vest
Dewel	Long	Rigler	Walker
Dykhouse	Lynes	Ringgenberg	Watson
Elwood	McFarlane	Schroeder	Weber
Evans	McManus	Scott	Wormley
Fisher	Molison		

Absent or not voting, 1:

Shaff
(Present)

The amendment was lost.

Senator Miller offered the following amendment, filed by Senators Miller and Dykhouse, and moved its adoption:

Amend Senate File 460 by inserting after the figures "1957" in line 4 of Sec. 5 thereof the following: "and ending June 30, 1958".

Further amend Senate File 460 by striking the second comma (,) in line 5 of Sec. 7 and inserting in lieu thereof the following: "and before July 1, 1958."

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 7:

Burton	Dewel	Harbor	Utzig
Coleman	Dykhouse	Miller	

Nays, 42:

Anderson	Grimstead	O'Connor	Shoeman
Boothby	Henry	O'Malley	Stuart
Buck	Hoffman	Prentis	Tate
Butler	Hoxie	Price	Turner
Byers	Long	Prince	Vest
Dailey	Lynes	Putney	Walker
Elijah	McCurdy	Rigler	Watson
Elwood	McFarlane	Ringgenberg	Weber
Evans	McManus	Scott	Weiss
Fisher	Molison	Shaff	Wormley
Gillespie	Nolan		

Absent or not voting, 1:

Schroeder

The amendment was lost.

Senator Dewel moved the previous question on the main bill, which motion prevailed.

Senator Lynes took the chair at 3:45 p.m.

Senator Prentis 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	Hoxie	Prince	Stuart
Boothby	Long	Putney	Tate
Buck	Lynes	Rigler	Turner
Elijah	Molison	Ringgenberg	Vest
Evans	Nolan	Schroeder	Watson
Fisher	Prentis	Scott	Weber
Gillespie	Price	Shoeman	Wormley

Nays, 21:

Burton	Elwood	McCurdy	O'Malley
Butler	Grimstead	McFarlane	Shaff
Coleman	Harbor	McManus	Utzig
Dailey	Henry	Miller	Walker
Dewel	Hoffman	O'Connor	Weiss
Dykhouse			

Absent or not voting, 1:

Byers

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dailey requested the Chair to repeat the result of the roll call, which request was complied with.

Senator Dailey raised a point of order on the result of the roll

call for the reason that the bill under consideration required a two-thirds majority vote for passage.

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 247, a bill for an act pertaining to establishing and maintaining pumping stations in drainage or levee districts.

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

House Joint Resolution 10, relating to power of the people to approve or reject by referendum any act of the General Assembly pertaining to the sale or distribution of alcoholic liquor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 16, a bill for an act relating to grades or classifications for milk to be used for manufacturing purposes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 130, a bill for an act relating to group insurance.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 216, a bill for an act to allow as credit from taxable value of agricultural or horticultural lands sixty per cent of the value of certain buildings and structures thereon.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 553, a bill for an act relating to conservation, protection, development, use and regulation of water resources of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 573, a bill for an act appropriating from general fund to board of control.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 247

1. Amend Senate File 247 by adding the following new section:

Sec. 2. Senate File two hundred forty-six (246), Acts of the Fifty-seventh General Assembly, is amended as follows:

1. Insert in line twelve (12) of section one (1) before the word "At", a new sentence: "Thereafter, in levee and drainage districts having pumping stations trustees shall hold office until the fourth Saturday in January three years after election."

2. Insert after the word "years" in line sixteen (16) of section one (1) the words, "to succeed the member of the board whose term will expire on the following Saturday".

2. Amend the title of Senate File 247 by striking all after the words "An Act" and inserting in lieu thereof the following: "relating to drainage and levee districts having pumping stations."

HOUSE MESSAGES CONSIDERED

House File 16, a bill for an act to amend chapter one hundred ninety-five (195), Code 1954, relating to grades or classifications for milk to be used for manufacturing purposes.

Read first and second times and referred to sifting committee.

House File 130, a bill for an act to amend chapter five hundred nine (509), Code 1954, relating to group insurance.

Read first and second times and referred to sifting committee.

House File 216, a bill for an act to allow as a credit from the taxable value of agricultural or horticultural lands, sixty (60) per cent of the value of certain buildings and structures thereon.

Read first and second times and referred to sifting committee.

House File 553, a bill for an act relating to the conservation, protection, development, use, and regulation of the water resources of Iowa.

Read first and second times and referred to sifting committee.

House File 573, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1957, and ending June 30, 1959, to the board of control for salaries, support, maintenance, repairs, replacements, alterations or equipment of institutions under said board of control.

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

House Joint Resolution 10, a joint resolution proposing an amendment to section 1, article III, of the constitution of the State of Iowa relating to legislative authority of the General Assembly reserving in the people the power to approve or reject by referendum any act of the General Assembly pertaining to the sale or distribution of alcoholic liquor submitted to them by the Act of the General Assembly; and that said proposition shall be submitted to the voters at a general or special election; and that the style of every act so submitted shall be "Be It Enacted by the People of the State of Iowa"; and that the veto powers of the Governor shall not be extended to cover such acts; and that the legislative powers of the General Assembly with respect thereto shall not be impaired.

Read first and second times and referred to the sifting committee.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 65 and 229; also, House Files 138, 175, 268, 464, 490, 495, 552 and 555.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 65 and 229; also, House Files 138, 175, 268, 464, 490, 495, 552 and 555.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 10th day of April, 1957, sent to the Governor for his approval: Senate Files 65 and 229.

NORVAL EVANS, *Chairman.*

Passed on file.

AMENDMENTS FILED

1 Amend House File 139 by adding a new section thereto as follows:
2 "Section 4. This Act shall not apply to reports issued
3 as a function under State-Federal cooperative agreements between
4 the Iowa State Department of Agriculture and each the: United
5 States Department of Commerce, Weather Bureau; The United
6 States Department of Agriculture, Agricultural Marketing Service
7 (Agricultural Statistics) and the Agricultural Marketing Service
8 (Market News)."

RAYMOND R. GILLESPIE.

1 Amend House File 288 by striking the following in lines
2 9 and 10 of Section 1: "forty-two hundred dollars (\$4200)"
3 and substitute in lieu thereof the following: "four thousand
4 dollars (\$4000)".

D. C. NOLAN.

1 Amend House File 294 by adding the following new section:
2 Sec. 3. This Act being deemed of immediate importance,
3 shall be in full force and effect from and after its passage
4 and publication in the Denison Review, a newspaper published
5 at Denison, Iowa, and in The Evening Sentinel, a newspaper
6 published at Shenandoah, Iowa.

FRANK HOXIE.

1 Amend House File 440 as follows:
2 1. By striking the period in line 21 on page 57 and inserting in lieu
3 thereof the following: ", by the treasurer of the state on the first
4 day of each month in the following manner and amounts:
5 (1) To the primary road fund, fifty-five (55) percent.

6 (2) To the secondary road construction fund of the
7 counties, twenty (20) percent.

8 (3) To the farm to market road fund, fifteen (15) percent.

9 (4) To the street construction fund of the cities and
10 incorporated towns of the state, ten (10) percent."

11 2. Further amend House File 440 by adding the following as a new
12 section:

13 "Section three hundred twelve point two (312.2), Code 1954,
14 is hereby repealed."

E. J. McMANUS.

1 Amend House File 553 by striking the period (.) in
2 line 7 of Sec. 15 and inserting in lieu thereof the following:
3 ", provided that such corporation or person shall make
4 reasonable provision for the storage of water at such time or
5 times when the daily use of such water by such corporation or
6 person is less than the amount specified herein."

D. C. NOLAN.

1 Amend House File 440 as follows:

2 1. Amend section 1, by striking from 324.4 the following in lines
3 62: "The treasurer shall furnish a complete list of licensees to each
4 annually on or before the fifteenth day of August of each year
5 licensees as of July first preceding, and shall also furnish to each
6 licensee monthly supplements showing changes."

7 2. Further amend section 1, by inserting in 324.7, line 17, after the
8 "annually" the following: "with the lowest responsible bidder li-
9 business in Iowa".
10 Further amend 324.7, subsection 2 by striking the following
11 "A distributor may furnish other surety satisfactory to the treasurer
12 equal form and amount."
13 Further amend 324.7 by striking all of subsection 6.

14 3. Further amend section 1, by inserting the following new sub-
15 324.8, after line 18:
16 "Such other information as the treasurer may require for the
17 enforcement of this Act."
18 4. Further amend section 1, by inserting in 324.10, line 13, after the
19 word "Iowa" the following: ", but such audit and examination outside
20 Iowa shall be without expense to the state".
21 5. Further amend section 1, by inserting in 324.14, line 10, after the
22 period the following: "Persons transporting motor fuel in bulk
23 highways of this state in an amount of not to exceed four thousand
24 gallons shall not be regarded as transporting in bulk."
25 6. Further amend section 1, by striking in 324.17 the following
26 4 and 5: "within the limits hereinafter provided".
27 Further amend 324.17, line 7, by striking the comma (,) and in-
serting

- 28 in lieu thereof the following: "operated or intended to be operated
upon the
- 29 public highways".
- 30 Further amend 324.17 by striking all of subsection 8 and renum-
bering
- 31 the remaining subsections.
- 32 7. Further amend section 1, by striking from 324.18 the following
in
- 33 lines 13, 14, 15 and 16: "The treasurer shall keep a permanent
record of all
- 34 permits issued and a cumulative record of the amount of refund
claimed
- 35 and paid under each."
- 36 8. Further amend section 1, by striking from 324.33 the word
"diecel"
- 37 in line 24 and inserting in lieu thereof the word "diesel". Further
amend
- 38 line 24 of 324.33 by striking the numeral "7" and inserting in lieu
thereof
- 39 "6".
- 40 9. Further amend section 1, by inserting in 324.55, line 10, after
the
- 41 word "Iowa" the following: ", but such audit and examination shall
be
- 42 without expense to the state of Iowa".
- 43 10. Further amend section 1 by striking all of 324.56 and re-
number
- 44 the remainder in numerical order.
- 45 11. Further amend section 1, by striking from 324.60, the follow-
ing
- 46 in line 11: "within five miles of the tractor owner's farm". Further
amend 324.60 by striking the following in lines 12, 13 and 14:
" 'Motor
- 48 vehicle' shall not include 'mobile machinery and equipment' as here-
inafter
- 49 defined."
- 50 Further amend 324.60 by striking all of subsection 3 and renum-
bering
- 51 the remaining subsections.
- 52 12. Further amend section 1, by striking from 324.65, line 4 the
following: "or records required to be filed or".
- 54 Further amend 324.65, line 6, by inserting after the word "except"
55 the following: "to a member or members of the general assembly
or any
- 56 duly appointed committee of either or both houses thereof or".
- 57 Further amend 324.65, line 18, by striking the word "may" and
58 inserting in lieu thereof the word "shall".
- 59 13. Further amend section 1, by striking from 324.67 the following
in
- 60 lines 9 through 17: "Provided that the treasurer may remit the
penalty
- 61 in whole or in part if it appears that the licensee or other person has
62 made an honest effort to properly report and pay and that the
failure was
- 63 due to mistake, accident or oversight; but the treasurer shall not
remit any

64 part of a penalty for delinquent payment where the delinquency
65 the fact that a check given in payment is not honored because of
66 funds in the account upon which the check was drawn.”
67 14. Further amend section 1, by striking from 324.79, line 8,
68 “expenses” and insert in lieu thereof the word “help”.
69 15. Further amend section 1, by inserting in 324.80, following the
70 in line 6: “The state shall have the right to maintain an action at
71 the collection of said taxes required to be paid herein and in con-
72 therewith shall be entitled to a writ of attachment without bond.”
73 16. Further amend section 1, by striking in 324.81, line 2 the word
74 and inserting in lieu thereof the word “six”.

THOMAS J. DAILEY.

On motion of Senator Nolan, the Senate adjourned until 9:35
a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, APRIL 11, 1957.

The Senate met in regular session, Senator Lynes presiding.

Prayer was offered by Elmer E. Johnson, Rector of the St. Luke's Episcopal Church, Des Moines, Iowa.

Senator Lynes called to the attention of the Senate the point of order raised by Senator Dailey on the passage of Senate File 460.

Senator Lynes said:

The Senator from Des Moines has raised the point of order that Senate File 460 has failed to pass the Senate because it did not receive a two-thirds majority vote of the Senate. He has stated as grounds for his position records found in the Senate Journals of the Fifty-first and Fifty-sixth General Assemblies. He further states that passage of the bill violates Section 31, Article III, of the Constitution. Section 8 of Senate File 460 is the part of the measure to which the point applies.

Senate File 460 is a revenue producing bill which earmarks certain funds for various appropriations. Section 8 as amended in Senate File 460 appropriates certain earmarked funds to a designated section of the Code, 426.1, the agricultural land credit fund. This fund has been established and its validity tested in the courts of Iowa. It is the opinion of the Chair that appropriating tax collected moneys to this fund does not violate Section 31, Article III, of the Iowa Constitution since the highest court in Iowa has held this fund to be for a public purpose.

Therefore, the Chair would rule the point of order raised by Senator Dailey not well taken.

Senator Prentis asked and received unanimous consent that Senate File 460 be immediately messaged to the House, which request was complied with.

President Nicholas took the chair at 9:55 a.m.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Anderson, from fourteen officers of Henry County favoring proposed legislation relating to compensation of county officers.

By Senator Burton, from two hundred eighteen residents of Wapello County favoring the sale of liquor by the drink in Iowa.

By Senator McFarlane, from eighty-two residents of Black Hawk County opposing proposed legislation relating to the right to picket.

By Senator Scott, from one hundred ten residents of Allamakee County in opposition to sale of liquor by the drink in Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Henry for the day on request of Senator Harbor.

PRESENTATION OF VISITORS

Senator Shoeman rose on a point of personal privilege and presented to the Senate the Honorable Jay C. Colburn of Shelby County, a former member of the Senate who was present in the Senate chamber.

Senator Coleman asked and received unanimous consent to present to the Senate thirteen students from the Webster County Colfax No. 8 Rural School of Duncombe who were present in the balcony accompanied by their instructor, Helen Daniels.

Senator Stuart asked and received unanimous consent to present to the Senate forty-four members of the eighth grade class of the Corydon Junior High School who were present in the balcony accompanied by their instructor, Virginia Jefferies.

Senator O'Malley asked and received unanimous consent to present to the Senate nine members of the senior government class of the Runnells High School who were present in the balcony accompanied by their instructor, Helen Barger.

Senator O'Malley asked and received unanimous consent to present to the Senate thirty-three students from the Kirkwood School of Des Moines who were present in the balcony accompanied by their instructor, Carl Fehrle.

Senator Coleman asked and received unanimous consent to present to the Senate forty-five students from the Otho Junior High School who were present in the balcony.

Senator Putney asked and received unanimous consent to present to the Senate fifteen members of the seventh and eighth grade classes of the St. Paul's Lutheran School of Luzerne who were present in the balcony accompanied by their principal, Marvin Brandt.

Senator Turner asked and received unanimous consent to present to the Senate thirty-five students from the Gravity Junior High School who were present in the balcony accompanied by their sponsor, Mr. Nelson.

Senator Putney asked and received unanimous consent to present to the Senate seventy members of the American history class of the

Vinton High School who were present in the balcony accompanied by their instructors, Bob Higby and Elmo Baxter.

Senator Nolan, on behalf of Senator O'Malley, who was in the chair, asked and received unanimous consent to present to the Senate one hundred twenty-four members of the eighth grade class of the Valley Junior High School of West Des Moines who were present in the balcony accompanied by their instructors, Frances Seidel and Portia Seibert.

Senator Boothby asked and received unanimous consent to present to the Senate fourteen members of the seventh and eighth grade classes of the rural schools of Grant Township of Ida County who were present in the balcony accompanied by their instructor, Mrs. Forthune, and Mr. McNelly, superintendent.

Senator Gillespie asked and received unanimous consent to present to the Senate seventy-four members of the senior class of the Winterset High School who were present in the balcony accompanied by Mrs. Rummell, Mr. Humphry and Mr. McGaffin.

INTRODUCTION OF JOINT RESOLUTION

Senate Joint Resolution 16, by committee on legislative redistricting, a joint resolution proposing amendments to the Constitution of the State of Iowa relating to the apportionment of Senators and Representatives in the General Assembly by proposing to repeal sections six (6) of Article Three (III), thirty-four (34), thirty-five (35) and thirty-six (36) of said Article Three (III) as adopted by amendment in 1904 A.D. and to repeal the amendment to section thirty-four (34) of Article Three (III) adopted in 1928 A.D. and proposing to adopt substitutes in lieu thereof.

Read first and second times and referred to the sifting committee.

Senator Buck called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 25

By Claims Committee

Whereas, the Fifty-seventh General Assembly has been presented with several claims for attorney fees for the defense of state officers while in the performance of their official duties; and

Whereas, it appears that said attorneys have been retained by state officers without the knowledge of or reference to the Attorney General of Iowa; and,

Whereas, it is provided in section thirteen point two (13.2), subsection two (2), 1954 Code, that the Attorney General shall prosecute and defend in any other court or tribunal, all actions and proceedings, civil or criminal, in which the state may be a party or interested, when, in his judgment, the interest of the state requires such action, or when

requested to do so by the Governor, executive council, or General Assembly; and

Whereas, subsection three (3) thereof provides that the Attorney General shall prosecute and defend all actions and proceedings brought by or against any state officer in his official capacity;

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That the Fifty-seventh General Assembly hereby directs all state department heads to immediately notify all of their officers and employees and further notify any new employees that in the event court action is brought against them as a result of their performance of duty for the state, they shall immediately advise the Attorney General to determine whether or not the action brought against them can be defended by the Attorney General's staff under the existing law.

Be It Further Resolved, That the Secretary of the Senate is hereby directed to transmit certified copies of this concurrent resolution to all state department heads and to the Iowa Bar Association.

The motion prevailed and the resolution was adopted.

UNFINISHED BUSINESS

Senator Schroeder called up for further consideration Senate File 311, a bill for an act to amend, revise, codify, substitute for and supplement chapter three hundred twenty-four (324), Code 1954, as amended, to impose an excise tax on motor fuel and special fuel used to propel highway motor vehicles; to provide certain exemptions, refunds, and credits; to provide for the administration and enforcement of this act and the disposition of the proceeds thereof.

Senator Schroeder asked and received unanimous consent that House File 440 be substituted for Senate File 311.

Senator Schroeder asked and received unanimous consent that the rules be suspended and that House File 440, a bill for an act to amend, revise, codify, substitute for and supplement chapter three hundred twenty-four (324), Code 1954, as amended, to impose an excise tax on motor fuel and special fuel used to propel highway motor vehicles; to provide certain exemptions, refunds, and credits; to provide for the administration and enforcement of this act and the disposition of the proceeds thereof, be taken up for consideration.

Senator McManus offered the following amendment:

Amend House File 440 as follows:

1. By striking the period in line 21 on page 57 and inserting in lieu thereof the following: "by the treasurer of the state on the first day of each month in the following manner and amounts:

- (1) To the primary road fund, fifty-five (55) percent.
- (2) To the secondary road construction fund of the counties, twenty (20) percent.
- (3) To the farm to market road fund, fifteen (15) percent.
- (4) To the street construction fund of the cities and incorporated towns of the state, ten (10) percent."

2. Further amend House File 440 by adding the following as a new section:

"Section three hundred twelve point two (312.2), Code 1954, is hereby repealed."

Senator Schroeder raised a point of order on the amendment for the reason that the amendment was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

Senator Dailey offered the following amendment, filed by him, and found on pages 761, 762 and 763 of the Senate Journal.

On motion of Senator Dailey, the following division 1 of the amendment was adopted:

Amend House File 440 as follows:

1. Amend section 1, by striking from 324.4 the following in lines 58 through 62: "The treasurer shall furnish a complete list of licensees to each licensee annually on or before the fifteenth day of August of each year showing all licensees as of July first preceding, and shall also furnish to each licensee monthly supplements showing changes."

Senator Tate offered the following amendment:

Amend House File 440 as follows:

1. Amend section 1 by striking from 324.7 all of subsection 2 and by renumbering the remaining subsections.

2. Further amend section 1 by striking from 324.79, lines 9 and 10, the following: "the premiums on bonds contracted for by the treasurer,".

Senator Tate moved the adoption of division 1 of the amendment.

Roll call was demanded.

On the question "Shall division 1 of the amendment be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 23:

Buck	Dewel	Hoffman	O'Malley
Burton	Dykhouse	Hoxie	Scott
Butler	Elwood	McCurdy	Tate
Byers	Evans	McManus	Utzig
Coleman	Grimstead	Miller	Walker
Dailey	Harbor	O'Connor	

Nays, 25:

Anderson	Molison	Rigler	Turner
Boothby	Nolan	Ringgenberg	Vest
Elijah	Prentis	Schroeder	Watson
Fisher	Price	Shaff	Weber
Gillespie	Prince	Shoeman	Weiss
Lynes	Putney	Stuart	Wormley
McFarlane			

Absent or not voting, 2:

Henry	Long
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Division 1 of the amendment was lost.

Senator Tate asked and received unanimous consent to withdraw division 2 of the amendment.

On motion of Senator Dailey, the following portion of division 2 of the amendment was adopted:

2. Further amend section 1, by inserting in 324.7, line 17, after the word "annually" the following: "with the lowest responsible bidder licensed to do business in Iowa".

Further amend 324.7, subsection 2 by striking the following sentence: "A distributor may furnish other surety satisfactory to the treasurer in equal form and amount."

Senator O'Malley took the chair at 11:12 a.m.

Senator Dailey moved the adoption of the following portion of division 2 of the amendment:

Further amend 324.7 by striking all of subsection 6.

Division was called for.

The amendment was lost.

On motion of Senator Dailey, the following division 3 of the amendment was adopted:

3. Further amend section 1, by inserting the following new subsection in 324.8, after line 18:

"Such other information as the treasurer may require for the enforcement of this Act."

On motion of Senator Dailey, the following division 4 of the amendment was adopted:

4. Further amend section 1, by inserting in 324.10, line 13, after the word "Iowa" the following: " , but such audit and examination outside Iowa shall be without expense to the state".

On motion of Senator Dailey, the following division 5 of the amendment was adopted:

5. Further amend section 1, by inserting in 324.14, line 10, after the period the following: "Persons transporting motor fuel in bulk upon the highways of this state in an amount of not to exceed four thousand (4,000) gallons shall not be regarded as transporting in bulk."

The following portion of division 6 of the amendment was considered:

6. Further amend section 1, by striking in 324.17 the following in lines 4 and 5: "within the limits hereinafter provided".

Further amend 324.17, line 7, by striking the comma (,) and inserting in lieu thereof the following: "operated or intended to be operated upon the public highways".

On motion of Senator Dailey, the amendment was adopted.

Senator Hoffman offered the following amendment and moved its adoption:

Amend House File 440, section 1, by striking from 324.17, subsection 7, line 2, the word "three" and inserting in lieu thereof the word "six".

Senator Butler moved the previous question on the amendment, which motion prevailed.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 14:

Anderson	Dailey	McManus	Utzig
Burton	Elijah	O'Connor	Vest
Byers	Hoffman	O'Malley	Wormley
Coleman	McCurdy		

Nays, 34:

Boothby	Grimstead	Price	Shoeman
Buck	Harbor	Prince	Stuart
Butler	Hoxie	Putney	Tate
Dewel	Long	Rigler	Turner
Dykhouse	Lynes	Ringgenberg	Walker
Elwood	McFarlane	Schroeder	Watson
Evans	Molison	Scott	Weber
Fisher	Nolan	Shaff	Weiss
Gillespie	Prentis		

Absent or not voting, 2:

Henry	Miller
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The amendment was lost.

The following portion of division 6 of the amendment filed by Senator Dailey was considered:

Further amend 324.17 by striking all of subsection 8 and renumbering the remaining subsections.

Senator Dailey asked and received unanimous consent that action on the amendment be temporarily deferred.

The following division 7 was considered:

7. Further amend section 1, by striking from 324.18 the following in lines 13, 14, 15 and 16: "The treasurer shall keep a permanent record of all permits issued and a cumulative record of the amount of refund claimed and paid under each."

Senator Dewel moved the previous question on the amendment, which motion prevailed.

Senator Dailey moved the adoption of the amendment.

Division was called for.

The amendment was lost.

On motion of Senator Dailey, the first portion of the following division 8 of the amendment was adopted:

8. Further amend section 1, by striking from 324.34 the word "diecal" in line 5 and inserting in lieu thereof the word "diesel". Further amend line 5 of 324.34 by striking the numeral "7" and inserting in lieu thereof "6".

Senator Dewel moved the previous question on the last portion of the amendment, which motion prevailed.

Senator Dailey moved the adoption of the amendment.

The amendment was lost.

On motion of Senator Dailey, the following division 9 of the amendment was adopted:

9. Further amend section 1, by inserting in 324.55, line 10, after the word "Iowa" the following: "but such audit and examination shall be without expense to the State of Iowa".

The following division 10 of the amendment was considered:

10. Further amend section 1 by striking all of 324.56 and renumber the remainder in numerical order.

On motion of Senator Nolan, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

The Senate resumed consideration of House File 440 and division 10 of the amendment filed by Senator Dailey.

Senator O'Malley took the chair at 1:50 p.m.

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 344, a bill for an act relating to old-age assistance.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 344, a bill for an act to amend chapter two hundred forty-nine (249), Code 1954, relating to old-age assistance.

Read first and second times and referred to sifting committee.

RESIGNATION OF EMPLOYEE

Senator Prentis announced the resignation of Roger Pieper of Polk County as an assistant doorkeeper effective April 5, 1957.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 10, 1957, the Governor had approved the following bills:

Senate File 65, relating to Bang's disease.

Senate File 229, relating to the license fees imposed on motor fuel.

Senate File 424, relating to an appropriation to members of the committee on interstate cooperation.

REPORT OF COMMITTEE

Senator Watson submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 573**, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1957, and ending June 30, 1959, to the board of control for salaries, support, maintenance, repairs, replacements, alterations or equipment of institutions under said board of control, 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 573 by adding the following as a new section:

"Sec. 18. The employees whose salaries are appropriated herein shall not come under the division of personnel under Section 8.5 of 1954 Code of Iowa."

HARRY E. WATSON, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend House File 139 by inserting in section 2,
- 2 line 3, after the word "publications", the words
- 3 "paid for by public funds furnished by the state,".

ARCH MCFARLANE.

- 1 Amend House File 440 as follows:
- 2 1. By striking the period in line 21 on page 57 and
- 3 inserting in lieu thereof the following: "and said road
- 4 use tax fund, any statute to the contrary notwithstanding,
- 5 shall be distributed in the following manner and amounts:
- 6 (1) To the primary road fund, forty-five (45) percent.
- 7 (2) To the secondary road construction fund of the
- 8 counties, twenty-eight (28) percent.
- 9 (3) To the farm to market road fund, fifteen (15)
- 10 percent.
- 11 (4) To the street construction fund of the cities and
- 12 incorporated towns of the state, twelve (12) percent."

E. J. MCMANUS.

FRANK C. BYERS.

- 1 Amend House File 440, section 1, by striking from 324.17, sub-
- 2 section 8, line 2, the word "public" and inserting in lieu thereof
- 3 the word "state".

JACK SCHROEDER.

- 1 Amend the Dailey amendment filed April 10, 1957, to House File
- 2 440, division 16, line 2, by striking the word "six" and inserting
- 3 in lieu thereof the word "seven".

THOMAS J. DAILEY.

- 1 Amend House File 25 by striking all after the enacting clause
- 2 and inserting in lieu thereof the following:
- 3 Section 1. Section two hundred thirty point twenty-four (230.24)
- 4 is hereby amended by adding thereto the following:
- 5 "Any county now or hereafter expending funds from the county

6 insane fund for the psychiatric examination and treatment of per-
7 sons in a community mental health center shall be eligible to
8 receive financial aid from the state in the manner and amount as
9 provided in this chapter.

10 "For each fiscal year beginning July 1, 1957 there is hereby
11 appropriated to the state mental aid fund, in addition to the
12 appropriation provided in section two hundred twenty-seven point
13 seventeen (227.17), Code of Iowa, one hundred thousand dollars
14 (\$100,000) from the general fund of the state, and such additional
15 appropriation shall be used for the purpose of providing financial
16 assistance to those counties now or hereafter expending funds from
17 the county insane fund for the psychiatric examination and treatment
18 of persons in community mental health center.

19 "The state treasurer shall annually distribute the funds herein
20 appropriated to the eligible counties in the manner hereinafter
21 provided. Such funds shall be distributed to the eligible counties
22 in proportion to the population that each eligible county bears to
23 the total population of all counties that are eligible for such aid
24 at the time the funds are distributed. Such distribution shall be
25 made on or before September 1 of each year. Warrants for the same
26 shall be issued by the state comptroller upon certification of the
27 state treasurer and sent to each eligible county, and such funds
28 shall be credited to the county insane fund.

29 "The county board of supervisors shall expend such funds for the
30 psychiatric examination and treatment of persons in the community
31 mental health center; provided, however, that any balance of such
32 funds received from the state during any year that is remaining on
33 December 31 in the county insane fund may thereafter be used for
34 any purpose set forth in this section.

JOHN A. WALKER.
JOHN D. SHOEMAN.
CARL H. RINGGENBERG.
CARL T. ANDERSON.

1 Amend House File 440, section 1, by inserting in
2 324.52, line 4, after the comma (,) the following:
3 "or any other container,"

FRANK HOXIE.

1 Amend Senate File 468 by striking the period (.) in line
2 7 of section 3 and inserting in lieu thereof
3 the following: "shall also be allowed in computing taxable
4 income."

JACK MILLER.

On motion of Senator Nolan, the Senate adjourned until 9:35
a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, APRIL 12, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Guy G. Nusbaum, pastor of the First Presbyterian Church, Schaller, Iowa.

PRESENTATION OF DISTINGUISHED GUEST

Senator Nolan rose on a point of personal privilege and presented to the Senate the Honorable Thomas E. Martin of Johnson County, United States Senator, who was present in the Senate chamber.

President Nicholas asked Senator Nolan to escort our distinguished guest to the rostrum.

Senator Martin addressed the Senate briefly.

PETITION AND MEMORIAL

The following petition was presented and placed on file:

By Senator Lynes, from twenty-eight members of the Hampton Business and Professional Women's Club favoring proposed legislation relating to creating and establishing an employment on merit commission.

PRESENTATION OF VISITORS

Senator Stuart asked and received unanimous consent to present to the Senate fourteen students from the Hawkeye School of Russell who were present in the balcony accompanied by their instructor, Ella Herald.

Senator Molison asked and received unanimous consent to present to the Senate the members of the eighth grade classes of the Poweshiek County rural schools who were present in the balcony accompanied by the county superintendent, Stanley Sanders.

Senator Lynes asked and received unanimous consent to present to the Senate eighteen members of the junior class of the Franklin Consolidated School who were present in the balcony accompanied by Lyle Reed.

Senator Nolan asked and received unanimous consent to present

to the Senate twelve students from the State University of Iowa who were present in the balcony accompanied by Robert R. Sanks.

Senator Dewel asked and received unanimous consent to present to the Senate the members of the eighth grade government class of the Bancroft Independent School who were present in the balcony accompanied by Mrs. Jack Krebsboch.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator McFarlane for the day on request of Senator Lynes; Senator Elwood for the day on request of Senator Rigler.

INTRODUCTION OF BILLS

Senate File 469, by committee on appropriations, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1957, and ending June 30, 1959, to the state fair board for the purpose of state aid to agricultural societies.

Read first and second times and placed on the calendar.

Senate File 470, by committee on appropriations, a bill for an act to appropriate from the general fund of the State of Iowa to the state soil conservation committee the sum of eight hundred thousand dollars (\$800,000.00) to carry on soil conservation work in soil conservation districts as provided in chapter four hundred sixty-seven A (467A), Code 1954.

Read first and second times and placed on the calendar.

Senate File 471, by committee on appropriations, a bill for an act creating the general contingent fund of the state for the biennium beginning July 1, 1957, and appropriating thereto the sum of two million dollars from the general fund of the state, specifying the purposes for which the appropriation may be used, and providing for a report of the dispositions made of the fund.

Read first and second times and placed on the calendar.

Senate File 472, by committee on appropriations, a bill for an act to appropriate from the general fund of the State of Iowa to the department of public instruction ten thousand dollars (\$10,000.00) for use as a revolving fund for the Veterans Administration, and five thousand dollars (\$5,000.00) for the school lunch program.

Read first and second times and placed on the calendar.

Senate File 473, by committee on appropriations, a bill for an act to appropriate from the Iowa public employees retirement system fund two hundred ninety-six thousand two hundred forty dollars

(\$296,240.00) to the employment security commission for the costs of the administration of chapter ninety-seven B (97B), Code 1954.

Read first and second times and placed on the calendar.

Senate File 474, by committee on appropriations, a bill for an act to appropriate from the general fund of the State of Iowa to the national guard and state guard for the purpose of various capital improvements, and repairs, replacements, alterations, equipment and rehabilitation.

Read first and second times and placed on the calendar.

Senate File 475, by committee on appropriations, a bill for an act to appropriate from the general fund of the State of Iowa to the department of agriculture for vehicles with equipment.

Read first and second times and placed on the calendar.

UNFINISHED BUSINESS

Senator Schroeder called up for further consideration House File 440, a bill for an act to amend, revise, codify, substitute for and supplement chapter three hundred twenty-four (324), Code 1954, as amended, to impose an excise tax on motor fuel and special fuel used to propel highway motor vehicles; to provide certain exemptions, refunds, and credits; to provide for the administration and enforcement of this act and the disposition of the proceeds thereof.

Senator Dailey called up for further consideration the following division 10 of the amendment filed by him and moved its adoption:

10. Further amend section 1 by striking all of 324.56 and renumber the remainder in numerical order.

The amendment was adopted.

Senator Schroeder offered the following amendment and moved its adoption:

Amend House File 440, section 1, by striking from 324.17, subsection 8, line 2, the word "public" and inserting in lieu thereof the word "state".

The amendment was adopted.

Senator Dailey called up for further consideration the following division 6 of the amendment and asked and received unanimous consent to withdraw the amendment:

Further amend 324.17 by striking all of subsection 8 and renumbering the remaining subsections.

On motion of Senator Dailey, the following first portion of division 11 was adopted:

11. Further amend section 1, by striking from 324.60, the following in line 11: "within five miles of the tractor owner's farm".

The following portion of division 11 was considered :

Further amend 324.60 by striking the following in lines 12, 13 and 14: " 'Motor vehicle' shall not include 'mobile machinery and equipment' as hereinafter defined."

Further amend 324.60 by striking all of subsection 3 and renumbering the remaining subsections.

Senator Dewel took the chair at 10:25 a.m.

Senator Shaff moved the previous question on the amendment, which motion prevailed.

Senator Dailey moved the adoption of the amendment.

The amendment was adopted.

Senator Dailey asked and received unanimous consent to withdraw the following portion of division 12 :

12. Further amend section 1, by striking from 324.65, line 4 the following: "or records required to be filed or".

On motion of Senator Dailey, the following portion of division 12 was adopted :

Further amend 324.65, line 6, by inserting after the word "except" the following: "to a member or members of the general assembly or any duly appointed committee of either or both houses thereof or".

On motion of Senator Dailey, the following portion of division 12 was adopted :

Further amend 324.65, line 18, by striking the word "may" and inserting in lieu thereof the word "shall".

Senator Dailey called up the following division 13 of the amendment :

13. Further amend section 1, by striking from 324.67 the following in lines 9 through 17: "Provided that the treasurer may remit the penalty in whole or in part if it appears that the licensee or other person has made an honest effort to properly report and pay and that the failure was due to mistake, accident or oversight; but the treasurer shall not remit any part of a penalty for delinquent payment where the delinquency results from the fact that a check given in payment is not honored because of insufficient funds in the account upon which the check was drawn."

Senator Dailey offered the following amendment to division 13 of the amendment and moved its adoption :

Amend the amendment by striking all of division 13 and inserting in lieu thereof the following :

"13. Further amend section 1, by striking from 324.67 the following in lines 9 through 13: "Provided that the treasurer may remit the penalty in whole or in part if it appears that the licensee or other person has made an honest effort to properly report and pay and that the failure was due to mistake, accident or oversight; but the', and inserting in lieu thereof the word 'The'."

The amendment to the amendment was adopted.

On motion of Senator Dailey, division 13 of the amendment as amended was adopted.

On motion of Senator Dailey, the following divisions 14, 15 and 16 were considered:

14. Further amend section 1, by striking from 324.79, line 8, the word "expenses" and insert in lieu thereof the word "help".

15. Further amend section 1, by inserting in 324.80, following the period in line 6: "The state shall have the right to maintain an action at law for the collection of said taxes required to be paid herein and in connection therewith shall be entitled to a writ of attachment without bond."

16. Further amend section 1, by striking in 324.81, line 2 the word "five" and inserting in lieu thereof the word "six".

Senator Dailey offered the following amendment to the amendment and moved its adoption:

Amend division 16, line 2, by striking the word "six" and inserting in lieu thereof the word "seven".

The amendment to the amendment was adopted.

On motion of Senator Dailey, divisions 14, 15 and 16 as amended were adopted.

Senator McManus offered the following amendment filed by Senators McManus and Byers:

Amend House File 440 as follows:

1. By striking the period in line 21 on page 57 and inserting in lieu thereof the following: "and said road use tax fund, any statute to the contrary notwithstanding, shall be distributed in the following manner and amounts:

(1) To the primary road fund, forty-five (45) percent.

(2) To the secondary road construction fund of the counties, twenty-eight (28) percent.

(3) To the farm to market road fund, fifteen (15) percent.

(4) To the street construction fund of the cities and incorporated towns of the state, twelve (12) percent."

Senator Vest raised a point of order for the reason that the amendment was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

Senator Hoxie offered the following amendment and moved its adoption:

Amend House File 440, section 1, by inserting in 324.52, line 4, after the comma (,) the following: "or any other container,".

The amendment was adopted.

Senator Hoxie offered the following amendment and moved its adoption:

Amend House File 440, section 1, by inserting in 324.2, subsection 2, line 7, after the word "tank" the following: ", or any other container,".

The amendment was adopted.

Senator Schroeder offered the following amendment:

Amend House File 440 as follows:

1. Section 1, by inserting in 324.3 after subsection 4 the following as a new subsection:

"The excise tax of four cents per gallon provided for in this section shall be increased to six cents per gallon for the period beginning July 4, 1957, and ending June 30, 1961."

2. Further amend section 1, by adding to 324.81 the following:

"(a) The net proceeds of one cent per gallon of the excise tax collected under the provisions of this chapter shall, for the period beginning July 4, 1957, and ending June 30, 1961, be credited by the treasurer of state to the primary road fund, to be used for construction of such primary roads as are presently surfaced with gravel or crushed rock only, on the basis of need as determined by the state highway commission.

"(b) The net proceeds of one cent per gallon excise tax collected under the provisions of this chapter shall, for the period beginning July 4, 1957, and ending June 30, 1961, be credited by the treasurer of state to the primary road fund for the purpose of widening and modernization of highways and bridges."

Senator McManus raised a point of order for the reason that the amendment was not germane to the bill.

Senator McManus asked and received unanimous consent to withdraw his point of order.

Senator Schroeder asked and received unanimous consent to withdraw the amendment.

Senator Schroeder offered the following amendment:

Amend House File 440, section 1, line 3, by inserting before the comma (,) the following: "and the Fifty-seventh General Assembly (57th G.A.)".

Senator Schroeder asked and received unanimous consent to withdraw the amendment.

MOTION TO RECONSIDER FILED

MR. PRESIDENT: I move to reconsider the vote by which division 1 of the Tate amendment to House File 440 failed to be adopted.

D. C. NOLAN.

Roll call was demanded.

On the question "Shall the Senate reconsider?" the vote was:

Ayes, 14:

Burton	Dykhouse	Miller	O'Malley
Byers	Harbor	Nolan	Tate
Coleman	Hoffman	O'Connor	Vest
Dailey	McManus		

Nays, 23:

Boothby	Butler	Gillespie	Long
Buck	Fisher	Hoxie	Lynes

McCurdy	Prince	Shaff	Utzig
Molison	Rigler	Shoeman	Weber
Prentis	Ringgenberg	Stuart	Wormley
Price	Schroeder	Turner	

Absent or not voting, 13:

Anderson	Elwood	Henry	Walker
Dewel	Evans	McFarlane	(Present)
Elijah	(Present)	Putney	Watson
(Present)	Grimstead	Scott	Weiss

The motion to reconsider failed.

Senator Schroeder 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:

Rule 8 was invoked.

Ayes, 40:

Boothby	Evans	Nolan	Shaff
Buck	Fisher	O'Connor	Shoeman
Burton	Gillespie	O'Malley	Stuart
Butler	Grimstead	Price	Turner
Byers	Harbor	Prince	Utzig
Coleman	Hoxie	Putney	Vest
Dailey	Long	Rigler	Walker
Dewel	Lynes	Ringgenberg	Watson
Dykhouse	McCurdy	Schroeder	Weber
Elijah	Miller	Scott	Weiss

Nays, 5:

Hoffman	Prentis	Tate	Wormley
McManus			

Absent or not voting, 5:

Anderson	Henry	McFarlane	Molison
Elwood			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that Senate File 311 be withdrawn from further consideration of the Senate.

HOUSE AMENDMENTS CONSIDERED

Senator Dailey called up for consideration Senate File 247, a bill for an act to amend chapter four hundred sixty-one (461), Code 1954, pertaining to the establishing and maintaining of pumping stations in drainage or levee districts, by adding thereto a new section so as to extend said chapter to include levee districts maintaining levees for the protection of drainage districts having pumping stations, amended by the House, and moved that the Senate concur in the following amendments:

HOUSE AMENDMENTS TO SENATE FILE 247

1. Amend Senate File 247 by adding the following new section:

Sec. 2. Senate File two hundred forty-six (246), Acts of the Fifty-seventh General Assembly, is amended as follows:

1. Insert in line twelve (12) of section one (1) before the word "At", a new sentence: "Thereafter, in levee and drainage districts having pumping stations trustees shall hold office until the fourth Saturday in January three years after election."

2. Insert after the word "years" in line sixteen (16) of section one (1) the words, "to succeed the member of the board whose term will expire on the following Saturday".

2. Amend the title of Senate File 247 by striking all after the words "An Act" and inserting in lieu thereof the following: "relating to drainage and levee districts having pumping stations."

The Senate concurred in the House amendments.

Senator Dailey moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Boothby	Grimstead	O'Connor	Shoeman
Butler	Harbor	O'Malley	Stuart
Byers	Hoffman	Prentis	Turner
Coleman	Hoxie	Price	Utzig
Dailey	Long	Prince	Vest
Dewel	Lynes	Putney	Walker
Dykhouse	McCurdy	Rigler	Watson
Elijah	McManus	Ringgenberg	Weber
Evans	Miller	Schroeder	Weiss
Fisher	Nolan	Shaff	Wormley
Gillespie			

Nays, none.

Absent or not voting, 9:

Anderson	Elwood	McFarlane	Scott
Buck	Henry	Molison	Tate
Burton			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

THIRD READING OF BILLS

On motion of Senator Fisher, House File 240, a bill for an act relating to the renewal of domestic corporations, and the renewal of permits of foreign corporations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaff offered the following amendment:

1. Amend House File 240 by adding the following to section 2: "Any corporation renewing for less than the maximum number of years for

which said corporation might be renewed shall pay an additional fee computed at the rate of five percent per year for each year less than the maximum for which said corporation could be renewed on the difference between the fees imposed on such corporation and fees of said corporation if renewed for the maximum period. Said additional fee shall be paid at the time of renewal."

2. Further amend by adding the following to section 3: "Any corporation renewing for less than the maximum number of years for which said corporation might be renewed shall pay an additional fee computed at the rate of five percent per year for each year less than the maximum for which said corporation could be renewed on the difference between the fees imposed on such corporation and the fees of said corporation if renewed for the maximum period. Said additional fee shall be paid at the time of renewal."

Senator Shaff asked and received unanimous consent that action on House File 240 be deferred and that the bill be placed on the calendar under "unfinished business".

On motion of Senator Walker, House File 93, a bill for an act to provide five (5) councilmen in all cities operating under the form of government of council-manager by popular election, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Walker 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:

Boothby	Gillespie	Nolan	Stuart
Buck	Grimstead	O'Malley	Tate
Burton	Harbor	Prentis	Turner
Butler	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Evans	Miller	Shoeman	Wormley
Fisher			

Nays, none.

Absent or not voting, 9:

Anderson	Henry	Molison	Scott
Byers	McFarlane	O'Connor	Shaff
Elwood			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

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 32, a bill for an act relating to the number of members of the Iowa highway safety patrol and the compensation of the members thereof.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 457, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1957, and ending June 30, 1959, funds for various departments and various divisions thereof, of the State of Iowa.

Also: That the House has concurred in Senate amendment to, and passed, the following bill in which the concurrence of the Senate was asked:

House File 372, a bill for an act relating to urban transit companies and systems.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 32

1. Amend Senate File 32, section one (1), by striking the period at the end of line four (4) and inserting in lieu thereof: “, inclusive of operators’ and chauffeurs’ license examiners”.

2. Amend Senate File 32 as follows:

Amend section one (1), line four (4), by striking the words “three hundred” and inserting in lieu thereof the words “two hundred seventy-five”.

HOUSE AMENDMENTS CONSIDERED

Senator Tate called up for consideration Senate File 32, a bill for an act relating to the number of members of the Iowa Highway Safety Patrol and to amend section eighty point four (80.4), Code 1954, amended by the House, and moved that the Senate concur in the amendments.

The Senate concurred in the House amendments.

Senator Tate moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question “Shall the bill pass?” the vote was:

Ayes, 32:

Boothby	Elijah	Nolan	Schroeder
Buck	Evans	O'Malley	Shoeman
Burton	Gillespie	Prentis	Stuart
Butler	Hoxie	Price	Tate
Coleman	Lynes	Prince	Turner
Dailey	McCurdy	Putney	Weber
Dewel	McManus	Rigler	Weiss
Dykhouse	Miller	Ringgenberg	Wormley

Nays, none.

Absent or not voting, 18:

Anderson	Harbor	McFarlane	Utzig
Byers	Henry	Molison	Vest
Elwood	Hoffman	O'Connor	Walker
Fisher	(Present)	Scott	Watson
Grimstead	Long	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 Nolan, the Senate recessed until 1:35 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Putney presiding.

MESSAGE FROM THE HOUSE

MR. PRESIDENT: I am directed by the House to request the return of Senate File 457, a bill for an act relating to appropriations from the general fund of the State of Iowa for various departments and divisions of the State of Iowa, and the House amendments thereto.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

In accordance with the request of the House, Senator Nolan asked and received unanimous consent that the Secretary be instructed to return to the House Senate File 457 and the House amendments thereto.

The Chair announced that the Senate would proceed with the bills on the "Noncontroversial Calendar".

Senator Nolan moved that Senate File 304 be removed from the noncontroversial calendar and placed on the sifting committee calendar, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Evans, Senate File 449, a bill for an act authorizing a patent to the North half of the Northwest quarter ($N\frac{1}{2}$ of $NW\frac{1}{4}$) of section sixteen (16), Township seventy North (70N), Range ten (10) West of the fifth principal meridian, Van Buren County, Iowa, was taken up and considered.

Senator Evans asked and received unanimous consent that House File 548 be substituted for Senate File 449.

On motion of Senator Evans, House File 548, a bill for an act authorizing a patent to the North half of the Northwest quarter ($N\frac{1}{2}$ $NW\frac{1}{4}$) of section sixteen (16), Township seventy (70) North, Range ten (10), West of the fifth principal meridian, Van Buren County, Iowa, was taken up and considered.

Senator Evans 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:

Boothby	Grimstead	Nolan	Shoeman
Buck	Harbor	O'Malley	Stuart
Butler	Hoxie	Prentis	Turner
Coleman	Lynes	Price	Utzig
Dailey	McCurdy	Prince	Vest
Dykhouse	McManus	Putney	Watson
Elijah	Miller	Rigler	Weiss
Evans	Molison	Ringgenberg	Wormley
Fisher			

Nays, none.

Absent or not voting, 17:

Anderson	Gillespie	McFarlane	Shaff
Burton	Henry	O'Connor	Tate
Byers	Hoffman	Schroeder	Walker
Dewel	Long	Scott	Weber
Elwood			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Evans asked and received unanimous consent that Senate File 449 be withdrawn from further consideration of the Senate.

On motion of Senator Vest, House File 531, a bill for an act granting to the town of Lake View, Iowa, an easement to install and maintain water and sewer lines on property owned by the State of Iowa, and authorizing the expenditure of municipal funds of said town to pay for the same, was taken up and considered.

Senator Vest 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:

Boothby	Fisher	Molison	Shoeman
Buck	Gillespie	Nolan	Stuart
Butler	Grimstead	O'Malley	Turner
Coleman	Harbor	Prentis	Utzig
Dailey	Hoxie	Price	Vest
Dewel	Lynes	Prince	Watson
Dykhouse	McCurdy	Putney	Weiss
Elijah	McManus	Rigler	Wormley
Evans	Miller	Ringgenberg	

Nays, none.

Absent or not voting, 15:

Anderson	Henry	O'Connor	Tate
Burton	Hoffman	Schroeder	Walker
Byers	Long	Scott	Weber
Elwood	McFarlane	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 Lynes, Senate File 393, a bill for an act to amend chapter one hundred seventy-nine (179), Code 1954, relating to the Iowa dairy industry commission, was taken up and considered.

Senator Lynes 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:

Boothby	Fisher	Molison	Shoeman
Buck	Gillespie	Nolan	Stuart
Butler	Grimstead	O'Malley	Turner
Coleman	Harbor	Prentis	Utzig
Dailey	Hoxie	Price	Vest
Dewel	Lynes	Prince	Watson
Dykhouse	McCurdy	Putney	Weiss
Elijah	McManus	Rigler	Wormley
Evans	Miller	Riggenberg	

Nays, none.

Absent or not voting, 15:

Anderson	Henry	O'Connor	Tate
Burton	Hoffman	Schroeder	Walker
Byers	Long	Scott	Weber
Elwood	McFarlane	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 Lynes, Senate File 130, a bill for an act to bestow the status of peace officer upon police serving under the custodian of public buildings, was taken up and considered.

Senator Lynes offered the following amendment and moved its adoption:

Amend Senate File 130 by striking all of section 2.

The amendment was adopted.

Senator Lynes 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:

Boothby	Elijah	McCurdy	Price
Buck	Evans	McManus	Prince
Butler	Fisher	Miller	Putney
Coleman	Gillespie	Molison	Rigler
Dailey	Grimstead	Nolan	Riggenberg
Dewel	Hoxie	O'Malley	Shoeman
Dykhouse	Lynes	Prentis	Stuart

Turner
Utzig

Vest
Watson

Weiss

Wormley

Nays, none.

Absent or not voting, 16:

Anderson
Burton
Byers
Elwood

Harbor
Henry
Hoffman
Leng

McFarlane
O'Connor
Schroeder
Scott

Shaff
Tate
Walker
Weber

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Lynes, Senate File 131, a bill for an act substituting the word "superintendent" for "custodian" as it now appears in chapters eighteen (18), seventeen (17), nineteen (19), and sixty-four (64), Code 1954, and amending the above numbered chapters, was taken up and considered.

Senator Lynes offered the following amendment and moved its adoption:

Amend Senate File 131 by striking all of section 9.

The amendment was adopted.

Senator Lynes offered the following amendment and moved its adoption:

Amend Senate File 131, section 6, line 3, by striking "six (26)" and inserting in lieu thereof "five (25)".

The amendment was adopted.

Senator Lynes 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:

Boothby
Buck
Butler
Coleman
Dailey
Dykhouse
Elijah
Gillespie

Hoxie
Lynes
McCurdy
McManus
Miller
Molison
Nolan
O'Malley

Prentiss
Price
Prince
Putney
Rigler
Ringgenberg
Shoeman

Stuart
Turner
Utzig
Vest
Watson
Weiss
Wormley

Nays, none.

Absent or not voting, 20:

Anderson
Burton
Byers
Dewel
Elwood

Evans
Fisher
Grimstead
Harbor
Henry

Hoffman
Long
McFarlane
O'Connor
Schroeder

Scott
Shaff
Tate
Walker
Weber

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lynes submitted the following report and moved its adoption:

REPORT OF COMMITTEE ON MEMORIAL RESOLUTIONS

MR. PRESIDENT: Your committee on memorial resolutions begs leave to report that committees should be appointed to prepare suitable memorial resolutions for the following deceased members of the Senate:

Leslie E. Francis—Dickinson County
 Julius Nelson—Cass and Shelby Counties
 George W. Perkins—Sac County
 Chris Reese—Kossuth County
 C. Emory Stewart—Mahaska County
 W. Eldon Walter—Marshall County

J. KENDALL LYNES.
 CARROLL PRICE.
 GEORGE E. O'MALLEY.

The motion prevailed and the report was adopted.

President Nicholas announced the appointment of the following committees:

SENATORS	MEMORIAL RESOLUTION COMMITTEE
Leslie E. Francis	Watson O'Malley Dykhouse
Julius Nelson	Shoeman Gillespie Turner
George W. Perkins	Vest Boothby Coleman
Chris Reese	Dewel Grimstead Utzig
C. Emory Stewart	McCurdy Price Molison
W. Eldon Walter	Buck Putney Burton

SENATE CONCURRENT RESOLUTION 26

By Committee on Supplies and Equipment

Whereas, there is considerable demand for more electrical outlets at the desks of the legislators in both the Senate and the House, and

Whereas, the present temporary wiring is unsightly and constitutes, more or less, a fire hazard, and

Whereas, the present public address system in the Senate chamber is cumbersome and definitely inadequate,

Therefore, Be It Resolved by the Senate, the House Concurring: That the budget and financial control committee is hereby authorized and directed to have installed a duplex receptacle at the front of each desk in both legislative chambers.

Also, the budget and financial control committee is hereby directed to have installed in the Senate chamber a modern public address system with speakers and microphones at each Senator's desk, and at the desks of the President, the Secretary and Clerks of the Senate together with such speakers at the press boxes, the galleries and the rear of the chamber as to make the proceedings of the Senate clearly audible in all sections of the chamber.

Such installations shall be completed prior to the opening session of the Fifty-eighth (58th) General Assembly.

SENATE CONCURRENT RESOLUTION 27

By Nolan

Be It Resolved by the Senate, the House Concurring: That the President of the Senate and the Speaker of the House of Representatives 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 for shipment to the home residence of the President of the Senate and the Speaker of the House.

Be It Further Resolved: That the Secretary of the Senate and the Chief Clerk of the House be authorized and directed to procure suitable name plates to be properly engraved and attached to the chairs.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 163.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 163.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 440 passed the Senate.

JACK SCHROEDER.

AMENDMENTS FILED

- 1 Amend the committee amendment to Senate File 234, filed
- 2 March 27, 1957, by adding the following new section:
- 3 Section two hundred thirty-one point eight (231.8), Code 1954,

4 as amended by the Acts of the Fifty-sixth General Assembly, is
5 further amended as follows:

- 6 Subsection one (1), line five (5), strike, "eight dollars
7 per day or one dollar per hour" and insert, "twelve dollars per
8 day or one dollar and a half per hour".
9 Subsection one (1), line seven (7), strike, "twenty-nine
10 hundred" and insert, "thirty-four hundred".
11 Subsection two (2), line eight (8), strike, "forty-four
12 hundred" and insert, "forty-nine hundred".
13 Subsection two (2), line twelve (12), strike, "thirty-three
14 hundred twenty" and insert, "thirty-eight hundred twenty".
15 Subsection three (3), line five (5), strike, "forty-nine
16 hundred" and insert, "fifty-four hundred".
17 Subsection three (3), line nine (9), strike, "thirty-nine
18 hundred twenty" and insert, "forty-four hundred twenty".
19 Subsection four (4), line four (4), strike, "fifty-eight
20 hundred" and insert, "sixty-three hundred".
21 Subsection four (4), line eight (8), strike, "forty-three
22 hundred twenty" and insert, "forty-eight hundred twenty".
23 Subsection five (5), line six (6), strike, "twenty-two
24 hundred" and insert, "twenty-seven hundred".
25 Subsection five (5), lines nine (9) and ten (10), strike,
26 "twenty-seven hundred" and insert, "thirty-two hundred".
27 Subsection five (5), line fifteen (15), strike, "forty-six
28 hundred" and insert, "fifty-one hundred".

HARRY E. WATSON.

- 1 Amend House File 508 by inserting in section 1, line
2 6 after the word, "chapter" the words, "and operated as
3 a tuberculosis sanitarium".

ARNOLD UTZIG.

On motion of Senator Nolan, the Senate adjourned until 10:05
a.m., Monday, April 15, 1957.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, APRIL 15, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend W. Leonard Rowse, pastor of the First Methodist Church, Decorah, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator McFarlane, from ninety-five residents of Black Hawk County in opposition to proposed legislation relating to the right to picket.

By Senator Prince, from sixteen teachers of Casey Community School favoring proposed legislation relating to standard school aid, amending the election procedure in reorganization, and making permanent the state income tax; corporation tax; and two one-half per cent sales tax.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Burton for the day on request of Senator Dewel.

Senator Elijah called up the following resolution:

SENATE CONCURRENT RESOLUTION 26

By Committee on Supplies and Equipment

Whereas, there is considerable demand for more electrical outlets at the desks of the legislators in both the Senate and the House, and

Whereas, the present temporary wiring is unsightly and constitutes, more or less, a fire hazard, and

Whereas, the present public address system in the Senate chamber is cumbersome and definitely inadequate.

Therefore, Be It Resolved by the Senate, the House Concurring: That the budget and financial control committee is hereby authorized and directed to have installed a duplex receptacle at the front of each desk in both legislative chambers.

Also, the budget and financial control committee is hereby directed to have installed in the Senate chamber a modern public address system with speakers and microphones at each Senator's desk, and at the desks of the President, the Secretary and Clerks of the Senate together with such speakers at the press boxes, the galleries and the rear of the cham-

ber as to make the proceedings of the Senate clearly audible in all sections of the chamber.

Such installations shall be completed prior to the opening session of the Fifty-eighth (58th) General Assembly.

Senator Elijah asked and received unanimous consent that action on Senate Concurrent Resolution 26 be 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 House was asked:

Senate File 158, a bill for an act relating to the authority of the state conservation commission to acquire or lease property for development as state forests and conservation areas.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 174, a bill for an act relating to flashing lights on vehicles.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 208, a bill for an act providing for widening by reconstruction of street improvement.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 219, a bill for an act relating to periods of limitations and other administrative provisions of the Iowa income tax law.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 233, a bill for an act providing a method for designating township polling places outside territorial limits of townships when a suitable polling place does not exist within the township.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 256, a bill for an act relating to flood and soil erosion control and watershed improvements.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 356, a bill for an act relating to encumbrances on platted areas.

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

House Joint Resolution 6, relating to representation in the Senate and House of Representatives.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 74, a bill for an act relating to acquisition and maintenance of township halls.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 100, a bill for an act relating to the reclassification of lands in drainage and levee districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 136, a bill for an act relating to the transfer by the board of control of prisoners from institutions under the board of control.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 137, a bill for an act relating to employment of prisoners paroled from penal institutions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 367, a bill for an act relating to court expenses collectible through the clerk of court from fines and forfeitures.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 422, a bill for an act to legalize proceedings of boards of directors of the Manson Community School District and the Lincoln Township School District.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 454, a bill for an act to provide for a special bow and arrow deer hunting license.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 554, a bill for an act relating to duties of the board of control.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 564, a bill for an act relating to the detention of escapees from mental institutions in other states.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 570, a bill for an act to authorize Iowa development commission to provide planning assistance for cities and towns under 25,000 population.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS CONSIDERED

Senator Molison called up for consideration Senate File 1, a bill for an act relating to reorganization of school districts, amended by the House, and the following House amendments:

HOUSE AMENDMENTS TO SENATE FILE 1

1. Amend Senate File 1, section one (1), by adding at the end of line nine (9) the following:

"All information regarding such proposed reorganization plan shall be available in the office of county superintendent to all residents of all area involved."

2. Amend Senate File 1 by striking the period after the word "effective" in line sixteen (16) and substituting in lieu thereof the following: "and the full payment of the agriculture land tax credit as provided for in chapter four hundred twenty-six (426), Code of Iowa, has been made for at least one (1) year prior to July 1, 1962."

3. Amend Senate File 1 by adding after the period (.) in line sixteen (16) the following:

"Any such district or part thereof attached by the county board of education, with the approval of the state board of public instruction, shall have the right to appeal this attachment to a court of record in the county in which said district or part thereof is located within twenty (20) days after the date of the approval by the state board of public instruction."

4. Amend Senate File 1 by striking the last paragraph of section one (1).

5. Amend Senate File 1 by adding at the end thereof the following new section:

Sec. 2. Section two hundred eighty-two point eight (282.8), Code 1954, is hereby amended by inserting in line eight (8) after the word "school" the following: "in his district of residence or".

6. Amend Senate File 1 by adding thereto the following section:

Sec. 3. Section two hundred eighty-five point one (285.1), Code 1954, is hereby amended by striking the period at the end of subsection eight (8) and adding thereto the following: "and when the school or schools are closed to all children."

7. Amend Senate File 1 by adding thereto the following:

Sec. 4. It is further declared to be the policy of the state that no existing district or part thereof shall be included in such twelve grade district prior to July 1, 1962, without the electors of such existing district or part thereof having an opportunity to vote the proposition to include such existing district or part thereof in said twelve grade district.

8. Amend Senate File 1 by striking all of the title and substituting in lieu thereof the following:

"An Act relating to school districts, reorganization of school districts, providing for the classification of property for the purposes of taxation for the cost operation of school districts, and for the payment of tuition and transportation for pupils designated for attendance outside their school district of residence."

Senator Molison offered the following amendment to the House amendments and moved its adoption:

Amend the House amendment to Senate File 1, division 7, by striking the words "or part thereof" where they appear in line 5.

The amendment to the amendment was adopted.

Senator Dewel took the chair at 11:15 a.m.

Senator Vest offered the following amendment and moved its adoption:

Amend the House amendment to Senate File 1, division 2, line 6, by inserting after the word "has" the word "hereafter".

Division was called for.

The amendment to the amendment was adopted.

On motion of Senator Molison, the Senate concurred in the House amendment as amended.

Senator Molison moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Anderson	Fisher	Miller	Schroeder
Boothby	Gillespie	Molison	Scott
Buck	Grimstead	Nolan	Shaff
Butler	Harbor	O'Connor	Shoeman
Byers	Hoffman	O'Malley	Turner
Dailey	Hoxie	Prentis	Vest
Dewel	Long	Prince	Watson
Dykhouse	Lynes	Putney	Weber
Elijah	McCurdy	Rigler	Weiss
Elwood	McFarlane	Ringgenberg	Wormley
Evans	McManus		

Nays, 4:

Coleman	Price	Tate	Utzig
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Absent or not voting, 4:

Burton	Henry	Stuart	Walker
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

President Nicholas took the chair at 11:25 a.m.

Senator Molison asked and received unanimous consent that Senate File 1 be immediately messaged to the House, which request was complied with.

EXPLANATION OF VOTE

MR. PRESIDENT: I voted "Yes" on all friendly and helpful amendments to Senate File 1, but "No" on the main bill because the people of the Twenty-seventh Senatorial District desire no change in the present school laws.

JOE COLEMAN.

UNFINISHED BUSINESS

Senator Shaff called up for further consideration House File 240, a bill for an act relating to the renewal of domestic corporations, and the renewal of permits of foreign corporations.

Senator Shaff asked and received unanimous consent to withdraw the amendment filed by him and found on pages 781 and 782 of the Senate Journal.

Senator Shaff offered the following amendment:

1. Amend House File 240 by adding the following to section 2: "Any

corporation renewing for less than the maximum number of years for which said corporation might be renewed shall pay an additional fee computed at the rate of five percent per year for each year for which said corporation is renewed based on the difference between the fees imposed on such corporation and fees of said corporation if renewed for the maximum period. Said additional fee shall be paid at the time of renewal."

2. Further amend by adding the following to section 3: "Any corporation renewing for less than the maximum number of years for which said corporation might be renewed shall pay an additional fee computed at the rate of five percent per year for each year for which said corporation is renewed based on the difference between the fees imposed on such corporation and fees of said corporation if renewed for the maximum period. Such additional fee shall be paid at the time of renewal."

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

HOUSE MESSAGES CONSIDERED

House Joint Resolution 6, a joint resolution proposing to repeal sections six (6), thirty-four (34), thirty-five (35) and thirty-six (36) of article three (III), legislative department, of the constitution of the State of Iowa, and to adopt substitutes for sections six (6), thirty-four (34) and thirty-five (35) thereof, relating to representation in the senate and house of representatives and to the classification of senators.

Read first and second times and referred to sifting committee.

House File 74, a bill for an act to amend chapter three hundred sixty (360), Code 1954, relating to acquisition and maintenance of township halls.

Read first and second times and referred to sifting committee.

House File 100, a bill for an act relating to the reclassification of lands in drainage and levee districts.

Read first and second times and referred to sifting committee.

House File 136, a bill for an act relating to the transfer by the board of control of prisoners from institutions under the board of control.

Read first and second times and referred to sifting committee.

House File 137, a bill for an act relating to employment of prisoners paroled from penal institutions.

Read first and second times and referred to sifting committee.

House File 367, a bill for an act relating to court expenses collectible through the clerk of court from fines and forfeitures.

Read first and second times and referred to sifting committee.

House File 422, a bill for an act to legalize and validate the proceedings of the boards of directors of the Manson Community School District, in the Counties of Calhoun and Pocahontas, State of Iowa, and the Lincoln Township School District of Calhoun County, Iowa, for the merger of said Lincoln Township School District into said Manson School District.

Read first and second times and referred to sifting committee.

House File 454, a bill for an act to provide for a special bow and arrow deer hunting license.

Read first and second times and referred to sifting committee.

House File 554, a bill for an act relating to duties of the board of control and to repeal sections five hundred ninety-five point twenty (595.20) to five hundred ninety-five point twenty-eight (595.28), inclusive, Code 1954, relating thereto.

Read first and second times and referred to sifting committee.

House File 564, a bill for an act relating to the detention of escapees from mental institutions in other states and to amend certain chapters of the Code with respect thereto.

Read first and second times and referred to sifting committee.

House File 570, a bill for an act to authorize the Iowa development commission to provide planning assistance for cities and towns under twenty-five thousand (25,000) population and to accept grants therefor under the provisions of the Federal Housing Act of 1954 or from other sources.

Read first and second times and referred to sifting committee.

UNFINISHED BUSINESS

The Senate resumed consideration of House File 240.

Senator Stuart asked and received unanimous consent to take up for consideration the following amendment; and moved its adoption:

Amend House File 240 as follows:

1. Amend section 2, line 9, by inserting after the word "chapter" the following: "multiplied by one and one-half".
2. Amend section 3, line 15, by inserting after the word "section" the following: "multiplied by one and one-half".

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 20:

Dailey	McCurdy	O'Malley	Shoeman
Elijah	McManus	Prentis	Stuart
Gillespie	Miller	Rigler	Utzig
Hoffman	Molison	Scott	Weiss
Hoxie	O'Connor	Shaff	Wormley

Nays, 25:

Anderson	Elwood	McFarlane	Tate
Boothby	Evans	Nolan	Turner
Buck	Fisher	Price	Vest
Butler	Grimstead	Prince	Walker
Byers	Harbor	Putney	Watson
Coleman	Lynes	Ringgenberg	Weber
Dewel			

Absent or not voting, 5:

Burton	Henry	Long	Schroeder
Dykhouse			

The amendment was lost.

Senator Shaff moved the adoption of his amendment.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 14:

Dailey	McCurdy	Rigler	Stuart
Elijah	McManus	Scott	Utzig
Hoffman	Molison	Shaff	Wormley
Hoxie	O'Connor		

Nays, 29:

Anderson	Evans	Nolan	Tate
Boothby	Fisher	Prentis	Turner
Buck	Grimstead	Price	Vest
Butler	Harbor	Prince	Walker
Byers	Lynes	Putney	Watson
Coleman	McFarlane	Ringgenberg	Weber
Dewel	Miller	Shoeman	Weiss
Elwood			

Absent or not voting, 7:

Burton	Gillespie	Long	Schroeder
Dykhouse	Henry	O'Malley	

The amendment was lost.

Senator McManus offered the following amendment:

Amend House File 240 by adding the following new section:
 "Sec. 4. Any statute to the contrary notwithstanding, including the provisions of this act, the fees required by sections four hundred ninety-four point four (494.4) and four hundred ninety-four point eight

(494.8), Code 1954, shall not be less than the fees required by sections four hundred ninety-one point twenty-eight (491.28) and four hundred ninety-one point thirty (491.30), Code 1954."

Senator Nolan asked unanimous consent that action on House File 240 be deferred and that the bill retain its place on the calendar under "unfinished business".

Objection was raised.

Senator Nolan moved that action on House File 240 be deferred and that the bill retain its place on the calendar, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Lynes, House File 420, a bill for an act to legalize the purchase of certain land in Story County, Iowa, by the state board of regents and its transfer to the United States of America and to validate and confirm the execution of a patent therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lynes 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, 45:

Anderson	Gillespie	Nolan	Shoeman
Boothby	Grimstead	O'Connor	Stuart
Buck	Harbor	O'Malley	Tate
Butler	Hoffman	Prentis	Turner
Byers	Hoxie	Price	Utzig
Coleman	Lynes	Prince	Vest
Dailey	McCurdy	Putney	Walker
Dewel	McFarlane	Rigler	Watson
Dykhouse	McManus	Ringgenberg	Weber
Elijah	Miller	Scott	Weiss
Elwood	Molison	Shaff	Wormley
Fisher			

Nays, none.

Absent or not voting, 5:

Burton	Henry	Long	Schroeder
Evans			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Dykhouse, House File 42, a bill for an act relating to the secondary road system of counties, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Prentis called up the following amendment filed by Senator Schroeder:

Amend House File 42, section 4, by adding the following thereto as subsection eight (8):

"For the assignment or designation of names or numbers to roads in the county and to erect, construct or maintain guide posts or signs at the intersections thereof."

On motion of Senator Elwood, the amendment was adopted.

Senator Elwood 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	Fisher	Nolan	Shoeman
Boothby	Gillespie	O'Connor	Stuart
Buck	Grimstead	O'Malley	Tate
Butler	Harbor	Prentis	Turner
Byers	Hoxie	Price	Utzig
Coleman	Lynes	Prince	Vest
Dailey	McCurdy	Putney	Walker
Dewel	McFarlane	Rigler	Watson
Dykhouse	McManus	Ringgenberg	Weber
Elijah	Miller	Scott	Weiss
Elwood	Molison	Shaff	Wormley

Nays, none.

Absent or not voting, 6:

Burton	Henry	Long	Schroeder
Evans	Hoffman		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Miller, Senate File 164, a bill for an act to amend subsection seven (7), paragraph b, section four hundred eleven point six (411.6), Code 1954, relating to disability retirement of policemen and firemen, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Miller asked and received unanimous consent that House File 299 be substituted for Senate File 164.

On motion of Senator Miller, House File 299, a bill for an act to amend subsection seven (7) paragraph b, section four hundred eleven point six (411.6), Code 1954, relating to disability retirement of policemen and firemen, was taken up and considered.

Senator Miller 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, 45:

Anderson	Gillespie	Nolan	Shoeman
Boothby	Grimstead	O'Connor	Stuart
Buck	Harbor	O'Malley	Tate
Butler	Hoffman	Prentis	Turner
Byers	Hoxie	Price	Utzig
Coleman	Lynes	Prince	Vest
Dailey	McCurdy	Putney	Walker
Dewel	McFarlane	Rigler	Watson
Dykhouse	McManus	Ringgenberg	Weber
Elijah	Miller	Scott	Weiss
Elwood	Molison	Shaff	Wormley
Fisher			

Nays, none.

Absent or not voting, 5:

Burton	Henry	Long	Schroeder
Evans			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Miller asked and received unanimous consent that Senate File 164 be withdrawn from further consideration of the Senate.

On motion of Senator Boothby, Senate File 120, a bill for an act relating to group insurance and to amend chapter five hundred nine (509) and section five hundred nine point one (509.1), Code 1954, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Boothby asked and received unanimous consent that House File 130 be substituted for Senate File 120.

On motion of Senator Boothby, House File 130, a bill for an act to amend chapter five hundred nine (509), Code 1954, relating to group insurance, was taken up and considered.

Senator Boothby 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, 45:

Anderson	Gillespie	Nolan	Shoeman
Boothby	Grimstead	O'Connor	Stuart
Buck	Harbor	O'Malley	Tate
Butler	Hoffman	Prentis	Turner
Byers	Hoxie	Price	Utzig
Coleman	Lynes	Prince	Vest
Dailey	McCurdy	Putney	Walker
Dewel	McFarlane	Rigler	Watson
Dykhouse	McManus	Ringgenberg	Weber
Elijah	Miller	Scott	Weiss
Elwood	Molison	Shaff	Wormley
Fisher			

Nays, none.

Absent or not voting, 5:

Burton	Henry	Long	Schroeder
Evans			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Boothby asked and received unanimous consent that Senate File 120 be withdrawn from further consideration of the Senate.

On motion of Senator Dewel, House File 139, a bill for an act relating to the sale and distribution of state publications, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dewel asked and received unanimous consent that action on House File 139 be deferred and that the bill be placed on the calendar under "unfinished business".

On motion of Senator Byers, Senate File 446, a bill for an act to legalize and validate proceedings had by the city of Keokuk, Iowa, and the city officials, relating to the submission at a special municipal election held in said city on March 5, 1957, and the election itself, and the giving of notice thereof, on the proposition of constructing a new police station and fire station in combination, and contracting indebtedness for such purpose not exceeding one hundred five thousand dollars (\$105,000) and issuing bonds for such purpose not exceeding one hundred five thousand dollars (\$105,000) and levying tax annually upon the taxable property in said city not exceeding one-half ($\frac{1}{2}$) of one (1) mill per annum for the payment of such bonds and the interest thereon, and declaring the same to be legally sufficient authority for the city council and city officials of said city to contract indebtedness and issue bonds in reliance thereon and to levy taxes to pay said bonds and the interest thereon, was taken up and considered.

Senator McManus 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, 45:

Anderson	Gillespie	Nolan	Shoeman
Boothby	Grimstead	O'Connor	Stuart
Buck	Harbor	O'Malley	Tate
Butler	Hoffman	Prentis	Turner
Byers	Hoxie	Price	Utzig
Coleman	Lynes	Prince	Vest
Dailey	McCurdy	Putney	Walker
Dewel	McFarlane	Rigler	Watson
Dykhouse	McManus	Ringgenberg	Weber
Elijah	Miller	Scott	Weiss
Elwood	Molison	Shaff	Wormley
Fisher			

Nays, none.

Absent or not voting, 5:

Burton	Henry	Long	Schroeder
Evans			

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, House File 19, a bill for an act to amend section six hundred two point fifty (602.50), Code 1954, relating to jury fees in municipal courts in class "C" cases, and in misdemeanor cases specially mentioned in section six hundred two point twenty-eight (602.28), with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dailey asked and received unanimous consent to withdraw the amendment filed by him to House File 19 and found on page 208 of the Senate Journal.

Senator Shaff asked and received unanimous consent to withdraw the amendment filed by him and found on page 415 of the Senate Journal.

Senator O'Malley offered the following amendment and moved its adoption:

Amend House File 19 by striking section 2.

The amendment was adopted.

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	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Butler	Harbor	O'Malley	Tate
Byers	Hoffman	Prentis	Turner
Coleman	Hoxie	Price	Utzig
Dailey	Lynes	Prince	Vest
Dewel	McCurdy	Putney	Watson
Dykhouse	McFarlane	Rigler	Weber
Elijah	McManus	Ringgenberg	Weiss
Elwood	Miller	Scott	Wormley

Nays, none.

Absent or not voting, 6:

Burton	Henry	Schroeder	Walker
Evans	Long		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator O'Malley, Senate File 324, a bill for an act relating to the authority of cities and towns to regulate the hours during which intoxicating liquors may be consumed on the premises of private clubs or associations, was taken up and considered.

Senator Miller offered the following amendment, filed by Senators Miller, Butler, Tate, Stuart, Price and Schroeder, and moved its adoption:

Amend Senate File 324, section 1, by striking the period at the end of line 4 and inserting in lieu thereof the following: "whose activities consist primarily in serving alcoholic beverage and/or storing alcoholic beverages owned by the members."

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 6:

Butler	Schroeder	Stuart	Tate
Miller	Shoeman		

Nays, 39:

Anderson	Fisher	Nolan	Shaff
Boothby	Grimstead	O'Connor	Turner
Buck	Harbor	O'Malley	Utzig
Byers	Hoffman	Prentis	Vest
Coleman	Hoxie	Price	Walker
Dailey	Lynes	Prince	Watson
Dewel	McCurdy	Putney	Weber
Dykhouse	McFarlane	Rigler	Weiss
Elijah	McManus	Ringgenberg	Wormley
Elwood	Molison	Scott	

Absent or not voting, 5:

Burton	Gillespie	Henry	Long
Evans			

The amendment was lost.

Senator O'Malley 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	Gillespie	Nolan	Shoeman
Boothby	Grimstead	O'Connor	Stuart
Buck	Harbor	O'Malley	Turner
Byers	Hoffman	Prentis	Utzig
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McFarlane	Ringgenberg	Weiss
Elwood	McManus	Scott	Wormley
Fisher	Molison		

Nays, 4:

Butler	Miller	Schroeder	Shaff
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O'Connor	Rigler	Stuart	Walker
O'Malley	Ringgenberg	Tate	Watson
Prentis	Schroeder	Turner	Weber
Price	Scott	Utzig	Weiss
Prince	Shaff	Vest	Wormley
Putney	Shoeman	-	

Nays, 1:

Elwood

Absent or not voting, 3:

Burton Evans Henry

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Weiss, House File 110, a bill for an act to amend section four hundred fifty-five point two hundred twelve (455.212), Code 1954, relating to installments of assessments for the costs incident to the adoption by a drainage district board of a federal plan of improvement for said district, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Weiss 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:

Anderson	Gillespie	Nolan	Shoeman
Boothby	Grimstead	O'Connor	Stuart
Buck	Harbor	O'Malley	Tate
Butler	Hoffman	Prentis	Turner
Byers	Hoxie	Price	Utzig
Coleman	Long	Prince	Vest
Dailey	Lynes	Putney	Walker
Dewel	McCurdy	Rigler	Watson
Dykhouse	McFarlane	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Fisher	Molison	Shaff	

Nays, none.

Absent or not voting, 3:

Burton Evans Henry

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Schroeder, on behalf of Senator McFarlane, Senate File 221, a bill for an act relating to payment of municipal special assessments for streets and sewers, was taken up and considered.

Senator Schroeder 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:

Anderson	Gillespie	Nolan	Shoeman
Boothby	Grimstead	O'Connor	Stuart
Buck	Harbor	O'Malley	Tate
Butler	Hoffman	Prentis	Turner
Byers	Hoxie	Price	Utzig
Coleman	Long	Prince	Vest
Dailey	Lynes	Putney	Walker
Dewel	McCurdy	Rigler	Watson
Dykhouse	McFarlane	Ringgenberg	Weber
Elijah	HcManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Fisher	Molison	Shaff	

Nays, none.

Absent or not voting, 3:

Burton	Evans	Henry
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

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 119, a bill for an act relating to employment agency fees.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 443, a bill for an act to make appropriations to members of the Iowa study committee on water rights and drainage laws.

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

House Concurrent Resolution 15 commending the reorientation of research effort at the Iowa State College, for the study of agricultural adjustment problems.

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

House Concurrent Resolution 16 relating to special session of General Assembly to accomplish the payment of a bonus to veterans of the Korean war.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 313, a bill for an act relating to the release of mortgages.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 368, a bill for an act relating to payment of costs or expenses prior to dismissal or entry of a divorce decree.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 562, a bill for an act relating to special permits for the operation of vehicles of excess size and weight on the highways.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 119

Amend Senate File 119 as follows:

1. By inserting in section 1, line 12 after the word "earnings." the words, "The provisions of this section shall not apply to the furnishing or procurement of vaudeville acts, circus acts, theatrical, stage or platform attractions or amusement enterprises."

2. By striking section 2.

HOUSE CONCURRENT RESOLUTION 15

Whereas, American farmers, especially the farmers of Iowa, have been undergoing severe economic strain from falling prices of their products and rising costs of production and marketing; and

Whereas, American agriculture is increasing the total output of farm products at a rate slightly faster than the rate at which demand for these products is growing, thereby causing a serious surplus of farm products, low prices and low incomes for farm families; and

Whereas, the many federal agricultural programs, while helpful to farmers, are not leading agriculture out of this wilderness of low incomes and disadvantageous economic circumstances compared with the non-farm population; and

Whereas, Iowa farmers are burdened with an increasingly adverse ratio between their net incomes and taxes; and

Whereas, the Iowa State College has served Iowa farmers and the general public ably and well, in discovering and advancing new methods of agricultural production, in improving individual farm efficiency, in lowering the cost of food to consumers and in pushing forward the horizons of better farm family living; and

Whereas, the chief problem facing farmers at this time is not how to further expand total production, but rather to find ways of effectively using the bounty of American agriculture with a fair return to farm families for their skill and productiveness in creating this bounty; and

Whereas, the Iowa State College has announced a reorientation of its research and experimental program by establishing the new Agricultural Adjustment Research Center for the purpose of studying problems in marketing, processing, and utilization of farm products; new uses for present production and discovery of new crops and markets;

Now, Therefore, Be It Resolved by the House of Representatives, the Senate Concurring, That the General Assembly of the State of Iowa commends this reorientation of research effort at the Iowa State College, for the study of agricultural adjustment problems, and encourages the administration of the college to devote primary attention to this major problem in agriculture today.

HOUSE CONCURRENT RESOLUTION 16

Whereas, the Fifty-sixth General Assembly enacted chapter sixty-one (61) of the Acts of the Fifty-sixth General Assembly which provided for the payment of a bonus to persons who served in the armed forces of the United States during the Korean war, for the issuance and sale of bonds to pay such bonus, and for the imposition, levy and collection of

a direct annual tax sufficient to pay the principal and interest on said bonds; and

Whereas, such Act was thereafter submitted to the people of the state at the general election held in November of 1956, and was at such general election approved by the people; and

Whereas, it is questioned whether the bonds authorized by such Act can be sold at the maximum rate of interest authorized by the Act; and

Whereas, since the enactment of such Act and the approval thereof by the people of the state, litigation has been commenced concerning the legality of such Act; and

Whereas, the approval by the people of such Act at the general election held in November, 1956, constituted a clear mandate by the people of the state that such bonus be paid and that such bonds be issued and taxes be levied as provided in such Act, which mandate demands that the Governor and General Assembly take all necessary action to accomplish the payment of such bonus, the issuance of such bonds and the levy of such tax; and

Whereas, should any court of competent jurisdiction hold that such Act is invalid and illegal under the Constitution of Iowa or should the sale of such bonds prove impossible at the maximum interest rate provided by such Act, the payment of such bonus, the issuance of such bonds, and the levy of such tax would be impossible without further legislative action;

Now, Therefore, Be It Resolved by the House, the Senate Concurring, That in the event that chapter sixty-one (61) of the Acts of the Fifty-sixth General Assembly should by final judgment, decree or order of any court of competent jurisdiction be held to be illegal or invalid or should the payment of the bonus, the issuance and sale of the bonds, and the levy of the direct annual tax authorized in such Act be enjoined, prohibited or restrained by final judgment, decree or order of any such court, or should the sale of such bonds prove impossible at the maximum rate of interest authorized by such Act, the Governor is hereby respectfully requested by the General Assembly to immediately exercise the authority granted him by the Constitution to convene the General Assembly in special session to allow the General Assembly to consider such additional legislation as may be necessary to comply with the mandate of the people and accomplish the payment of a bonus to veterans of the Korean war in time for such legislation to be submitted to the people at the general election to be held in November of 1958.

HOUSE MESSAGES CONSIDERED

House File 313, a bill for an act relating to the release of mortgages.

Read first and second times and referred to sifting committee.

House File 368, a bill for an act relating to payment of costs expenses prior to dismissal or entry of a divorce decree.

Read first and second times and referred to sifting committee.

House File 562, a bill for an act to amend section three hundred twenty-one point four hundred sixty-seven (321.467), Code 1954,

relating to special permits for the operation of vehicles of excess size and weight on the highways.

Read first and second times and referred to sifting committee.

THIRD READING OF BILLS

On motion of Senator Hoxie, House File 294, a bill for an act to amend sections one hundred ten point one (110.1) and one hundred ten point seventeen (110.17), Code 1954, pertaining to hunting and fishing license fees and exemptions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Tate asked and received unanimous consent to withdraw the amendment filed by him and found on page 745 of the Senate Journal.

Senator Tate offered the following amendment:

Amend House File 294, section 1, line 9, by adding after the period (.) the following:

"Further amend section one hundred ten point one (110.1), Code 1954, by adding at the end thereof: 'In addition to the license fees hereinbefore set forth there may be charged by agencies other than state agencies an additional fee of twenty-five (25) cents which may be retained by such agencies as compensation for the additional clerical work required by the selling of hunting and fishing licenses.'"

On motion of Senator Nolan, the Senate adjourned until 7:30 p.m.

EVENING SESSION

The Senate reconvened, President Nicholas presiding.

The Senate resumed consideration of House File 294.

Senator Tate asked and received unanimous consent to withdraw the amendment previously offered.

Senator Tate offered the following amendment and moved its adoption:

1. Amend House File 294 by adding a new section following section 2 as follows:

"Section one hundred ten point four (110.4), Code 1954, is hereby amended by striking all of said section after the word 'charging' in line eleven (11), and inserting in lieu thereof the following: 'in addition to the license fees hereinbefore set forth an additional fee of twenty-five (25) cents for each license which may be retained for the services rendered in issuing the license.'"

2. Further amend House File 294 by renumbering the sections in conformity with this amendment.

3. Amend the title to House File 294, line 1, by inserting after the comma (,) the following: "one hundred ten point four (110.4),".

Division was called for.

The amendment was lost.

Senator Hoxie offered the following amendment and moved its adoption:

Amend House File 294 by adding the following new section:

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 Denison Review, a newspaper published at Denison, Iowa, and in The Evening Sentinel, a newspaper published at Shenandoah, Iowa.

The amendment was lost.

Senator Stuart offered the following amendment and moved its adoption:

"Amend section one hundred ten point seventeen (110.17), Code 1954, by inserting after the word 'age' in line ten (10) the following: 'or a non-resident of the state under fourteen (14) years of age'."

The amendment was adopted.

Senator Dewel moved the previous question on the bill, which motion prevailed.

Senator Hoxie 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	Fisher	Nolan	Stuart
Boothby	Gillespie	O'Malley	Utzig
Buck	Grimstead	Prentis	Vest
Butler	Harbor	Price	Walker
Byers	Hoxie	Prince	Watson
Dewel	Lynes	Putney	Weber
Elijah	Miller	Rigler	Weiss
Elwood	Molison	Ringgenberg	Wormley

Nays, 8:

Coleman	Hoffman	O'Connor	Scott
Dailey	McManus	Schroeder	Shaff

Absent or not voting, 10:

Burton	Henry	McFarlane	Tate
Dykhouse	Long	Shoeman	Turner
Evans	McCurdy		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hoxie asked and received unanimous consent that House File 294 be immediately messaged to the House.

On motion of Senator Walker, Senate File 167, a bill for an act relating to the control and regulation of motor carriers of liquid products in bulk and to amend section three hundred twenty-one point four hundred twenty-three (321.423), Code 1954, with report

of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dewel asked and received unanimous consent that action on Senate File 167 be deferred and that the bill be placed on the calendar under "unfinished business".

MOTION TO RECONSIDER

Senator Nolan moved to reconsider the vote by which House File 203 passed the Senate.

Senator Ringgenberg moved the previous question on the motion to reconsider, which motion prevailed.

Senator Nolan asked and received unanimous consent that action on the motion to reconsider be deferred until Tuesday, April 16, 1957.

On motion of Senator Prentis, Senate File 179, a bill for an act relating to the distribution of a portion of the sales tax receipts to primary roads and streets, with report of committee recommending amendment in accordance with the following amendment filed by Senator Prentis, was taken up, considered, and the report of the committee adopted.

Senator Prentis called up the following amendment filed by him:

1. Amend Senate File 179 by striking all after the enacting clause and adding in lieu thereof the following:

"Section 1. Section three hundred twelve point one (312.1), Code 1954, is hereby amended by striking subsection five (5).

"Sec. 2. Section three hundred thirteen point four (313.4), Code 1954, is hereby amended as follows:

1. By inserting in line two (2) after the word, "fund" the words, " , except as hereafter provided,".

2. By inserting at the end of such section the following new paragraph:

"All revenues to the primary road fund derived from the sales tax under chapter four hundred twenty-two (422) in an amount equal to four (4) percent of the net revenues collected under division four (IV) of such chapter are hereby appropriated for and shall be used exclusively for the construction, grading, drainage, surfacing, acquisition of right of way, and all other expenses incurred in the construction of third (3rd) lanes on primary roads at hills, curves, or other dangerous zones, or for the construction, grading, drainage, surfacing, acquisition of right of way, and all other expenses incurred in the construction of multiple lanes of traffic.'

"Sec. 3. Section three hundred nine point ten (309.10), Code 1954, is hereby amended as follows:

1. By inserting in line two (2) after the word, 'fund' the words, ' , except as hereafter provided,'.

2. By inserting at the end of such section the following new paragraph:

'All revenues to the secondary road construction fund derived from the sales tax under chapter four hundred twenty-two (422) in an amount

equal to three (3) percent of the net revenues collected under division four (IV) of such chapter are hereby appropriated for and shall be used exclusively for the construction of permanent surfacing upon secondary roads.'

"Sec. 4. The treasurer of the state shall on the first day of each month apportion among cities and towns of the state, in the ratio which the population of each city or town bears to the total population of all such cities and towns in the state as shown by the latest available federal, decennial census, all funds which have come into his hands from the three (3) percent of the sales tax revenues under division four (IV) of chapter four hundred twenty-two (422) which is appropriated to the street funds of such cities and towns.

"Sec. 5. Section four hundred twenty-two point sixty-two (422.62), Code 1954, is hereby amended as follows:

1. By striking out the words 'road use tax fund.' in line nine (9) and inserting in lieu thereof the following: 'primary road fund, the secondary road construction fund of the counties and the street construction fund of cities and towns of the state, respectively, in the following manner and amounts: (1) To the primary road fund, four (4) percent. (2) To the secondary road construction fund, three (3) percent. (3) To the street construction fund of cities and towns of the state, three (3) percent.

"Sec. 6. All revenues to the primary road fund, to the secondary road construction fund and to the street construction funds of the various cities and towns as provided in section four hundred twenty-two point sixty-two (422.62) of the Code shall be in addition to the shares of the road use tax fund allocated to such funds under the provisions of section three hundred twelve point two (312.2) of the Code.

"Sec. 7. This Act, being deemed of immediate importance, shall be in full force and effect July 1, 1957, after its passage and publication in the Leon Journal-Reporter, a newspaper published at Leon, Iowa, and in the Creston Daily Advertiser, a newspaper published at Creston, Iowa."

2. Amend the title of Senate File 179, line 2, by striking the words "and streets" and inserting in lieu thereof the words ", secondary roads and streets of cities and towns".

3. Amend the preamble of Senate File 179 by inserting after the semi-colon in line 28 the following:

"and

WHEREAS, a good secondary road system is essential to Iowa's agricultural economy and the goal of providing a surfaced outlet to every reasonably located farm has not yet been attained; and

WHEREAS, state-collected funds going to counties for secondary road construction provide, in effect, property tax relief;"

Senator Prentis asked and received unanimous consent that action on Senate File 179 be deferred and that the bill be placed on the calendar under "unfinished business".

On motion of Senator Tate, Senate File 234, a bill for an act to amend chapter one hundred seventy-three (173), Acts of the Fifty-sixth General Assembly, relating to the compensation of county officers, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Tate asked and received unanimous consent that action on Senate File 234 be deferred and that the bill be placed on the calendar under "unfinished business".

On motion of Senator Hoxie, House File 288, a bill for an act to amend section one hundred seven point thirteen (107.13), Code 1954, relating to salaries of state conservation officers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend House File 288 by striking the following in lines 9 and 10 of section 1: "forty-two hundred dollars (\$4200)" and substitute in lieu thereof the following: "four thousand dollars (\$4000)".

The amendment was lost.

Senator Dewel moved the previous question on the bill, which motion prevailed.

Senator Hoxie 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	Fisher	Nolan	Shaff
Boothby	Gillespie	O'Connor	Stuart
Buck	Grimstead	O'Malley	Tate
Butler	Hoffman	Prentis	Utzig
Byers	Hoxie	Price	Vest
Coleman	Lynes	Prince	Walker
Dailey	McCurdy	Putney	Watson
Dewel	McFarlane	Rigler	Weber
Dykhouse	McManus	Ringgenberg	Weiss
Elijah	Miller	Schroeder	Wormley
Elwood	Molison	Scott	

Nays, none.

Absent or not voting, 7:

Burton	Harbor	Long	Turner
Evans	Henry	Shoeman	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stuart, House File 285, a bill for an act providing for a sixty (60) day period before a decree of divorce shall be granted except in emergencies, was taken up and considered.

Senator Stuart 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:

Rule 8 was invoked.

Ayes, 41:

Anderson	Fisher	Nolan	Shaff
Boothby	Gillespie	O'Connor	Stuart
Buck	Grimstead	O'Malley	Tate
Butler	Hoffman	Prentis	Utzig
Byers	Hoxie	Price	Vest
Coleman	Lynes	Prince	Walker
Dailey	McCurdy	Putney	Watson
Dewel	McManus	Rigler	Weber
Dykhouse	Miller	Ringgenberg	Weiss
Elijah	Molison	Scott	Wormley
Elwood			

Nays, 1:

Schroeder

Absent or not voting, 8:

Burton	Harbor	Long	Shoeman
Evans	Henry	McFarlane	Turner

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stuart, Senate File 304, a bill for an act to amend section two hundred eighty-five point one (285.1), Code 1954, relating to public school transportation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Elijah offered the following amendment, filed by Senators Elijah and Hoffman, and moved its adoption:

Amend Senate File 304, section 1, by striking in line 4 the word "a" and inserting after the word "of" the words "an incorporated".

The amendment was adopted.

Senator Stuart 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	Fisher	O'Connor	Shaff
Boothby	Gillespie	O'Malley	Stuart
Buck	Grimstead	Prentis	Tate
Butler	Hoffman	Price	Utzig
Byers	Hoxie	Prince	Vest
Coleman	Lynes	Putney	Walker
Dailey	McCurdy	Rigler	Watson
Dewel	McManus	Ringgenberg	Weber
Dykhouse	Miller	Schroeder	Weiss
Elijah	Molison	Scott	Wormley
Elwood	Nolan		

Nays, none.

Absent or not voting, 8:

Burton	Harbor	Long	Shoeman
Evans	Henry	McFarlane	Turner

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE CONCURRENT RESOLUTION 28

By Byers

Be It Resolved by the Senate, the House Concurring: That the Fifty-seventh General Assembly adjourn sine die at five o'clock p.m., Tuesday, April 23, 1957.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 372.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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: House File 372.

PROOF OF PUBLICATION

Published copy of House File 422 and verified proof of publication of said bill in The Manson Journal on March 7, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of the Senate.

RESIGNATION OF EMPLOYEE

Senator Prentis announced the resignation of Jessie Augustine of Polk County as a clerk in the Legislative Research Bureau effective April 5, 1957.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

S. F. 467	H. F. 553	H. F. 400
S. F. 318	H. F. 311	H. F. 418
S. F. 285	H. F. 160	H. F. 344
S. F. 466	H. F. 61	

D. C. NOLAN, *Chairman,*
Sifting Committee.

AMENDMENTS FILED

1 Amend Senate Concurrent Resolution 26 by striking paragraph
2 3 and paragraph 5.
3 Further amend Senate Concurrent Resolution 26 by striking the
4 word "installations" in the first line of the last paragraph and
5 inserting in lieu thereof the word "installation".

DUANE E. DEWEL.

1 Amend Senate Joint Resolution 16, section 1, line 9,
2 by striking the word "fifty" and inserting in lieu thereof the word
3 "fifty-five".

DUANE E. DEWEL.

1 Amend Senate Joint Resolution 16 by adding in section
2 1, line 44 after the word, "election" the
3 following:
4 "; and also at said session after each decennial national
5 census the assembly shall reapportion the Senate giving each
6 county, having more than one hundred thousand population,
7 one Senator".

DUANE E. DEWEL.

1 Amend House File 1 as follows:
2 1. By inserting after the second comma in line 12 thereof
3 the following: "when authorized by a majority vote of the
4 electors thereof at a general, regular or special election
5 called for that purpose as provided in section 2 hereof,".
6 2. By adding the following new section: "Sec. 2. So far
7 as applicable the initiation of proceedings, the calling of
8 the election, notices and submission of question referred to
9 in section 1 hereof shall be in the manner prescribed by
10 chapter four hundred seven (407), Code 1954."
11 3. Amend the title to House File 1 by inserting before the
12 period in line 6 thereof the following: ", and providing
13 for an election therefor".

E. J. McMANUS.
JACK SCHROEDER.

1 Amend House File 240 as follows:
2 1. Amend section 2, line 9, by inserting after the word
3 "chapter" the following: "plus ten per cent (10%)".
4 2. Amend section 3, line 15, by inserting after the word
5 "section" the following: "plus ten per cent (10%)".

EARL ELIJAH.
DAVID O. SHAFF.

1 Amend House File 240 by adding thereto the
2 following as a new section:
3 "The provisions of this act shall be effective
4 for the period from July 4, 1957, to July 4, 1959."

THOMAS J. DAILEY.

1 Amend Senate File 472 by adding the following new section:
2 "Sec. 3. There is hereby appropriated from the general fund
3 of the state for the biennium beginning July 1, 1957, and ending
4 June 30, 1959, to the department of public instruction the sum
5 of forty thousand dollars (\$40,000.00) or so much thereof as
6 may be necessary to be used as a revolving fund to pay salaries,
7 travel and miscellaneous expenses of research projects regarding

8 mentally retarded children and students who fail to complete their
9 high school education, carried on co-operatively with the United
10 States Office of Education."

HARRY E. WATSON.

1 Amend House File 553 as follows:

2 1. By inserting in line 57 of section 1 after the
3 word "subsurface", the word "fresh".

4 2. By striking lines 17 and 18 of section 10 and inserting
5 in lieu thereof the following: "without hearing if no objection
6 is raised, but if written objection is filed by any aggrieved
7 person shown to have an interest, a hearing shall be held
8 thereon. Any".

D. C. NOLAN.

1 Amend Senate File 179 by striking everything after the
2 enacting clause and inserting in lieu thereof the following:
3 "Section 1. Three hundred twelve point two (312.2), Code
4 1954, is amended by striking all of said section following
5 the colon in line nine (9) and inserting in lieu thereof the
6 following:

7 '1. To the primary road fund, forty-five (45) percent.

8 2. To the secondary road construction fund of the
9 counties, twenty-eight (28) percent.

10 3. To the farm to market road fund, fifteen (15)
11 percent.

12 4. To the street construction fund of the cities and
13 incorporated towns of the state, twelve (12) percent."

EDWARD J. MCMANUS.

1 Amend the committee amendment to Senate File 234, filed
2 March 27, 1957, by adding the following section:

3 Section five (5) of chapter one hundred seventy-three (173),
4 Acts of the Fifty-sixth General Assembly, is amended by adding the
5 following subsections:

6 "Section three hundred forty point two (340.2), Code 1954,
7 is further amended by striking the period (.) after the word
8 'principal' in line six (6) and inserting in lieu thereof the
9 following: '; however, in counties with a population of one
10 hundred thousand (100,000) or more, first and second deputies,
11 and any deputy in charge of the motor vehicle registration
12 and title department, shall receive an annual salary of eighty
13 (80) percent of his or her principal.'

14 "Section three hundred forty point two (340.2), Code 1954,
15 is further amended by striking the period (.) at the end of
16 line eleven (11) and inserting in lieu thereof the following:
17 '; however, in counties with a population of one hundred
18 thousand (100,000) or more, deputies (where more than two (2)
19 deputies are required) and the first assistant to the deputy
20 in charge of the motor vehicle registration and title depart-
21 ment, shall receive an annual salary of sixty-five (65) percent
22 of their principal.'"

JACK MILLER.

GEORGE E. O'MALLEY.

1 Amend the ways and means committee amendment filed
2 February 13, 1957, to Senate File 179 by adding the following
3 after line 4:

4 "Sec. 2. Section three hundred twelve point three
 5 (312.3) Code of 1954, is hereby amended by striking the
 6 period (.) after the word "town" in the last line of
 7 subparagraph two (2), substituting a comma (,) and adding
 8 the following "providing that such city or town has filed
 9 an affidavit with the state highway commission stating that
 10 said funds will be used for street improvement purposes
 11 only and that the proposed budget for street improvement
 12 expenditures has been approved by the state highway commission."
 13 Further amend the committee amendment by renumbering
 14 the sections.

LAWRENCE PUTNEY.

LAURENCE M. BOOTHBY.

1 Amend the committee amendment to Senate File 234, filed
 2 March 27, 1957, by adding the following new section:
 3 Section two hundred thirty-one point eight (231.8), Code
 4 1954, as amended by the Acts of the Fifty-sixth General Assembly
 5 is further amended as follows:
 6 Subsection one (1), line five (5), strike, "eight dollars
 7 per day or one dollar per hour" and insert, "twelve dollars per
 8 day or one dollar and a half per hour".
 9 Subsection one (1), line seven (7), strike, "twenty-nine
 10 hundred" and insert, "thirty-four hundred".
 11 Subsection two (2), line eight (8), strike, "forty-four
 12 hundred" and insert, "forty-nine hundred".
 13 Subsection two (2), line twelve (12), strike, "thirty-three
 14 hundred twenty" and insert, "thirty-eight hundred twenty".
 15 Subsection three (3), line five (5), strike, "forty-nine
 16 hundred" and insert, "fifty-four hundred".
 17 Subsection three (3), line nine (9), strike, "thirty-nine
 18 hundred twenty" and insert, "forty-four hundred twenty".
 19 Subsection four (4), line four (4), strike, "fifty-eight
 20 hundred" and insert, "sixty-three hundred".
 21 Subsection four (4), line eight (8), strike, "forty-three
 22 hundred twenty" and insert, "forty-eight hundred twenty".
 23 Subsection five (5), line six (6), strike, "twenty-two
 24 hundred" and insert, "twenty-seven hundred".
 25 Subsection five (5), lines nine (9) and ten (10), strike,
 26 "twenty-seven hundred" and insert, "thirty-two hundred".
 27 Subsection six (6), line fifteen (15), strike, "forty-six
 28 hundred" and insert, "fifty-one hundred".

HARRY E. WATSON.

1 Amend House File 158, section 5, line 13,
 2 by adding the following thereto:
 3 "Where an urban school district merges with another district
 4 said school district shall retain its independent status. Where a
 5 city or town annexes territory, said territory shall become a part
 6 of the urban school district. The entire school district in which
 7 the annexed territory formerly vested may vote at a special
 8 election held in conformance with this chapter and if the
 9 proposition carries by a majority vote, the entire territory shall
 10 become a part of the urban school district."

JACK SCHROEDER.

1 1. Amend House File 553, section 1, lines
 2 28 and 29 as follows:

3 By striking from lines 28 and
4 29 the words, "within the territorial boundaries of
5 municipal corporations".

J. KENDALL LYNES.

1 1. Amend House File 553 by adding as a separate paragraph
2 to section 1 the following:
3 "Impounded water means that water captured and stored on
4 the land by anyone taking it pursuant to the provisions of this
5 chapter, and the party impounding the water shall become the
6 absolute owner thereof and said impounded water shall not be
7 subject to the provisions of this chapter."

J. KENDALL LYNES.

1 1. Amend House File 553 by striking from section
2 11, lines 9, 10, and 11 the following
3 words:
4 "The use of water for ordinary household purposes, for
5 poultry, livestock and domestic animals shall have priority
6 over other uses." and substituting in lieu thereof the follow-
7 ing words:
8 "The use of water for ordinary household purposes, for
9 poultry, livestock, domestic animals and irrigation shall have
10 priority over all other uses".

J. KENDALL LYNES.

1 1. Amend House File 553, section 11, line
2 16 by striking the period (.) after the word "person",
3 and by adding thereto the following:
4 "or require any person to obtain a permit for the use
5 of water in which they have a vested right.", and by adding
6 to said section following line 17 the following:
7 "Vested rights as used herein means the right of a land-
8 owner to capture and impound the diffused surface water, the
9 right of a landowner to the use of percolating water so long
10 as he puts it to a beneficial use, the right to the use of
11 surface stream flow and subterranean stream flow so long as the
12 user does not impair the vested rights therein of downstream
13 users, and the right of any person to pull water from streams
14 at high water time and impound the water."

J. KENDALL LYNES.
THOMAS J. DAILEY.

1 1. Amend House File 553, section 17 by placing
2 a period (.) after the word "construction" in line 6 thereof,
3 and striking the balance of said section 17.

J. KENDALL LYNES.

1 1. Amend House File 553, section 18, paragraph
2 1 by striking from line 5 the comma (,) following
3 the word "permittee" and substituting in lieu thereof a period
4 (.), and striking the balance of the sentence.

J. KENDALL LYNES.

1 1. Amend House File 553, section 18 by striking
2 all of paragraph 2 and renumbering the subsequent paragraphs
3 in section 18.

J. KENDALL LYNES.

- 1 1. Amend House File 553 by striking everything following
2 the enacting clause and substituting in lieu thereof the
3 following:
4 "Section 1. A special study of water rights in Iowa is
5 hereby created. The study shall be conducted by the Iowa
6 Natural Resources Council, which council may employ additional
7 personnel necessary to the proper preparation of the study.
8 The council may take testimony and may call upon and receive
9 from other departments of the state government, such information
10 and assistance as they may determine necessary.
11 Sec. 2. The Iowa Natural Resources Council shall enter
12 into its duties as soon as this resolution is adopted. It shall
13 make a report including legislative recommendations to the
14 governor, on or before September 1, 1958. The governor shall
15 cause copies of the report to be printed, and shall mail copies
16 to the members of the Fifty-seventh General Assembly on or before
17 October 1, 1958, and to newly elected members of the Fifty-eighth
18 General Assembly, on or before December 1, 1958.
19 Sec. 3. Appropriations. There is hereby appropriated the
20 sum of thirty-five hundred dollars (\$3500.00) to the Iowa Natural
Resources
21 Council to be spent under its direction to carry out the provisions
22 of this resolution."

J. KENDALL LYNES.

On motion of Senator Nolan, the Senate adjourned until 10:05
a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, APRIL 16, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend John A. Orange, pastor of the First Presbyterian Church, Chariton, Iowa.

PETITIONS AND MEMORIALS

The following petition was presented and placed on file:

By Senator Miller, from twenty-eight residents of Woodbury County urging support for supplemental aid to Iowa libraries.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Evans for the morning on request of Senator Walker.

PRESENTATION OF VISITORS

Senator Ringgenberg asked and received unanimous consent to present to the Senate twenty-three members of the senior class of the Story City High School who were present in the balcony accompanied by Darrell Martin.

Senator Putney asked and received unanimous consent to present to the Senate twenty-three members of the senior class of the Keystone Consolidated School who were present in the balcony accompanied by their instructor, Mrs. James Conley.

Senator Putney asked and received unanimous consent to present to the Senate thirty-one members of the senior class and twenty-seven members of the junior class of the Dysart Consolidated School who were present in the balcony.

Senator Dewel asked and received unanimous consent to present to the Senate thirty-eight members of the junior class of the Titonka High School who were present in the balcony accompanied by their superintendent, W. P. Truesdell.

Senator Fisher asked and received unanimous consent to present to the Senate one hundred students from the Indianola High School who were present in the balcony accompanied by their instructors, Mr. Eady and Mr. Hermanson.

Senator Putney asked and received unanimous consent to present to the Senate thirty-eight members of the sophomore and junior classes of the Garwin High School who were present in the balcony.

Senator Putney asked and received unanimous consent to present to the Senate sixty students from the Dike Community School who were present in the balcony accompanied by Mr. Albrecht and Mr. Van Hauen.

Senator Prince asked and received unanimous consent to present to the Senate nineteen members of the United States history class of the Bagley High School who were present in the balcony accompanied by their superintendent, Glenn McCoy.

Senator Tate asked and received unanimous consent to present to the Senate the members of the senior class of the Franklin Consolidated School who were present in the balcony accompanied by their superintendent, G. D. DeBoer.

Senator O'Malley asked and received unanimous consent to present to the Senate forty-five members of the junior class of the Altoona High School who were present in the balcony accompanied by Mr. Peters.

Senator McManus asked and received unanimous consent to present to the Senate thirty-nine members of the junior and senior classes of the St. Peter High School of Keokuk who were present in the balcony accompanied by their instructors, Sister Bernice and Sister Lawrence.

Senator Putney asked and received unanimous consent to present to the Senate thirty members of the junior class of the Keystone Consolidated School who were present in the balcony accompanied by Mr. Drinkwater.

Senator Coleman asked and received unanimous consent to present to the Senate fourteen members of the senior class of the Manson Community School who were present in the balcony accompanied by their instructor, Mr. Kaufman.

INTRODUCTION OF BILLS

Senate File 476, by committee on judiciary 2, a bill for an act to legalize and validate the proceedings of the town council of the town of Maynard, in Fayette County, State of Iowa, in the conduct of an election on the proposition of incurring of indebtedness and issuing bonds for town hall purposes.

Read first and second times and referred to the sifting committee.

Senate File 477, by committee on judiciary 2, a bill for an act to legalize and validate the actions of the board of supervisors of

Emmet County in allocating to the court house building fund, a fund resulting from the sale of bonds authorized by the electors of Emmet County, interest earned and accumulated upon said fund, and validating and legalizing certain expenditures made by the board of supervisors from such accumulated and earned interest.

Read first and second times and referred to the sifting committee.

Senate File 478, by committee on social security, a bill for an act relating to federal social security taxes on public employees.

Read first and second times and referred to the sifting committee.

Senator Elijah called up for further consideration Senate Concurrent Resolution 26:

SENATE CONCURRENT RESOLUTION 26

By Committee on Supplies and Equipment

Whereas, there is considerable demand for more electrical outlets at the desks of the legislators in both the Senate and the House, and

Whereas, the present temporary wiring is unsightly and constitutes, more or less, a fire hazard, and

Whereas, the present public address system in the Senate chamber is cumbersome and definitely inadequate.

Therefore, Be It Resolved by the Senate, the House Concurring: That the budget and financial control committee is hereby authorized and directed to have installed a duplex receptacle at the front of each desk in both legislative chambers.

Also, the budget and financial control committee is hereby directed to have installed in the Senate chamber a modern public address system with speakers and microphones at each Senator's desk, and at the desks of the President, the Secretary and clerks of the Senate together with such speakers at the press boxes, the galleries and the rear of the chamber as to make the proceedings of the Senate clearly audible in all sections of the chamber.

Such installations shall be completed prior to the opening session of the Fifty-eighth (58th) General Assembly.

Senator Dewel offered the following amendment to the resolution and moved its adoption:

Amend Senate Concurrent Resolution 26 by striking paragraph 3 and paragraph 5.

Further amend Senate Concurrent Resolution 26 by striking the word "installations" in the first line of the last paragraph and inserting in lieu thereof the word "installation".

The amendment was lost.

Senator Elijah moved the adoption of the resolution.

Roll call was demanded.

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

Ayes, 29:

Anderson	Harbor	Miller	Shoeman
Buck	Henry	Molison	Turner
Burton	Hoffman	Prentis	Vest
Butler	Hoxie	Price	Walker
Elijah	Long	Ringgenberg	Watson
Fisher	Lynes	Scott	Weber
Gillespie	McFarlane	Shaff	Weiss
Grimstead			

Nays, 17:

Boothby	Elwood	O'Connor	Rigler
Byers	McCurdy	O'Malley	Schroeder
Coleman	McManus	Prince	Stuart
Dailey	Nolan	Putney	Utzig
Dewel			

Absent or not voting, 4:

Dykhouse	Evans	Tate	Wormley
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The resolution was adopted.

Senator Elijah asked and received unanimous consent that Senate Concurrent Resolution 26 be immediately messaged to the House, which request was complied with.

Senator Nolan called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 27

By Nolan

Be It Resolved by the Senate, the House Concurring: That the President of the Senate and the Speaker of the House of Representatives 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 for shipment to the home residence of the President of the Senate and the Speaker of the House.

Be It Further Resolved: That the Secretary of the Senate and the Chief Clerk of the House be authorized and directed to procure suitable name plates to be properly engraved and attached to the chairs.

The motion prevailed and the resolution was adopted.

Senator Nolan asked and received unanimous consent that Senate Concurrent Resolution 27 be immediately messaged to the House, which request was complied with.

Senator Ringgenberg called up the following resolution:

HOUSE CONCURRENT RESOLUTION 15

Whereas, American farmers, especially the farmers of Iowa, have been undergoing severe economic strain from falling prices of their products and rising costs of production and marketing; and

Whereas, American agriculture is increasing the total output of farm products at a rate slightly faster than the rate at which demand for

these products is growing, thereby causing a serious surplus of farm products, low prices and low incomes for farm families; and

Whereas, the many federal agricultural programs, while helpful to farmers, are not leading agriculture out of this wilderness of low incomes and disadvantageous economic circumstances compared with the non-farm population; and

Whereas, Iowa farmers are burdened with an increasingly adverse ratio between their net incomes and taxes; and

Whereas, the Iowa State College has served Iowa farmers and the general public ably and well, in discovering and advancing new methods of agricultural production, in improving individual farm efficiency, in lowering the cost of food to consumers and in pushing forward the horizons of better farm family living; and

Whereas, the chief problem facing farmers at this time is not how to further expand total production, but rather to find ways of effectively using the bounty of American agriculture with a fair return to farm families for their skill and productiveness in creating this bounty; and

Whereas, the Iowa State College has announced a reorientation of its research and experimental program by establishing the new Agricultural Adjustment Research Center for the purpose of studying problems in marketing, processing, and utilization of farm products; new uses for present production and discovery of new crops and markets;

Now, Therefore, Be It Resolved by the House of Representatives, the Senate Concurring: That the General Assembly of the State of Iowa commends this reorientation of research effort at the Iowa State College, for the study of agricultural adjustment problems, and encourages the administration of the college to devote primary attention to this major problem in agriculture today.

On motion of Senator Molison, the resolution was adopted.

Senator Molison asked and received unanimous consent that House Concurrent Resolution 15 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

On motion of Senator Watson, Senate File 469, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1957, and ending June 30, 1959, to the state fair board for the purpose of state aid to agricultural societies, was taken up and considered.

Senator Watson 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, 49:

Anderson	Coleman	Fisher	Hoxie
Boothby	Dailey	Gillespie	Long
Buck	Dewel	Grimstead	Lynes
Burton	Dykhouse	Harbor	McCurdy
Butler	Elijah	Henry	McFarlane
Byers	Elwood	Hoffman	McManus

Miller	Prince	Shaff	Vest
Molison	Putney	Shoeman	Walker
Nolan	Rigler	Stuart	Watson
O'Connor	Ringgenberg	Tate	Weber
O'Malley	Schroeder	Turner	Weiss
Prents	Scott	Utzig	Wormley
Price			

Nays, none.

Absent or not voting, 1:

Evans

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, Senate File 470, a bill for an act to appropriate from the general fund of the State of Iowa to the state soil conservation committee the sum of eight hundred thousand dollars (\$800,000.00) to carry on soil conservation work in soil conservation districts as provided in chapter four hundred sixty-seven A (467A), Code 1954, was taken up and considered.

Senator Watson 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, 48:

Anderson	Fisher	Miller	Shaff
Boothby	Gillespie	Molison	Shoeman
Buck	Grimstead	Nolan	Stuart
Burton	Harbor	O'Connor	Tate
Butler	Henry	O'Malley	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley

Nays, none.

Absent or not voting, 2:

Evans

Prentis
(Present)

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, Senate File 471, a bill for an act creating the general contingent fund of the state for the biennium beginning July 1, 1957, and appropriating thereto the sum of two million dollars from the general fund of the state, specifying the purposes for which the appropriation may be used, and providing for a report of the dispositions made of the fund, was taken up and considered.

Senator Dewel took the chair at 10:50 a.m.

Senator Watson 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, 49:

Anderson	Gillespie	Molison	Shaff
Boothby	Grimstead	Nolan	Shoeman
Buck	Harbor	O'Connor	Stuart
Burton	Henry	O'Malley	Tate
Butler	Hoffman	Prentis	Turner
Byers	Hoxie	Price	Utzig
Coleman	Long	Prince	Vest
Dailey	Lynes	Putney	Walker
Dewel	McCurdy	Rigler	Watson
Dykhouse	McFarlane	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Fisher			

Nays, none.

Absent or not voting, 1:

Evans

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, Senate File 472, a bill for an act to appropriate from the general fund of the State of Iowa to the department of public instruction ten thousand dollars (\$10,000.00) for use as a revolving fund for the Veterans Administration, and five thousand dollars (\$5,000.00) for the school lunch program, was taken up and considered.

Senator Watson offered the following amendment and moved its adoption:

Amend Senate File 472 by adding the following new section:

"Sec. 3. There is hereby appropriated from the general fund of the state for the biennium beginning July 1, 1957, and ending June 30, 1959, to the department of public instruction the sum of forty thousand dollars (\$40,000.00) or so much thereof as may be necessary to be used as a revolving fund to pay salaries, travel and miscellaneous expenses of research projects regarding mentally retarded children and students who fail to complete their high school education, carried on co-operatively with the United States Office of Education."

The amendment was adopted.

Senator Long offered the following amendment and moved its adoption:

Amend the title to Senate File 472 by adding thereto the words and figures: "and forty thousand dollars (\$40,000.00) for mentally retarded children and students who fail to complete their high school education."

The amendment was adopted.

Senator Watson 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, 49:

Anderson	Gillespie	Molison	Shaff
Boothby	Grimstead	Nolan	Shoeman
Buck	Harbor	O'Connor	Stuart
Burton	Henry	O'Malley	Tate
Butler	Hoffman	Prentis	Turner
Byers	Hoxie	Price	Utzig
Coleman	Long	Prince	Vest
Dailey	Lynes	Putney	Walker
Dewel	McCurdy	Rigler	Watson
Dykhous	McFarlane	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Fisher			

Nays, none.

Absent or not voting, 1:

Evans

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

On motion of Senator Watson, Senate File 473, a bill for an act to appropriate from the Iowa public employees retirement system fund two hundred ninety-six thousand two hundred forty dollars (\$296,240.00) to the employment security commission for the costs of the administration of chapter ninety-seven B (97B), Code 1954, was taken up and considered.

Senator Watson 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, 49:

Anderson	Gillespie	Molison	Shaff
Boothby	Grimstead	Nolan	Shoeman
Buck	Harbor	O'Connor	Stuart
Burton	Henry	O'Malley	Tate
Butler	Hoffman	Prentis	Turner
Byers	Hoxie	Price	Utzig
Coleman	Long	Prince	Vest
Dailey	Lynes	Putney	Walker
Dewel	McCurdy	Rigler	Watson
Dykhous	McFarlane	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Fisher			

Nays, none.

Absent or not voting, 1:

Evans

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Watson asked and received unanimous consent that Senate Files 469, 470, 471, 472 and 473 be immediately messaged to the House, which request was complied with.

HOUSE AMENDMENTS CONSIDERED

Senator Schroeder called up for consideration Senate File 119, a bill for an act relating to employment agency fees, amended by the House, and moved that the Senate concur in the following amendments:

HOUSE AMENDMENTS TO SENATE FILE 119

Amend Senate File 119 as follows:

1. By inserting in section 1, line 12 after the word "earnings." the words, "The provisions of this section shall not apply to the furnishing or procurement of vaudeville acts, circus acts, theatrical, stage or platform attractions or amusement enterprises."
2. By striking section 2.

President Nicholas took the chair at 11:15 a.m.

The Senate concurred in the House amendments.

Senator Schroeder moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Anderson	Fisher	Miller	Scott
Boothby	Gillespie	Molison	Shaff
Buck	Grimstead	Nolan	Shoeman
Burton	Harbor	O'Connor	Stuart
Butler	Henry	O'Malley	Turner
Byers	Hoffman	Prentis	Utzig
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McFarlane	Ringgenberg	Weiss
Elwood	McManus	Schroeder	Wormley

Nays, none.

Absent or not voting, 2:

Evans	Tate
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

Senator Schroeder called up the following motion to reconsider:

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 440 passed the Senate.

JACK SCHROEDER.

Senator Schroeder asked and received unanimous consent that action on the motion to reconsider be deferred until Wednesday, April 17, 1957.

MOTION TO RECONSIDER

Senator Nolan called up his motion to reconsider the vote by which House File 203 passed the Senate and moved its adoption.

On the question "Shall the Senate reconsider the vote by which House File 203 passed the Senate?" the vote was:

Ayes, 48:

Anderson	Fisher	Miller	Scott
Boothby	Gillespie	Molison	Shaff
Buck	Grimstead	Nolan	Shoeman
Burton	Harbor	O'Connor	Stuart
Butler	Henry	O'Malley	Turner
Byers	Hoffman	Prentis	Utzig
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McFarlane	Ringgenberg	Weiss
Elwood	McManus	Schroeder	Wormley

Nays, none.

Absent or not voting, 2:

Evans Tate

The motion to reconsider prevailed.

Senator Nolan moved to reconsider the vote by which House File 203, a bill for an act relating to the towing of motor vehicles over highways outside the limits of any incorporated city or town, went to its third reading, which motion prevailed.

Senator Elwood offered the following amendment and moved its adoption:

Amend House File 203 by adding after the comma (,) in line 9, section 1, the following: "provided that said disabled vehicle is moved to the nearest place where repairs can be made,".

Division was called for.

The amendment was lost.

Senator Walker moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Anderson	Fisher	Molison	Shoeman
Boothby	Gillespie	O'Connor	Stuart
Buck	Harbor	O'Malley	Tate
Burton	Hoffman	Prentis	Turner
Butler	Hoxie	Price	Utzig
Byers	Long	Prince	Vest
Coleman	Lynes	Putney	Walker
Dailey	McCurdy	Rigler	Watson
Dewel	McFarlane	Ringgenberg	Weber
Dykhouse	McManus	Schroeder	Weiss
Elijah	Miller	Scott	Wormley

Nays, 3:

Elwood	Nolan	Shaff
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Absent or not voting, 3:

Evans	Grimstead	Henry
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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 Vest called up for further consideration House File 240, a bill for an act relating to the renewal of domestic corporations, and the renewal of permits of foreign corporations.

Senator Elijah offered the following amendment, filed by Senators Elijah and Shaff:

Amend House File 240 as follows:

1. Amend section 2, line 9, by inserting after the word "chapter" the following: "plus ten per cent (10%)".
2. Amend section 8, line 15, by inserting after the word "section" the following: "plus ten per cent (10%)".

Senator Vest offered the following amendment to the amendment and moved its adoption:

Amend the amendment, lines 3 and 5, by inserting after the words "(10%)" the following: "of such fee paid."

The amendment to the amendment was adopted.

On motion of Senator Elijah, the amendment as amended was adopted.

Senator McManus called up the following amendment, filed by him, and moved its adoption:

Amend House File 240 by adding the following new section:

"Sec. 4. Any statute to the contrary notwithstanding, including the provisions of this act, the fees required by sections four hundred ninety-four point four (494.4) and four hundred ninety-four point eight (494.8), Code 1954, shall not be less than the fees required by sections four hundred ninety-one point twenty-eight (491.28) and four hundred ninety-one point thirty (491.30), Code 1954."

Senator Dewel moved the previous question on the amendment, which motion prevailed.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 12:

Burton	Gillespie	McManus	Rigler
Butler	Hoffman	Miller	Shaff
Dailey	McCurdy	O'Connor	Utzig

Nays, 34:

Anderson	Grimstead	Prentis	Stuart
Boothby	Harbor	Price	Tate
Buck	Hoxie	Prince	Turner
Byers	Long	Putney	Vest
Dewel	Lynes	Ringgenberg	Walker
Dykhouse	McFarlane	Schroeder	Watson
Elijah	Molison	Scott	Weber
Elwood	Nolan	Shoeman	Weiss
Fisher	O'Malley		

Absent or not voting, 4:

Coleman	Evans	Henry	Wormley
(Present)			

The amendment was lost.

Senator Dailey offered the following amendment:

Amend House File 240 by adding thereto the following as a new section:

"The provisions of this act shall be effective for the period from July 4, 1957, to July 4, 1959."

Senator Vest offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking in line 4 "1959" and inserting in lieu thereof "1961".

The amendment to the amendment was lost.

On motion of Senator Dailey, the amendment was adopted.

Senator Dewel moved the previous question on the bill, which motion prevailed.

Senator Vest 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	Elwood	Nolan	Shoeman
Boothby	Fisher	O'Malley	Stuart
Buck	Gillespie	Prentis	Tate
Burton	Grimstead	Price	Turner
Butler	Hoxie	Prince	Vest
Byers	Long	Putney	Walker
Coleman	Lynes	Ringgenberg	Watson
Dewel	McFarlane	Schroeder	Weber
Dykhouse	Miller	Scott	Weiss
Elijah	Molison		

Nays, 9:

Dailey	McCurdy	O'Connor	Shaff
Harbor	McManus	Rigler	Utzig
Hoffman			

Absent or not voting, 3:

Evans	Henry	Wormley
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Nolan, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

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 78, a bill for an act relating to proof of financial ability of motor vehicle common carriers of passengers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 157, a bill for an act relating to a motor vehicle registration plate fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 193, a bill for an act relating to fees for motor vehicle registration.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 457, a bill for an act relating to power to parole after commitment.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 461, a bill for an act relating to the equipment of motor vehicles with bumpers or devices serving similar purposes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 563, a bill for an act relating to uniform regulations for safe transportation, storage, handling and use of flammable liquids and liquefied petroleum gases.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 157, a bill for an act to amend sections three hundred twenty-one point one hundred forty-five (321.145) and three hun-

dred twenty-one point one hundred forty-six (321.146), Code 1954, relating to a motor vehicle registration plate fund.

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

House File 193, a bill for an act to amend section three hundred twenty-one point one hundred fifty-two (321.152), and section three hundred twenty-one point one hundred forty-five (321.145), Code 1954, relating to fees for motor vehicle registration.

Read first and second times and referred to sifting committee.

House File 457, a bill for an act to amend section two hundred forty-seven point five (247.5), Code 1954, relating to power to parole after commitment.

Read first and second times and referred to sifting committee.

House File 461, a bill for an act to amend chapter three hundred twenty-one (321), Code 1954, relating to the equipment of motor vehicles with bumpers or devices serving similar purposes.

Read first and second times and referred to sifting committee.

House File 563, a bill for an act relating to promulgation and enforcement of uniform regulations of state-wide effect for the safe transportation, storage, handling and use of flammable liquids and liquefied petroleum gases.

Read first and second times and referred to sifting committee.

UNFINISHED BUSINESS

Senator Dewel called up for further consideration Senate File 167, a bill for an act relating to the control and regulation of motor carriers of liquid products in bulk and to amend section three hundred twenty-one point four hundred twenty-three (321.423), Code 1954.

Senator Dewel asked and received unanimous consent to withdraw the amendment to Senate File 167 filed by him and found on pages 316, 317 and 318 of the Senate Journal.

Senator Nolan offered the following amendment:

Amend Senate File 167 by striking all after the enacting clause and insert in lieu thereof the following:

Section 1. Definitions of words and phrases. The following words and phrases, when used in this Act, will for the purpose of this Act have the following meanings respectively ascribed to them.

1. "Liquid transport carrier" shall mean any person engaged in the transportation, for compensation, of liquid products in bulk upon any highway in this state.

2. "Person" shall mean any individual, association, partnership, firm or corporation.

3. "Vehicle" shall mean any self-propelled vehicle, any trailer, semi-trailer, or other device used in connection therewith not operated upon fixed rails or tracks, equipped with one or more cargo tanks, or between fixed termini or over a regular route and used for the transportation of liquid products in bulk.

4. "Transportation for compensation" shall, in addition to all public transportation, also include transportation primarily for others by a person, not a distributor licensed under Chapter 324, even though as an incident thereto he buys the liquids at the point where the transportation originates and sells it at a delivered price at destination and, except as otherwise provided, shall include transportation for others by a distributor licensed under Chapter 324 or liquid products not owned by the distributor.

5. "Commission" shall mean the Iowa state commerce commission.

Sec. 2. Except as otherwise provided, it is hereby declared unlawful for any liquid transport carrier to transport liquid products in bulk, for compensation from any point or place in the state of Iowa to another point or place in said state without first having obtained from the commission a certificate declaring that public convenience and necessity require such operation.

Sec. 3. The provisions of Sections 325.7 to Section 325.24 inclusive, Code of 1954, insofar as applicable are hereby extended to include Liquid Transport Carriers in relation to hearing on an application for the aforesaid certificate of convenience and necessity.

Sec. 4. Whenever any person shall file with the commission an application for authority to sell, transfer, lease or assign a certificate of convenience and necessity issued under the provisions of this Act, the commission shall fix a date for hearing thereon and cause a notice addressed to the citizens of each county through or in which the proposed service will be rendered to be published in some newspaper of general circulation in each such county, once each week for two consecutive weeks, and shall notify each liquid transport carrier holding a certificate, issued by the commission, to transport over, in or through the area described in the application, by mailing notice of the hearing to each such carrier at least ten days before the date fixed for hearing, and the provisions of Chapter 325, Code 1954, inclusive of this Act shall, insofar as appropriate be applicable to the said hearing.

Sec. 5. No certificate shall be issued until and after an applicant shall have filed with the commission an insurance policy, policies, surety bond or certificate of insurance, in form to be approved by the commission, issued by some company, association, reciprocal or inter-insurance exchange or other insurer authorized to do business in this state.

The minimum limit of liability of any policy or surety bond shall, for each vehicle thereby covered, be as follows:

1. To cover the assured's legal liability as a liquid transport carrier for bodily injury or death resulting therefrom as a result of any one accident or other cause, twenty-five thousand dollars for any recovery by one person, and subject to said limit for one person, one hundred thousand dollars, for more than one person.

2. To cover the assured's legal liability as a liquid transport carrier for damages to or destruction of any property other than that of or in charge of the assured, as a result of any one accident or other cause ten thousand dollars.

3. To cover the assured's legal liability as a liquid transport carrier for loss of or damage to property in the possession or custody of the assured while for the purpose of or being transported, except property of the assured as a result of any one accident or other cause ten thou-

sand dollars. Such insurance policy, policies, surety bond, or certificate of insurance shall bind the obligators thereunder to make compensation for injuries to persons, excluding injury to or death of the applicant's employees while engaged in the course of their employment and loss to or damage to property resulting from the operation of such liquid transport carrier and for which such liquid transport carrier would be legally liable. Such insurance policy, policies, surety bond, or certificate of insurance shall also provide that any person, firm, association or corporation having a right of action against such liquid transport carrier for injuries to persons or loss of or damage to property, when service cannot be obtained on the liquid transport carrier within this state, may bring action for recovery directly upon such insurance policy, policies, surety bond, or certificate of insurance and against such insurance company, association, reciprocal or interinsurance exchange or other insurer or bonding company. Except as required in this Act and in Chapter 324 and except for ordinary registration of motor vehicles, no other or additional policies, bonds or certificates shall be required by any city, town or other agency of this state for any liquid transport vehicle.

Sec. 6. Every vehicle operated by a liquid transport carrier and all parts thereof shall comply with all of the provisions of Chapter 321 applicable thereto and shall be maintained in a safe and sanitary condition at all times, and shall be at all times subject to inspection by the members of the department of public safety.

Sec. 7. Every driver employed by a liquid transport carrier shall be at least twenty-one years of age; in good physical condition; of good moral character; shall be fully competent to operate the vehicle under his charge, and shall hold a regular chauffeur's license from the department of public safety.

Sec. 8. There shall be attached to each vehicle such distinctive markings or tags as shall be prescribed by the commission.

Sec. 9. For violation of any of the provisions of this Act or of any rule or regulation promulgated hereunder by any liquid transport carrier, the commission may revoke and cancel the certificate of such liquid transport carrier. In the event of any flagrant and persistent violation of safety laws or regulations by the holder of a certificate or his agent, upon the request of the commissioner of public safety, the state commerce commission shall suspend such certificate of necessity until the safety laws or regulations prescribed by the department of public safety are complied with or the commission may revoke the certificate at its discretion.

Sec. 10. No person shall operate a vehicle on the highways of this state when operation of such vehicle would result in more than twelve hours of continuous driving operation by such person.

Sec. 11. No person shall operate a vehicle on the highways of this state for a period of eight hours following twelve consecutive driving hours of operation of any vehicle.

Sec. 12. Every liquid transport carrier shall keep or cause to be kept a record accurately setting forth the hours of vehicle operation of each person operating a vehicle or vehicles owned or leased by such carrier. The commissioner of public safety or the commission may require any liquid transport carrier to submit such records for inspection.

Sec. 13. All vehicles or combination of vehicles shall be equipped with direction signal devices of a type complying with the provisions of section 321.317 relating to such devices and whenever, during hours of darkness, any vehicle is disabled or for any other reason may present a vehicular traffic hazard requiring unusual care in approaching, overtaking or passing the operator of such vehicle shall display such directional signals on such vehicle or combination of vehicles in simultaneous

operation. The provisions of this section shall not be construed to be in lieu of the provisions of sections 321.447 and 321.448 and the provisions of the said sections shall be fully applicable as provided therein.

Sec. 14. Section three hundred twenty-one point four hundred twenty-three (321.423), Code 1954, is hereby amended by inserting before the word "flashing" in line 1 of sub-section 1 thereof, the following: "Except as otherwise provided."

Sec. 15. Any liquid transport carrier actively and continuously engaged in business as such between the first day of December, 1956, and the fourteenth day of January, 1957, shall be issued a certificate of convenience and necessity covering all points in this state to all other points in this state, and all routes and areas in this state provided that application therefor shall be made within sixty (60) days after the effective date of this Act. No rights so granted may be sold, leased, transferred or assigned, except such rights as are actively being exercised at the time of sale, lease, transfer or assignment. Before any rights may be sold, leased, transferred or assigned, application therefor shall be filed with the commission, which shall fix a date for hearing thereon, and the provisions of section twenty-two (22) of this Act shall be applicable thereto.

Sec. 16. Sections 1 through 34 inclusive of this Act shall not apply to (1) transportation in bulk by vehicle having a total cargo tank shell capacity of 2,000 gallons or less, (2) transportation by a distributor licensed under Chapter 324 incidental to and in the regular course of his business as a distributor of petroleum products, or (3) reciprocal exchange between distributors licensed under Chapter 324 of transportation pursuant to an exchange of products between distributors so licensed.

Sec. 17. The provisions of this Act shall not apply to the transportation of dairy products.

Sec. 18. This Act being deemed of immediate importance shall be in full force and effect from and after publication in Lone Tree Reporter, a newspaper published at Lone Tree, Iowa, and in The Williamsburg Journal-Tribune, a newspaper published at Williamsburg, Iowa.

Senator Nolan offered the following amendment to the amendment and moved its adoption:

Amend the amendment as follows:

1. Strike the figures "324" in line 97 and substitute in lieu thereof the figures "325".
2. Strike the following in line 170: "twenty-two (22)" and insert in lieu thereof the following: "four (4)".
3. Strike the figures "34" in line 172 and insert in lieu thereof the figures "15".

The amendment to the amendment was adopted.

Senator Nolan asked and received unanimous consent that action on Senate File 167 be deferred and that the bill retain its place on the calendar.

Senator Prentis called up for further consideration Senate File 179, a bill for an act relating to the distribution of a portion of the sales tax receipts to primary roads and streets.

Senator Prentis called up the amendment filed by him and found on pages 812 and 813 of the Senate Journal.

Senator Prentis offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking from line 32 the word "appropriated" and inserting in lieu thereof the word "allocated".

The amendment to the amendment was adopted.

Senator Putney offered the following amendment to the amendment, filed by Senators Putney and Boothby, and moved its adoption:

Amend the amendment by adding the following after line 4:

"Sec. 2. Section three hundred twelve point three (312.3), Code of 1954, is hereby amended by striking the period (.) after the word "town" in the last line of subparagraph two (2), substituting a comma (,) and adding the following "providing that such city or town has filed an affidavit with the state highway commission stating that said funds will be used for street improvement purposes only and that the proposed budget for street improvement expenditures has been approved by the state highway commission."

Further amend the committee amendment by renumbering the sections.

Senator Dewel moved the previous question on all amendments to Senate File 179 and the main bill, which motion was lost.

The amendment was lost.

Senator Prentis offered the following amendment to the amendment and moved its adoption:

Amend line 33 of the amendment by striking the word "permanent".

The amendment to the amendment was adopted.

Senator McManus offered the following amendment:

Amend Senate File 179 by striking everything after the enacting clause and inserting in lieu thereof the following:

"Section 1. Three hundred twelve point two (312.2), Code 1954, is amended by striking all of said section following the colon in line nine (9) and inserting in lieu thereof the following:

- '1. To the primary road fund, forty-five (45) percent.
2. To the secondary road construction fund of the counties, twenty-eight (28) percent.
3. To the farm to market road fund, fifteen (15) percent.
4. To the street construction fund of the cities and incorporated towns of the state, twelve (12) percent.'"

Senator McManus offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking lines 1 and 2 thereof and inserting in lieu thereof the following: "Amend the Prentis amendment to Senate File 179 by striking the balance of said amendment following the colon in line 2 thereof."

Senator Prentis raised a point of order for the reason that the amendment was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

Senator Prentis moved the adoption of the amendment as amended, which motion prevailed, and the amendment as amended was adopted.

President pro tempore Vest took the chair at 4:00 p.m.

Senator Dailey offered the following amendment and moved its adoption:

1. Amend Senate File 179, as amended, by adding the following as a new section after section 6:

"Amend section three hundred twelve point six (312.6), Code 1954, by striking the period (.) in line thirteen (13) and inserting in lieu thereof the following:

'all funds received hereunder by a municipal corporation from the Road Use Tax Fund shall not be subject to transfer to any other municipal fund or account other than the street construction fund of said municipal corporation.'"

Further amend Senate File 179 by renumbering the sections.

The amendment was adopted.

Senator Prentis 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:

Rule 8 was invoked.

Ayes, 17:

Buck	Fisher	Prentis	Schroeder
Byers	Long	Prince	Scott
Elijah	Lynes	Putney	Shaff
Elwood	Nolan	Rigler	Vest
Evans			

Nays, 32:

Anderson	Gillespie	Miller	Tate
Boothby	Grimstead	Molison	Turner
Burton	Harbor	O'Connor	Utzig
Butler	Henry	O'Malley	Walker
Coleman	Hoffman	Price	Watson
Dailey	Hoxie	Ringgenberg	Weber
Dewel	McFarlane	Shoeman	Weiss
Dykhouse	McManus	Stuart	Wormley

Absent or not voting, 1:

McCurdy

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

EXPLANATION FOR MY VOTE AGAINST SENATE FILE 179

I voted against Senate File 179 for two reasons:

(1) The bill would allocate to cities and towns only 30 per cent of the sales tax now going to the road use fund, or \$2,077,200. This would be apportioned among all cities and towns. The ten largest cities have one quarter of the population of the state, and their citizens pay one quarter

of the sales tax now going to the road use fund, or \$1,731,000. Their share of the \$2,077,200 would be less than the \$1,731,000 which they are already paying. Surely these people ought to get back at least what they are paying.

(2) I am already on record as favoring the transfer of the 10 per cent sales tax now going to the road use fund back to the General Fund, as recommended by the Tax Study Committee. This is a step that is almost inseparably connected with letting the 2½ per cent sales tax return to 2 per cent on a permanent basis. The extra half cent sales (and use) tax brings in some \$14,853,438 per year, according to the State Comptroller. Of this, the people of the ten largest cities pay one quarter, or \$3,713,359. They want to see this burden ended, and if it is going to mean their receiving a little less road use fund money that's all right with them.

JACK MILLER.

EXPLANATION OF VOTE

I voted against Senate File 179 because it is contrary to the Iowa Taxation Study Committee recommendations on page 28 of Part II of said report. Likewise, same is contrary to the Governor's recommendations in his budget message.

GEORGE E. O'MALLEY.

On motion of Senator Nolan, the Senate recessed until 7:45 p.m.

EVENING SESSION

The Senate reconvened, President Nicholas presiding.

UNFINISHED BUSINESS

Senator Tate called up for further consideration Senate File 234, a bill for an act to amend chapter one hundred seventy-three (173), Acts of the Fifty-sixth General Assembly, relating to the compensation of county officers.

The following amendment was considered:

Amend Senate File 234 by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section one (1) of chapter one hundred seventy-three (173), Acts of the Fifty-sixth General Assembly, is hereby amended by striking therefrom subsections one (1) to thirteen (13), inclusive, and inserting in lieu thereof the following:

"1. Less than ten thousand (10,000), four thousand (4,000) dollars.

2. Ten thousand (10,000) and less than fifteen thousand (15,000), four thousand one hundred fifty (4,150) dollars.

3. Fifteen thousand (15,000) and less than twenty thousand (20,000), four thousand three hundred (4,300) dollars.

4. Twenty thousand (20,000) and less than twenty-five thousand (25,000), four thousand four hundred fifty (4,450) dollars.

5. Twenty-five thousand (25,000) and less than thirty thousand (30,000), four thousand six hundred (4,600) dollars.

6. Thirty thousand (30,000) and less than thirty-five thousand (35,000), four thousand seven hundred fifty (4,750) dollars.

7. Thirty-five thousand (35,000) and less than forty thousand (40,000), four thousand nine hundred (4,900) dollars.

8. Forty thousand (40,000) and less than forty-five thousand (45,000), five thousand fifty (5,050) dollars.
9. Forty-five thousand (45,000) and less than fifty thousand (50,000), five thousand two hundred (5,200) dollars.
10. Fifty thousand (50,000) and less than sixty thousand (60,000), five thousand five hundred (5,500) dollars.
11. Sixty thousand (60,000) and less than seventy thousand (70,000), five thousand eight hundred (5,800) dollars.
12. Seventy thousand (70,000) and less than eighty thousand (80,000), six thousand one hundred (6,100) dollars.
13. Eighty thousand (80,000) and over, six thousand four hundred (6,400) dollars."

Sec. 2. Section two (2) of chapter one hundred seventy-three (173), Acts of the Fifty-sixth General Assembly, is hereby amended by striking therefrom subsections one (1) to fourteen (14), inclusive, and inserting in lieu thereof the following:

- "1. Less than ten thousand (10,000), four thousand (4,000) dollars.
2. Ten thousand (10,000) and less than fifteen thousand (15,000), four thousand one hundred fifty (4,150) dollars.
3. Fifteen thousand (15,000) and less than twenty thousand (20,000), four thousand three hundred (4,300) dollars.
4. Twenty thousand (20,000) and less than twenty-five thousand (25,000), four thousand four hundred fifty (4,450) dollars.
5. Twenty-five thousand (25,000) and less than thirty thousand (30,000), four thousand six hundred (4,600) dollars.
6. Thirty thousand (30,000) and less than thirty-five thousand (35,000), four thousand seven hundred fifty (4,750) dollars.
7. Thirty-five thousand (35,000) and less than forty thousand (40,000), four thousand nine hundred (4,900) dollars.
8. Forty thousand (40,000) and less than forty-five thousand (45,000), five thousand fifty (5,050) dollars.
9. Forty-five thousand (45,000) and less than fifty thousand (50,000), five thousand two hundred (5,200) dollars.
10. Fifty thousand (50,000) and less than sixty thousand (60,000), five thousand five hundred (5,500) dollars.
11. Sixty thousand (60,000) and less than seventy thousand (70,000), five thousand eight hundred (5,800) dollars.
12. Seventy thousand (70,000) and less than eighty thousand (80,000), six thousand one hundred (6,100) dollars.
13. Eighty thousand (80,000) and less than one hundred twenty-five thousand (125,000), six thousand six hundred (6,600) dollars.
14. One hundred twenty-five thousand (125,000) and over, seven thousand six hundred (7,600) dollars."

Sec. 3. Section four (4) of chapter one hundred seventy-three (173), Acts of the Fifty-sixth General Assembly, is hereby amended by striking from line four (4) thereof the word "eleven" and inserting in lieu thereof the words "twelve dollars and fifty cents (\$12.50)"; by striking from lines five (5) and six (6) the words "thirty-six hundred" and inserting in lieu thereof the words "four thousand (4,000)"; by striking from lines seven (7) and eight (8) the words "four thousand" and inserting in lieu thereof the words "four thousand four hundred (4,400)"; by striking from line nine (9) the words "five thousand" and inserting in lieu thereof the words "five thousand four hundred (5,400)"; by striking from line eleven (11) the words "fifty-eight hundred" and inserting in lieu thereof the words "six thousand two hundred (6,200)"; by striking from line fourteen (14) the words "fifty-two hundred" and inserting in lieu thereof the words "fifty-six hundred (5,600)."

Sec. 4. Section six (6) of chapter one hundred seventy-three (173), Acts of the Fifty-sixth General Assembly, is hereby amended by striking therefrom subsections one (1) to fifteen (15), inclusive, and inserting in lieu thereof the following:

- "1. Less than ten thousand (10,000), three thousand two hundred (3,200) dollars.
2. Ten thousand (10,000) and less than fifteen thousand (15,000), three thousand three hundred fifty (3,350) dollars.
3. Fifteen thousand (15,000) and less than twenty thousand (20,000), three thousand five hundred (3,500) dollars.
4. Twenty thousand (20,000) and less than twenty-five thousand (25,000), three thousand six hundred fifty (3,650) dollars.
5. Twenty-five thousand (25,000) and less than thirty thousand (30,000), three thousand eight hundred (3,800) dollars.
6. Thirty thousand (30,000) and less than thirty-five thousand (35,000), three thousand nine hundred fifty (3,950) dollars.
7. Thirty-five thousand (35,000) and less than forty thousand (40,000), four thousand one hundred (4,100) dollars.
8. Forty thousand (40,000) and less than forty-five thousand (45,000), four thousand two hundred fifty (4,250) dollars.
9. Forty-five thousand (45,000) and less than fifty thousand (50,000), four thousand four hundred (4,400) dollars.
10. Fifty thousand (50,000) and less than sixty thousand (60,000), four thousand seven hundred (4,700) dollars.
11. Sixty thousand (60,000) and less than seventy thousand (70,000), five thousand eight hundred (5,800) dollars.
12. Seventy thousand (70,000) and less than eighty thousand (80,000), six thousand one hundred (6,100) dollars.
13. Eighty thousand (80,000) and less than one hundred thousand (100,000), six thousand six hundred (6,600) dollars.
14. One hundred thousand (100,000) and less than one hundred fifty thousand (150,000), seven thousand two hundred (7,200) dollars.
15. One hundred fifty thousand (150,000) and over, seven thousand six hundred (7,600) dollars."

Senator Watson asked and received unanimous consent to withdraw the amendment filed by him and found on pages 789 and 790 of the Senate Journal.

Senator Watson offered the following amendment and moved its adoption:

Amend the committee amendment by adding the following new section:

Section two hundred thirty-one point eight (231.8), Code 1954, as amended by the Acts of the Fifty-sixth General Assembly is further amended as follows:

Subsection one (1), line five (5), strike, "eight dollars per day or one dollar per hour" and insert, "twelve dollars per day or one dollar and a half per hour."

Subsection one (1), line seven (1), strike, "twenty-nine hundred" and insert, "thirty-four hundred".

Subsection two (2), line eight (8), strike, "forty-four hundred" and insert, "forty-nine hundred".

Subsection two (2), line twelve (12), strike, "thirty-three hundred twenty" and insert, "thirty-eight hundred twenty".

Subsection three (3), line five (5), strike, "forty-nine hundred" and insert, "fifty-four hundred".

Subsection three (3), line nine (9), strike, "thirty-nine hundred twenty" and insert, "forty-four hundred twenty".

Subsection four (4), line four (4), strike, "fifty-eight hundred" and insert, "sixty-three hundred".

Subsection four (4), line eight (8), strike, "forty-three hundred twenty" and insert, "forty-eight hundred twenty".

Subsection five (5), line six (6), strike, "twenty-two hundred" and insert, "twenty-seven hundred".

Subsection five (5), lines nine (9) and ten (10), strike, "twenty-seven hundred" and insert, "thirty-two hundred".

Subsection six (6), line fifteen (15), strike, "forty-six hundred" and insert, "fifty-one hundred".

The amendment to the amendment was adopted.

Senator Miller offered the following amendment, filed by Senators Miller and O'Malley, and moved its adoption:

Amend the amendment by adding the following section:

Section five (5) of chapter one hundred seventy-three (173), Acts of the Fifty-sixth General Assembly, is amended by adding the following subsections:

"Section three hundred forty point two (340.2), Code 1954, is further amended by striking the period (.) after the word 'principal' in line six (6) and inserting in lieu thereof the following: ' ; however, in counties with a population of one hundred thousand (100,000) or more, first and second deputies, and any deputy in charge of the motor vehicle registration and title department, shall receive an annual salary of eighty (80) percent of his or her principal.'

"Section three hundred forty point two (340.2), Code 1954, is further amended by striking the period (.) at the end of line eleven (11) and inserting in lieu thereof the following: ' ; however, in counties with a population of one hundred thousand (100,000) or more, deputies (where more than two (2) deputies are required) and the first assistant to the deputy in charge of the motor vehicle registration and title department, shall receive an annual salary of sixty-five (65) percent of their principal.'"

The amendment to the amendment was adopted.

Senator Shaff offered the following amendment to the amendment:

Amend the committee amendment by adding the following new sections:

"1. Section three hundred thirty-five point one (335.1), Code 1954, is hereby repealed and the following enacted in lieu thereof:

'After the second day of January, 1959, in counties of less than forty-five thousand (45,000) population, as shown by the last decennial federal census, the clerk of the district court shall be ex officio the county recorder and shall perform all the duties required by statute of the county recorder. In counties of forty-five thousand (45,000) or more population when a vacancy occurs in the office of the recorder, by death or otherwise, the clerk of the district court shall discharge the duties pertaining to such office until such vacancy is filled by appointment by the board of supervisors.'

2. Section thirty-nine point seventeen (39.17), Code 1954, is amended by striking the period (.) in line six (6) and inserting in lieu thereof the following: ' , provided however that in counties with a population of

less than forty-five thousand (45,000) as shown by the last decennial federal census, no recorder of deeds shall be elected.'

3. Section three hundred forty point five (340.5), Code 1954, as amended by chapter one hundred seventy-three (173), Acts of the Fifty-sixth General Assembly, is further amended by striking therefrom subsections one (1) to ten (10) inclusive."

Senator Dewel moved the previous question on the amendment, which motion prevailed.

Senator Shaff moved the adoption of the amendment.

The amendment was lost.

Senator Shaff asked and received unanimous consent to withdraw the following amendment.

1. Amend Senate File 234 as follows:

Amend the title by inserting after the word, "amend" in line 1 thereof the words, "sections thirty-nine point seventeen (39.17), three hundred thirty-five point one (335.1), Code 1954, and" and further amend the title by striking the period at the end of line 3 of the title and inserting in lieu thereof the following: "and relating to the election and duties of county recorder".

Senator Utzig asked and received unanimous consent to withdraw the amendment filed by him to Senate File 234 and found on page 298 of the Senate Journal.

Senator Utzig offered the following amendment to the committee amendment:

Amend the committee amendment by adding the following new section: "Section three hundred forty point two (340.2), Code 1954, as amended by section five (5), chapter one hundred seventy-three (173), Acts of the Fifty-sixth General Assembly, is amended by striking in line ten (10) the word 'sixty-five' and inserting in lieu thereof the word 'seventy (70)'."

Senator Utzig asked and received unanimous consent to withdraw the amendment.

On motion of Senator Putney, the committee amendment as amended was adopted.

Senator Tate 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	Dewel	Long	O'Connor
Boothby	Dykhouse	Lynes	O'Malley
Buck	Elijah	McCurdy	Prentis
Burton	Elwood	McFarlane	Putney
Butler	Evans	McManus	Rigler
Byers	Gillespie	Miller	Schroeder
Coleman	Grimstead	Molison	Scott
Dailey	Harbor	Nolan	Shaff

Shoeman	Turner	Walker	Weiss
Stuart	Utzig	Watson	Wormley
Tate	Vest	Weber	

Nays, 3:

Hoffman	Hoxie	Ringgenberg
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Absent or not voting, 4:

Fisher	Henry	Price	Prince
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Elwood, House File 25, a bill for an act to amend sections two hundred thirty point twenty-four (230.24) and two hundred twenty-seven point eighteen (227.18), Code 1954, relating to the county fund for the insane, was taken up and considered.

Senator Walker asked and received unanimous consent to withdraw the amendment filed by Senator Walker, et al., and found on pages 772 and 773 of the Senate Journal.

Senator Walker offered the following amendment, filed by Senators Walker, Shoeman, Ringgenberg and Anderson, and moved its adoption:

Amend House File 25 as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

“Section 1. Section two hundred thirty point twenty-four (230.24), Code 1954, is hereby amended by adding thereto the following:

‘Any county now or hereafter expending funds from the county insane fund for the psychiatric examination and treatment of persons in a community mental health center may levy an additional tax of not to exceed three-eighths (%) mill.’”

2. Amend the title by striking all after the word “Act” and inserting in lieu thereof the following: “relating to the county fund for the insane.”

The amendment was adopted.

Senator Elwood 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:			
Anderson	Gillespie	Nolan	Shoeman
Boothby	Grimstead	O'Connor	Stuart
Buck	Harbor	O'Malley	Tate
Burton	Hoffman	Prentis	Turner
Butler	Hoxie	Price	Utzig
Byers	Long	Prince	Vest
Dailey	Lynes	Putney	Walker
Dewel	McCurdy	Rigler	Watson
Dykhouse	McFarlane	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Evans	Molison	Shaff	

Nays, none.

Absent or not voting, 3:

Coleman

Fisher

Henry

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

On motion of Senator Lynes, House File 113, a bill for an act relating to exemption of personal earnings of a head of a family and providing for a ten (10) per cent garnishment for debts, 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 House File 113 as follows:

1. By striking all after the enacting clause and insert in lieu thereof the following:

"Section 1. Section six hundred twenty-seven point ten (627.10), Code 1954, is amended by repealing said section and inserting the following in lieu thereof:

"The wages or salary for services of an employee who is the head of a family and residing with the same, to the amount of thirty (30) dollars per week exclusive of all pay-roll deductions in the form of taxes, shall be exempt from garnishment. Provided, that when such employee receives no definite or agreed wage or salary but is compensated for his services by commission or profit allowances, such allowances shall be similarly exempt from garnishment to an amount of thirty (30) dollars per week. All above said exempt amount shall be liable for garnishment.

"Every employer shall pay to such employee such exempt wages or salary or commission or profit allowances not to exceed said amount of the wages or salary or commission or profit allowances earned by him, when due, upon such employee's making and delivering to his employer, his affidavit that he is such head of a family and residing with the same, notwithstanding the service of any writ of garnishment upon such employer, and the surplus only above such exempt wages or salary or commission or profit allowances shall be held by such employer to abide the event of the garnishment suit. If the amount of wages or salary or commission or profit allowances subject to garnishment shall not equal the costs of the garnishment, whatever remains of costs shall be paid by the person bringing the garnishment proceedings, and judgment shall be entered therefor against him, and no judgment for any such deficiency of costs shall go against the employee or the defendant. No employer so served with garnishment shall in any case be liable to answer for any amount not earned by such employee at the time of the service of the writ of garnishment.

"Before bringing suit a demand in writing shall be served upon the employer and upon the employee for the excess above the amount herein exempted which demand shall state the name of the court and date of judgment upon which said demand is based. Such service shall be had upon the employer, either by delivering a copy of such demand to the employer, or by leaving a copy thereof at the usual place of business of such employer with his or its superintendent, manager, cashier, general agent or clerk. And such service shall be had upon the employee by delivering a copy of such demand to such employee, or by leaving a copy thereof at his usual place of abode with some person of his family of the age of ten years or upwards, and informing such person of the contents thereof. Such copies for the employer and employee shall have en-

dorsed thereon the time of service upon them, which shall be at least forty-eight (48) hours and not more than seven (7) days previous to bringing suit. Such notice shall be filed with the justice or clerk of the court, with the manner and time of the service of the same endorsed thereon, and the return duly sworn to before some officer authorized to administer oaths, before it shall be lawful to issue a summons in such case, or to require an employer to answer in any garnishee proceedings. Any judgment rendered without said demand being served upon the employee, and so proven and filed as aforesaid, shall be void. The excess of wages or salary or commission or profit allowances shall be held by the employer, subject to garnishment by the creditor serving demand, for seven (7) days after such service of demand; after which time the answer of garnishee shall set forth the amount due from the date of service of the wage demand to and including the date of service of the garnishment summons."

2. Further amend House File 113 by striking all after the word "Act" in line 1 of the title and insert in lieu thereof the following:

"relating to exemption of personal earnings, demand necessary prior to garnishment and answer of garnishee."

Senator Shaff offered the following amendment to the committee amendment and moved its adoption:

1. Amend the committee amendment to House File 113 filed on March 18, 1957, by striking the word "writ" in line 33 and inserting in lieu thereof the word "notice".

2. Further amend said committee amendment by striking lines 34 through 67.

The amendment to the amendment was adopted.

Senator Shaff asked and received unanimous consent to withdraw the following amendment:

1. Amend the committee amendment to House File 113 filed on March 18, 1957, by striking the word "writ" in line 33 and inserting in lieu thereof the word "notice".

2. Further amend said committee amendment by striking lines 33 through 67.

Senator Miller offered the following amendment, filed by Senators Miller and O'Malley:

Amend the committee amendment by striking the period (.) at the end of line 15 and inserting in lieu thereof the following: " , except that no creditor may garnish for more than one hundred fifty (150) dollars plus his costs of garnishment."

Senator Dewel moved the previous question on the amendment, which motion prevailed.

Senator Miller moved the adoption of the amendment.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 24:

Anderson	Dailey	McManus	Stuart
Boothby	Elwood	Miller	Turner
Buck	Gillespie	Molison	Utzig
Burton	Grimstead	O'Connor	Vest
Butler	Hoffman	O'Malley	Weiss
Coleman	McCurdy	Ringgenberg	Wormley

Nays, 20:

Byers	Long	Putney	Shoeman
Elijah	Lynes	Rigler	Tate
Evans	Nolan	Schroeder	Walker
Harbor	Prentis	Scott	Watson
Hoxie	Prince	Shaff	Weber

Absent or not voting, 6:

Dewel	Fisher	McFarlane	Price
Dykhouse	Henry		

The amendment was adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend line 30 of the committee amendment by striking the word "employee" and inserting in lieu thereof "employer".

The amendment to the amendment was adopted.

Senator McManus raised a point of order for the reason that the committee amendment was not germane to the bill.

The Chair ruled the point not well taken.

On motion of Senator Shaff, the committee amendment as amended was adopted.

Senator Shaff offered the following amendment and moved its adoption:

Amend House File 113 by striking all after the word "Act" in line 1 of the title and insert in lieu thereof the following: "relating to exemption of personal earnings and provide for garnishment for debts."

The amendment was adopted.

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:

Rule 8 was invoked.

Ayes, 30:

Anderson	Grimstead	Price	Shoeman
Boothby	Harbor	Prince	Stuart
Buck	Hoxie	Putney	Tate
Butler	Long	Rigler	Turner
Dewel	Lynes	Schroeder	Vest
Elwood	Miller	Scott	Walker
Evans	Molison	Shaff	Weber
Gillespie	Prentis		

Nays, 16:

Burton	Elijah	Nolan	Utzig
Byers	Hoffman	O'Connor	Watson
Coleman	McCurdy	O'Malley	Weiss
Dailey	McManus	Ringgenberg	Wormley

Absent or not voting, 4:

Dykhouse	Fisher	Henry	McFarlane
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The bill having received a constitutional majority was declared to have passed the Senate 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.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Coleman, 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 32, 78, 158, 174, 208, 219, 233, 247, 256, 356 and 443.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 32, 78, 158, 174, 208, 219, 233, 247, 256, 356 and 443.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 16th day of April, 1957, sent to the Governor for his approval: Senate Files 32, 78, 158, 174, 208, 219, 233, 247, 256, 356 and 433.

NORVAL EVANS, *Chairman.*

Passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 468 by adding the following section:
- 2 "Sections one (1) through four (4) of Senate File 460, Acts
- 3 of the 57th General Assembly, are hereby repealed.

JACK MILLER.
FRANK D. ELWOOD.

1 Amend Senate File 474, section 2, line 3, by adding after
2 "council," the words "and budget and financial control
3 committee,".

X. T. PRENTIS.

1 Amend Senate File 475, section 2, line 3, by striking the
2 words "executive council" and inserting in lieu thereof the
3 words "budget and financial control committee".

X. T. PRENTIS.

1 Amend the Dewel amendment to House Joint Resolution 6 filed
2 April 16 by adding in section 1, line 43 after the word, "election"
3 the following:
4 " , and also at said session after each decennial national census
5 the assembly shall reapportion the senate giving each county,
6 having more than one hundred thousand population, one senator".

DUANE E. DEWEL.

1 Amend the Dewel amendment to House Joint Resolution 6 filed
2 April 16 by striking the word "fifty" in section 1, line 9 and
3 inserting in lieu thereof the word "fifty-five".

DUANE E. DEWEL.

1 Amend House Joint Resolution 6 by striking all after the
2 resolving clause and inserting in lieu thereof the following:
3 Section 1. The following amendment to the Constitution of
4 the State of Iowa is hereby proposed:

5 Section six (6) of Article Three (III) of the Constitution
6 of the state of Iowa and sections thirty-four (34), thirty-five
7 (35) and thirty-six (36) of said Article Three (III) as adopted
8 by amendment in 1904 A. D. and the amendment to section thirty-
four (34)
9 of Article Three (III) adopted in 1928 A. D. are hereby repealed
10 and the following adopted in lieu thereof:

11 "Section 6. The Senate shall consist of fifty members so
12 classified by lot, that one class, being as nearly one half
13 as possible, shall be elected every four years. Senators shall
14 be elected from districts established by law.

15 "Section 34. The senatorial districts shall be established
16 by law at the first regular session of the General Assembly
17 held after adoption of this amendment and not oftener than
18 once in each ten-year period thereafter. The senatorial
19 districts shall be so established that each county having a
20 population of more than one hundred thousand shall have one
21 senator and the remaining senators apportioned among districts
22 composed of two or more counties, but no district shall have more
23 than one senator.

24 "Section 35. The House of Representatives shall consist
25 of members elected at each general election and apportioned
26 in the following manner. The ratio of representation shall
27 be thirty thousand. Every county shall constitute one
28 representative district and shall be entitled to one representative
29 for each multiple in population of the ratio number plus one
30 additional representative where the population exceeds a multiple
31 of the ratio number by one-half or more of such ratio number,
32 but every county shall be entitled to at least one representative.
33 On the taking of each decennial census of the United States the
34 secretary of state shall certify, to the next succeeding regular general
35 assembly and to the supreme court, the official whole number of
36 inhabitants of the state and the population of each county.

37 "Section 36. Upon receipt by the general assembly in regular
 38 session of the official certification by the secretary of
 39 state of the population of the state and counties after each
 40 decennial national census, the assembly shall divide each
 41 county entitled to more than one representative into
 42 representative subdistricts of contiguous territory, as compact
 43 and nearly equal in population as may be, in each of which one
 44 representative shall be elected at the succeeding general
 45 election. Upon failure of the general assembly to so act at
 46 said session, said duty shall devolve upon the supreme court
 47 and its order shall be entered and certified to the governor and
 48 to the presiding officers of the general assembly and be effective
 49 until reapportionment after the next succeeding decennial census."
 50 Sec. 2. The foregoing proposed amendment to the Constitution
 51 of the State of Iowa is hereby referred to the General Assembly
 52 to be chosen at the next general election and the Secretary
 53 of State is directed to cause the same to be published as
 54 provided by law for three months previous to the time of making
 55 such choice.

LEGISLATIVE REDISTRICTING COMMITTEE,
 DUANE E. DEWEL, *Chairman.*

1 Amend House File 61 by striking all after the enacting clause
 2 and inserting in lieu thereof the following:
 3 Section 1. Section two hundred ninety-eight point ten (298.10),
 4 Code 1954, is hereby amended by striking the word "shall" in line
 5 one (1) and inserting in lieu thereof the word "may".

DUANE E. DEWEL.

1 Amend House File 158 section 14 by striking the following
 2 words from line 11: "or portion thereof".

DAVID O. SHAFF.

1 Amend House File 311 by adding the following section:
 2 "Section three hundred twenty-two point twelve (322.12),
 3 Code 1954, is amended by striking all of said section and
 4 inserting in lieu thereof the following:
 5 'All fees and funds of whatever character accruing
 6 from the administration of this chapter shall be accounted
 7 for and paid by the department into the state treasury
 8 monthly and shall become a part of the general fund.'"

IRVING D. LONG.

1 Amend the Nolan amendment to Senate File 167 by striking
 2 out the words "twenty-five thousand dollars" in line 66,
 3 and inserting in lieu thereof the words "one hundred thousand
 4 dollars.
 5 Further amend by striking out the words "ten thousand
 6 dollars" in lines 72 and 73, and inserting in lieu thereof the
 7 words "one hundred thousand dollars".

FRANK D. BYERS.

On motion of Senator Nolan, the Senate adjourned until 9:35
 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, APRIL 17, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Azel L. Smith, pastor of the First Methodist Church, Osceola, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Buck, from thirty-six members of the Marshalltown Business and Professional Women's Club favoring proposed legislation relating to establishing an employment on merit commission.

By Senator Buck, from thirteen residents of Marshall County favoring proposed legislation relating to providing necessary state funds for present school aids, and amending the election procedure for the reorganization of schools.

By Senator Harbor, from thirty-three residents of Mills County in opposition to a three per cent sales tax.

By Senator Miller, from one hundred nineteen residents of Woodbury County urging support for supplemental aid to Iowa libraries.

By Senator O'Malley, from ninety-two residents of Polk County favoring proposed legislation relating to providing necessary state funds for present school aids, and amending the election procedure for the reorganization of schools.

By Senator O'Malley, from three hundred forty-two members of the Polk County Firemen's Association favoring proposed legislation relating to a firemanship and civil defense training center at Iowa State College, Ames.

PRESENTATION OF VISITORS

Senator Putney rose on a point of personal privilege and presented to the Senate the Honorable Richard V. Leo of Tama County, a former member of the Senate who was present in the Senate chamber.

Senator Schroeder rose on a point of personal privilege and presented to the Senate the Honorable Philip T. Hedin of Scott County,

a former member of the Senate who was present in the Senate chamber.

Senator O'Malley asked and received unanimous consent to present to the Senate twenty-eight members of the ninth grade class of the Callanan Junior High School, Des Moines, who were present in the balcony accompanied by their instructor, J. F. Tracy.

Senator Prince asked and received unanimous consent to present to the Senate sixty-five members of the senior class of the Perry High School who were present in the balcony accompanied by their instructor, Robert Kaveney, and their principal, Mr. Coburn.

Senator Ringgenberg asked and received unanimous consent to present to the Senate twenty-eight members of the American history class of the Boxholm Public School who were present in the balcony accompanied by D. Swisher.

Senator O'Malley asked and received unanimous consent to present to the Senate twenty-nine members of the fifth and sixth grade classes of the Webster School, Des Moines, who were present in the balcony accompanied by their instructor, Dan Priest.

Senator Buck asked and received unanimous consent to present to the Senate the members of the tenth, eleventh and twelfth grade classes of the Rhodes Consolidated School who were present in the balcony accompanied by Mrs. Procter and Frank Lounzo.

Senator Walker asked and received unanimous consent to present to the Senate thirty-two members of the junior class of the Dows Community High School who were present in the balcony.

Senator Wormley asked and received unanimous consent to present to the Senate the members of the fourth grade class of the Mingo Community School who were present in the balcony accompanied by their instructor, Gale Rippey.

Senator Gillespie asked and received unanimous consent to present to the Senate forty-six members of the junior and senior classes of the Fontanelle High School who were present in the balcony accompanied by Mr. Hague and Mr. Lewiston.

INTRODUCTION OF BILLS

Senate File 479, by committee on social security, a bill for an act to make allocations for the purpose of acquiring land and providing permanent offices to be used by the Iowa employment security commission and the Iowa state employment service maintained thereby, from funds made available to the State of Iowa under the Employment Security Administrative Financing Act of 1954, being Chapter 657, Public Law 567, Eighty-third Congress, Second Ses-

sion; to authorize the Iowa employment security commission to direct the expenditure of said funds, and to do all other things necessary to effectuate the purposes herein set forth.

Read first and second times and referred to sifting committee.

Senate File 480, by committee on claims, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa.

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

Senate File 481, by committee on claims, a bill for an act to make appropriation to certain counties in settlement of drainage assessment claims against the State of Iowa, and to authorize and direct payment for same.

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

Senate File 482, by committee on claims, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa.

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

Senate File 483, by committee on claims, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa.

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

Senate File 484, by committee on claims, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa.

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

Senate File 485, by committee on claims, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa.

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

Senate File 486, by committee on claims, a bill for an act to make appropriations to certain named persons in settlement of damages sustained by them on account of accidents on primary roads, or on account of collisions with state highway equipment, or on account

of acts of commission or omission by the state highway commission or its employees.

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

Senate File 487, by committee on claims, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa.

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

Senate File 488, by committee on claims, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa.

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

Senate File 489, by committee on claims, a bill for an act to make appropriations to Clutier Independent School District, Clutier, Iowa, for the refund of money lost due to a bank closing.

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

Senator Shaff asked and received unanimous consent that House File 113 be immediately messaged to the House.

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 25, relating to defense by Attorney General's staff of state officers.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 31, a bill for an act relating to motor vehicle operators and chauffeur's license fees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 156, a bill for an act relating to the limitation on the tax levy which may be made by school districts to pay interest and to retire bonds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 126, a bill for an act relating to the labeling and sale of dairy products.

Also: That the House has concurred in Senate amendments to and passed House File 294, a bill for an act pertaining to hunting and fishing license fees and exemptions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 484, a bill for an act relating to the registration fee and compensation tax on the motor vehicles of motor carriers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 572, a bill for an act relating to licensing, inspection and regulation of nursing homes.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 31

Amend Senate File 31, section 1, lines 4 and 5, by striking the words and figure "three (3) dollars" and inserting in lieu thereof the words and figures "two (2) dollars and fifty (50) cents".

HOUSE MESSAGES CONSIDERED

House File 126, a bill for an act relating to the labeling and sale of dairy products.

Read first and second times and referred to sifting committee.

House File 156, a bill for an act to amend section two hundred ninety-eight point eighteen (298.18), Code 1954, relating to the limitation on the tax levy which may be made by school districts to pay interest and to retire bonds.

Read first and second times and referred to sifting committee.

House File 484, a bill for an act relating to the registration fee and compensation tax on the motor vehicles of motor carriers.

Read first and second times and referred to sifting committee.

House File 572, a bill for an act relating to the licensing, inspection and regulation of nursing homes and custodial homes and providing for regulations, enforcement procedures and penalties.

Read first and second times and passed on file.

HOUSE AMENDMENTS CONSIDERED

Senator Tate called up for consideration Senate File 31, a bill for an act relating to motor vehicle operators and chauffeur's license fees and to amend section three hundred twenty-one point one hundred ninety-one (321.191), Code 1954, amended by the House, and moved that the Senate concur in the House amendment.

The Senate refused to concur in the House amendment.

Senator Tate asked and received unanimous consent that Senate File 31 be immediately messaged to the House, which request was complied with.

RECONSIDERATION OF HOUSE FILE 440

Senator Schroeder called up for further consideration the following motion to reconsider, filed by him, and moved its adoption :

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 440 passed the Senate.

On the question "Shall the Senate reconsider the vote by which House File 440 passed the Senate?" the vote was :

Ayes, 37 :

Anderson	Gillespie	O'Connor	Shaff
Buck	Grimstead	Prentis	Shoeman
Butler	Long	Price	Stuart
Byers	Lynes	Prince	Tate
Dewel	McCurdy	Putney	Turner
Dykhouse	McFarlane	Rigler	Vest
Elijah	Miller	Ringgenberg	Walker
Elwood	Molison	Schroeder	Weber
Evans	Nolan	Scott	Weiss
Fisher			

Nays, 2 :

Dailey	McManus
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Absent or not voting, 11 :

Boothby	Harbor	Hoxie	Watson
Burton	Henry	O'Malley	Wormley
Coleman	Hoffman	Utzig	

The motion to reconsider prevailed.

LEAVE OF ABSENCE

Leave of absence was granted as follows :

Senator Putney for the balance of the day on request of Senator Byers.

On motion of Senator Schroeder, House File 440, a bill for an act to amend, revise, codify, substitute for and supplement chapter three hundred twenty-four (324), Code 1954, as amended, to impose an excise tax on motor fuel and special fuel used to propel highway motor vehicles; to provide certain exemptions, refunds, and credits; to provide for the administration and enforcement of this act and the disposition of the proceeds thereof, was taken up for further consideration.

Senator Schroeder offered the following amendment and moved its adoption :

Amend House File 440 as follows :

1. Section 1, by inserting in 324.3 after subsection 4 the following as a new subsection :

"The excise tax of four cents per gallon provided for in this section

shall be increased to six cents per gallon for the period beginning July 4, 1957, and ending June 30, 1961."

2. Further amend section 1 by adding to 324.81 the following:

"(a) The net proceeds of one cent per gallon of the excise tax collected under the provisions of this chapter shall, for the period beginning July 4, 1957, and ending June 30, 1961, be credited by the treasurer of state to the primary road fund, to be used for construction of such primary roads as are presently surfaced with gravel or crushed rock only, on the basis of need as determined by the state highway commission.

(b) The net proceeds of one cent per gallon excise tax collected under the provisions of this chapter shall, for the period beginning July 4, 1957 and ending June 30, 1961, be credited by the treasurer of state to the primary road fund for the purpose of widening and modernization of highways and bridges."

Senator Dailey raised a point of order for the reason that the amendment was not germane to the bill.

The Chair ruled the point not well taken and the amendment in order.

The amendment was adopted.

Senator Schroeder moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Anderson	Gillespie	Nolan	Shoeman
Boothby	Grimstead	Prentiss	Stuart
Buck	Harbor	Price	Tate
Butler	Henry	Prince	Turner
Byers	Hoxie	Rigler	Vest
Dewel	Long	Ringgenberg	Walker
Dykhouse	Lynes	Schroeder	Watson
Elijah	McFarlane	Scott	Weber
Evans	Miller	Shaff	Weiss
Fisher	Molison		

Nays, 7:

Coleman	Hoffman	McManus	Utzig
Dailey	McCurdy	O'Connor	

Absent or not voting, 5:

Burton	O'Malley	Putney	Wormley
Elwood			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder moved that the 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 Watson, Senate File 474, a bill for an act to appropriate from the general fund of the State of Iowa to the

national guard and state guard for the purpose of various capital improvements, repairs, replacements, alterations, equipment and rehabilitation, was taken up and considered.

Senator Prentis asked and received unanimous consent to withdraw the amendment to Senate File 474 filed by him and found on page 851 of the Senate Journal.

Senator Watson 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, 48:

Anderson	Fisher	Miller	Shaff
Boothby	Gillespie	Molison	Shoeman
Buck	Grimstead	Nolan	Stuart
Burton	Harbor	O'Connor	Tate
Butler	Henry	O'Malley	Turner
Byers	Hoffman	Prentis	Utzig
Dailey	Hoxie	Price	Vest
Dewel	Long	Prince	Walker
Dykhouse	Lynes	Rigler	Watson
Elijah	McCurdy	Ringgenberg	Weber
Elwood	McFarlane	Schroeder	Weiss
Evans	McManus	Scott	Wormley

Nays, 1:

Coleman

Absent or not voting, 1:

Putney

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, Senate File 475, a bill for an act to appropriate from the general fund of the State of Iowa to the department of agriculture for vehicles with equipment, was taken up and considered.

Senator Prentis offered the following amendment and moved its adoption:

Amend Senate File 475, section 2, line 3, by striking the words "executive council" and inserting in lieu thereof the words "budget and financial control committee".

The amendment was adopted.

Senator Watson 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, 49:

Anderson	Buck	Butler	Coleman
Boothby	Burton	Byers	Dailey

Dewel	Hoxie	O'Malley	Stuart
Dykhouse	Long	Prentis	Tate
Elijah	Lynes	Price	Turner
Elwood	McCurdy	Prince	Utzig
Evans	McFarlane	Rigler	Vest
Fisher	McManus	Ringgenberg	Walker
Gillespie	Miller	Schroeder	Watson
Grimstead	Molison	Scott	Weber
Harbor	Nolan	Shaff	Weiss
Henry	O'Connor	Shoeman	Wormley
Hoffman			

Nays, none.

Absent or not voting, 1:

Putney

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Watson asked and received unanimous consent that Senate Files 474 and 475 be immediately messaged to the House, which request was complied with.

Senator Byers called up the following resolution:

SENATE CONCURRENT RESOLUTION 28

By Byers

Be It Resolved by the Senate, the House Concurring: That the Fifty-seventh General Assembly adjourn sine die at five o'clock p.m., Tuesday, April 23, 1957.

Senator Dewel offered the following amendment and moved its adoption:

Amend Senate Concurrent Resolution 28 by striking all of the words after "adjourn" and inserting in lieu thereof the following:
"until 10:00 a.m., Monday, October 7, 1957."

The amendment was lost.

Senator Byers moved the adoption of the resolution.

Roll call was demanded.

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

Ayes, 46:

Anderson	Fisher	Molison	Shoeman
Boothby	Gillespie	Nolan	Stuart
Buck	Grimstead	O'Connor	Tate
Burton	Harbor	O'Malley	Turner
Butler	Hoffman	Prentis	Utzig
Byers	Hoxie	Price	Vest
Coleman	Long	Prince	Walker
Dailey	Lynes	Rigler	Watson
Dewel	McCurdy	Ringgenberg	Weber
Dykhouse	McFarlane	Scott	Weiss
Elijah	McManus	Shaff	Wormley
Evans	Miller		

Nays, none.

Absent or not voting, 4:

Elwood	Henry	Putney	Schroeder
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The resolution having received a constitutional majority was declared to have been adopted.

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

Senator Byers asked and received unanimous consent that the resolution be immediately messaged to the House, which request was complied with.

UNFINISHED BUSINESS

Senator Dewel called up for further consideration House File 139, a bill for an act relating to the sale and distribution of state publications.

Senator McCurdy offered the following amendment and moved its adoption:

Amend House File 139 by inserting after the word "officers" in section 2, line 12, the following: ", purchasers of licenses from state departments required by statute,".

The amendment was adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend House File 139 by inserting after the word "publications" in line 4 of section 1 the following:
 ", except premium lists published by the Iowa State Fair Board,".

The amendment was adopted.

Senator Gillespie asked and received unanimous consent to withdraw the amendment filed by him and found on page 760 of the Senate Journal.

Senator McFarlane offered the following amendment and moved its adoption:

Amend House File 139 by inserting in section 2, line 3, after the word "publications", the words "paid for by public funds furnished by the state,".

The amendment was adopted.

Senator Dewel 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, 45:

Anderson	Grimstead	Molison	Shoeman
Boothby	Harbor	Nolan	Stuart
Buck	Henry	O'Connor	Tate
Burton	Hoffman	O'Malley	Turner
Butler	Hoxie	Prentis	Utzig
Byers	Long	Price	Vest
Coleman	Lynes	Prince	Walker
Dewel	McCurdy	Rigler	Watson
Dykhouse	McFarlane	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Shaff	Wormley
Fisher			

Nays, 2:

Dailey Gillespie

Absent or not voting, 3:

Evans Putney Scott

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

President pro tempore Vest took the chair at 11:25 a.m.

Senator Nolan called up for further consideration Senate File 167, a bill for an act relating to the control and regulation of motor carriers of liquid products in bulk and to amend section three hundred twenty-one point four hundred twenty-three (321.423), Code 1954, and the amendment filed by Senator Nolan and found on pages 835 to 838, inclusive, of the Senate Journal.

Senator Byers offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the words "twenty-five thousand dollars" in line 66, and inserting in lieu thereof the words "one hundred thousand dollars".

Further amend by striking out the words "ten thousand dollars" in lines 72 and 73, and inserting in lieu thereof the words "one hundred thousand dollars".

The amendment to the amendment was adopted.

On motion of Senator Nolan, the amendment as amended was adopted.

Senator Dewel 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	Dewel	Gillespie	Lynes
Boothby	Dykhouse	Grimstead	McFarlane
Buck	Elijah	Harbor	Miller
Burton	Elwood	Henry	Molison
Butler	Evans	Hoxie	Nolan
Byers	Fisher	Long	Prentis

Price	Scott	Turner	Watson
Prince	Shaff	Utzig	Weber
Rigler	Shoeman	Vest	Weiss
Ringgenberg	Stuart	Walker	Wormley
Schroeder	Tate		

Nays, 6:

Coleman	Hoffman	McManus	O'Connor
Dailey	McCurdy		

Absent or not voting, 2:

O'Malley	Putney
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

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 41, a bill for an act relating to old-age assistance funeral expenses.

Also: That the House has concurred in Senate amendments to and passed House File 42, a bill for an act relating to the secondary road system of counties.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 141, a bill for an act relating to transfer of inmates of the Woodward state hospital and school and the Glenwood state school.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 404, a bill for an act relating to records and files of credit unions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 513, a bill for an act relating to the definition of an employer under the employment security law.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 567, a bill for an act to establish the inclusive dates of World War II for the purposes of certain statutes making reference thereto.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 141, a bill for an act relating to transfer of inmates of the Woodward state hospital and school and the Glenwood state school.

Read first and second times and referred to sifting committee.

House File 404, a bill for an act relating to records and files of credit unions, the admissibility as evidence of entries therein, and limiting the time for bringing actions on claims arising therefrom.

Read first and second times and referred to sifting committee.

House File 513, a bill for an act relating to the definition of an employer under the employment security law.

Read first and second times and passed on file.

House File 567, a bill for an act to establish the inclusive dates of World War II for the purposes of certain statutes making reference thereto.

Read first and second times and referred to sifting committee.

THIRD READING OF BILLS

On motion of Senator Molison, House File 158, a bill for an act relating to the reorganization of school districts, 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 House File 158 as follows:

1. Section 5, by striking lines 4 through 13 and inserting in lieu thereof the following: "The voters residing within the proposed boundaries shall vote separately in each existing school district affected upon the proposition to create such new corporation. School districts affected shall be defined as those districts, all or any portion of which are within the area included in the proposed new school district. If the proposition receives a majority of the votes cast in each of at least seventy-five per cent (75%) of the said districts, and also a majority of the total number of votes cast in all of said districts, the proposition shall be deemed carried. Provided, however, that if two or more of the school districts affected have a resident average daily attendance in public schools of three hundred (300) or more pupils who were enrolled in public schools in the preceding school year, the proposition must also receive a majority of the votes cast in each of said districts in order to be deemed carried."

2. Section 9, by adding to line 5 the following: "By striking in the second paragraph thereof the lines one (1) to nine (9), inclusive, and inserting in lieu thereof the following: 'Provided, however, in cases involving two (2) districts only, where the population of the new district does not exceed the population of the more populous of said districts by more than twenty-five per cent (25%), the incumbent board members of said more populous district shall continue to hold office as director of the new district for the remainder of their elective terms.'"

3. Section 12, by striking in line 13 the words "of the number of eligible voters" and inserting in lieu thereof the words "of those voting at the last regular school election".

4. Section 16, by striking in lines 6 and 7 the words "the majority of the eligible voters in the district affected or portion thereof" and inserting in lieu thereof the words "eligible voters in any district affected equal in number to fifty-one per cent (51%) of the number voting at the last regular school election in said district".

5. By adding a new section following section 16 and renumbering the sections:

"Sec. . Amend section two hundred seventy-five point five (275.5), Code 1954, as follows:

1. By striking the words 'one of the methods' in line twenty-five (25) and inserting in lieu thereof the words 'the method'.

2. Further amend said section by inserting after the word 'district' in line twenty-eight (28) the words 'or districts'."

Senator Elwood offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking all of lines 28, 29 and 30.

The amendment to the amendment was adopted.

Senator Elwood offered the following amendment and moved its adoption:

Amend House File 158, section 12, by striking from lines 12, 13 and 14 the following:

"thirty-three and one-third percent (33 $\frac{1}{3}$ %) of the number of eligible voters or five hundred (500) voters, whichever is the smaller number." and substituting in lieu thereof the following "twenty percent (20%) of the number of eligible voters or four hundred (400) voters, whichever is the smaller number."

The amendment was adopted.

Senator Shaff moved the adoption of division 1 of the committee amendment.

Roll call was demanded.

On the question "Shall division 1 of the committee amendment be adopted?" the vote was:

Ayes, 42:

Anderson	Grimstead	Nolan	Shoeman
Boothby	Henry	O'Connor	Stuart
Buck	Hoffman	Prentis	Tate
Burton	Hoxie	Price	Turner
Butler	Long	Prince	Vest
Byers	Lynes	Rigler	Walker
Dailey	McCurdy	Ringgenberg	Watson
Dykhouse	McFarlane	Schroeder	Weber
Elwood	McManus	Scott	Weiss
Evans	Miller	Shaff	Wormley
Fisher	Molison		

Nays, 5:

Coleman	Gillespie	O'Malley	Utzig
Elijah			

Absent or not voting, 3:

Dewel	Harbor	Putney
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Division 1 of the committee amendment was adopted.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

Senator Lynes asked and received unanimous consent that Senate File 234 be immediately messaged to the House, which request was complied with.

Senator Schroeder asked and received unanimous consent that House File 440 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

The Senate resumed consideration of House File 158 and the committee amendment filed thereto.

On motion of Senator Shaff, division 2 of the amendment was adopted.

On motion of Senator Shaff, division 5 of the amendment was adopted.

Senator Schroeder offered the following amendment, and asked and received unanimous consent to consider it in parts:

Amend House File 158, section 5, line 13, by adding the following thereto:

“Where an urban school district merges with another district said school district shall retain its independent status. Where a city or town annexes territory, said territory shall become a part of the urban school district. The entire school district in which the annexed territory formerly vested may vote at a special election held in conformance with this chapter and if the proposition carries by a majority vote, the entire territory shall become a part of the urban school district.”

Senator Schroeder moved the adoption of the first sentence of the amendment.

The first sentence of the amendment was lost.

Senator Shaff raised a point of order for the reason that the amendment was not germane to the bill.

The Chair ruled the point not well taken and the amendment in order.

Senator Dewel moved the previous question on the balance of the amendment, which motion was lost.

Senator Schroeder moved the adoption of the balance of the amendment.

The amendment was lost.

Senator Shaff offered the following amendment and moved its adoption:

Amend House File 158, section 14, by striking the following words from line 11: "or portion thereof".

The amendment was adopted.

Senator Elwood offered the following amendment and moved its adoption:

Amend House File 158 by adding after the period in section 16, line 7 the following:

"Nothing herein shall be construed as affecting the rights of any school district, person or persons from bringing or engaging in any action in law or equity now granted or preserved to such school district, person or persons."

The amendment was adopted.

Senator Shaff offered the following amendment and moved its adoption:

Amend House File 158, section 15, by adding the following at the end of said section:

"The court on appeal shall have the same authority as is granted in this section to the state department of public instruction."

The amendment was adopted.

Senator Shaff offered the following amendment and moved its adoption:

Amend House File 158, section 17, by striking the period (.) at the end thereof and adding the following:

"; provided, however, that this Act shall not affect any reorganization proposal for which a petition has been filed prior to the effective date of this Act with the superintendent of schools."

The amendment was adopted.

Senator Shaff asked and received unanimous consent to withdraw division 4 of the committee amendment.

Senator Shaff offered the following amendment and moved its adoption:

Amend House File 158, section 16, line 6, by striking the comma (,) following the word "chapter" and inserting a period and striking the balance of the section.

The amendment was adopted.

Senator Molison 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, 46:

Anderson	Dailey	Gillespie	Lynes
Boothby	Dewel	Grimstead	McCurdy
Buck	Dykhous	Harbor	McFarlane
Burton	Elwood	Hoffman	McManus
Butler	Evans	Hoxie	Miller
Byers	Fisher	Long	Molison

Nolan	Rigler	Stuart	Walker
O'Connor	Ringgenberg	Tate	Watson
O'Malley	Schroeder	Turner	Weber
Prentiss	Scott	Utzig	Weiss
Price	Shaff	Vest	Wormley
Prince	Shoeman		

Nays, 2:

Coleman Elijah

Absent or not voting, 2:

Henry Putney

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Molison asked and received unanimous consent that House File 158 be immediately messaged to the House, which request was complied with.

On motion of Senator Molison, Senate File 454, a bill for an act relating to the definition of an employer under the employment security law, was taken up and considered.

Senator Molison asked unanimous consent that House File 513 be substituted for Senate File 454.

Objection was raised.

Senator Molison moved that House File 513 be substituted for Senate File 454, which motion prevailed.

On motion of Senator Molison, House File 513, a bill for an act relating to the definition of an employer under the employment security law, was taken up and considered.

Senator Miller offered the following amendment, filed by Senators Miller and O'Malley, and moved its adoption:

Amend House File 513 by adding the following section:

Section ninety-six point nineteen (96.19), Code 1954, is further amended by adding the following subparagraph:

"No employing unit shall come within the definition of 'employer' if it requires the spouse of any employee to sign any authorization for check-off of union dues. Section seven hundred thirty-six A point five (736A.5), Code 1954, is hereby modified to the extent in conflict herewith."

Senator Stuart raised a point of order for the reason that the amendment was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

Senator Lynes took the chair at 3:55 p.m.

Senator Dewel moved the previous question on the bill, which motion prevailed.

Senator Molison 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:

Rule 8 was invoked.

Ayes, 37:

Anderson	Fisher	Molison	Stuart
Boothby	Gillespie	Nolan	Tate
Buck	Grimstead	Prentfs	Turner
Butler	Harbor	Prince	Vest
Byers	Henry	Rigler	Walker
Dewel	Hoxie	Ringgenberg	Watson
Dykhouse	Long	Scott	Weber
Elijah	Lynes	Shaff	Weiss
Elwood	McFarlane	Shoeman	Wormley
Evans			

Nays, 12:

Burton	Hoffman	Miller	Price
Coleman	McCurdy	O'Connor	Schroeder
Dailey	McManus	O'Malley	Utzig

Absent or not voting, 1:

Putney

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Molison asked and received unanimous consent that Senate File 454 be withdrawn from further consideration of the Senate.

On motion of Senator Henry, Senate File 467, a bill for an act relating to the licensing, inspection and regulation of nursing homes and custodial homes and providing for regulations, enforcement procedures and penalties, was taken up and considered.

Senator Henry asked and received unanimous consent that House File 572 be substituted for Senate File 467.

On motion of Senator Henry, House File 572, a bill for an act relating to the licensing, inspection and regulation of nursing homes and custodial homes and providing for regulations, enforcement procedures and penalties, was taken up and considered.

Senator Price asked and received unanimous consent that action on House File 572 be deferred and that the bill be placed on the calendar under "unfinished business".

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 461, a bill for an act to appropriate funds to the state comptroller from the motor vehicle fuel tax fund.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 462, a bill for an act authorizing expenditures by state highway commission from primary road fund.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 463, a bill for an act to appropriate funds from the primary road fund to the industrial commission for payment of workmen's compensation of employees of the 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 465, a bill for an act to appropriate from general fund of State of Iowa to board of regents.

Also: That the House insists on its amendment to Senate File 31, a bill for an act relating to motor vehicle operators and chauffeur's license fees, and requests a conference. The Speaker has appointed as members of the conference committee, on the part of the House, Goode of Davis, Mensing of Cedar, McNeal of Wright and Weik of Dickinson.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 462

Amend Senate File 462 as follows:

1. By striking from section one (1), line four (4), the words and figures "fifteen million dollars (\$15,000,000.00)" and inserting in lieu thereof the words and figures "sixteen million four hundred twenty thousand dollars (\$16,420,000.00)".
2. By striking from section one (1), line eight (8), the figures "\$5,000,000.00" and inserting in lieu thereof the figures "\$5,500,000.00".
3. By striking from section one (1), line nine (9), the figures "10,000,000.00" and inserting in lieu thereof the figures "10,920,000.00".

HOUSE AMENDMENTS TO SENATE FILE 465

Amend Senate File 465 as follows:

1. Amend section one (1) as follows:
 - By striking from lines six (6) and seven (7) the words and figures "thirty-one million one hundred six thousand two hundred six dollars (\$31,106,206.00)" and inserting in lieu thereof the words and figures "thirty-one million four hundred fifty-six thousand two hundred six dollars (\$31,456,206.00)".
 2. Amend section two (2) as follows:
 - By striking from lines four (4) and five (5) the words and figures "nine million nine hundred forty-six thousand three hundred fifty-six dollars (\$9,946,356.00)" and inserting in lieu thereof the words and figures "ten million ninety-six thousand three hundred fifty-six dollars (\$10,096,356.00)".
 - By striking from line eight (8) the figures "\$9,624,856.00" and inserting in lieu thereof the figures "\$9,774,856.00".
 - By striking from line twelve (12) the figures "\$9,946,356.00" and inserting in lieu thereof the figures "\$10,096,356.00".
 3. Amend section four (4), line five (5), by inserting after the word "one" the word "dollars".
 4. Amend section seven (7) as follows:
 - By striking from lines six (6) and seven (7) the words and figures

"nine million nine hundred seventy thousand two hundred fifteen dollars (\$9,970,215.00)" and inserting in lieu thereof the words and figures "ten million one hundred twenty thousand two hundred fifteen dollars (\$10,120,215.00)".

By striking from line twelve (12) the figures "\$6,730,588.00" and inserting in lieu thereof the figures "\$6,830,588.00".

By striking from line fourteen (14) the figures "\$7,048,088.00" and inserting in lieu thereof the figures "\$7,148,088.00".

By striking from lines seventeen (17) and eighteen (18) the figures "\$1,796,791.00" and inserting in lieu thereof the figures "\$1,826,791.00".

By striking from lines twenty-two (22) and twenty-four (24) the figures "\$1,125,336.00" and inserting in lieu thereof the figures "\$1,145,336.00".

By striking from line twenty-nine (29) the figures "\$9,970,215.00" and inserting in lieu thereof the figures "\$10,120,215.00".

5. Amend section eight (8) as follows:

By striking from lines four (4) and five (5) the words and figures "three million one hundred seventeen thousand two hundred seventy-eight dollars (\$3,117,278.00)" and inserting in lieu thereof the words and figures "three million one hundred sixty-seven thousand two hundred seventy-eight dollars (\$3,167,278.00)".

By striking from line eight (8) the figures "\$2,967,278.00" and inserting in lieu thereof the figures "\$3,017,278.00".

By striking from line ten (10) the figures "\$3,117,278.00" and inserting in lieu thereof the figures "\$3,167,278.00".

6. Amend section eleven (11) as follows:

By striking from line thirteen (13) the figures "\$31,106,206.00" and inserting in lieu thereof the figures \$31,456,206.00".

7. Amend section thirteen (13) as follows:

By striking from line twenty-three (23) the figures "\$24,527,712.00" and inserting in lieu thereof the figures "\$24,677,712.00".

By striking from line twenty-nine (29) the figures "\$19,267,176.00" and inserting in lieu thereof the figures "\$109,367,176.00".

By striking from line thirty (30) the figures "\$4,628,428.00" and inserting in lieu thereof the figures "\$4,658,428.00".

By striking from line thirty-one (31) the figures "\$4,703,744.00" and inserting in lieu thereof the figures "\$4,723,744.00".

By striking from line thirty-two (32) the figures "\$28,599,348.00" and inserting in lieu thereof the figures "\$28,749,348.00".

By striking from line thirty-three (33) the figures "\$7,296,896.00" and inserting in lieu thereof the figures "\$7,346,896.00".

By striking from line thirty-nine (39) the figures "\$81,990,158.00" and inserting in lieu thereof the figures "\$82,340,158.00".

CONFERENCE COMMITTEE APPOINTED ON SENATE FILE 31

President Nicholas announced the appointment of Senators Lynes, McFarlane, Elijah and Tate on the part of the Senate on the conference committee on Senate File 31.

SENATE RESOLUTION 3

By Nolan

Whereas, the National Association of Legislative Service Agencies which is a part of the Council of State Governments will convene in its annual sessions, both in 1957 and 1958, and

Whereas, Iowa has been represented by the Secretary of the Senate in the past, it would seem advisable that he should continue to do so;

Now, Therefore, Be It Resolved by the Senate, That the Secretary of the Senate is hereby authorized to attend the 1957 and 1958 sessions of the organization and that his actual expenses in so attending these sessions be paid as provided by paragraph 2, section two point twenty (2.20), Code 1954.

SENATE CONCURRENT RESOLUTION 29

By Elwood

Whereas, an error has been discovered in Senate File 219, a bill for an act to amend chapter four hundred twenty-two (422), Code 1954, as amended by the Fifty-sixth General Assembly, relating to periods of limitation and other administrative provisions of the Iowa income tax law, and

Whereas, the title thereof erroneously refers to section four hundred twenty-two point twenty-five (422.25), Code 1954, as amended by the Fifty-sixth General Assembly, instead of correctly referring to chapter four hundred twenty-two (422), Code 1954, as amended, and

Whereas, Senate File 219 has passed both houses of the General Assembly and has been delivered to the Governor.

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That the Governor be respectfully requested to return Senate File 219 for correction.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 93, 294, 531 and 548.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 93, 294, 531 and 548.

REPORT OF THE SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

S. F. 476
H. F. 484

H. F. 563

H. F. 205

D. C. NOLAN, *Chairman,*
Sifting Committee.

PETITIONS FILED

We, the undersigned members of the Senate, in accordance with Senate Rule 32, petition that Senate File 372 be withdrawn from the sifting committee and placed on the Senate calendar:

JACK MILLER.	CARROLL PRICE.
D. E. DEWEL.	J. T. DYKHOUSE.
GUY G. BUTLER.	JIM O. HENRY.
JOE COLEMAN.	G. W. PRINCE.
E. J. McMANUS.	H. C. BUCK.
JACK SCHROEDER.	J. LOUIS FISHER.
WILLIAM H. HARBOR.	SAMUEL H. BURTON.
W. H. TATE.	ARNOLD UTZIG.
N. B. EVANS.	CARROLL F. MCCURDY.
JOHN D. SHOEMAN.	JOHN J. O'CONNOR.
C. T. ANDERSON.	W. C. MOLISON.
GEORGE E. O'MALLEY.	ROBERT R. RIGLER.
GENE L. HOFFMAN.	FRANK C. BYERS.
F. A. TURNER.	DAVID O. SHAFF.

We, the undersigned members of the Senate, in accordance with Senate Rule 32, petition that House File 2 be withdrawn from the sifting committee and placed on the Senate calendar:

W. C. MOLISON.	J. T. DYKHOUSE.
C. T. ANDERSON.	LAWRENCE PUTNEY.
ALBERT WEISS.	CARROLL PRICE.
EARL ELIJAH.	JOHN J. O'CONNOR.
F. A. TURNER.	WILLIAM H. HARBOR.
GENE HOFFMAN.	SAMUEL H. BURTON.
GEORGE W. WEBER.	H. C. BUCK.
W. H. TATE.	THOMAS J. DAILEY.
FRANK HOXIE.	ARNOLD UTZIG.
G. W. PRINCE.	JACOB GRIMSTEAD.
J. LOUIS FISHER.	CARL H. RINGENBERG.
CARROLL F. MCCURDY.	GUY G. BUTLER.
DAVID O. SHAFF.	JACK M. WORMLEY.
R. R. GILLESPIE.	N. B. EVANS.
L. M. BOOTHBY.	

We, the undersigned members of the Senate, in accordance with Senate Rule 32, petition that House File 275 be withdrawn from the sifting committee and placed on the Senate calendar:

W. H. TATE.	GENE L. HOFFMAN.
GUY G. BUTLER.	ROBERT R. RIGLER.
CARROLL PRICE.	JACK MILLER.
C. T. ANDERSON.	R. R. GILLESPIE.
W. C. MOLISON.	L. M. BOOTHBY.
G. W. PRINCE.	LAURENCE PUTNEY.
WILLIAM H. HARBOR.	JACOB GRIMSTEAD.
EARL ELIJAH.	GEORGE E. O'MALLEY.
H. C. BUCK.	J. T. DYKHOUSE.
G. W. WEBER.	ARNOLD UTZIG.
ALBERT WEISS.	IRVING D. LONG.
JOHN O'CONNOR.	CARL H. RINGENBERG.
FRANK HOXIE.	D. E. DEWEL.
F. W. TURNER.	CARROLL F. MCCURDY.

We, the undersigned members of the Senate, in accordance with Senate Rule 32, petition that House File 375 be withdrawn from the sifting committee and placed on the Senate calendar:

CARROLL PRICE.
 GENE L. HOFFMAN.
 ALBERT WEISS.
 J. LOUIS FISHER.
 F. A. TURNER.
 W. H. TATE.
 CARROLL F. MCCURDY.
 C. T. ANDERSON.
 W. C. STUART.
 FRANK HOXIE.
 JOE COLEMAN.
 EARL ELIJAH.
 W. C. MOLLISON.
 JACK M. WORMLEY.
 GEORGE W. WEBER.

JOHN J. O'CONNOR.
 JACOB GRIMSTEAD.
 G. W. PRINCE.
 WILLIAM H. HARBOR.
 ARNOLD UTZIG.
 THOMAS J. DAILEY.
 J. T. DYKHOUSE.
 JIM O. HENRY.
 NORVAL EVANS.
 SAMUEL H. BURTON.
 H. C. BUCK.
 GUY G. BUTLER.
 GEORGE E. O'MALLEY.
 JACK MILLER.
 DUANE E. DEWEL.

AMENDMENTS FILED

- 1 Amend Senate File 453 as follows:
 2 1. Amend section 5 by striking the word, "or" in
 3 line 11 thereof and substituting therefor the
 4 following:
 5 "return or the first four hundred dollars of such interest
 6 and dividends on every".
 7 2. Further amend section 5 by inserting in line
 8 12 after the word, "securities" the following:
 9 ", stocks or securities exempt from taxation under the
 10 provisions of subsections five (5) or twenty (20) of section
 11 four hundred twenty-seven point one (427.1) of the Code,
 12 capital stock of domestic corporations,".

FRANK D. ELWOOD.

- 1 Amend Senate File 466 by striking in section 5,
 2 subsection 8 all of lines 66 and
 3 67 and inserting in lieu thereof the words, "hearing
 4 shall be tried as a suit in equity and shall be de novo."

JOHN D. SHOEMAN.

- 1 Amend House File 311 by inserting after line 56 of
 2 section 3 the following:
 3 "(9) The amount of the finance charge in the contract in terms of
 4 interest, which shall not be in excess of one per cent (1%) per
 5 simple interest or its equivalent on the declining balance on new car
 6 retail installment transactions, one and one-half per cent (1½%)
 7 per month simple interest or its equivalent on the declining balance
 8 on
 9 current used car retail installment transactions which are used auto-
 10 mobiles two (2) or less years old, one and three-fourths per cent
 11 (1¾%)
 12 per month simple interest or its equivalent on the declining balance
 on
 11 older used car retail installment transactions which are automobiles
 12 three (3) or four (4) years old, and two per cent (2%) per month

13 simple interest or its equivalent on the declining balance on five (5)
14 years and older used car retail installment transactions."

IRVING D. LONG.

1 Amend House File 323, section 1, line 15, by striking
2 the words "a national veterans organization" and inserting
3 in lieu thereof the words "a national organization composed
4 of honorably discharged members of the armed forces of the
5 United States".

LAWRENCE PUTNEY.

On motion of Senator Nolan, the Senate adjourned until 9:00
a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, APRIL 18, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend G. W. Ukena, pastor of the Bethel Presbyterian Church, West Union, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By the following Senators, favoring proposed legislation relating to providing necessary state funds for present school aids, and amending the election procedure for the reorganization of schools:

By Senator Elijah, from thirty-four residents of Jackson County.

By Senator Evans, from twenty-one residents of Van Buren County.

By Senator Grimstead, from forty-seven residents of Winnebago County.

By Senator Long, from sixteen residents of Delaware County.

By Senator Lynes, from thirty-one residents of Bremer County.

By Senator McFarlane, from thirty-six residents of Black Hawk County.

By Senator Nolau, from thirty-one residents of Johnson County.

By Senator O'Malley, from two hundred forty-seven residents of Polk County.

By Senator Price, from forty residents of Marion County.

By Senator Rigler, from fifty-seven residents of Floyd County.

By Senator Schroeder, from twenty-seven residents of Scott County.

By Senator Scott, from forty-two residents of Fayette County.

By Senator Tate, from twenty-eight residents of Plymouth County.

By Senator Walker, from sixteen residents of Franklin and Hardin Counties.

PRESENTATION OF VISITORS

Senator Gillespie asked and received unanimous consent to present to the Senate twenty-two members of the government class of the Dexter High School who were present in the balcony accompanied by A. E. Ellingson.

Senator Fisher asked and received unanimous consent to present to the Senate students from the Martin-Summerset School of Indianola who were present in the balcony accompanied by their instructor, Esther Wood.

Senator Walker asked and received unanimous consent to present to the Senate fifty-three members of the eighth grade class of the Eldora Community School who were present in the balcony accompanied by their instructors, Florence Kinney and Paul Gates.

Senator Dailey asked and received unanimous consent to present to the Senate a group of students from the Danville, Yarmouth, West Burlington and Burlington Grade and High Schools who were present in the balcony accompanied by Mr. Alonzo.

Senator Burton asked and received unanimous consent to present to the Senate five students from the Washington Junior High School who were present in the Senate chamber accompanied by their instructor, Mr. Van Zante. Also, Fred Stamm, a German foreign exchange student from Bonn, Germany.

Senator Burton also presented to the Senate his daughter, Sally Jo, and his son, Larry, who were present in the Senate chamber.

Senator McCurdy asked and received unanimous consent to present to the Senate thirty-four members of the eighth grade class of the New Sharon Independent School who were present in the balcony accompanied by their instructor, Charles M. Shurts.

INTRODUCTION OF BILLS

Senate File 490, by committee on cities and towns, a bill for an act to enable two (2) or more cities to jointly construct a swimming pool and providing for the issuance of bonds and the levy of taxes by such cities to finance the swimming pool.

Read first and second times and referred to sifting committee.

Senate File 491, by committee on appropriations, a bill for an act relating to payment of the state's share as an employer of taxes levied for support of retirement systems for public employees.

Read first and second times and placed on the calendar.

Senator Harbor called up the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 16

Whereas, the Fifty-sixth General Assembly enacted chapter sixty-one (61) of the Acts of the Fifty-sixth General Assembly which provided for the payment of a bonus to persons who served in the armed forces of the United States during the Korean war, for the issuance and sale of bonds to pay such bonus, and for the imposition, levy and collection of a direct annual tax sufficient to pay the principal and interest on said bonds; and

Whereas, such Act was thereafter submitted to the people of the state at the general election held in November of 1956, and was at such general election approved by the people; and

Whereas, it is questioned whether the bonds authorized by such Act can be sold at the maximum rate of interest authorized by the Act; and

Whereas, since the enactment of such Act and the approval thereof by the people of the state, litigation has been commenced concerning the legality of such Act; and

Whereas, the approval by the people of such Act at the general election held in November, 1956, constituted a clear mandate by the people of the state that such bonus be paid and that such bonds be issued and taxes be levied as provided in such Act, which mandate demands that the Governor and General Assembly take all necessary action to accomplish the payment of such bonus, the issuance of such bonds and the levy of such tax; and

Whereas, should any court of competent jurisdiction hold that such Act is invalid and illegal under the Constitution of Iowa or should the sale of such bonds prove impossible at the maximum interest rate provided by such Act, the payment of such bonus, the issuance of such bonds, and the levy of such tax would be impossible without further legislative action;

Now, Therefore, Be It Resolved by the House, the Senate Concurring, That in the event that chapter sixty-one (61) of the Acts of the Fifty-sixth General Assembly should by final judgment, decree or order of any court of competent jurisdiction be held to be illegal or invalid or should the payment of the bonus, the issuance and sale of the bonds, and the levy of the direct annual tax authorized in such Act be enjoined, prohibited or restrained by final judgment, decree or order of any such court, or should the sale of such bonds prove impossible at the maximum rate of interest authorized by such Act, the Governor is hereby respectfully requested by the General Assembly to immediately exercise the authority granted him by the Constitution to convene the General Assembly in special session to allow the General Assembly to consider such additional legislation as may be necessary to comply with the mandate of the people and accomplish the payment of a bonus to veterans of the Korean war in time for such legislation to be submitted to the people at the general election to be held in November of 1958.

The motion prevailed and the resolution was adopted.

Senator Elwood asked and received unanimous consent to call up the following resolution and moved its adoption :

SENATE CONCURRENT RESOLUTION 29

By Elwood

Whereas, an error has been discovered in Senate File 219, a bill for an act to amend chapter four hundred twenty-two (422), Code 1954,

as amended by the Fifty-sixth General Assembly, relating to periods of limitation and other administrative provisions of the Iowa income tax law, and

Whereas, the title thereof erroneously refers to section four hundred twenty-two point twenty-five (422.25), Code 1954, as amended by the Fifty-sixth General Assembly, instead of correctly referring to chapter four hundred twenty-two (422), Code 1954, as amended, and

Whereas, Senate File 219 has passed both houses of the General Assembly and has been delivered to the Governor.

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That the Governor be respectfully requested to return Senate File 219 for correction.

President pro tempore Vest took the chair at 10:05 a.m.

The motion prevailed and the resolution was adopted.

Senator Elwood asked and received unanimous consent that Senate Concurrent Resolution 29 be immediately messaged to the House, which request was complied with.

UNFINISHED BUSINESS

Senator Henry called up for further consideration House File 572, a bill for an act relating to the licensing, inspection and regulation of nursing homes and custodial homes and providing for regulations, enforcement procedures and penalties.

Senator Price offered the following amendment and moved its adoption:

Amend House File 572, section 1, line 6 by striking "two (2)" and inserting in lieu thereof "four (4)".

Further amend House File 572, section 1, line 15 by striking "two (2)" and inserting in lieu thereof "five (5)".

The amendment was adopted.

Senator Henry 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	Evans	Miller	Ringgenberg
Boothby	Fisher	Molison	Shaff
Buck	Gillespie	Nolan	Shoeman
Burton	Grimstead	O'Connor	Stuart
Butler	Harbor	O'Malley	Tate
Byers	Henry	Prentis	Turner
Dailey	Hoffman	Price	Utzig
Dewel	Hoxie	Prince	Walker
Dykhouse	Lynes	Putney	Weber
Elijah	McCurdy	Rigler	Weiss
Elwood	McFarlane		

Nays, 5:

Coleman	McManus	Scott	Vest
Long			

Absent or not voting, 3:

Schroeder	Watson	Wormley
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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 Henry asked and received unanimous consent that Senate File 467 be withdrawn from further consideration of the Senate.

Senator Henry asked and received unanimous consent that House File 572 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

On motion of Senator Nolan, Senate File 318, a bill for an act to amend chapter four hundred twenty-eight (428), Code 1954, and section four hundred twenty-seven point one (427.1), Code 1954, to provide for an excise tax on handling of food products by manufacturers, processors, warehouse men and other handlers except retailers and original growers or producers, and exempting food products while being so handled from general property taxes, was taken up and considered.

Senator Nolan offered the following amendment:

Amend Senate File 318 by striking all after the enacting clause thereof, and substitute therefor the following:

Section 1. Chapter four hundred twenty-eight (428), Code 1954, is hereby amended by adding as a new section thereof, the following:

1. Definitions. "Food products" shall mean all products processed, manufactured, raised or grown for human consumption except fresh milk, raw or pasteurized. "Handling" shall mean the acquisition of ownership, custody or possession of such food products for the purpose of either (1) in whole or in part processing or manufacturing the same into products for human consumption, or (2) for the purpose of transporting, storing, packaging, wholesaling or performing any other act with respect to such food products incident to their distribution for ultimate consumption, either in their natural state or after being processed or manufactured, except handling by the original raiser or grower thereof incident to such raising or growing or the usual or ordinary first sale or disposition thereof, and except handling by the ultimate retailer or handler who sells such food products directly to the consumer. In the event any such ultimate retailer or handler either maintains his own separate storage facilities or stores or warehouses such food products with others, the food products stored in his warehouse facilities or with others shall be taxed only under the provisions of this section and shall not be considered as inventories or property of the retail outlets of any such persons.

2. Tax Imposed. An excise tax is hereby levied on all handling of food products as defined in subsection one (1) hereof by manufacturers, processors, warehousemen and other handlers, whether as owners or

custodians thereof, in a sum equal to one-tenth mill per pound upon all such food products so handled, except as hereinafter provided. The tax imposed herein on a manufacturer or processor shall be measured by the pounds of such food products remaining for human consumption when his manufacturing or processing is completed. Weights of packaged food products shall be the net weights of the food products, excluding the weights of the packages and containers therefor.

3. One Handling by the Same Owner in Iowa Taxable. The excise tax imposed under the terms hereof shall be levied only on one handling of each pound of such food products in the state of Iowa so long as the same remains the property of the same person, whether he moves it into the custody and possession of others as warehousemen or otherwise.

4. Statements Required. Every person engaged in handling such food products shall, prior to the first day of March of each year, make and file with the assessor a sworn statement of the number of pounds of such food products handled by him in that district during the calendar year ended on the last day of December prior thereto, showing on such statement the number of pounds thereof which were handled by him as owner thereof, and the number of pounds handled as a warehouseman or otherwise for others. Such statement shall also show the facts as to any of such food products handled more than once by the same person as owner, or handled by a warehouseman, custodian or other handler for others, which were certified to him to have been theretofore handled at least once in the State of Iowa at some other place in the state by or for the owner who delivered the same to such warehouseman, custodian or other handler. The assessor shall have the right, on demand, to inspect all records of all such manufacturers, processors, custodians or other handlers. In the event any such food products shall be handled by or for one owner in more than one assessment or taxing district in the state, the handling tax shall be levied in the first district only in which the same was so handled. Forms for making statements required under the terms hereof shall be prepared and furnished for each assessor by the state tax commission. If a statement as herein required is not furnished, the person failing to furnish the same shall be assessed by the assessor under and pursuant to section four hundred forty-one point sixteen (441.16), Code 1954.

5. Assessment. The assessor of each such district, from the statements furnished him or such other information as he may acquire, shall ascertain the number of pounds of such food products so handled by any such manufacturer, processor, custodian or other handler in the calendar year involved which is subject to the excise tax levied under the terms hereof, and shall assess each such person with the tax due from him as hereinabove provided. In all instances the tax shall be assessed against the owner of the products, except where the first handling thereof in Iowa is by a warehouseman, or other handler and the owner thereof is not a resident of such assessment district for taxation purposes, in which case the tax shall be assessed against the warehouseman or other handler; and such warehouseman or other handler shall have and is hereby given the right to collect the amount of any such tax assessed and paid by him from the owner of the products, the handling of which was taxed, in addition to all other warehousing or other charges due him.

6. Payment of Tax. All taxes assessed as herein provided shall be entered in the same manner as general personal taxes on the tax lists of the taxing district, and the proceeds thereof distributed to and between levying or taxing units in the same manner and in the same proportions

as general personal property tax in such district. All provisions of law relating to assessment and collection of personal property taxes, and the powers and duties of the county treasurer, county auditor and all other officers with respect to assessment and collection thereof shall apply.

7. Any manufacturer, processor or other handler subject to taxation under the provisions hereof may elect to be taxed on the taxable value of his inventories of such food products from year to year under sections 428.17 and 428.21, Code 1954, where applicable, in lieu of the provisions herein; provided, however, that if he shall so elect he shall not thereafter rescind such election without the consent of the assessor for the taxing district involved.

Sec. 2. Section four hundred twenty-seven point one (427.1), Code 1954, is hereby amended by adding a new subsection thereto as follows:

"28. Food Products. Food products handled and taxed as defined and provided under chapter four hundred twenty-eight (428)."

Senator Nolan offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the period (.) in line 8 and substitute therefor the following: ", and fresh fruits and vegetables."

2. Further amend the Nolan amendment by striking the period (.) in line 43 of subsection 3 of section 1 and insert in lieu thereof the following: ", except that such food products shall be taxed when in the possession of the ultimate retailer as provided by section four hundred twenty-eight point seventeen (428.17) and four hundred twenty-eight point twenty-one (428.21), Code 1954."

The amendment to the amendment was adopted.

Senator Nolan offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking subsection 7 of section 1 and substitute in lieu thereof the following:

"Any handler of food products as herein defined may if he so elects be taxed as herein provided by filing such election with the assessor in his respective taxing district on or before the 1st day of March in the year of such assessment; if such taxpayer so elects to be taxed in accordance with the provisions herein contained, he shall be exempt from a personal property tax for that year for such food products. If such taxpayer so elects to be taxed as herein provided, he shall not thereafter rescind such election for subsequent years of assessment without the consent of the assessor for the taxing district involved.

If such taxpayer does not elect to be taxed as herein provided, he shall be assessed for his personal property, including merchandise, as otherwise now provided."

The amendment to the amendment was adopted.

Senator Nolan asked and received unanimous consent that action on Senate File 318 be deferred and that the bill be placed on the calendar under "unfinished business".

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 29, requesting the Governor to return Senate File 219.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 35, a bill for an act relating to sales and use taxes on leased or rented property.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 582, a bill for an act relating to licenses to practice medicine and surgery.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 35, a bill for an act relating to sales and use taxes on leased or rented property.

Read first and second times and referred to sifting committee.

House File 582, a bill for an act relating to licenses to practice medicine and surgery.

Read first and second times and passed on file.

THIRD READING OF BILLS

On motion of Senator Shoeman, Senate File 466, a bill for an act relating to licenses to practice medicine and surgery, was taken up and considered.

Senator McFarlane took the chair at 11:10 a.m.

Senator Shoeman asked and received unanimous consent that House File 582 be substituted for Senate File 466.

On motion of Senator Shoeman, House File 582, a bill for an act relating to licenses to practice medicine and surgery, was taken up and considered.

Senator Shoeman offered the following amendment:

House File 582 is hereby amended as follows:

By adding at the end thereof the following new sections:

"Sec. 4. In lieu of and as an alternative to the provisions of sections one hundred forty-seven point fifty-eight (147.58) through one hundred forty-seven point seventy-one (147.71), inclusive, of the Code, the medical examiners after due notice and hearing may direct the commissioner of public health to issue an order to revoke, suspend or place on probation the license of any person licensed to practice medicine and surgery for any of the grounds set forth in sections one hundred forty-seven point fifty-five (147.55) and one hundred forty-seven point fifty-six (147.56) of the Code.

Sec. 5. Any proceeding for revocation, suspension or probation of

a license to practice medicine and surgery shall be substantially in accord with the following procedure:

1. The medical examiners may, upon their own motion or upon verified complaint in writing, and shall, if such complaint is filed by the commissioner of public health, issue an order fixing the time and place for hearing thereon. A written notice of the time and place of the hearing together with a statement of the charges shall be served upon the licensee at least ten days before said hearing in the manner required for the service of notice of the commencement of an ordinary action.

2. If the licensee has absented or removed himself from the state, the notice and statement of the charges shall be so served at least twenty days before the date of the hearing, wherever he may be found. If the whereabouts of the licensee is unknown, service may be had by publication as provided in the rules of civil procedure upon filing the affidavit required by said rules. In case the licensee fails to appear, either in person or by counsel at the time and place designated in said notice, the medical examiners shall proceed with the hearing as hereinafter provided.

3. The hearing shall be before a member or members designated by the board. The board shall designate one member to serve as presiding member. Such presiding member is hereby empowered to issue subpoenas, administer oaths and take or cause depositions to be taken in connection with the hearing. He shall issue subpoenas at the request and on behalf of the licensee.

4. A stenographic record of the proceedings shall be kept. The licensee shall have the opportunity to appear personally and by his attorney, with the right to produce evidence in his own behalf, to examine and cross-examine witnesses and to examine documentary evidence produced against him.

5. In case any person refuses to obey a subpoena issued by the presiding member or to answer any proper question put to him during the hearing, the presiding member may invoke the aid of any court of competent jurisdiction or judge thereof in requiring the attendance and testimony of such person and the production of papers. Any failure to obey such order of the court may be punished by the court as a civil contempt may be punished.

6. Unless the hearing is before the entire board, a transcript of the proceeding, together with exhibits presented, shall be considered by the entire board at the earliest practicable time. The licensee and his attorney shall have the opportunity to appear personally to present the licensee's position and arguments to the board. The board shall determine the charge or charges upon the merits on the basis of the evidence in the record before it.

7. If a majority of the members of the board vote in favor of finding the licensee guilty of any act or offense specified in sections one hundred forty-seven point fifty-five (147.55) or one hundred forty-seven point fifty-six (147.56) of the Code, the board shall prepare written findings of fact and its decision based thereon. Such findings of fact and decision shall be filed with the commissioner of public health who shall within ten days from such filing enter an order revoking, suspending or placing on probation the license as directed by the board in its decision. A copy of the commissioner's order shall immediately be sent by registered mail to the licensee's last known postoffice address accompanied by a copy of the board's findings of fact and decision.

8. The licensee shall have the right to a judicial review of the board's decision and the order of the commissioner. Such review shall be initiated by application to the district court in and for Polk County,

or to the district court of the county in which the licensee resides, by any method permissible under the laws of this state. Such application must be made within thirty days after the date of the commissioner's order. On any such review, the hearing shall be tried as a suit in equity and shall be de novo.

Sec. 6. The commissioner of public health is hereby authorized to accept the voluntary surrender of a license if accompanied by a written statement of intention. Such voluntary surrender, when so accepted, shall have the same force and effect as an order of revocation.

Sec. 7. Any person whose license has been suspended, revoked or placed on probation may apply to the board of medical examiners for reinstatement at any time and the board may hold hearings on any such petition and may order reinstatement and impose terms and conditions thereof and issue a certificate of reinstatement to the commissioner of public health who shall thereupon issue a license as directed by the board."

On motion of Senator Shoeman, the amendment was adopted.

Senator Dewel moved the previous question on the bill, which motion prevailed.

Senator Shoeman 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:

Anderson	Fisher	Molison	Shoeman
Boothby	Gillespie	Nolan	Stuart
Buck	Harbor	O'Connor	Tate
Butler	Henry	O'Malley	Turner
Byers	Hoffman	Prentis	Utzig
Coleman	Hoxie	Price	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller	Shaff	

Nays, none.

Absent or not voting, 3:

Burton	Grimstead	Prince
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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 Shoeman asked and received unanimous consent that Senate File 466 be withdrawn from further consideration of the Senate.

Senator Shoeman asked and received unanimous consent that House File 582 be immediately messaged to the House, which request was complied with.

On motion of Senator O'Malley, Senate File 285, a bill for an act

relating to the powers of county boards of supervisors relative to county zoning, was taken up and considered.

Senator O'Malley offered the following amendment and moved its adoption:

Amend Senate File 285 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section three hundred fifty-eight A point three (358A.3), Code 1954, is hereby amended by striking the period (.) in line twenty-eight (28) after the word "approval" and inserting the following: " provided further that the provisions relating to the approval by vote or appropriate document of approval of the action taken by the board of supervisors as to matters of zoning shall not apply to counties having a population of one hundred thousand (100,000) or over, provided such county, prior to the adoption of an overall county comprehensive zoning plan, publishes a notice in a newspaper of general circulation within said county once a week for two (2) consecutive weeks that a public hearing will be held not less than ten (10) days after the last date of publication of said notice, by the board of supervisors to reject or approve the said comprehensive plan submitted by the said county zoning commission, and such hearing is held".

The amendment was adopted.

Senator O'Malley 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:

Boothby	Evans	McFarlane	Prince
Buck	Fisher	McManus	Putney
Butler	Gillespie	Miller	Shaff
Byers	Harbor	Molison	Shoeman
Coleman	Hoffman	Nolan	Turner
Dailey	Hoxie	O'Connor	Utzig
Dewel	Lynes	O'Malley	Weiss
Dykhouse	McCurdy	Prentis	Wormley
Elijah			

Nays, 8:

Anderson	Rigler	Scott	Walker
Elwood	Ringgenberg	Stuart	Weber

Absent or not voting, 9:

Burton	Long	Schroeder	Vest
Grimstead	Price	Tate	Watson
Henry			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

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 3, a bill for an act relating to supplemental aid to schools.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 133, a bill for an act relating to operation of motor vehicles upon highways and to regulate speed.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 433, a bill for an act relating to consent to adoption.

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

Senate Concurrent Resolution 26, relating to improving public address system in Senate chamber.

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

Senate Concurrent Resolution 27, relating to presentation of chairs to Speaker of House and President of Senate.

Also: That the House has refused to concur in the Senate amendment to House File 113, a bill for an act relating to exemption of personal earnings of a head of a family and providing for a ten percent garnishment for debts.

Also: That the House has concurred in Senate amendments to and passed House File 240, a bill for an act relating to the renewal of domestic corporations, and renewal of permits of foreign corporations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 471, a bill for an act relating to joint action and cooperation between the state and United States regarding issuance of refunds for federal gasoline tax.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 580, a bill for an act relating to regulation of registration, issuance, and sale of securities and to regulation of securities dealers.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 133

Amend Senate File 133, section one (1), by placing a period after the word "sunrise" in line four (4) and by striking the remainder of line four (4) and all of lines five (5), six (6), and seven (7).

HOUSE MESSAGES CONSIDERED

House File 471, a bill for an act relating to joint action and cooperation between the state and the United States regarding the issuance of refunds for federal gasoline tax.

Read first and second times and referred to sifting committee.

House File 580, a bill for an act to amend chapter five hundred two (502), Code 1954, relating to regulation of registration, issuance, and sale of securities and to the regulation of securities dealers.

Read first and second times and referred to sifting committee.

President Nicholas took the chair at 12:05 p.m.

On motion of Senator Nolan, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

HOUSE MESSAGE CONSIDERED

Senator Shaff called up for consideration House File 113, a bill for an act relating to exemption of personal earnings of a head of a family and providing for a ten (10) per cent garnishment for debts, and moved that the Senate insist on its amendments to House File 113, which motion prevailed.

CONFERENCE COMMITTEE APPOINTED

ON HOUSE FILE 113

The Chair announced the appointment of Senators Shaff, Schroeder, Stuart and Dailey on the part of the Senate on the conference committee on House File 113.

The following communication was received from the Governor:

STATE OF IOWA
Office of the Governor
Des Moines

April 18, 1957.

The Honorable Wm. H. Nicholas,
Lieutenant Governor,
President of the Senate,
State Capitol,
Des Moines, Iowa.

Honorable Members of the Senate:

In compliance with Senate Concurrent Resolution 29 duly adopted April 18, 1957, I am returning herewith Senate File 219 for correction.

Respectfully submitted,
HERSCHEL C. LOVELESS,
Governor of Iowa.

RECONSIDERATION OF SENATE FILE 219

Senator Elwood asked and received unanimous consent to reconsider the vote by which the report of the committee on enrolled bills on Senate File 219 was sent to the Governor for his approval was adopted.

Senator Elwood asked and received unanimous consent to reconsider the vote by which the report of the committee on enrolled bills on Senate File 219 was adopted.

SENATE FILE 219 RETURNED TO THE HOUSE

Senator Elwood asked and received unanimous consent that, in accordance with the request of the House, the Secretary be instructed to return to the House Senate File 219.

THIRD READING OF BILLS

On motion of Senator Anderson, House File 553, a bill for an act relating to the conservation, protection, development, use, and regulation of the water resources of Iowa, was taken up and considered.

Senator Lynes asked and received unanimous consent to withdraw the amendment filed by him to section 1 of House File 553 and found on page 821 of the Senate Journal.

Senator Nolan offered the following amendment:

Amend House File 553, section 1, line 29, by inserting after the comma (,) the following: "except that industrial users of water, having their own water supply, within the territorial boundaries of municipal corporations, shall be regulated when its water use exceeds 3 per cent of its highest per day beneficial use prior to the effective date of this Act,"

On motion of Senator Lynes, the amendment was adopted.

MESSAGES FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House has refused to concur in the Senate amendments to the House amendments to Senate File 1, a bill for an act relating to reorganization of school districts.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 469, a bill for an act relating to an appropriation to the state fair board.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 470, a bill for an act relating to an appropriation to the state soil committee.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 471, a bill for an act creating general contingent fund of the state.

Also: I am directed by the House to request the return of Senate File 465, a bill for an act to appropriate from the general fund of the State of Iowa to the board of regents, for further consideration by the House.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 473, a bill for an act relating to appropriation to the employment security commission.

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

House Joint Resolution 22, a joint resolution relating to assistance by the state to Tama County in providing law enforcement officer for Sac and Fox Indian reservation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 505, a bill for an act relating to penalty for violations of laws prohibiting throwing or depositing of refuse upon highway.

HOUSE MESSAGES CONSIDERED

House Joint Resolution 22, a joint resolution relating to assistance by the state to the County of Tama in providing a law-enforcement officer for the Sac and Fox Indian reservation in such county and making an appropriation therefor.

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

House File 505, a bill for an act relating to the penalty for violations of laws prohibiting the throwing or depositing of refuse upon any highway.

Read first and second times and referred to the sifting committee.

PETITION FILED

We, the undersigned members of the Senate, in accordance with Senate Rule 32, petition that House File 230 be withdrawn from the sifting committee and placed on the Senate calendar:

GUY G. BUTLER.
 JACOB GRIMSTEAD.
 C. T. ANDERSON.
 JIM O. HENRY.
 D. E. DEWEL.
 G. W. PRINCE.
 CARL H. RINGGENBERG.
 HARRY E. WATSON.
 GENE L. HOFFMAN.
 CARROLL MCCURDY.
 H. C. BUCK.
 J. LOUIS FISHER.
 JOHN D. SHOEMAN.
 F. A. TURNER.

SAMUEL H. BURTON.
 GEORGE E. O'MALLEY.
 ARNOLD UTZIG.
 WILLIAM H. HARBOR.
 ARCH W. MCFARLANE.
 FRANK C. BYERS.
 J. T. DYKHOUSE.
 GEORGE L. SCOTT.
 LAWRENCE PUTNEY.
 JOE COLEMAN.
 ALBERT WEISS.
 JOHN J. O'CONNOR.
 G. W. WEBER.
 IRVING D. LONG.

PROOF OF PUBLICATION

Published copy of Senate File 476 and verified proof of publication of said bill in the Oelwein Daily Register on April 5, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of Senate.

SENATE CONCURRENT RESOLUTION 30

By Nolan, Vest, Watson, Prentiss

Be It Resolved by the Senate, the House Concurring: That the President of the Senate and the Speaker of the House assume full responsibility in determining the policies incident to the details of closing the session of the Fifty-seventh General Assembly, and the reconvening of any special or subsequent regular session.

Be It Further Resolved: That the Secretary of the Senate and the Chief Clerk of the House make an inventory of all equipment and supplies on hand at the close of the session, and file the same with the Secretary of the Executive Council.

Be It Further Resolved: That the Executive Council, in accordance with section 19.25, Code 1954, provide all the supplies required for the convening of the next regular, any special and during the session of the General Assembly, upon requisition signed by the Secretary of the Senate for the Senate, and the Chief Clerk of the House for the House.

Be It Further Resolved: That the aforementioned officers are hereby authorized to reserve for the exclusive use of the General Assembly, during the interim, such rooms now occupied and used by said General Assembly as may be necessary for any official use and for the purpose of storing supplies and equipment as they may deem proper and advisable and notify the Executive Council of their conclusions in said matter, and the Executive Council shall in no wise make other assignments of the rooms which are so reserved.

Be It Further Resolved: That the Secretary of the Senate and the Chief Clerk of the House shall make a complete survey of all the typewriters on hand for the purpose of determining the advisability of replacing some of this equipment. The machines to be replaced shall be appraised and made immediately available to the Secretary of the Executive Council for distribution, for trade-in to typewriter suppliers or for sale at amounts based on the appraisal. The legislative fund shall be credited with any funds received or with the appraised value of the machines, if the same are distributed to other state departments or traded in. All other equipment is to be stored in rooms reserved by the legislative officials above designated and an accurate inventory made of the same and filed with the Secretary of the Executive Council by the Secretary of the Senate and Chief Clerk of the House, and the Executive Council shall thereafter have exclusive custody of the same and make it available for the succeeding General Assembly.

Be It Further Resolved: That any officers or employees of the Fifty-seventh General Assembly who shall be engaged for work in connection with the closing up of the work of the Fifty-seventh General Assembly and the reconvening of any subsequent regular or special session, shall be compensated for such services at the same rate as was fixed for the regular session of the Fifty-seventh General Assembly.

SENATE CONCURRENT RESOLUTION 31

By Interstate Cooperation Committee

Whereas, in the Forty-ninth General Assembly of the State of Iowa, House Concurrent Resolution 18 was adopted providing, among other things, for a Senate and House committee on interstate cooperation, which committee members in turn became members of the Iowa commission on interstate cooperation; and

Whereas, under the provisions of the resolution the President of the

Senate was empowered to appoint nine (9) members of the Senate for the Senate standing committee on interstate cooperation; and,

Whereas, under the provisions of the resolution the Speaker of the House of Representatives was empowered to appoint nine (9) members of the House of Representatives for the House standing committee on interstate cooperation;

Now, Therefore, Be It Resolved by the Senate, the House of Representatives Concurring: That the President of the Senate appoint seven (7) members of the Senate to the Senate standing committee on interstate cooperation, designating one of the committee as chairman, and that the Speaker of the House of Representatives appoint seven (7) members of the House to the House standing committee on interstate cooperation, designating one of the committee as chairman. The members so appointed by the Senate and House shall meet and elect their own chairman who shall be the chairman of the Iowa delegation to the Council of State Governments and be designated as chairman of the Iowa committee for interstate cooperation.

Be It Further Resolved: That the Governor appoint two (2) members from the administrative officials and employees of the state to the standing committee on interstate cooperation.

SENATE CONCURRENT RESOLUTION 32

By Appropriations Committee

Be It Resolved by the Senate, the House Concurring: That the following bills, authorized by legislative action, are hereby approved and ordered paid as provided by section two point twenty (2.20), Code 1954:

International Business Machines Corp., Maintenance agreement on IBM typewriter, 12-1-56 through 5-31-57 (Senate)	\$ 18.75
Des Moines Rubber Stamp Co., 1 #0 dated (Senate)90
Kiplinger Washington Agency, 75 copies of Kiplinger population letter (Senate)	8.01
Storey Kenworthy Co., eyelet machines repaired, 2 books Robert's Rules of Order, 1 piece of plastic, 1 #120 Line-A-Time, 3 chair mats (Senate)	101.45
A. C. Gustafson, postage prior to death (House)	97.09
Strauss Lock Company, keys (House)	1.13
Shure Brothers, microphone repair (House)	47.55
International Business Machines Corp., typewriter maintenance contract (House)	24.50
Remington Rand Co., carbon ribbons (House)	5.40
Office Machine Supply Co., typewriter repairs, ribbons (House)	24.00
Des Moines Rubber Stamp Co., badges, stamps (House)....	16.45
Wallace-Homestead Co., letterheads (House)	23.75
John J. Duhigg, lodging re: Barringer election contest (House)	32.06
Arthur W. Smith, fee, mileage, etc., re: Barringer election contest (House)	521.70
Martin Thompson, expenses in connection with Barringer contest (House)	84.00
Joseph P. Hand, fee, expenses re: Barringer election contest (House)	134.40

\$1,136.14

The state comptroller is hereby authorized and directed to issue warrants for amounts above listed and to persons and firms to whom such amounts are due.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 41, 119, 461 and 463; also House Files 42, 110, 130, 285, 288, 299, 317 and 420.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 41, 119, 461 and 463; also, House Files 42, 110, 130, 285, 288, 299, 317 and 420.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 18th day of April, 1957, sent to the Governor for his approval: Senate Files 41, 119, 461 and 463.

NORVAL EVANS, *Chairman.*

Passed on file.

REPORT OF THE SIFTING COMMITTEE (Noncontroversial)

MR. PRESIDENT: Your sifting committee begs leave to report that it had had the following bills under consideration and recommends that they be placed on the special noncontroversial calendar:

S. F. 349	H. F. 167	H. F. 399
S. F. 417	H. F. 174	H. F. 435
S. F. 435	H. F. 273	H. F. 437
S. F. 477	H. F. 306	H. F. 447
S. F. 478	H. F. 313	H. F. 467
H. F. 1	H. F. 353	H. F. 554
H. F. 100	H. F. 367	H. F. 564
H. F. 136	H. F. 368	H. F. 565
H. F. 137	H. F. 389	H. F. 566
H. F. 159	H. F. 392	H. F. 567

ALAN VEST, *Chairman,*
Sifting Committee,
Noncontroversial Calendar.

REPORTS OF COMMITTEE

Senator Watson submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 480**, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

HARRY E. WATSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 481**, a bill for an act to make appropriation to certain counties in settlement of drainage assessment claims against the State of Iowa, and to authorize and direct payment for same, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

HARRY E. WATSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 482**, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

HARRY E. WATSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 483**, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

HARRY E. WATSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 484**, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

HARRY E. WATSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 485**, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

HARRY E. WATSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 486**, a bill for an act to make appropriations to certain named persons in settlement of damages sustained by them on account of acts by the state highway commission, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

HARRY E. WATSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 487**, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

HARRY E. WATSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 488**, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

HARRY E. WATSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 489**, a bill for an act to make appropriations to Clutier Independent School District, Clutier, Iowa, for the refund of money lost due to a bank closing, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

HARRY E. WATSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 157**, a bill for an act to amend sections three hundred twenty-one point one hundred forty-five (321.145) and three hundred twenty-one point one hundred forty-six (321.146), Code 1954, relating to a motor vehicle registration plate fund, begs leave to report it has had the same under consideration and recommends the same **do pass.**

HARRY E. WATSON, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 483, Section 1, line 11, by
- 2 striking "62.25" and inserting in lieu thereof
- 3 "65.25".

COMMITTEE ON CLAIMS,
HOWARD BUCK, *Chairman.*

1 Amend House File 230 as follows:

2 1. Amend the title by inserting after the word, "to" in
3 line one (1) thereof the following words, "municipalities and
4 certain municipally owned".

5 2. By striking all after the enacting clause and inserting
6 in lieu thereof the following:

7 "Section 1. Whenever state or county authorities shall
8 determine that any traffic light, sewer, storm sewer, or water
9 mains or water distribution system, belonging to any city or
10 town or municipal water works, which facility now is, or hereafter
11 may be, located in, over, along, or under any highway, including
12 highway extensions in cities or towns, qualifying for federal
13 aid, should be removed, the city or town or municipal water
14 works to which said facility belongs shall relocate or remove
15 the same. The cost of relocation or removal, including the
16 costs of installing such facility in a new location, and the
17 cost of the land or any rights and interest in land and any
18 other rights acquired to accomplish such relocation shall be
19 ascertained and paid by the state as part of the cost of such
20 federally aided project.

21 Sec. 2. Costs of relocation shall include the entire amount
22 expended by such city or town or municipal water works properly
23 attributable to such relocation after deducting therefrom any
24 increase in the value of the new facility over the old facility
25 and any salvage value derived from the old facility including
26 any money received through sale of the land, or rights and
27 interest in land, on which the old facility was located.

28 Sec. 3. All prior acts, either general or special
29 heretofore enacted, which are inconsistent with this Act
30 are hereby repealed."

GEORGE E. O'MALLEY.

1 Amend House File 375 by striking lines 7 through

2 16 inclusive and inserting in lieu thereof the following:

3 "For ordinary county revenue not to exceed four and one-
4 half mills on a dollar in counties having an assessed valuation of
5 less than twenty six million dollars, not to exceed two and one half
6 mills on a dollar in counties having an assessed valuation of twenty
7 six million dollars or more and less than thirty two million dollars,
8 and not to exceed two mills on a dollar in counties having an assessed
9 valuation of thirty two million dollars or more."

JOHN D. SHOEMAN.
WILLIAM H. HARBOR.
JOHN A. WALKER.

1 Amend House File 553 as follows:

2 1. By striking in line 53 of Section 1 the word
3 "fresh".

4 2. By adding to Sec. 15, subparagraph 3 thereof,
5 the following: "Provided, however, that any diversion of
6 water or material from the surface directly into any
7 underground watercourse or basin existing upon the effective
8 date of this Act shall not require a permit if said
9 diversion does not create waste or pollution."

D. C. NOLAN.

1 Amend House File 553 by adding at the end of subsection 1
2 of Sec. 15 the following: "Such corporation or person shall

3 make reasonable provision for the storage of water at such
4 time or times when the daily use of such water by such
5 corporation or person is less than the amount specified
6 herein."

D. C. NOLAN.

1 Amend House File 553, section 15, by adding the following as
2 a new subsection:
3 "4. Industrial users of water having their own water supply,
4 within the territorial boundaries of municipal corporations, shall
5 be regulated when its water use exceeds three percent (3%) of its
6 highest per day beneficial use prior to the effective date of
7 this Act."

J. KENDALL LYNES.

1 1. Amend House File 553, section 19, line 4, by inserting after
2 the word "permit" the following: "and the permittee has been
3 notified by the water commission that unless written application
4 as set forth as follows, that the permit will cease".

5 2. Further amend House File 553, section 21, line 2, by
6 striking the following "or the state conservation commission,".

J. KENDALL LYNES.

1 Amend the House Amendment to Senate File 465 as follows:

2 1. Amend Division 1, lines 5 and 6, by striking the words
3 and figures "thirty-one million four hundred fifty-six thousand
4 two hundred six dollars (\$31,456,206.00)" and inserting in lieu
5 thereof the words and figures "thirty-one million one hundred
6 twenty-one thousand two hundred six dollars (\$31,121,206.00)".

7 2. Amend Division 5, lines 5 and 6, by striking the words
8 and figures "three million one hundred sixty-seven thousand two
9 hundred seventy-eight dollars (\$3,167,278.00)" and inserting in
10 lieu thereof the words and figures "three million one hundred
11 thirty-two thousand two hundred seventy-eight dollars (\$3,132,-
278.00)".

12 Further amend Division 5, line 8, by striking the figures
13 "\$3,017,278.00" and inserting in lieu thereof "\$2,982,278.00".

14 Further amend Division 5, line 10, by striking the figures
15 "\$3,167,278.00" and inserting in lieu thereof "\$3,132,270.00".

16 3. Amend Division 6, line 4, by striking the figures
17 "\$31,456,206.00" and inserting in lieu thereof "\$31,121,206.00".

18 4. Amend Division 7 by striking all after the colon in
19 line 1 and inserting in lieu thereof the following:

20 "By striking from line thirty-three (33) the figures
21 '7,296,896.00' and insert in lieu thereof the figures '7,326,896.00'.

22 By striking from line thirty-nine (39) the figures '81,990,158.00'
23 and insert in lieu thereof the figures '82,020,158.00'."

COMMITTEE ON APPROPRIATIONS,
HARRY E. WATSON, *Chairman*.

On motion of Senator Nolan, the Senate adjourned until 9:35
a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, APRIL 19, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend J. O. Whanger, pastor of the Christian Church, Colfax, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file :

By the following Senators, favoring proposed legislation relating to providing necessary state funds for present school aids, and amending the election procedure for the reorganization of schools :

By Senator Butler, from forty residents of Humboldt County.

By Senator Elijah, from twenty-one residents of Cedar County.

By Senator Grimstead, from twenty-one residents of Mitchell County.

By Senator Miller, from forty-four residents of Woodbury County.

By Senator O'Connor, from ten residents of Clayton County.

By Senator O'Malley, from one hundred seventy residents of Polk County.

By Senator Prentis, from twenty residents of Ringgold County.

By Senator Ringgenberg, from fifty-seven residents of Story County.

By Senator Turner, from eighty-two residents of Taylor County.

By Senator Wormley, from twenty residents of Jasper County.

PRESENTATION OF GUEST

Senator Nolan rose on a point of personal privilege and presented to the Senate the Honorable Martin D. Van Oosterhout of Sioux County, United States Circuit Judge, who was present in the Senate chamber.

SPECIAL RECOGNITION

Senator Dailey asked and received unanimous consent that the citation presented to the two outstanding members of the Senate,

Senators Byers and McFarlane, by the Des Moines Press and Radio Club of Des Moines at the dinner Thursday evening be printed in the Senate Journal.

CITATION

We who sit on the Senate press bench ask you tonight to forget the frantic fighting, the deadlocks, the striving, of this the Fifty-seventh session of the General Assembly of Iowa.

For the blows of the gavel that you have heard will echo only the briefest moment in history. There will come a day soon when the galleries will stand vacant and the angry voices raised in debate on the floor will be silent. There will be disappointingly few then, even among those who now petition the legislature, who will remember clearly who stood among the heroes and who among the villains.

This we may regret but in our hearts know is true, that time and history will look upon the crises of today through the wrong end of the telescope. And it may be that that is as it was intended. This legislature will leave behind it a record but it will be only a part of a record, for the Code of Iowa is not a monument to any one session. It is the continuing work of many sessions.

The proudest achievements of each session have been only amendments to the work of other years.

For this reason the Senate press bench departs from its custom. We pick no single legislator among many legislators who have contributed to the making of the record of this session. We find no single man whose work, judged in the uncertain light of the moment, transcends that of all the rest. Instead we make our bow to those who, through the years, have built gradually and well.

This is the time, we believe, to divide our recommendation for the honor Press and Radio Club citation award between the Knight of the White Carnation, Senator Frank C. Byers of Marion, Linn County, and the man who might well be known as Mr. Legislature, Senator Arch W. McFarlane of Waterloo, Black Hawk County, and to honor through them those true architects of the law.

THE OLDTIMERS.

Senator Nolan moved that the Senate give a standing ovation to our distinguished members, Senators Byers and McFarlane, which motion unanimously prevailed.

On behalf of our distinguished members, Senator McFarlane said:

"I want to say to the members of the Press and Radio Club that on behalf of myself and Senator Byers, who has not yet arrived in the chamber, we appreciate the honor which you so kindly bestowed upon us. The "street runs in both directions", the representatives of the press and radio have been very cooperative to Senator Byers and myself, and we have on numerous occasions cooperated with the members of your organization. Such a citation comes only once in a lifetime and Senator Byers and myself appreciate the honor and we wish to take this opportunity to thank the members of the Press and Radio Club for this fine recognition.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Utzig for the day on request of Senator O'Connor; Senator

Anderson for the day on request of Senator Molison; Senator Vest for the day on request of Senator Prince; Senator McManus for the day on request of Senator Dailey.

THIRD READING OF BILLS

On motion of Senator Miller, Senate File 180, a bill for an act to amend chapter two hundred eight (208), Acts of the Fifty-sixth General Assembly, relating to deductions for Iowa income tax purposes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Miller offered the following amendment and moved its adoption:

Amend Senate File 180, section 2, by striking the word and figure "twenty-two (22)" in line 3 and inserting in lieu thereof the word and figure "twenty-five (25)".

The amendment was adopted.

Senator McFarlane took the chair at 9:50 a.m.

Senator Miller offered the following amendment and moved its adoption:

1. Amend Senate File 180, section 1, by striking all of line 5 and inserting in lieu thereof the following:

"income and minus federal income taxes as provided in section four hundred twenty-two point nine (422.9)."

2. Further amend Senate File 180 by adding the following sections:

"Sec. 3. Section four hundred twenty-two point four (422.4), subsection ten (10), Code 1954, is hereby amended by striking the period in line two (2) and inserting in lieu thereof the following:

'; and where an individual is permitted to file as a corporation, under the provisions of the Internal Revenue Code of 1954, such fictional status shall not be recognized for purposes of this chapter, and such individual's taxable income shall be computed as required under the provisions of the Internal Revenue Code of 1954 relating to individuals not filing as a corporation, with the adjustments allowed by this chapter.'

"Sec. 4. The provisions of this act shall be effective retroactive to January 1, 1957, upon publication in the Sioux City Journal-Tribune, a newspaper published at Sioux City, Iowa, and in the Anthon Herald, a newspaper published at Anthon, Iowa."

The amendment was adopted.

Senator Miller offered the following amendment and moved its adoption:

Amend the title to Senate File 180 by striking all after the word "Act" and inserting in lieu thereof the following:

"to amend chapter two hundred eight (208), Acts of the Fifty-sixth General Assembly, and chapter four hundred twenty-two (422), Code 1954, relating to the Iowa Income Tax."

The amendment was adopted.

Senator Miller 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:

Boothby	Fisher	Miller	Scott
Buck	Gillespie	Molison	Shoeman
Butler	Grimstead	Nolan	Stuart
Byers	Harbor	O'Connor	Tate
Coleman	Henry	O'Malley	Turner
Dailey	Hoffman	Prentis	Walker
Dewel	Hoxie	Price	Watson
Dykhouse	Long	Prince	Weber
Elijah	Lynes	Putney	Weiss
Elwood	McCurdy	Rigler	Wormley
Evans	McFarlane	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Anderson	McManus	Shaff	Vest
Burton	Schroeder	Utzig	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Miller asked and received unanimous consent that Senate File 180 be immediately messaged to the House, which request was complied with.

On motion of Senator Lynes, Senate File 249, a bill for an act relating to business managers at institutions under the board of control, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lynes 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:

Boothby	Fisher	Miller	Scott
Buck	Gillespie	Molison	Shoeman
Butler	Grimstead	Nolan	Stuart
Byers	Harbor	O'Connor	Tate
Coleman	Henry	O'Malley	Turner
Dailey	Hoffman	Prentis	Walker
Dewel	Hoxie	Price	Watson
Dykhouse	Long	Prince	Weber
Elijah	Lynes	Putney	Weiss
Elwood	McCurdy	Rigler	Wormley
Evans	McFarlane	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Anderson	McManus	Shaff	Vest
Burton	Schroeder	Utzig	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lynes asked and received unanimous consent that Senate

File 249 be immediately messaged to the House, which request was complied with.

On motion of Senator Molison, Senate File 359, a bill for an act to reduce the minimum population requirement of cities in which a one-half ($\frac{1}{2}$) mill tax levy is permitted for police and fireman pensions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Molison 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:

Buck	Fisher	Molison	Shoeman
Butler	Gillespie	Nolan	Stuart
Byers	Grimstead	O'Connor	Tate
Coleman	Harbor	O'Malley	Turner
Dailey	Hoffman	Prince	Walker
Dewel	Hoxie	Putney	Watson
Dykhouse	Long	Rigler	Weber
Elijah	Lynes	Ringgenberg	Weiss
Elwood	McCurdy	Scott	Wormley
Evans	McFarlane		

Nays, 2:

Boothby Price

Absent or not voting, 10:

Anderson	McManus	Schroeder	Utzig
Burton	Miller	Shaff	Vest
Henry	Prentis		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Molison asked and received unanimous consent that Senate File 359 be immediately messaged to the House, which request was complied with.

On motion of Senator Stuart, Senate File 448, a bill for an act to provide for a legislative research committee and legislative research bureau and to define their duties, was taken up and considered.

Senator Stuart 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:

Boothby	Coleman	Elwood	Henry
Buck	Dailey	Fisher	Hoffman
Burton	Dewel	Gillespie	Hoxie
Butler	Dykhouse	Grimstead	Long
Byers	Elijah	Harbor	Lynes

McCurdy	O'Malley	Ringgenberg	Turner
McFarlane	Prentis	Scott	Watson
Miller	Price	Shoeman	Weber
Molison	Putney	Stuart	Weiss
Nolan	Rigler	Tate	Wormley
O'Connor			

Nays, none.

Absent or not voting, 9:

Anderson	Prince	Shaff	Vest
Evans	Schroeder	Utzig	Walker
McManus			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stuart asked and received unanimous consent that Senate File 448 be immediately messaged to the House, which request was complied with.

Senator Byers took the chair at 10:20 a.m.

On motion of Senator Stuart, Senate File 447, a bill for an act relating to disabled and retired firemen's and policemen's pensions, was taken up and considered.

Senator Stuart 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, 48:

Boothby	Fisher	Miller	Scott
Buck	Gillespie	Molison	Shoeman
Burton	Grimstead	Nolan	Stuart
Butler	Harbor	O'Connor	Tate
Byers	Henry	O'Malley	Turner
Coleman	Hoffman	Prentis	Walker
Dailey	Hoxie	Price	Watson
Dewel	Long	Prince	Weber
Dykhouse	Lynes	Putney	Weiss
Elijah	McCurdy	Rigler	Wormley
Elwood	McFarlane	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Anderson	McManus	Shaff	Vest
Evans	Schroeder	Utzig	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stuart asked and received unanimous consent that Senate File 447 be immediately messaged to the House, which request was complied with.

On motion of Senator Nolan, House File 154, a bill for an act authorizing a patent to issue to the West half of the Southwest

quarter ($W\frac{1}{2}$ of $SW\frac{1}{4}$) of Section sixteen (16), Township eighty-one North (81N), Range ten (10) West of the Fifth principal meridian, in Iowa County, Iowa, was taken up and considered.

Senator Nolan 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:

Boothby	Fisher	Miller	Scott
Buck	Gillespie	Molison	Shoeman
Burton	Grimstead	Nolan	Stuart
Butler	Harbor	O'Connor	Tate
Byers	Henry	O'Malley	Turner
Coleman	Hoffman	Prentis	Walker
Dailey	Hoxie	Price	Watson
Dewel	Long	Prince	Weber
Dykhouse	Lynes	Putney	Weiss
Elijah	McCurdy	Rigler	Wormley
Elwood	McFarlane	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Anderson	McManus	Shaff	Vest
Evans	Schroeder	Utzig	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Nolan asked and received unanimous consent that House File 154 be immediately messaged to the House, which request was complied with.

On motion of Senator Hoxie, House File 117, a bill for an act to provide for the payment of drainage and levee assessments on certain state-owned lands, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hoxie 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:

Boothby	Evans	McFarlane	Ringgenberg
Buck	Fisher	Miller	Scott
Burton	Gillespie	Molison	Shoeman
Butler	Grimstead	Nolan	Stuart
Byers	Harbor	O'Connor	Tate
Coleman	Henry	O'Malley	Turner
Dailey	Hoffman	Prentis	Walker
Dewel	Hoxie	Price	Watson
Dykhouse	Long	Prince	Weber
Elijah	Lynes	Putney	Weiss
Elwood	McCurdy	Rigler	Wormley

Nays, none.

Absent or not voting, 6:

Anderson	Schroeder	Utzig	Vest
McManus	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 Putney, House File 323, a bill for an act to amend section thirty-seven point ten (37.10), Code 1954, relating to qualifications of commissioners of memorial halls and monuments, was taken up and considered.

Senator Putney offered the following amendment:

Amend House File 323, section 1, line 15, by striking the words "a national veterans organization" and inserting in lieu thereof the words "a national organization composed of honorably discharged members of the armed forces of the United States".

Senator Dailey offered the following amendment to the amendment and moved its adoption:

Amend the amendment by inserting in line 3 following the word "organization" the words ", chartered by the Congress of the United States and"

The amendment to the amendment was adopted.

On motion of Senator Putney, the amendment as amended was adopted.

Senator Putney 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:

Boothby	Evans	McFarlane	Ringgenberg
Buck	Fisher	Miller	Scott
Burton	Gillespie	Molison	Shoeman
Butler	Grimstead	Nolan	Stuart
Byers	Harbor	O'Connor	Tate
Coleman	Henry	O'Malley	Turner
Dailey	Hoffman	Prentis	Walker
Dewel	Hoxie	Price	Watson
Dykhouse	Long	Prince	Weber
Elijah	Lynes	Putney	Weiss
Elwood	McCurdy	Rigler	Wormley

Nays, none.

Absent or not voting, 6:

Anderson	Schroeder	Utzig	Vest
McManus	Shaff		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Putney asked and received unanimous consent that

House File 323 be immediately messaged to the House, which request was complied with.

Senator Putney asked and received unanimous consent that Senate File 329 be withdrawn from further consideration of the Senate.

Senator Walker asked and received unanimous consent to take up for consideration House File 76, a bill for an act relating to insuring and indemnifying drivers of emergency vehicles and to amend sections three hundred twenty-one point four hundred ninety-five (321.495), three hundred twenty-one point four hundred ninety-six (321.496) and three hundred twenty-one point four hundred ninety-seven (321.497), Code 1954.

President Nicholas took the chair at 11:00 a.m.

Senator Walker 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:

Boothby	Evans	McFarlane	Scott
Buck	Fisher	Miller	Shoeman
Burton	Gillespie	Molison	Stuart
Butler	Grimstead	Nolan	Tate
Byers	Harbor	O'Malley	Turner
Coleman	Henry	Prentis	Walker
Dailey	Hoffman	Price	Watson
Dewel	Hoxie	Prince	Weber
Dykhouse	Long	Putney	Weiss
Elijah	Lynes	Rigler	Wormley
Elwood	McCurdy	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Anderson	O'Connor	Shaff	Vest
McManus	Schroeder	Utzig	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Walker asked and received unanimous consent that House File 76 be immediately messaged to the House, which request was complied with.

Senator Lynes called up the following report and moved its adoption:

**REPORT OF CONFERENCE COMMITTEE
ON SENATE FILE 31**

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on Senate

File 31, an act relating to motor vehicle operators and chauffeurs license fees, beg leave to report and make the following recommendation: That the House recede from all House amendments.

J. KENDALL LYNES.
 ARCH W. MCFARLANE.
 EARL ELIJAH.
 W. H. TATE.
On the Part of the Senate.

DEWEY E. GOODE.
 ALBERT L. MENSING.
 CLARK H. MCNEAL.
 CHARLES WEIK.
On the Part of the House.

The report was adopted.

Senator Lynes moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Boothby	Fisher	Miller	Shaff
Buck	Gillespie	Molison	Shoeman
Burton	Grimstead	Nolan	Stuart
Butler	Harbor	O'Malley	Tate
Byers	Henry	Prentis	Turner
Dailey	Hoffman	Price	Walker
Dewel	Hoxie	Prince	Watson
Dykhouse	Long	Putney	Weber
Elijah	Lynes	Rigler	Weiss
Elwood	McCurdy	Ringgenberg	Wormley
Evans	McFarlane	Scott	

Nays, 1:

Coleman

Absent or not voting, 6:

Anderson	O'Connor	Utzig	Vest
McManus	Schroeder		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

THIRD READING OF BILLS

On motion of Senator Harbor, House File 105, a bill for an act relating to the assessment of costs between two or more drainage districts which outlet into the same ditch, drain, or natural watercourse for improvements, repairs, and for the maintenance of such ditch, drain or natural watercourse, was taken up and considered.

Senator Harbor 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:

Boothby	Coleman	Elwood	Harbor
Buck	Dailey	Evans	Henry
Burton	Dewel	Fisher	Hoffman
Butler	Dykhouse	Gillespie	Hoxie
Byers	Elijah	Grimstead	Long

Lynes	O'Malley	Ringgenberg	Walker
McCurdy	Prentis	Scott	Watson
McFarlane	Price	Shoeman	Weber
Miller	Prince	Stuart	Weiss
Molison	Putney	Tate	Wormley
Nolan	Rigler	Turner	

Nays, none.

Absent or not voting, 7:

Anderson	O'Connor	Shaff	Vest
McManus	Schroeder	Utzig	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Harbor asked and received unanimous consent that Senate File 146 be withdrawn from further consideration of the Senate.

On motion of Senator Boothby, House File 201, a bill for an act to legalize and validate the proceedings for the organization of the Ida Grove Community School District in Ida County, State of Iowa, and to legalize and validate the actions of the board of directors of the said Ida Grove Community School District and the board of directors of the Grant Township School District of the County of Ida, State of Iowa, in calling a special election for the merger of said two school districts, was taken up and considered.

Senator Boothby 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, 48:

Boothby	Evans	McFarlane	Scott
Buck	Fisher	Miller	Shoeman
Burton	Gillespie	Molison	Stuart
Butler	Grimstead	Nolan	Tate
Byers	Harbor	O'Malley	Turner
Coleman	Henry	Prentis	Walker
Dailey	Hoffman	Price	Watson
Dewel	Hoxie	Prince	Weber
Dykhouse	Long	Putney	Weiss
Elijah	Lynes	Rigler	Wormley
Elwood	McCurdy	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Anderson	O'Connor	Shaff	Vest
McManus	Schroeder	Utzig	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Dailey, House File 506, a bill for an act to allow county supervisors to acquire the use of real estate for

county purpose by means other than purchase, was taken up and considered.

Senator Dailey 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:

Boothby	Evans	McFarlane	Scott
Buck	Fisher	Miller	Shoeman
Burton	Gillespie	Molison	Stuart
Butler	Grimstead	Nolan	Tate
Byers	Harbor	O'Malley	Turner
Coleman	Henry	Prentis	Walker
Dailey	Hoffman	Price	Watson
Dewel	Hoxie	Prince	Weber
Dykhouse	Long	Putney	Weiss
Elijah	Lynes	Rigler	Wormley
Elwood	McCurdy	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Anderson	O'Connor	Shaff	Vest
McManus	Schroeder	Utzig	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dailey asked and received unanimous consent that Senate File 385 be withdrawn from further consideration of the Senate.

On motion of Senator Dailey, House File 508, a bill for an act to permit boards of trustees of county hospitals to lease hospital facilities, when not needed for the purpose for which acquired, was taken up and considered.

Senator Dailey, on behalf of Senator Utzig, offered the following amendment and moved its adoption:

Amend House File 508 by inserting in section 1, line 6, after the word, "chapter" the words, "and operated as a tuberculosis sanitarium".

The amendment was adopted.

Senator Dailey 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:

Boothby	Dewel	Grimstead	McCurdy
Buck	Dykhouse	Harbor	McFarlane
Burton	Elijah	Henry	Miller
Butler	Elwood	Hoffman	Molison
Byers	Evans	Hoxie	Nolan
Coleman	Fisher	Long	O'Malley
Dailey	Gillespie	Lynes	Prentis

Price	Ringgenberg	Tate	Weber
Prince	Scott	Turner	Weiss
Putney	Shoeman	Walker	Wormley
Rigler	Stuart	Watson	

Nays, none.

Absent or not voting, 7:

Anderson	O'Connor	Shaff	Vest
McManus	Schroeder	Utzig	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dailey asked and received unanimous consent that Senate File 384 be withdrawn from further consideration of the Senate.

Senator Dailey asked and received unanimous consent that House File 508 be immediately messaged to the House, which request was complied with.

On motion of Senator Stuart, House File 345, a bill for an act relating to suspension of sentence and parole by the trial court of persons convicted of certain crimes, was taken up and considered.

Senator Stuart 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:

Boothby	Evans	McFarlane	Scott
Buck	Fisher	Miller	Shoeman
Burton	Gillespie	Molison	Stuart
Butler	Grimstead	Nolan	Tate
Byers	Harbor	O'Malley	Turner
Coleman	Henry	Prentis	Walker
Dailey	Hoffman	Price	Watson
Dewel	Hoxie	Prince	Weber
Dykhouse	Long	Putney	Weiss
Elijah	Lynes	Rigler	Wormley
Elwood	McCurdy	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Anderson	O'Connor	Shaff	Vest
McManus	Schroeder	Utzig	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Weber, House File 233, a bill for an act to provide for benefited fire districts, to require election thereon, and to provide for the financing thereof, was taken up and considered.

Senator Weber 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:

Boothby	Evans	McFarlane	Scott
Buck	Fisher	Miller	Shoeman
Burton	Gillespie	Molison	Stuart
Butler	Grimstead	Nolan	Tate
Byers	Harbor	O'Malley	Turner
Coleman	Henry	Prentis	Walker
Dailey	Hoffman	Price	Watson
Dewel	Hoxie	Prince	Weber
Dykhouse	Long	Putney	Weiss
Elijah	Lynes	Rigler	Wormley
Elwood	McCurdy	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Anderson	O'Connor	Shaff	Vest
McManus	Schroeder	Utzig	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stuart, House File 559, a bill for an act to repeal section five hundred nine point thirteen (509.13), Code 1954, relating to waiver of medical examination for group insurance, was taken up and considered.

Senator Stuart 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:

Boothby	Evans	McCurdy	Scott
Buck	Fisher	McFarlane	Shoeman
Burton	Gillespie	Miller	Stuart
Butler	Grimstead	Molison	Tate
Byers	Harbor	Nolan	Turner
Coleman	Henry	O'Malley	Walker
Dailey	Hoffman	Prentis	Watson
Dewel	Hoxie	Putney	Weber
Dykhouse	Long	Rigler	Weiss
Elijah	Lynes	Ringgenberg	Wormley
Elwood			

Nays, none.

Absent or not voting, 9:

Anderson	Price	Schroeder	Utzig
McManus	Prince	Shaff	Vest
O'Connor			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Hoffman, House File 109, a bill for an act to authorize the payment of the organizational expenses of subdistricts of soil conservation districts from the proceeds of the tax

levied for such subdistricts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hoffman 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:

Boothby	Evans	McCurdy	Scott
Buck	Fisher	McFarlane	Shoeman
Burton	Gillespie	Miller	Stuart
Butler	Grimstead	Molison	Tate
Byers	Harbor	Nolan	Turner
Coleman	Henry	O'Malley	Walker
Dailey	Hoffman	Prentis	Watson
Dewel	Hoxie	Putney	Weber
Dykhouse	Long	Rigler	Weiss
Elijah	Lynes	Ringgenberg	Wormley
Elwood			

Nays, none.

Absent or not voting, 9:

Anderson	Price	Schroeder	Utzig
McManus	Prince	Shaff	Vest
O'Connor			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hoffman asked and received unanimous consent that Senate File 150 be withdrawn from further consideration of the Senate.

On motion of Senator Hoxie, House File 342, a bill for an act relating to conservation commission construction permits and amending section one hundred eleven point four (111.4), Code 1954, was taken up and considered.

Senator Hoxie 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:

Boothby	Evans	McFarlane	Scott
Buck	Fisher	Miller	Shoeman
Burton	Gillespie	Molison	Stuart
Butler	Grimstead	Nolan	Tate
Byers	Harbor	O'Malley	Turner
Coleman	Henry	Prentis	Walker
Dailey	Hoffman	Prince	Watson
Dewel	Hoxie	Putney	Weber
Dykhouse	Long	Rigler	Weiss
Elijah	Lynes	Ringgenberg	Wormley
Elwood	McCurdy		

Nays, none.

Absent or not voting, 8:

Anderson	O'Connor	Schroeder	Utzig
McManus	Price	Shaff	Vest

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hoxie asked and received unanimous consent that Senate File 427 be withdrawn from further consideration of the Senate.

On motion of Senator Harbor, House File 104, a bill for an act relating to the authority of drainage and levee districts to make improvements exceeding the original cost of the district plus existing subsequent improvements, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Harbor 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:

Boothby	Evans	McFarlane	Scott
Buck	Fisher	Miller	Shoeman
Burton	Gillespie	Molison	Stuart
Butler	Grimstead	Nolan	Tate
Byers	Harbor	O'Malley	Turner
Coleman	Henry	Prentis	Walker
Dailey	Hoffman	Prince	Watson
Dewel	Hoxie	Putney	Weber
Dykhouse	Long	Rigler	Weiss
Elijah	Lynes	Ringgenberg	Wormley
Elwood	McCurdy		

Nays, none.

Absent or not voting, 8:

Anderson	O'Connor	Schroeder	Utzig
McManus	Price	Shaff	Vest

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Harbor asked and received unanimous consent that Senate File 145 be withdrawn from further consideration of the Senate.

On motion of Senator O'Malley, House File 252, a bill for an act to amend section one hundred eleven point thirty-six (111.36), Code 1954, relating to the speed limit of vehicles in state parks, was taken up and considered.

Senator O'Malley 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:

Boothby	Evans	McFarlane	Scott
Buck	Fisher	Miller	Shoeman
Burton	Gillespie	Molison	Stuart
Butler	Grimstead	Nolan	Tate
Byers	Harbor	O'Malley	Turner
Coleman	Henry	Prentis	Walker
Dailey	Hoffman	Prince	Watson
Dewel	Hoxie	Putney	Weber
Dykhouse	Long	Rigler	Weiss
Elijah	Lynes	Ringgenberg	Wormley
Elwood	McCurdy		

Nays, none.

Absent or not voting, 8:

Anderson	O'Connor	Schroeder	Utzig
McManus	Price	Shaff	Vest

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator O'Malley asked and received unanimous consent that Senate File 224 be withdrawn from further consideration of the Senate.

On motion of Senator Weiss, House File 476, a bill for an act to amend section four hundred fifty-five point forty-five (455.45), Code 1954, relating to time for appointment of commissioners to assess benefits and classify the lands affected by a drainage district improvement, was taken up and considered.

Senator Weiss 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:

Boothby	Evans	McFarlane	Scott
Buck	Fisher	Miller	Shoeman
Burton	Gillespie	Molison	Stuart
Butler	Grimstead	Nolan	Tate
Byers	Harbor	O'Malley	Turner
Coleman	Henry	Prentis	Walker
Dailey	Hoffman	Prince	Watson
Dewel	Hoxie	Putney	Weber
Dykhouse	Long	Rigler	Weiss
Elijah	Lynes	Ringgenberg	Wormley
Elwood	McCurdy		

Nays, none.

Absent or not voting, 8:

Anderson	O'Connor	Schroeder	Utzig
McManus	Price	Shaff	Vest

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Hoxie, House File 551, a bill for an act

relating to the notice given to owners of land or interests or rights therein, in certain types of procedures and other matters affecting such lands, was taken up and considered.

Senator Hoxie 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:

Boothby	Evans	McFarlane	Scott
Buck	Fisher	Miller	Shoeman
Burton	Gillespie	Molison	Stuart
Butler	Grimstead	Nolan	Tate
Byers	Harbor	O'Malley	Turner
Coleman	Henry	Prentis	Walker
Dailey	Hoffman	Prince	Watson
Dewel	Hoxie	Putney	Weber
Dykhouse	Long	Rigler	Weiss
Elijah	Lynes	Ringgenberg	Wormley
Elwood	McCurdy		

Nays, none.

Absent or not voting, 8:

Anderson	O'Connor	Schroeder	Utzig
McManus	Price	Shaff	Vest

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

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 88, a bill for an act in regard to bonds and liability insurance of certified public accountants.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 93, a bill for an act to clarify the exemption of animals from property tax.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 185, a bill for an act relating to crossing highways with tile drains.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 219, a bill for an act relating to periods of limitations and other administrative provisions of the Iowa income tax law.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 297, a bill for an act relating to claims against school corporations.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 378, a bill for an act relating to certified mail for mailings required or permitted by statute.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 429, a bill for an act relating to the transporting of instruments of husbandry and commercial fertilizers.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 436, a bill for an act relating to veterinary medicine.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 438, a bill for an act relating to official bonds.

Also: That the House has concurred in Senate amendments to and passed House File 19, a bill for an act relating to jury fees in municipal courts.

Also: That the House has concurred in Senate amendments to and passed House File 25, a bill for an act relating to the county fund for the insane.

Also: That the House has concurred in Senate amendments to and passed House File 158, a bill for an act relating to the reorganization of school districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 296, a bill for an act to correct the time for preparation of municipal court jury lists.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 358, a bill for an act relating to use of birds as targets.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 452, a bill for an act relating to the use of trot lines.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 500, a bill for an act relating to the matter of compensation or expenses of the board of accountancy.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 501, a bill for an act to allow temporary restraint of persons of apparent unsound mind in a county hospital or private institution.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 526, a bill for an act relating to the definition of vagrants.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 575, a bill for an act relating to fee for transfer, lease or assignment of permits for motor vehicle truck operators.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 576, a bill for an act relating to delinquent permit fees for motor vehicle truck operators.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 577, a bill for an act relating to a fee for the transfer of certificate of convenience and necessity for motor carriers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 579, a bill for an act relating to authority of county boards of supervisors to make necessary additions to courthouses, jails or county homes or other county buildings.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 578, a bill for an act relating to expenditures from the general fund of counties.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 585, a bill for an act relating to limitation of inheritance tax lien.

Also: That the House has directed me to withdraw its request for the recall of Senate File 465, a bill for an act to appropriate from the general fund to the board of regents.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 219

Amend the title to Senate File 219, lines 1 and 2, by striking "section four hundred twenty-two point twenty-five (422.25)" and inserting in lieu thereof the following: "chapter four hundred twenty-two (422)".

HOUSE MESSAGES CONSIDERED

House File 296, a bill for an act to correct the time for preparation of municipal court jury lists.

Read first and second times and referred to sifting committee.

House File 358, a bill for an act relating to the use of birds as targets, and amending section one hundred nine point twenty-one (109.21), Code 1954.

Read first and second times and referred to sifting committee.

House File 452, a bill for an act to amend section one hundred nine point seventy-three (109.73), Code 1954, relating to the use of trot lines.

Read first and second times and referred to sifting committee.

House File 500, a bill for an act to amend section one hundred sixteen point four (116.4), Code 1954, relating to the matter of compensation or expenses of the board of accountancy.

Read first and second times and referred to sifting committee.

House File 501, a bill for an act to allow temporary restraint of persons of apparent unsound mind in a county hospital or private institution, until an examination by physicians or certificate by the commission of insanity.

Read first and second times and referred to sifting committee.

House File 526, a bill for an act to amend section seven hundred forty-six point one (746.1), Code 1954, relating to the definition of vagrants.

Read first and second times and referred to sifting committee.

House File 575, a bill for an act to amend section three hundred twenty-seven point fourteen (327.14), Code 1954, relating to fee for transfer, lease, or assignment of permits for motor vehicle truck operators.

Read first and second times and referred to sifting committee.

House File 576, a bill for an act to amend section three hundred twenty-seven point eleven (327.11), Code 1954, relating to delinquent permit fees for motor vehicle truck operators.

Read first and second times and referred to sifting committee.

House File 577, a bill for an act to amend chapter three hundred twenty-five (325), Code 1954, relating to a fee for the transfer of certificate of convenience and necessity for motor carriers.

Read first and second times and referred to sifting committee.

House File 578, a bill for an act relating to expenditures from the general fund of counties in excess of the revenues thereto and unexpended balance thereof.

Read first and second times and referred to sifting committee.

House File 579, a bill for an act relating to the authority of county boards of supervisors to make necessary additions to court-houses, jails or county homes or other county buildings.

Read first and second times and referred to sifting committee.

House File 585, a bill for an act to amend section four hundred fifty point seven (450.7), Code 1954, relating to the limitation of the inheritance tax lien where the decedent died on or before the 4th day of July, 1941, and exceptions thereto.

Read first and second times and referred to sifting committee.

PETITIONS FILED

We, the undersigned members of the Senate, in accordance with Senate Rule 32, petition that House File 229 be withdrawn from the sifting committee and placed on the Senate calendar:

ALBERT WEISS.	GUY G. BUTLER.
EARL ELIJAH.	C. T. ANDERSON.
G. W. PRINCE.	JACOB GRIMSTEAD.
CARROLL PRICE.	F. A. TURNER.
DAVID O. SHAFF.	ARNOLD UTZIG.
GENE L. HOFFMAN.	D. E. DEWEL.
JOE COLEMAN.	L. M. BOOTHBY.
G. W. WEBER.	WILLIAM H. HARBOR.
CARL H. RINGGENBERG.	JACK SCHROEDER.
H. C. BUCK.	JOHN O'CONNOR.
SAMUEL H. BURTON.	W. C. MOLISON.
ARCH W. MCFARLANE.	FRANK C. BYERS.
THOMAS J. DAILEY.	HARRY E. WATSON.
CARROLL McCURDY.	J. LOUIS FISHER.

We, the undersigned members of the Senate, in accordance with Senate Rule 32, petition that House File 16 be withdrawn from the sifting committee and placed on the Senate calendar:

FRANCIS A. TURNER.	G. W. WEBER.
JACOB GRIMSTEAD.	C. T. ANDERSON.
GUY G. BUTLER.	CARROLL PRICE.
JOE COLEMAN.	W. H. TATE.
FRANK HOXIE.	CARL H. RINGGENBERG.
J. LOUIS FISHER.	WILLIAM H. HARBOR.
ALBERT WEISS.	GEORGE L. SCOTT.
H. C. BUCK.	EARL ELIJAH.
NORVAL EVANS.	CARROLL McCURDY.
G. W. PRINCE.	JIM O. HENRY.
LAWRENCE PUTNEY.	W. C. MOLISON.
FRANK C. BYERS.	J. T. DYKHOUSE.
JOHN J. O'CONNOR.	ROBERT R. RIGLER.
GENE L. HOFFMAN.	ARCH W. MCFARLANE.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 17, 1957, the Governor had approved the following bills:

- Senate File 32, relating to the Iowa Highway Safety Patrol.
- Senate File 78, relating to proof of financial ability of common carriers.
- Senate File 158, relating to the authority of the State Conservation Commission.
- Senate File 174, relating to flashing lights on vehicles.
- Senate File 208, relating to street improvements.
- Senate File 233, polling places outside the territorial limits of townships.
- Senate File 247, relating to drainage and levee districts having pumping stations.
- Senate File 256, relating to flood and soil erosion control and watershed improvements.
- Senate File 356, relating to encumbrances on platted areas.

Senate File 443, relating to appropriations to members of the Iowa study committee on water rights and drainage laws.

AMENDMENTS FILED

- 1 Amend Senate File 481 by striking all of line 6
- 2 of section 2 and inserting in lieu thereof the following:
- 3 "the state fish and game protection fund of the State
- 4 Conservation Commission".

GEORGE W. WEBER.

- 1 Amend House File 553, section 1, line 29, by
- 2 striking the following after the comma: "except that
- 3 industrial users of water, having their own water supply,
- 4 within the territorial boundaries of municipal corporations,
- 5 shall be regulated when its water use exceeds 3 per cent
- 6 of its highest per day beneficial use prior to the effective
- 7 date of this Act," and insert in lieu thereof the following:
- 8 "except that industrial users of water, having their own
- 9 water supply, within the territorial boundaries of municipal
- 10 corporations, shall be regulated when its water use exceeds
- 11 3 per cent more than its highest per day beneficial use
- 12 prior to the effective date of this Act,".
- 13 2. Further amend House File 553 by striking the
- 14 following in line 49 of section 1: "fresh-".

D. C. NOLAN.

On motion of Senator Nolan, and in accordance with Senate Concurrent Resolution 9, the Senate adjourned until 10:05 a.m., Monday, April 22, 1957.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, APRIL 22, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Joseph A. Houston, pastor of the Christian Church, Bloomfield, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Anderson, from thirty-four residents of Henry County in opposition to the sale of liquor by the drink in Iowa.

By Senator Byers, from thirty-nine residents of Linn County in opposition to sale of liquor by the drink in Iowa.

By Senator Long, from fifteen residents of Woodbury County urging support of an appropriation for supplemental aid to Iowa libraries.

By Senator Long, from two hundred seventeen residents of Buchanan County favoring the sale of liquor by the drink in Iowa.

By Senator Long, from nineteen residents of Buchanan County urging legislation pertaining to class "C" beer permits.

By Senator Miller, from sixty-six residents of Woodbury County urging support of an appropriation for supplemental aid to Iowa libraries.

By the following Senators, favoring proposed legislation relating to providing necessary state funds for present school aids, and amending the election procedure for the reorganization of schools:

By Senator Anderson, from seventy-three residents of Washington County.

By Senator Burton, from twenty-three residents of Wapello County.

By Senator Byers, from thirty-six residents of Linn County.

By Senator Elijah, from twenty-one residents of Cedar County.

By Senator Fisher, from thirty-four residents of Warren County.

By Senator O'Malley, from two hundred fifteen residents of Polk County.

By Senator Prentis, from thirty residents of Audubon, Dallas and Guthrie Counties.

By Senator Rigler, from twenty-three residents of Chickasaw County.

By Senator Ringgenberg, from thirty-one residents of Story County.

By Senator Scott, from forty-four residents of Allamakee County.

By Senator Lucas, from thirty-three residents of Lucas County.

By Senator Weber, from two hundred nineteen residents of Louisa and Muscatine Counties.

By Senator Weiss, from seventy residents of Harrison County.

PRESENTATION OF VISITORS

Senator Evans asked and received unanimous consent to present to the Senate three students from the Penn Township School of Jefferson County who were present in the balcony accompanied by their instructor, Mrs. Soldeim.

Senator Price asked and received unanimous consent to present to the Senate forty-five students from the Attica High School who were present in the balcony.

Senator Wormley asked and received unanimous consent to present to the Senate fifty-three students of the Emerson Hough Grade School of Newton who were present in the balcony accompanied by Miss E. Wheeler, and the principal, Miss Mills.

Senator Coleman asked and received unanimous consent to present to the Senate forty-eight members of the junior and senior classes of the Dayton Community School who were present in the balcony accompanied by their superintendent, Howard L. Rankin, and their instructor, Sylvia Lewis.

Senator O'Malley asked and received unanimous consent to present to the Senate twelve members of the Girls Scout Troop 242 of St. Augustin's School, Des Moines, who were present in the Senate chamber accompanied by their leader, Mrs. Bill Riley.

Senator Coleman asked and received unanimous consent to present to the Senate the members of the seventh and eighth grade classes of the Moorland Consolidated School who were present in the balcony accompanied by Mrs. Bianchi and Mrs. Sandahl.

Senator Wormley asked and received unanimous consent to present to the Senate seven students from the Kellogg No. 6 School

who were present in the balcony accompanied by their instructor, Leah Mason.

Senator Hoffman asked and received unanimous consent to present to the Senate fifteen students from the West Grove School who were present in the balcony accompanied by their instructors, Ruby Jensen and Josephine Cornett.

Senator Hoxie asked and received unanimous consent to present to the Senate thirty-five students from the Yorktown Independent Schools who were present in the balcony accompanied by their instructor, Mrs. Maxine Hoyden.

Senator Hoxie asked and received unanimous consent to present to the Senate eighteen members of the American government class of the Farragut High School who were present in the balcony accompanied by Lyle Latimer.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Utzig for the day on request of Senator O'Connor; Senator Prince for the day on request of Senator Vest.

Senator Nolan called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 30

By Nolan, Vest, Watson, Prentis

Be It Resolved by the Senate, the House Concurring: That the President of the Senate and the Speaker of the House assume full responsibility in determining the policies incident to the details of closing the session of the Fifty-seventh General Assembly, and the reconvening of any special or subsequent regular session.

Be It Further Resolved: That the Secretary of the Senate and the Chief Clerk of the House make an inventory of all equipment and supplies on hand at the close of the session, and file the same with the Secretary of the Executive Council.

Be It Further Resolved: That the Executive Council, in accordance with section 19.25, Code 1954, provide all the supplies required for the convening of the next regular, any special and during the session of the General Assembly, upon requisition signed by the Secretary of the Senate for the Senate, and the Chief Clerk of the House for the House.

Be It Further Resolved: That the aforementioned officers are hereby authorized to reserve for the exclusive use of the General Assembly, during the interim, such rooms now occupied and used by said General Assembly as may be necessary for any official use and for the purpose of storing supplies and equipment as they may deem proper and advisable and notify the Executive Council of their conclusions in said matter, and the Executive Council shall in no wise make other assignments of the rooms which are so reserved.

Be It Further Resolved: That the Secretary of the Senate and the

Chief Clerk of the House shall make a complete survey of all the typewriters on hand for the purpose of determining the advisability of replacing some of this equipment. The machines to be replaced shall be appraised and made immediately available to the Secretary of the Executive Council for distribution, for trade-in to typewriter suppliers or for sale at amounts based on the appraisal. The legislative fund shall be credited with any funds received or with the appraised value of the machines, if the same are distributed to other state departments or traded in. All other equipment is to be stored in rooms reserved by the legislative officials above designated and an accurate inventory made of the same and filed with the Secretary of the Executive Council by the Secretary of the Senate and Chief Clerk of the House, and the Executive Council shall thereafter have exclusive custody of the same and make it available for the succeeding General Assembly.

Be It Further Resolved: That any officers or employees of the Fifty-seventh General Assembly who shall be engaged for work in connection with the closing up of the work of the Fifty-seventh General Assembly and the reconvening of any subsequent regular or special session, shall be compensated for such services at the same rate as was fixed for the regular session of the Fifty-seventh General Assembly.

The motion prevailed and the resolution was adopted.

Senator Nolan asked and received unanimous consent that the resolution be immediately messaged to the House, which request was complied with.

HOUSE AMENDMENTS CONSIDERED

Senator Molison called up for consideration Senate File 1, a bill for an act relating to reorganization of school districts.

Senator Molison moved that the Senate recede from its amendments to the House amendments to Senate File 1, which motion prevailed, and the Senate receded from its amendments.

Senator Dailey asked and received unanimous consent that action on Senate File 1 be deferred and that the bill be placed on the calendar under "unfinished business".

Senator Watson called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 32

By Appropriations Committee

Be It Resolved by the Senate, the House Concurring: That the following bills, authorized by legislative action, are hereby approved and ordered paid as provided by section two point twenty (2.20), Code 1954:

International Business Machines Corp., maintenance agreement on IBM typewriter, 12-1-56 through 5-31-57 (Senate)	\$ 18.75
Des Moines Rubber Stamp Co., 1 #0 dated (Senate)	.90
Kiplinger Washington Agency, 75 copies of Kiplinger population letter (Senate)	3.01

Storey Kenworthy Co., eyelet machine repaired, 2 books	
Robert's Rules of Order, 1 piece of plastic, 1 #120 Line-A-Time, 3 chair mats (Senate)	101.45
A. C. Gustafson, postage prior to death (House)	97.09
Strauss Lock Company, keys (House)	1.13
Shure Brothers, microphone repair (House)	47.55
International Business Machines Corp., typewriter maintenance contract (House)	24.50
Remington Rand Co., carbon ribbons (House)	5.40
Office Machine Supply Co., typewriter repairs, ribbons (House)	24.00
Des Moines Rubber Stamp Co., badges, stamps (House)....	16.45
Wallace-Homestead Co., letterheads (House)	23.75
John J. Duhigg, lodging re: Barringer election contest (House)	32.06
Arthur W. Smith, fee, mileage, etc., re: Barringer election contest (House)	521.70
Martin Thompson, expenses in connection with Barringer contest (House)	84.00
Joseph P. Hand, fee, expenses re: Barringer election contest (House)	134.40
	\$1,136.14

The state comptroller is hereby authorized and directed to issue warrants for amounts above listed and to persons and firms to whom such amounts are due.

The motion prevailed and the resolution was adopted.

Senator Watson asked and received unanimous consent that Senate Concurrent Resolution 32 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

On motion of Senator Watson, Senate File 480, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Buck 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, 45:

Anderson	Dykhouse	Hoffman	O'Connor
Boothby	Elijah	Hoxie	O'Malley
Buck	Elwood	Long	Prentis
Burton	Evans	Lynes	Price
Butler	Fisher	McCurdy	Putney
Byers	Gillespie	McFarlane	Rigler
Coleman	Grimstead	Miller	Ringgenberg
Dailey	Harbor	Molison	Scott
Dewel	Henry	Nolan	Shoeman

Stuart
Tate
Turner

Vest
Walker

Watson
Weber

Weiss
Wormley

Nays, 3:

McManus

Schroeder

Shaff

Absent or not voting, 2:

Prince

Utzig

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, Senate File 481, a bill for an act to make appropriation to certain counties in settlement of drainage assessment claims against the State of Iowa, and to authorize and direct payment for same, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Weber asked and received unanimous consent to withdraw the amendment to Senate File 481 filed by him and found on page 921 of the Senate Journal.

The following committee amendment, filed by the committee on claims, was considered:

Amend Senate File 481 by striking all after the enacting clause and substituting the following:

"Section 1. The state conservation commission is hereby directed to pay from funds accruing to the conservation commission to the following named counties the amount set opposite their respective names in full settlement of all claims which they may have against the State of Iowa for drainage assessments on state owned lands.

Claimant	Claim Number	Amount
Clay County Treasurer Spencer, Iowa	84	\$ 86.47
Muscatine County Treasurer Muscatine, Iowa	138	4,612.66
Emmet County Treasurer Estherville, Iowa	147	1,275.18
Des Moines County Treasurer Burlington, Iowa	161	224.20
Fremont County Treasurer Sidney, Iowa	187	193.46

Senator Dewel took the chair at 11:20 a.m.

On motion of Senator Buck, the committee amendment was adopted.

Senator Buck 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:

Rule 8 was invoked.

Ayes, 38:

Anderson	Elwood	McCurdy	Ringgenberg
Buck	Evans	McFarlane	Shoeman
Burton	Fisher	Molison	Stuart
Butler	Grimstead	Nolan	Turner
Byers	Harbor	O'Connor	Vest
Coleman	Henry	O'Malley	Watson
Dailey	Hoffman	Prentis	Weber
Dewel	Hoxie	Price	Weiss
Dykhouse	Long	Rigler	Wormley
Elijah	Lynes		

Nays, 9:

Boothby	Putney	Scott	Tate
Gillespie	Schroeder	Shaff	Walker
McManus			

Absent or not voting, 3:

Miller	Prince	Utzig
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The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

President Nicholas took the chair at 11 :30 a.m.

On motion of Senator Buck, Senate File 482, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Dewel moved the previous question on the bill, which motion prevailed.

Senator Buck 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	Elwood	McCurdy	Ringgenberg
Boothby	Evans	McFarlane	Scott
Buck	Fisher	Miller	Shoeman
Burton	Gillespie	Molison	Stuart
Butler	Grimstead	Nolan	Turner
Coleman	Harbor	O'Connor	Vest
Dailey	Henry	O'Malley	Watson
Dewel	Hoxie	Price	Weber
Dykhouse	Long	Putney	Weiss
Elijah	Lynes	Rigler	Wormley

Nays, 5:

Byers	Schroeder	Shaff	Tate
McManus			

Absent or not voting, 5:

Hoffman	Prince	Utzig	Walker
Prentis			

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, Senate File 483, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

The following claims committee amendment was considered:

Amend Senate File 483, section 1, line 11, by striking "62.25" and inserting in lieu thereof "65.25".

Senator Buck moved the adoption of the committee amendment.

Senator Dewel moved the previous question on the amendment and the bill, which motion prevailed.

The committee amendment was adopted.

Senator Buck 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	Evans	Miller	Shoeman
Buck	Fisher	Molison	Stuart
Burton	Gillespie	Nolan	Tate
Butler	Grimstead	O'Connor	Turner
Byers	Harbor	O'Malley	Vest
Coleman	Henry	Prentis	Walker
Dailey	Hoxie	Price	Watson
Dewel	Long	Putney	Weber
Dykhouse	Lynes	Rigler	Weiss
Elijah	McCurdy	Ringgenberg	Wormley
Elwood	McFarlane	Scott	

Nays, 4:

Boothby	McManus	Schroeder	Shaff
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Absent or not voting, 3:

Hoffman	Prince	Utzig
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The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Buck, Senate File 484, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Buck 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	Buck	Butler	Coleman
Boothby	Burton	Byers	Dailey

Dewel	Henry	O'Connor	Stuart
Dykhouse	Hoxie	O'Malley	Tate
Elijah	Long	Prentis	Turner
Elwood	Lynes	Price	Vest
Evans	McCurdy	Putney	Walker
Fisher	McFarlane	Rigler	Watson
Gillespie	Miller	Ringgenberg	Weber
Grimstead	Molison	Scott	Weiss
Harbor	Nolan	Shoeman	Wormley

Nays, 3:

McManus	Schroeder	Shaff
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Absent or not voting, 3:

Hoffman	Prince	Utzig
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The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Buck, Senate File 485, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Buck 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	Elwood	McFarlane	Scott
Boothby	Evans	Miller	Shoeman
Buck	Fisher	Molison	Stuart
Burton	Gillespie	Nolan	Tate
Butler	Grimstead	O'Connor	Turner
Byers	Harbor	O'Malley	Vest
Coleman	Henry	Prentis	Walker
Dailey	Hoxie	Price	Watson
Dewel	Long	Putney	Weber
Dykhouse	Lynes	Rigler	Weiss
Elijah	McCurdy	Ringgenberg	Wormley

Nays, 3:

McManus	Schroeder	Shaff
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Absent or not voting, 3:

Hoffman	Prince	Utzig
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The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Buck, Senate File 486, a bill for an act to make appropriations to certain named persons in settlement of damages sustained by them on account of accidents on primary roads, or on account of collisions with state highway equipment, or on account of acts of commission or omission by the state commission or its employees, with report of committee without recommenda-

tion, was taken up, considered, and the report of the committee adopted.

Senator Price 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	Elwood	McFarlane	Shoeman
Boothby	Evans	Miller	Stuart
Buck	Fisher	Molison	Tate
Burton	Gillespie	Nolan	Turner
Butler	Grimstead	O'Connor	Vest
Byers	Harbor	O'Malley	Walker
Coleman	Henry	Prentis	Watson
Dailey	Hoxie	Price	Weber
Dewel	Long	Rigler	Weiss
Dykhouse	Lynes	Ringgenberg	Wormley
Elijah	McCurdy	Scott	

Nays, 4:

McManus	Putney	Schroeder	Shaff
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Absent or not voting, 3:

Hoffman	Prince	Utzig
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The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Price, Senate File 487, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Price 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	Elwood	McFarlane	Scott
Boothby	Evans	Miller	Shoeman
Buck	Fisher	Molison	Stuart
Burton	Gillespie	Nolan	Tate
Butler	Grimstead	O'Connor	Turner
Byers	Harbor	O'Malley	Vest
Coleman	Henry	Prentis	Walker
Dailey	Hoxie	Price	Watson
Dewel	Long	Putney	Weber
Dykhouse	Lynes	Rigler	Weiss
Elijah	McCurdy	Ringgenberg	Wormley

Nays, 3:

McManus	Schroeder	Shaff
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Absent or not voting, 3:

Hoffman	Prince	Utzig
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The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Price, Senate File 488, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Price 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	Elwood	McFarlane	Scott
Boothby	Evans	Miller	Shoeman
Buck	Fisher	Molison	Stuart
Burton	Gillespie	Nolan	Tate
Butler	Grimstead	O'Connor	Turner
Byers	Harbor	O'Malley	Vest
Coleman	Henry	Prentis	Walker
Dailey	Hoxie	Price	Watson
Dewel	Long	Putney	Weber
Dykhouse	Lynes	Rigler	Weiss
Elijah	McCurdy	Ringgenberg	Wormley

Nays, 3:

McManus	Schroeder	Shaff
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Absent or not voting, 3:

Hoffman	Prince	Utzig
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The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Price, Senate File 489, a bill for an act to make appropriations to Clutier Independent School District, Clutier, Iowa, for the refund of money lost due to a bank closing, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Price 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:

Rule 8 was invoked.

Ayes, 27:

Anderson	Fisher	McCurdy	Putney
Boothby	Harbor	McFarlane	Ringgenberg
Buck	Henry	Miller	Shoeman
Burton	Hoffman	Molison	Vest
Coleman	Hoxie	O'Connor	Watson
Elijah	Long	O'Malley	Weiss
Evans	Lynes	Price	

Nays, 18:

Butler	Gillespie	Scott	Turner
Byers	McManus	Shaff	Walker
Dailey	Nolan	Stuart	Weber
Dewel	Rigler	Tate	Wormley
Dykhouse	Schroeder		

Absent or not voting, 5:

Elwood	Prentis	Prince	Utzig
Grimstead			

The bill having failed to receive a constitutional and two-thirds majority was declared to have failed to pass the Senate.

Senator Putney raised a point of order on the result of the roll call for the reason that Senate File 489 pertains to a governmental tax levying body and therefore only requires a majority vote for passage.

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 7, a bill for an act relating to state income taxes.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 180, a bill for an act relating to the Iowa income tax.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 221, a bill for an act relating to payment of municipal special assessments for streets and sewers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 441, a bill for an act relating to planning and construction of Mississippi River Parkway.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 587, a bill for an act relating to federal social security taxes on public employees.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 441, a bill for an act to authorize the establishment of a Mississippi River Parkway Planning Commission to act for the State of Iowa in cooperation with the federal agencies and the Iowa state highway commission in the location, planning and construction of the Mississippi River Parkway and to authorize the appointment of a parkway planning commission.

Read first and second times, and referred to sifting committee.

House File 587, a bill for an act relating to federal social security taxes on public employees.

Read first and second times and referred to sifting committee.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

Senator Buck asked and received unanimous consent that Senate Files 480, 481, 482, 483, 484, 485, 486, 487 and 488 be immediately messaged to the House, which request was complied with.

Senator Turner called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 31

By Interstate Cooperation Committee

Whereas, in the Forty-ninth General Assembly of the State of Iowa, House Concurrent Resolution 18 was adopted providing, among other things, for a Senate and House committee on interstate cooperation, which committee members in turn became members of the Iowa commission on interstate cooperation; and

Whereas, under the provisions of the resolution the President of the Senate was empowered to appoint nine (9) members of the Senate for the Senate standing committee on interstate cooperation; and,

Whereas, under the provisions of the resolution the Speaker of the House of Representatives was empowered to appoint nine (9) members of the House of Representatives for the House standing committee on interstate cooperation;

Now, Therefore, Be It Resolved by the Senate, the House of Representatives Concurring: That the President of the Senate appoint seven (7) members of the Senate to the Senate standing committee on interstate cooperation, designating one of the committee as chairman, and that the Speaker of the House of Representatives appoint seven (7) members of the House to the House standing committee on interstate cooperation, designating one of the committee as chairman. The members so appointed by the Senate and House shall meet and elect their own chairman who shall be the chairman of the Iowa delegation to the Council of State Governments and be designated as chairman of the Iowa committee for interstate cooperation.

Be It Further Resolved: That the Governor appoint two (2) members from the administrative officials and employees of the state to the standing committee on interstate cooperation.

The motion prevailed and the resolution was adopted.

Senator Turner asked and received unanimous consent that Senate Concurrent Resolution 31 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

On motion of Senator Watson, Senate File 491, a bill for an act relating to payment of the state's share as an employer of taxes levied for support of retirement systems for public employees, was taken up and considered.

Senator Watson offered the following amendment and moved its adoption:

Amend the title to Senate File 491 by striking all after the word "Act" and inserting in lieu thereof the following: "relating to the payment of the state's share as an employer of taxes levied for support of the Iowa employees retirement system and the federal social security act."

The amendment was adopted.

Senator Watson 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, 46:

Anderson	Evans	Miller	Shaff
Boothby	Fisher	Molison	Shoeman
Buck	Gillespie	Nolan	Stuart
Burton	Grimstead	O'Connor	Tate
Butler	Harbor	O'Malley	Turner
Byers	Henry	Price	Vest
Coleman	Hoxie	Putney	Walker
Dailey	Long	Rigler	Watson
Dewel	Lynes	Ringgenberg	Weber
Dykhouse	McCurdy	Schroeder	Weiss
Elijah	McFarlane	Scott	Wormley
Elwood	McManus		

Nays, 1:

Prentis

Absent or not voting, 3:

Hoffman	Prince	Utzig
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The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

On motion of Senator Lynes, House File 157, a bill for an act to amend sections three hundred twenty-one point one hundred forty-five (321.145) and three hundred twenty-one point one hundred forty-six (321.146), Code 1954, relating to a motor vehicle registration plate fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lynes 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	Elijah	Molison	Shoeman
Boothby	Fisher	O'Malley	Stuart
Buck	Gillespie	Prentis	Turner
Burton	Grimstead	Price	Vest
Butler	Hoffman	Putney	Walker
Byers	Lynes	Rigler	Watson
Coleman	McCurdy	Ringgenberg	Weber
Dewel	McFarlane	Schroeder	Weiss
Dykhouse	Miller	Shaff	

Nays, 12:

Dailey	Harbor	McManus	Scott
Elwood	Henry	Nolan	Tate
Evans	Hoxie	O'Connor	Wormley

Absent or not voting, 3:

Long	Prince	Utzig
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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 Lynes moved that the 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 Watson asked and received unanimous consent that House File 157 be immediately messaged to the House, which request was complied with.

Senator Nolan asked and received unanimous consent to take up the following resolution:

SENATE CONCURRENT RESOLUTION 34

By Nolan, O'Malley, Elijah, Harbor and Henry

Whereas, Iowa has a higher proportion of its population over the age of sixty-five (65) than any other state in the nation; and

Whereas, there are more citizens of Iowa who are residents of private nursing homes than there are persons in all of the board of control institutions in the state, and

Whereas, the rate of first admissions to mental hospitals in Iowa of persons over sixty-five (65) years of age is the second highest in the nation; and

Whereas, studies made by the Federal Council on Aging and the Council of State Governments show that in the next twenty-five (25) years the proportion of elderly persons will increase and the problems of their care will become more acute.

Now, Therefore, Be It Resolved by the Senate, the House Concurring:

Section 1. A special committee of eleven (11) members is hereby created and shall be known as the Iowa study committee on the care of the aging. The members of the committee shall include a representative from the state department or board of health to be named by the state board of health, a representative from the state department or board of social welfare to be named by the board of social welfare, and a representative of the board of control to be named by the board of

control, two (2) members of the Senate of the Fifty-seventh General Assembly to be appointed by the Lieutenant Governor, two (2) members of the House of Representatives of the Fifty-seventh General Assembly to be appointed by the Speaker of the House of Representatives and four (4) members who shall represent the general public, and who shall not be public officials, to be appointed by the Governor. All appointments of members shall be made within sixty (60) days after the adoption of this resolution.

Sec. 2. Any vacancies on the committee shall be filled by the same authority subject to the same restrictions as the original appointment.

Sec. 3. It shall be the duty of the committee to study all phases of the care of the aged in Iowa by both public and private agencies, including, but not restricted to, housing, health, medical care, nursing care, employment, discrimination, and economic problems regarding the aged as they affect the individual, the public and the government. The committee shall inquire into the availability of federal funds and services which may be provided for the care of the aged and shall recommend any legislation necessary to make it possible for Iowa to fully utilize such federal funds and services. The committee shall also inquire into any overlapping or conflicts of authority in the present laws of Iowa concerning or affecting the care of the aged.

Sec. 4. The various departments and agencies of the state and local government shall cooperate with the committee in the furnishing of such information, assistance and services as may be requested by the committee.

Sec. 5. The committee and each member thereof shall have all powers of a joint legislative committee and the members thereof, including the power to summon and compel the appearance of witnesses and to compel the production of books and papers by subpoena and the power to administer oaths.

Sec. 6. The committee shall enter into its duties as soon as it is appointed and shall choose a chairman from its members and adopt rules for the conduct of its procedures.

Sec. 7. The committee shall make a written report of its findings and recommendations including drafts of proposed bills to the Governor by October 1, 1958. The Governor shall cause copies of the report to be printed and shall mail copies to the elected members of the Fifty-eighth General Assembly on or before the fifteenth day of December, 1958.

On motion of Senator Henry, the resolution was adopted.

Senator Henry asked and received unanimous consent that Senate Concurrent Resolution 34 be immediately messaged to the House, which request was complied with.

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 464, a bill for an act to appropriate from the general fund to the social welfare department.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 472, a bill for an act to appropriate from the general fund to the department of public instruction.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 474, a bill for an act to appropriate from the general fund to the national guard and state guard.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 475, a bill for an act to appropriate from the general fund to the department of agriculture.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 119, a bill for an act relating to proceedings of county board of education.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 586, a bill for an act relating to the salary of state highway commissioners.

Also: That the House has passed the following House joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 24, creating a joint committee to study the problem of obtaining qualified professional personnel for Board of Control institutions.

Also: That the Speaker has appointed as members of the conference committee on the part of the House on House File 113, a bill for an act relating to exemption of personal earnings of a head of a family and providing for ten percent garnishment for debts, Representatives McNeal of Wright, Brown of Keokuk, Ballhagen of Butler and Freed of Webster.

Also: That the House has concurred in Senate amendments to and passed House File 139, a bill for an act relating to the sale and distribution of state publications.

Also: That the House refuses to concur in Senate amendments to House File 572, a bill for an act relating to the licensing, inspection and regulation of nursing homes and custodial homes.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 464

1. Amend Senate File 464, section 2, by striking therefrom all of lines 6, 7, 8 and 9.

2. Amend the title to Senate File 464 by striking the comma (,) after the word "fund" in the last line thereof, inserting a period (.) and striking the following words: "and the distribution thereof."

HOUSE AMENDMENT TO SENATE FILE 475

Amend Senate File 475, section 2, line 3, by striking the words "budget and financial control committee" and inserting in lieu thereof the words "executive council".

HOUSE MESSAGES CONSIDERED

House Joint Resolution 24, a joint resolution creating a special joint committee for the purpose of studying the problem of obtaining qualified professional personnel for board of control institutions and observing the sufficiency and adequacy of the legislation relating thereto.

Read first and second times and referred to sifting committee.

House File 119, a bill for an act to amend section two hundred seventy-three point thirteen (273.13), Code 1954, relating to the proceedings of the county board of education.

Read first and second times and referred to sifting committee.

House File 586, a bill for an act to amend section three hundred seven point four (307.4), Code 1954, relating to the salary of state highway commissioners.

Read first and second times and referred to sifting committee.

Senator Butler took the chair at 3:00 p.m.

HOUSE AMENDMENTS CONSIDERED

Senator Gillespie called up for consideration Senate File 133, a bill for an act relating to the operation of motor vehicles upon highways and to regulate the speed thereof and to amend certain sections of chapter three hundred twenty-one (321), Code 1954, relating thereto, amended by the House as follows:

Amend Senate File 133, section one (1), by placing a period after the word "sunrise" in line four (4) and by striking the remainder of line four (4) and all of lines five (5), six (6), and seven (7).

Senator O'Malley offered the following amendment to the House amendment:

Amend the House amendment to Senate File 133 by adding the following:

"Further amend Senate File 133 by adding a new section as follows: 'Section three hundred twenty-one point two hundred eighty-seven (321.287), Code 1954, is hereby repealed.'"

Senator Byers raised a point of order for the reason that the amendment was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

On motion of Senator Gillespie, the Senate concurred in the House amendment.

Senator Gillespie moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 39:

Anderson	Gillespie	Nolan	Shoeman
Boothby	Grimstead	O'Malley	Stuart
Buck	Harbor	Prentis	Turner
Butler	Hoxie	Price	Vest
Byers	Long	Putney	Walker
Dailey	Lynes	Rigler	Watson
Dewel	McCurdy	Ringgenberg	Weber
Dykhouse	McFarlane	Schroeder	Weiss
Elijah	Miller	Scott	Wormley
Fisher	Molison	Shaff	

Nays, 7:

Burton	Elwood	Hoffman	O'Connor
Coleman	Evans	McManus	

Absent or not voting, 4:

Henry	Prince	Tate	Utzig
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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 Nolan asked and received unanimous consent that the following House Files, passed by the Senate Friday, April 19, be immediately messaged to the House, which request was complied with: House Files 201, 345, 233, 109, 252, 476, 551, 104, 342, 559, 76, 117, 323, 105 and 506.

HOUSE AMENDMENTS CONSIDERED

Senator Elwood called up for consideration Senate File 219, a bill for an act to amend section four hundred twenty-two point twenty-five (422.25), Code 1954, as amended by the Fifty-sixth General Assembly, relating to periods of limitations and other administrative provisions of the Iowa income tax law, amended by the House, and moved that the Senate concur in the following amendment:

Amend the title to Senate File 219, lines 1 and 2, by striking "section four hundred twenty-two point twenty-five (422.25)" and inserting in lieu thereof the following: "chapter four hundred twenty-two (422)".

The Senate concurred in the House amendments.

Senator Elwood moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Anderson	Butler	Dykhouse	Fisher
Boothby	Coleman	Elijah	Gillespie
Buck	Dailey	Elwood	Grimstead
Burton	Dewel	Evans	Harbor

Henry	Miller	Rigler	Tate
Hoffman	Molison	Ringgenberg	Turner
Hoxie	Nolan	Schroeder	Vest
Long	O'Connor	Scott	Watson
Lynes	O'Malley	Shaff	Weber
McCurdy	Prentiss	Shocman	Weiss
McFarlane	Price	Stuart	Wormley
McManus	Putney		

Nays, 2:

Byers Walker

Absent or not voting, 2:

Prince Utzig

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

UNFINISHED BUSINESS

Senator Anderson called up for further consideration House File 553, a bill for an act relating to the conservation, protection, development, use, and regulation of the water resources of Iowa.

Senator Nolan moved to reconsider the vote by which the amendment filed by him to section 1 of House File 553 was adopted, which motion prevailed.

Senator Nolan asked and received unanimous consent to withdraw the amendment previously considered.

Senator Nolan asked and received unanimous consent to withdraw the following amendment filed by him on April 19:

Amend House File 553, section 1, line 29, by striking the following after the comma: "except that industrial users of water, having their own water supply, within the territorial boundaries of municipal corporations, shall be regulated when its water use exceeds 3 per cent of its highest per day beneficial use prior to the effective date of this Act," and insert in lieu thereof the following: "except that industrial users of water, having their own water supply, within the territorial boundaries of municipal corporations, shall be regulated when its water use exceeds 3 per cent more than its highest per day beneficial use prior to the effective date of this Act,".

2. Further amend House File 553 by striking the following in line 49 of section 1: "fresh-".

Senator Nolan offered the following amendment and moved its adoption:

1. Amend House File 553, section 1, line 29, by inserting after the comma (,) the following: "except that industrial users of water, having their own water supply, within the territorial boundaries of municipal corporations, shall be regulated when such water use exceeds three (3) percent more than the highest per day beneficial use prior to the effective date of this Act,".

2. Further amend House File 553 by striking the following in section 1, line 49: "fresh-".

The amendment was adopted.

Senator Nolan offered the following amendment and moved its adoption :

Amend House File 553 as follows:

1. Amend House File 553 by inserting after the word "water" in line 49 of section 1 the word "bearing".
2. Further amend House File 553 by striking all of section 26, and renumbering the remaining sections.

The amendment was adopted.

Senator Lynes offered the following amendment :

1. Amend House File 553 by adding as a separate paragraph to section 1 the following:

"Impounded water means that water captured and stored on the land by anyone taking it pursuant to the provisions of this chapter, and the party impounding the water shall become the absolute owner thereof and said impounded water shall not be subject to the provisions of this chapter."

Senator Lynes offered the following amendment to the amendment and moved its adoption :

Amend the amendment by inserting after the word: "Impounded" in line 3 the words "or stored". Further amend this amendment by placing a period after the word "thereof" in line 6 and strike the remainder of the amendment.

The amendment to the amendment was adopted.

On motion of Senator Lynes, the amendment as amended was adopted.

Senator Lynes asked and received unanimous consent to withdraw the following amendment :

1. Amend House File 553 by striking from section 11, lines 9, 10, and 11 the following words:

"The use of water for ordinary household purposes, for poultry, live-stock and domestic animals shall have priority over other uses." and substituting in lieu thereof the following words:

"The use of water for ordinary household purposes, for poultry, live-stock, domestic animals and irrigation shall have priority over all other uses".

Senator Lynes offered the following amendment and moved its adoption :

Amend section 11, House File 553, by inserting in line eleven (11) after "uses." the following:

"Any person with an existing irrigation system in use prior to the effective date of this Act shall be issued a permit to continue, unless by the use thereof some other riparian user is damaged".

The amendment was adopted.

President Nicholas took the chair at 4:00 p.m.

Senator Nolan offered the following amendment :

Amend House File 553 as follows:

1. By inserting in line 57 of section 1 after the word "subsurface", the word "fresh".

2. By striking lines 17 and 18 of section 10 and inserting in lieu thereof the following: "without hearing if no objection is raised, but if written objection is filed by any aggrieved person shown to have an interest, a hearing shall be held thereon. Any".

Senator Nolan asked and received unanimous consent to withdraw division 1 of the amendment.

On motion of Senator Nolan, division 2 of the amendment was adopted.

Senator Butler took the chair at 4:10 p.m.

Senator Lynes asked and received unanimous consent to withdraw the following amendment filed by Senators Lynes and Dailey:

1. Amend House File 553, section 11, line 16 by striking the period (.) after the word "person", and by adding thereto the following:

"or require any person to obtain a permit for the use of water in which they have a vested right.", and by adding to said section following line 17 the following:

"Vested rights as used herein means the right of a landowner to capture and impound the diffused surface water, the right of a landowner to the use of percolating water so long as he puts it to a beneficial use, the right to the use of surface stream flow and subterranean stream flow so long as the user does not impair the vested rights therein of downstream users, and the right of any person to pull water from streams at high water time and impound the water."

Senator Lynes offered the following amendment:

Amend House File 553, section 15, by adding the following as a new subsection:

"4. Industrial users of water having their own water supply, within the territorial boundaries of municipal corporations, shall be regulated when its water use exceeds three percent (3%) of its highest per day beneficial use prior to the effective date of this Act."

Senator Lynes offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking all of line 5 and inserting in lieu thereof the following: "be regulated when such water use exceeds three percent (3%) of the".

The amendment to the amendment was adopted.

On motion of Senator Lynes, the amendment as amended was adopted.

Senator Nolan asked and received unanimous consent to withdraw the following amendment:

Amend House File 553 by striking the period (.) in line 7 of section 15 and inserting in lieu thereof the following: ", provided that such corporation or person shall make reasonable provision for the storage of

water at such time or times when the daily use of such water by such corporation or person is less than the amount specified herein."

Senator Nolan offered the following amendment and moved its adoption:

Amend House File 553 by adding at the end of subsection 1 of section 15 the following: "Such corporation or person shall make reasonable provision for the storage of water at such time or times when the daily use of such water by such corporation or person is less than the amount specified herein."

The amendment was adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend House File 553 as follows:

1. By striking in line 53 of section 1 the word "fresh".
2. By adding to section 15, subparagraph 3 thereof, the following: "Provided, however, that any diversion of water or material from the surface directly into any underground watercourse or basin existing upon the effective date of this Act shall not require a permit if said diversion does not create waste or pollution."

The amendment was adopted.

Senator Lynes offered the following amendment and moved its adoption:

1. Amend House File 553, section 18, paragraph 1, by striking from line 5 the comma (,) following the word "permittee" and substituting in lieu thereof a period (.), and striking the balance of the sentence.

The amendment was adopted.

Senator Lynes asked and received unanimous consent to withdraw the following amendments:

1. Amend House File 553, section 17 by placing a period (.) after the word "construction" in line 6 hereof, and striking the balance of said section 17.

1. Amend House File 553, section 18 by striking all of paragraph 2 and renumbering the subsequent paragraphs in section 18.

Senator Lynes offered the following amendment:

1. Amend House File 553, section 19, line 4, by inserting after the word "permit" the following: "and the permittee has been notified by the water commission that unless written application as set forth as follows, that the permit will cease".

2. Further amend House File 553, section 21, line 2, by striking the following "or the state conservation commission,".

On motion of Senator Lynes, division 1 of the amendment was adopted.

On motion of Senator Lynes, division 2 of the amendment was adopted.

Senator O'Malley offered the following amendment and moved its adoption:

Amend House File 553, section 21, line 1, by inserting the word "or" after the second comma.

The amendment was adopted.

Senator Lynes asked and received unanimous consent to withdraw the following amendment:

1. Amend House File 553 by striking everything following the enacting clause and substituting in lieu thereof the following:

"Section 1. A special study of water rights in Iowa is hereby created. The study shall be conducted by the Iowa Natural Resources Council, which council may employ additional personnel necessary to the proper preparation of the study. The council may take testimony and may call upon and receive from other departments of the state government, such information and assistance as they may determine necessary.

Sec. 2. The Iowa Natural Resources Council shall enter into its duties as soon as this resolution is adopted. It shall make a report including legislative recommendations to the Governor, on or before September 1, 1958. The Governor shall cause copies of the report to be printed, and shall mail copies to the members of the Fifty-seventh General Assembly on or before October 1, 1958, and to newly elected members of the Fifty-eighth General Assembly, on or before December 1, 1958.

Sec. 3. Appropriations. There is hereby appropriated the sum of thirty-five hundred dollars (\$3500.00) to the Iowa Natural Resources Council to be spent under its direction to carry out the provisions of this resolution."

PRESENTATION OF GUESTS

Senator Coleman rose on a point of personal privilege and presented to the Senate George Jr., Bernard, Brian, Richard and Dennis O'Malley, sons of Senator O'Malley who were present in the Senate chamber.

Senator Butler rose on a point of personal privilege and presented to the Senate the first lady of Iowa, Mrs. Herschel Loveless, who was present in the Senate chamber.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 19, 1957, the Governor had approved the following bills:

Senate File 461, relating to a transfer of funds from the motor vehicle fuel tax fund to the State Comptroller.

Senate File 463, relating to payment of workmen's compensation claims of employees of the State Highway Commission.

On motion of Senator Nolan, the Senate recessed until 7:45 p.m.

EVENING SESSION

The Senate reconvened, President Nicholas presiding.

THIRD READING OF BILLS

On motion of Senator McCurdy, House File 550, a bill for an act to provide when the proposition of county conservation boards can be submitted to the voters, was taken up and considered.

Senator McCurdy 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	Elwood	McManus	Scott
Boothby	Evans	Miller	Shoeman
Buck	Fisher	Molison	Stuart
Burton	Gillespie	Nolan	Tate
Butler	Grimstead	O'Connor	Turner
Byers	Harbor	O'Malley	Vest
Coleman	Hoffman	Prentis	Walker
Dailey	Hoxie	Price	Watson
Dewel	Lynes	Putney	Weber
Dykhouse	McCurdy	Rigler	Weiss
Elijah	McFarlane	Ringgenberg	Wormley

Nays, none.

Absent or not voting, 6:

Henry	Prince	Shaff	Utzig
Long	Schroeder		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Weiss, House File 556, a bill for an act to amend section one hundred six point thirteen (106.13), Code 1954, relating to operation of boats, was taken up and considered.

Senator Weiss 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	Elwood	McManus	Scott
Boothby	Evans	Miller	Shoeman
Buck	Fisher	Molison	Stuart
Burton	Gillespie	Nolan	Tate
Butler	Grimstead	O'Connor	Turner
Byers	Harbor	O'Malley	Vest
Coleman	Hoffman	Prentis	Walker
Dailey	Hoxie	Price	Watson
Dewel	Lynes	Putney	Weber
Dykhouse	McCurdy	Rigler	Weiss
Elijah	McFarlane	Ringgenberg	Wormley

Nays, none.

Absent or not voting, 6:

Henry	Prince	Shaff	Utzig
Long	Schroeder		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Wormley, Senate File 236, a bill for an act to exclude roads abutting or adjacent to state parks from the state park roads system and to provide for concurrent jurisdiction as to certain roads within state parks with the state highway commission or the county board of supervisors and the state conservation commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Wormley offered the following amendment and moved its adoption:

Amend Senate File 236, section 9, by striking lines 15, 16, and 17 and inserting in lieu thereof the following: "The parties exercising concurrent jurisdiction shall enter into agreements with each other as to the kind and type of construction or maintenance and the division of cost thereof, but in the absence of such agreement the jurisdiction and control of said road shall remain under the conservation commission."

The amendment was adopted.

Senator Wormley 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, 45:

Anderson	Evans	McManus	Scott
Boothby	Fisher	Miller	Shoeman
Buck	Gillespie	Molison	Stuart
Burton	Grimstead	Nolan	Tate
Butler	Harbor	O'Connor	Turner
Byers	Henry	O'Malley	Vest
Coleman	Hoffman	Prentis	Walker
Dailey	Hoxie	Price	Watson
Dewel	Lynes	Putney	Weber
Dykhouse	McCurdy	Rigler	Weiss
Elijah	McFarlane	Ringgenberg	Wormley
Elwood			

Nays, none.

Absent of not voting, 5:

Long	Schroeder	Shaff	Utzig
Prince			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Turner, Senate File 444, a bill for an act to provide for the affiliation of the State of Iowa with the council of state governments for the purpose of facilitating the cooperation of the State of Iowa with the units of government of the several states, which belong to said council, and of the United States, was taken up and considered.

Senator Turner asked unanimous consent that action on Senate File 444 be deferred and that the bill be placed on the calendar under "unfinished business".

Objection was raised.

Senator Turner moved that action on Senate File 444 be deferred and that the bill be placed on the calendar under "unfinished business", which motion prevailed.

On motion of Senator Dewel, House File 146, a bill for an act relating to the publication, sale and distribution of statutes and departmental rules, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dewel 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, 45:

Anderson	Evans	McManus	Scott
Boothby	Fisher	Miller	Shoeman
Buck	Gillespie	Molison	Stuart
Burton	Grimstead	Nolan	Tate
Butler	Harbor	O'Connor	Turner
Byers	Henry	O'Malley	Vest
Coleman	Hoffman	Prentis	Walker
Dailey	Hoxie	Price	Watson
Dewel	Lynes	Putney	Weber
Dykhouse	McCurdy	Rigler	Weiss
Elijah	McFarlane	Ringgenberg	Wormley
Elwood			

Nays, none.

Absent or not voting, 5:

Long	Schroeder	Shaff	Utzig
Prince			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Vest, House File 560, a bill for an act to validate transfers of cemetery lots by the Grand Junction Cemetery Association of Greene County, was taken up and considered.

Senator Vest 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	Butler	Dewel	Evans
Boothby	Byers	Dykhouse	Fisher
Buck	Coleman	Elijah	Gillespie
Burton	Dailey	Elwood	Grimstead

Harbor	Miller	Putney	Turner
Hoffman	Molison	Rigler	Vest
Hoxie	Nolan	Ringgenberg	Walker
Lynes	O'Connor	Scott	Watson
McCurdy	O'Malley	Shoeman	Weber
McFarlane	Prentis	Stuart	Weiss
McManus	Price	Tate	Wormley

Nays, none.

Absent or not voting, 6:

Henry	Prince	Shaff	Utzig
Long	Schroeder		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stuart, House File 352, a bill for an act relating to the control by the juvenile court of neglected, dependent or delinquent children, was taken up and considered.

Senator Stuart 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, 45:

Anderson	Evans	Miller	Scott
Boothby	Fisher	Molison	Shoeman
Buck	Gillespie	Nolan	Stuart
Burton	Grimstead	O'Connor	Tate
Butler	Harbor	O'Malley	Turner
Byers	Hoffman	Prentis	Vest
Coleman	Hoxie	Price	Walker
Dailey	Lynes	Prince	Watson
Dewel	McCurdy	Putney	Weber
Dykhous	McFarlane	Rigler	Weiss
Elijah	McManus	Ringgenberg	Wormley
Elwood			

Nays, none.

Absent or not voting, 5:

Henry	Schroeder	Shaff	Utzig
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Lynes, House File 212, a bill for an act relating to the legal settlement for support of the blind, was taken up and considered.

Senator Lynes 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	Buck	Butler	Coleman
Boothby	Burton	Byers	Dailey

Dewel	Hoffman	O'Connor	Stuart
Dykhouse	Hoxie	O'Malley	Tate
Elijah	Lynes	Prentis	Turner
Elwood	McCurdy	Price	Vest
Evans	McFarlane	Putney	Walker
Fisher	McManus	Rigler	Watson
Gillespie	Miller	Ringgenberg	Weber
Grimstead	Molison	Scott	Weiss
Harbor	Nolan	Shoeman	Wormley

Nays, none.

Absent or not voting, 6:

Henry	Prince	Shaff	Utzig
Long	Schroeder		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stuart, House File 64, a bill for an act relating to care of neglected, dependent and delinquent children, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Stuart 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	Elwood	McManus	Shoeman
Boothby	Evans	Miller	Stuart
Buck	Fisher	Molison	Tate
Burton	Gillespie	Nolan	Turner
Butler	Grimstead	O'Connor	Vest
Byers	Harbor	O'Malley	Walker
Coleman	Hoffman	Price	Watson
Dailey	Hoxie	Putney	Weber
Dewel	Lynes	Rigler	Weiss
Dykhouse	McCurdy	Ringgenberg	Wormley
Elijah	McFarlane	Scott	

Nays, 1:

Prentis

Absent or not voting, 6:

Henry	Prince	Shaff	Utzig
Long	Schroeder		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shoeman asked and received unanimous consent that Senate File 52 be withdrawn from further consideration of the Senate.

On motion of Senator Elwood, Senate File 349, a bill for an act amending section one hundred sixteen point nine (116.9), Code 1954, relating to the qualifications for examination for certification as a public accountant, was taken up and considered.

Senator Elwood 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	Elwood	McManus	Scott
Boothby	Evans	Miller	Shoeman
Buck	Fisher	Molison	Stuart
Burton	Gillespie	Nolan	Tate
Butler	Grimstead	O'Connor	Turner
Byers	Harbor	O'Malley	Vest
Coleman	Hoffman	Prentis	Walker
Dailey	Hoxie	Price	Watson
Dewel	Lynes	Putney	Weber
Dykhouse	McCurdy	Rigler	Weiss
Elijah	McFarlane	Ringgenberg	Wormley

Nays, none.

Absent or not voting, 6:

Henry	Prince	Shaff	Utzig
Long	Schroeder		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Dailey, Senate File 417, a bill for an act to amend chapter seventy-eight (78), Acts of the Eleventh General Assembly, relating to the corporate powers of the board of trustees of the Congregational Church and Society of Burlington, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dailey 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	Elwood	McManus	Scott
Boothby	Evans	Miller	Shoeman
Buck	Fisher	Molison	Stuart
Burton	Gillespie	Nolan	Tate
Butler	Grimstead	O'Connor	Turner
Byers	Harbor	O'Malley	Vest
Coleman	Hoffman	Prentis	Walker
Dailey	Hoxie	Price	Watson
Dewel	Lynes	Putney	Weber
Dykhouse	McCurdy	Rigler	Weiss
Elijah	McFarlane	Ringgenberg	Wormley

Nays, none.

Absent or not voting, 6:

Henry	Prince	Shaff	Utzig
Long	Schroeder		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Boothby, Senate File 435, a bill for an act relating to widows of veterans and their admission to the Iowa soldiers home, was taken up and considered.

Senator Boothby asked and received unanimous consent that House File 547 be substituted for Senate File 435.

On motion of Senator Boothby, House File 547, a bill for an act relating to widows of veterans and their admission to the Iowa soldiers home, was taken up and considered.

Senator Boothby offered the following amendment and moved its adoption:

Amend the title to House File 547, line 1, by striking the following: "widows of veterans and their".

The amendment was adopted.

Senator Boothby 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	Elwood	McManus	Shoeman
Boothby	Evans	Miller	Stuart
Buck	Fisher	Molison	Tate
Burton	Gillespie	Nolan	Turner
Butler	Grimstead	O'Connor	Vest
Byers	Harbor	O'Malley	Walker
Coleman	Hoffman	Prentis	Watson
Dailey	Hoxie	Price	Weber
Dewel	Lynes	Putney	Weiss
Dykhouse	McCurdy	Rigler	Wormley
Elijah	McFarlane	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Henry	Prince	Scott	Utzig
Long	Schroeder	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Boothby asked and received unanimous consent that Senate File 435 be withdrawn from further consideration of the Senate.

On motion of Senator Molison, Senate File 478, a bill for an act relating to federal social security taxes on public employees, was taken up and considered.

Senator Molison asked and received unanimous consent that House File 587 be substituted for Senate File 478.

On motion of Senator Molison, House File 587, a bill for an act relating to federal social security taxes on public employees, was taken up and considered.

Senator Molison 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	Elwood	McManus	Shoeman
Boothby	Evans	Miller	Stuart
Buck	Fisher	Molison	Tate
Burton	Gillespie	Nolan	Turner
Butler	Grimstead	O'Connor	Vest
Byers	Harbor	O'Malley	Walker
Coleman	Hoffman	Price	Watson
Dailey	Hoxie	Putney	Weber
Dewel	Lynes	Rigler	Weiss
Dykhouse	McCurdy	Ringgenberg	Wormley
Ehjah	McFarlane		

Nays, 1:

Prentis

Absent or not voting, 7:

Henry	Prince	Scott	Utzig
Long	Schroeder	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Molison asked and received unanimous consent that Senate File 478 be withdrawn from further consideration of the Senate.

On motion of Senator Dewel, House File 1, a bill for an act to amend chapter three hundred sixty-eight (368), Code 1954, relating to the general powers of municipal corporations, and to authorize such corporations to cooperate with the government of the United States in connection with projects benefiting or affecting such municipal corporations, was taken up and considered.

Senator McManus offered the following amendment, filed by Senators McManus and Schroeder, and moved its adoption:

Amend House File 1 as follows:

1. By inserting after the second comma in line 12 thereof the following: "when authorized by a majority vote of the electors thereof at a general, regular or special election called for that purpose as provided in section 2 hereof,".

2. By adding the following new section: "Sec. 2. So far as applicable the initiation of proceedings, the calling of the election, notices and submission of question referred to in section 1 hereof shall be in the manner prescribed by chapter four hundred seven (407), Code 1954.".

3. Amend the title of House File 1 by inserting before the period in line 6 thereof the following: “, and providing for an election therefor.”

The amendment was adopted.

Senator Dewel 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	Elwood	McManus	Shoeman
Boothby	Evans	Miller	Stuart
Buck	Fisher	Molison	Tate
Burton	Gillespie	Nolan	Turner
Butler	Grimstead	O'Connor	Vest
Byers	Harbor	O'Malley	Walker
Coleman	Hoffman	Price	Watson
Dailey	Hoxie	Putney	Weber
Dewel	Lynes	Rigler	Weiss
Dykhous	McCurdy	Ringgenberg	Wormley
Elijah	McFarlane		

Nays, 1:

Prentis

Absent or not voting, 7:

Henry	Prince	Scott	Utzig
Long	Schroeder	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

On motion of Senator Hoxie, House File 100, a bill for an act to permit the survey of land prior to the right to exercise the right of eminent domain, was taken up and considered.

Senator McManus offered the following amendment and moved its adoption:

Amend House File 100 by inserting after the word “established” in line 4 of section 1 the following: “, except districts established by mutual agreement in accordance with section four hundred fifty-five point one hundred fifty-two (455.152), Code 1954,”.

The amendment was adopted.

Senator Hoxie 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	Coleman	Evans	Hoxie
Boothby	Dailey	Fisher	Lynes
Buck	Dewel	Gillespie	McCurdy
Burton	Dykhous	Grimstead	McFarlane
Butler	Elijah	Harbor	McManus
Byers	Elwood	Hoffman	Miller

Molison	Price	Stuart	Watson
Nolan	Putney	Tate	Weber
O'Connor	Rigler	Turner	Weiss
O'Malley	Ringgenberg	Vest	Wormley
Prentis	Shoeman	Walker	

Nays, none.

Absent or not voting, 7:

Henry	Prince	Scott	Utzig
Long	Schroeder	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Anderson asked and received unanimous consent that Senate File 141 be withdrawn from further consideration of the Senate.

On motion of Senator Boothby, House File 136, a bill for an act relating to the transfer by the board of control of prisoners from institutions under the board of control, was taken up and considered.

Senator Boothby 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	Elwood	McManus	Shoeman
Boothby	Evans	Miller	Stuart
Buck	Fisher	Molison	Tate
Burton	Gillespie	Nolan	Turner
Butler	Grimstead	O'Connor	Vest
Byers	Harbor	O'Malley	Walker
Coleman	Hoffman	Prentis	Watson
Dailey	Hoxie	Price	Weber
Dewel	Lynes	Putney	Weiss
Dykhous	McCurdy	Rigler	Wormley
Elijah	McFarlane	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Henry	Prince	Scott	Utzig
Long	Schroeder	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 Watson, House File 137, a bill for an act relating to employment of prisoners paroled from penal institutions, was taken up and considered.

Senator Watson 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	Elwood	McManus	Shoeman
Boothby	Evans	Miller	Stuart
Buck	Fisher	Molison	Tate
Burton	Gillespie	Nolan	Turner
Butler	Grimstead	O'Connor	Vest
Byers	Harbor	O'Malley	Walker
Coleman	Hoffman	Prentis	Watson
Dailey	Hoxie	Price	Weber
Dewel	Lynes	Putney	Weiss
Dykhouse	McCurdy	Rigler	Wormley
Elijah	McFarlane	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Henry	Prince	Scott	Utzig
Long	Schroeder	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 Boothby, House File 159, a bill for an act relating to mileage allowances of petit and grand jurors, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Boothby 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	Elwood	McManus	Shoeman
Boothby	Evans	Miller	Stuart
Buck	Fisher	Molison	Tate
Burton	Gillespie	Nolan	Turner
Butler	Grimstead	O'Connor	Vest
Byers	Harbor	O'Malley	Walker
Coleman	Hoffman	Prentis	Watson
Dailey	Hoxie	Price	Weber
Dewel	Lynes	Putney	Weiss
Dykhouse	McCurdy	Rigler	Wormley
Elijah	McFarlane	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Henry	Prince	Scott	Utzig
Long	Schroeder	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 Weiss, House File 174, a bill for an act to amend section four hundred sixty-two point twenty-six (462.26),

Code 1954, relating to the appointment of a clerk for board of trustees for drainage district, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Weiss 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	Elwood	McManus	Shoeman
Boothby	Evans	Miller	Stuart
Buck	Fisher	Molison	Tate
Burton	Gillespie	Nolan	Turner
Butler	Grimstead	O'Connor	Vest
Byers	Harbor	O'Malley	Walker
Coleman	Hoffman	Prentis	Watson
Dailey	Hoxie	Price	Weber
Dewel	Lynes	Putney	Weiss
Dykhouse	McCurdy	Rigler	Wormley
Elijah	McFarlane	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Henry	Prince	Scott	Utzig
Long	Schroeder	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dewel asked and received unanimous consent that all the bills passed since the Senate reconvened at 7:45 p.m. be messaged to the House at the earliest possible convenience.

On motion of Senator Nolan, the Senate recessed until 10:00 p.m.

The Senate reconvened, after partaking of a delicious turkey sandwich lunch with all the trimmings, with the compliments of President Nicholas.

On motion of Senator Prentis, House File 273, a bill for an act to legalize a contract for sale and authorizing a patent to issue to the Northeast Quarter (NE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$), Section Nineteen (19), Township Sixty-nine North (69N), Range Twenty-five (25), West of the Fifth P. M., in Decatur County, Iowa, was taken up and considered.

Senator Prentis 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	Elwood	McManus	Shoeman
Boothby	Evans	Miller	Stuart
Buck	Fisher	Molison	Tate
Burton	Gillespie	Nolan	Turner
Butler	Grimstead	O'Connor	Vest
Byers	Harbor	O'Malley	Walker
Coleman	Hoffman	Prentis	Watson
Dailey	Hoxie	Price	Weber
Dewel	Lynes	Putney	Weiss
Dykhouse	McCurdy	Rigler	Wormley
Elijah	McFarlane	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Henry	Prince	Scott	Utzig
Long	Schroeder	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 Dykhouse, House File 306, a bill for an act to amend section seventy-six point two (76.2), Code 1954, to make certain the time to commence the mandatory levy for the interest and retirement fund of bonds of political subdivisions, was taken up and considered.

Senator Dykhouse 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	Elwood	McManus	Shoeman
Boothby	Evans	Miller	Stuart
Buck	Fisher	Molison	Tate
Burton	Gillespie	Nolan	Turner
Butler	Grimstead	O'Connor	Vest
Byers	Harbor	O'Malley	Walker
Coleman	Hoffman	Prentis	Watson
Dailey	Hoxie	Price	Weber
Dewel	Lynes	Putney	Weiss
Dykhouse	McCurdy	Rigler	Wormley
Elijah	McFarlane	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Henry	Prince	Scott	Utzig
Long	Schroeder	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dykhouse asked and received unanimous consent that Senate File 212 be withdrawn from further consideration of the Senate.

On motion of Senator Dailey, House File 367, a bill for an act relating to court expenses collectible through the clerk of court from fines and forfeitures, was taken up and considered.

Senator Dailey 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	Elwood	McManus	Ringgenberg
Boothby	Evans	Miller	Shoeman
Buck	Fisher	Molison	Stuart
Burton	Gillespie	Nolan	Turner
Butler	Grimstead	O'Connor	Vest
Byers	Harbor	O'Malley	Walker
Coleman	Hoffman	Prentis	Watson
Dailey	Hoxie	Price	Weber
Dewel	Lynes	Putney	Weiss
Dykhouse	McCurdy	Rigler	Wormley
Elijah	McFarlane		

Nays, 1:

Tate

Absent or not voting, 7:

Henry	Prince	Scott	Utzig
Long	Schroeder	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 Butler, House File 389, a bill for an act to amend chapter five hundred thirty-two (532), Code 1954, relating to the appointment of a nominee by banking institutions acting in a fiduciary capacity, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rigler 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	Elwood	McManus	Ringgenberg
Boothby	Evans	Miller	Shoeman
Buck	Fisher	Molison	Stuart
Burton	Gillespie	Nolan	Tate
Butler	Grimstead	O'Connor	Turner
Byers	Harbor	O'Malley	Walker
Coleman	Hoffman	Prentis	Watson
Dailey	Hoxie	Price	Weber
Dewel	Lynes	Putney	Weiss
Dykhouse	McCurdy	Rigler	Wormley
Elijah	McFarlane		

Nays, none.

Absent or not voting, 8:

Henry Long	Prince Schroeder	Scott Shaff	Utzig Vest
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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 Butler asked and received unanimous consent that Senate File 415 be withdrawn from further consideration of the Senate.

On motion of Senator Dailey, House File 392, a bill for an act to amend chapter two hundred thirty-nine (239), Code 1954, relating to aid to dependent children; chapter two hundred forty-one (241), Code 1954, relating to aid for the blind; and chapter two hundred forty-nine (249), Code 1954, relating to old-age assistance, so as to cooperate with the provisions of public law eight hundred eighty (880), Social Security amendment of 1956, enacted by the Eighty-fourth Congress of the United States, to promote the health of needy persons of this state by providing for separate matching of assistance expenditures for medical care for persons eligible for public assistance, which shall include vendor payments, was taken up and considered.

Senator Dailey asked and received unanimous consent that action on House File 392 be deferred and that the bill be placed on the calendar under "unfinished business".

On motion of Senator McManus, House File 399, a bill for an act to amend sections three hundred thirty point seventeen (330.17) and three hundred thirty point nineteen (330.19), Code 1954, relating to airport commissions in cities and towns, was taken up and considered.

Senator McManus 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	Elijah	Miller	Shoeman
Boothby	Elwood	Molison	Stuart
Buck	Evans	Nolan	Tate
Burton	Fisher	O'Connor	Turner
Butler	Gillespie	O'Malley	Vest
Byers	Grimstead	Prentis	Walker
Coleman	Hoxie	Price	Watson
Dailey	Lynes	Putney	Weber
Dewel	McCurdy	Rigler	Weiss
Dykhouse	McManus	Ringgenberg	Wormley

Nays, none.

Absent or not voting, 10:

Harbor	Long	Schroeder	Shaff
Henry	McFarlane	Scott	Utzig
Hoffman	Prince		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Weiss, House File 467, a bill for an act to legalize the acts and proceedings of the joint boards of supervisors of Monona and Harrison Counties in relation to the Little Sioux Intercounty Drainage District in Monona and Harrison Counties, Iowa, was taken up and considered.

Senator Weiss 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	Elijah	Miller	Shoeman
Boothby	Elwood	Molison	Stuart
Buck	Evans	Nolan	Tate
Burton	Fisher	O'Connor	Turner
Butler	Gillespie	O'Malley	Vest
Byers	Grimstead	Prentis	Walker
Coleman	Hoxie	Price	Watson
Dailey	Lynes	Putney	Weber
Dewel	McCurdy	Rigler	Weiss
Dykhouse	McManus	Ringgenberg	Wormley

Nays, none.

Absent or not voting, 10:

Harbor	Long	Schroeder	Shaff
Henry	McFarlane	Scott	Utzig
Hoffman	Prince		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE CONCURRENT RESOLUTION 33

By Dewel

Whereas, various plans of reapportionment of the General Assembly of Iowa have been introduced in the current session of the Assembly, and

Whereas, it is generally agreed by the members of the General Assembly that a workable plan of reapportionment of the General Assembly is desirable, but that time during the current session of the Assembly has not permitted the working out of a just and fair plan of reapportionment of the General Assembly.

Therefore, Be It Resolved by the Senate, the House Concurring, that a planning committee be appointed consisting of ten (10) members, five (5) members to be appointed by the President of the Senate, three (3) of whom shall be members of the Senate, and five (5) members to be appointed by the Speaker of the House, three (3) of whom shall be members of the House, and that said committee shall make such investigation and study of various proposals of reapportionment of the General Assembly of Iowa as it may see fit to do and propose a plan for reapportionment of the General Assembly prior to the convening of the Fifty-eighth General Assembly.

MOTION TO RECONSIDER

I hereby move to reconsider the vote by which Senate File 489 failed to pass the Senate.

THOMAS J. DAILEY.

Senator Dykhouse, chairman of the committee on highways, presented the following memorial:

THOMAS H. MAC DONALD

Commissioner of Public Roads

Iowa, perhaps better than any other state, knows the great loss to the world of highway administration, planning and construction which is sustained in the death of Thomas H. MacDonald.

Mr. MacDonald died at College Station, Texas, on Sunday, April 7, 1957, succumbing to a heart attack.

Though born in Colorado and moved to Iowa at an early age, Mr. MacDonald considered himself a son of Iowa. It was in Iowa that he was educated in engineering; in Iowa that he entered upon his profession; in Iowa that he laid the foundations for sound highway planning and engineering; in Iowa that he created his first magnificent highway system; and from Iowa that he carried to the Nation's capital and to the Federal Government the experience and wisdom which were to qualify him thoroughly for the expressive title, "Father of the Nation's Highway System".

Iowa knew Tom MacDonald not only with deep respect and admiration, but also with warm personal affection and friendship. It knew him not only as an engineering administrative genius, but also as a man of the highest principles, inflexible in his insistence upon rendering in his own service the fullest measure of performance to the public which employed and trusted him, and equally insistent upon such performance by others under his direction.

His career is too well known to highway and other governmental circles in his state, as well as throughout America, to need detailed restatement today. But his is an inspiring life, nonetheless, which may be profitably reviewed again.

Mr. MacDonald first attended Iowa State Teachers College at Cedar Falls, Iowa, in 1899-1900. He went on from there to graduate in civil engineering at Iowa State College at Ames in 1904. It was during his undergraduate days here that his lifetime interest in roads was developed. A thesis which he wrote on studies of the power required to pull a wagon (this was before the days of automobiles) over various types of roads became an authoritative text in that field.

When he was serving as a young professor at Iowa State and the Legislature commissioned the College to prepare a study of how Iowa's roads might be improved, Tom MacDonald was the logical person to undertake and head such a study. The research which went into that effort was the beginning of a devotion to highway improvement which was to characterize the rest of his life.

He fell naturally and logically into the position of state highway engineer when Iowa launched a road improvement program in 1907. He simply switched titles, retaining the same functions, when the Iowa State Highway Commission was established separate from the College, in 1913, with Mr. MacDonald as chief engineer.

Iowa owes its first real system of all-weather roads to Mr. MacDonald's foresight and energy. This state promptly took the lead among all

states in creation of a coordinated highway system, under his administration. He recognized the basic needs for proper grading and draining. More than a third of Iowa's roads were graded, bridged and drained, and plans had been made for an unprecedented hard-surfacing program when he was called to Washington, D. C., in 1919 to take charge of the Bureau of Public Roads, as the Nation's Federal Highway Commissioner.

There stands to his credit the development of the joint federal-state system of highway planning and construction. He insisted always upon recognition of state sovereignty in highway matters. He regarded state highway commissions as representative of the states and U. S. Bureau of Public Roads as properly bound to act only with and through the State Commissions.

As the acknowledged "last word" in highway administration and policy planning, "Tom" MacDonald was frequently the adviser of Congressional Committees. He never wavered from his loyalty to the principle of state sovereignty. Neither did he ever relax his insistence upon the right of the Federal Government to demand uniformly high standards of design and construction in all projects where the Federal Government shared in financing. Throughout his public life, he was generous in the assignment of credit to state highway departments for their large measure of contribution to highway improvement.

These self-imposed high standards won him in the National field the same admiration and respect they had brought to him in his adopted state, Iowa.

Although himself a Republican, and he always so remained, Mr. MacDonald, without solicitation on his part, was appointed Chief of the United States Bureau of Public Roads, in 1919, by a Democratic Secretary of Agriculture, serving under a Democratic President. He accepted the proffered appointment as a matter of duty and with some misgivings as to his own ability to handle the job. He performed such an outstanding service that, as a matter of course, he remained, through thirty-four years of shifting Republican and Democratic National Administrations, exemplifying for the Nation and the industry, that highway administration itself is not, and should not be, in any degree partisan.

One of "Tom's" last visits to Iowa was to attend the testimonial dinner accorded to his former associate and his successor, Fred R. White, who retired as Chief Engineer, Iowa State Highway Commission, in October, 1952. He gracefully gave credit to Mr. White for the structure built upon the foundations he had laid in Iowa, without, of course, claiming any credit for the foundation.

"Tom" MacDonald was widely known throughout Iowa despite his long absence from this state. There are still active in highway and engineering circles here men who knew him as a student and many who launched their own business in Iowa while he headed the Iowa highway effort. Many, too, met him also at meetings of various national highway and related associations, before which he was a frequent and appreciated speaker.

Mr. MacDonald retired as Commissioner of Public Roads in 1953, but did not discontinue his active interest in and contribution to highway work. He accepted the position of "Distinguished Research Engineer" at Texas A. & M. College, College Station, Texas. There he headed a highway research station which, in the few years of his tenure, has contributed important knowledge and counsel to the world of road building and road use.

We say a sad "Good-Bye" to a life-long public servant and a personal friend. He spent billions of dollars of the people's money with never a

shade of a shadow or a suspicion as to the integrity or the intelligence of the expenditure thereof. He left his imprint on his time as few men are privileged or able to do. His was a substantial contribution to making America a better place in which to live. Much that today's motorist takes for granted in the ease and comfort and speed of his travel along America's highways, he owes to Thomas H. MacDonald.

Burial services were held in Washington, D. C., on April 10, 1957.

Senator McFarlane asked and received unanimous consent that the foregoing memorial be printed in the Senate Journal.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 3, 433, 469, 470, 471 and 473; also, House Files 19, 25, 158, 203, 240 and 513.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 3, 433, 469, 470, 471 and 473; also, House Files 19, 25, 158, 203, 240 and 513.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 22nd day of April, 1957, sent to the Governor for his approval: Senate Files 3, 433, 469, 470, 471 and 473.

NORVAL EVANS, *Chairman.*

Passed on file.

PETITION FILED

We, the undersigned members of the Senate, in accordance with Senate Rule 32, petition that House File 188 be withdrawn from the sifting committee and placed on the Senate calendar:

ALBERT WEISS.
JOHN O'CONNOR.
W. H. TATE.
R. R. GILLESPIE.
F. A. TURNER.
N. B. EVANS.
WILLIAM H. HARBOR.

J. T. DYKHOUSE.
C. T. ANDERSON.
ARCH W. MCFARLANE.
IRVING D. LONG.
GEORGE W. WEBER.
CARL H. RINGGENBERG.
GUY D. BUTLER.

FRANK D. ELWOOD.
 J. M. HENRY.
 J. LOUIS FISHER.
 CARROLL McCURDY.
 EARL ELIJAH.
 CARROLL PRICE.
 DAVID O. SHAFF.
 W. C. MOLISON.
 ALAN VEST.

JOHN D. SHOEMAN.
 LAWRENCE PUTNEY.
 FRANK HOXIE.
 JACK SCHROEDER.
 L. M. BOOTHBY.
 FRANK C. BYERS.
 ROBERT RIGLER.
 W. C. STUART.
 HARRY E. WATSON.

EXPLANATION OF VOTE

We, the undersigned, voted "nay" on all Appropriation bills to pay claims considered by the Senate on Monday, April 22, 1957, for the following reasons:

In our opinion, in passing upon the merits of claims against the State of Iowa the Legislature is exercising a Judicial function for which its members are not procedurally equipped to render substantial justice. We object to the system long in use by which the Legislature attempts to determine the existence of a moral obligation to pay claimants. To us, the procedure followed in determining the merits of claims is an unwarranted mixing of the Legislative and Judicial departments of government without proper safeguards to protect either the claimants or the public purse.

Our "nay" vote on these Appropriation bills shall in no way be construed as criticism of any members of the claims committees of the Fifty-seventh General Assembly. We believe that the committee members have performed their duties sincerely and conscientiously. Our objections are directed solely to the system.

JACK SCHROEDER.
 DAVID O. SHAFF.
 E. J. McMANUS.

REPORT OF SIFTING COMMITTEE

(Noncontroversial)

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the special noncontroversial calendar:

H. F. 421	H. F. 471	H. F. 579	S. F. 490
H. F. 422			

ALAN VEST, *Chairman,*
Sifting Committee,
Noncontroversial Calendar.

AMENDMENTS FILED

- 1 Amend Senate File 168 by striking all of Sec. 2 and inserting
- 2 in lieu thereof the following:
- 3 "Sec. 2. There is hereby appropriated from the general fund
- 4 of the state the sum of three hundred eighty-two thousand (382,000)
- 5 dollars to carry out the provisions of this Act. Any sums not
- 6 expended hereunder shall revert to the general fund of the state."

JACK MILLER.
 GUY G. BUTLER.
 JOHN WALKER.

1 Amend the Nolan amendment to Senate File 318
 2 filed on March 13, 1957, by striking all of subsection 1
 3 of Section 1 after the word "manufactured" in line 16 and
 4 substitute a period (.) therefor.
 5 2. Further amend the Nolan amendment filed on
 6 March 13, 1957, to Senate File 318 by inserting the following
 7 after the word "products" in line 28 thereof: "in the hands
 8 of a manufacturer, processor or public warehouseman,"

D. C. NOLAN.

1 Amend the House Amendment to Senate File 465 as follows:
 2 1. Amend Division 1, lines 5 and 6, by striking the words
 3 and figures "thirty-one million four hundred fifty-six
 4 thousand two hundred six dollars (\$31,456,206.00)" and inserting
 5 in lieu thereof the words and figures "thirty-one million one
 6 hundred eighty-one thousand two hundred six dollars
 7 (\$31,181,206.00)".
 8 2. Amend Division 5, lines 42 and 43 by striking the words
 9 and figures "three million one hundred sixty-seven thousand
 10 two hundred seventy-eight dollars (\$3,167,278.00)" and inserting
 11 in lieu thereof the words and figures "three million one hundred
 12 thirty-two thousand two hundred seventy-eight dollars
 13 (\$3,132,278.00)".
 14 Further amend Division 5, line 45, by striking the figures
 15 "\$3,017,278.00" and inserting in lieu thereof "\$2,982,278.00".
 16 Further amend Division 5, line 47, by striking the figures
 17 "\$3,167,278.00" and inserting in lieu thereof \$3,132,270.00".
 18 3. Amend Division 6, line 50, by striking the figures
 19 "\$31,456,206.00" and inserting in lieu thereof "\$31,181,206.00".
 20 4. Amend Division 7 by striking all after the colon (:) in
 21 line 51 and inserting in lieu thereof the following:
 22 "By inserting between lines twenty-seven (27) and
 23 twenty-eight (28) the following: 'Program for the treatment and
 24 rehabilitation of alcoholics and the study and prevention of
 25 alcoholism\$60,000.00'.
 26 By striking from line thirty-three (33) the figures,
 27 '7,296,896.00' and inserting in lieu thereof the figures,
 28 '7,326,896.00'.
 29 By striking from line thirty-nine (39) the figures,
 30 '81,990,158.00' and inserting in lieu thereof the figures,
 31 '82,140,158.00'".
 32 5. By adding at the end thereof the following new division:
 33 "Further amend Senate File 465 by adding after section six
 34 (6) the following new section and by renumbering sections seven
 35 (7) through fourteen (14) inclusive in conformity with this
 36 amendment:
 37 'Sec. 7. 1. For the Iowa alcoholism control fund there is
 38 hereby appropriated from the general fund of the state the sum
 39 of sixty thousand (60,000) dollars for the administration of
 40 the state program for the treatment and rehabilitation of
 41 alcoholics and the study and prevention of alcoholism. Any
 42 funds remaining of this appropriation at the end of the biennium
 43 will revert to the general fund of the state of Iowa.
 44 2. There is hereby established under the board of regents,
 45 a state program of rehabilitation and treatment of alcoholics
 46 and a program of education and study concerning alcoholism and
 47 the problems thereof.

- 48 3. In this section unless the context of subject matter
49 otherwise requires, "alcoholic" shall mean any person who
50 chronically and habitually uses alcoholic beverages to the
51 extent that he has lost the power of self-control with respect
52 to the use of such beverages, or who while chronically or
53 habitually under the influence of alcoholic beverages endangers
54 public morals, health, safety, or welfare.
- 55 4. The state board of regents shall have full powers and
56 authority to carry out the provisions of this section.
- 57 5. The board of regents shall appoint an administrative
58 director, to assist in carrying out the purposes of this
59 section, and the board shall set the salary of such director
60 and may remove him for cause. Said director shall not be or
61 have been a member of the board. With funds available, said
62 administrative director, with the approval of the board, may
63 employ a medical supervisor, educational director, research
64 director, and such other assistants as may be necessary to
65 carry into effect the provisions of this section.
- 66 6. It shall be the duty of the board of regents to:
- 67 a. Study the problems of alcoholism in Iowa.
- 68 b. Develop and promote a program of treatment and
69 rehabilitation of the alcoholics in the state.
- 70 c. Formulate and carry out a program of education designed
71 to curb the excessive use of alcohol and reduce the number of
72 alcoholics.
- 73 7. The board shall make a report to the governor and the
74 general assembly biennially, incorporating in said report such
75 recommendations as the board may deem advisable.
- 76 8. The board is hereby authorized and empowered, but not
77 limited, to:
- 78 a. Study alcoholism and its problems, including methods
79 and facilities available for the care, detention, custody,
80 treatment, employment, and rehabilitation of alcoholics, and
81 conduct, promote and finance, in full or in part, studies,
82 investigations, and research independently or in cooperation
83 with universities, colleges, scientific organizations, and
84 public or private agencies.
- 85 b. Promote educational meetings and programs for the
86 discussion of alcoholism or any of its aspects; disseminate
87 information on the subject of alcoholism for the guidance and
88 assistance of interested individuals and public and private
89 agencies.
- 90 c. Establish and maintain facilities for the treatment of
91 alcoholics, and lease or purchase land, buildings and equipment,
92 or to construct buildings suitable for such purposes whenever
93 funds are available.
- 94 d. Accept on either an in-patient or an out-patient basis
95 for examination, diagnosis, guidance and treatment, insofar as
96 funds and facilities permit, any resident of the state coming
97 to the board of his own volition for such services.
- 98 e. Establish, from time to time, policies governing the
99 acceptance, care and treatment of alcoholics, and adopt such
100 rules as may be necessary to regulate the conduct and stay of
101 all patients of the board, and to adopt all policies and make
102 all rules and regulations appropriate to the proper accomplishment
103 of its functions under this section; provided, that no voluntary
104 patient shall, by asking the help or care of the board, abridge

105 any of his civil rights, nor shall evidence of his voluntary
106 submission to the board's care and control be admissible
107 against him in any court. All records pertaining to voluntary
108 patients shall be kept confidential.

109 f. Contract for such educational, research, casework,
110 institutional and medical facilities, personnel and services of
111 public or private agencies as may be necessary to carry out the
112 provisions of this section.

113 g. Establish cooperative relationships with other state
114 and local agencies, hospitals, clinics, public health, welfare
115 and law-enforcement authorities, and with the University of
116 Iowa hospital, and the college of medicine of the State University
117 of Iowa and other educational and medical agencies and
118 organizations, and with other related public and private groups.

119 9. The board shall accept indigent, legal residents of Iowa
120 under such rules and regulations as the board shall promulgate,
121 and no person shall be denied the services available hereunder
122 for lack of ability to pay for them.

123 10. The board, insofar as may be possible, shall seek to
124 be reimbursed by the patient or persons liable for the support
125 of the patient for any or all items of expense incurred by the
126 board in connection with the care, custody, treatment, and
127 rehabilitation of said patient; and it may make such financial
128 arrangements concerning necessary expenses as it deems best.
129 No patient shall be charged at a rate greater than actual cost
130 of the care, treatment or rehabilitation furnished such patient.

131 11. The administrative director, in the name of the board,
132 may accept or refuse to accept any funds, gifts, or grants of
133 any description. All such funds, gifts, and grants, shall be
134 placed in the state treasury in a special fund called the "Iowa
135 alcoholism control fund" as hereinafter provided.

136 12. The board is authorized and directed to cooperate with
137 the federal government or any of its agencies in carrying into
138 effect the provisions of this section. This section shall be
139 liberally construed as authorizing the board to cooperate with
140 the federal government or any of its agencies to the fullest
141 possible extent.

142 13. The Iowa alcoholism control fund is hereby created.
143 All money received in this fund shall be appropriated to the
144 board of regents for the purposes of this section.

145 14. All funds accruing to the aforesaid fund shall be
146 expended solely in carrying out the provisions of this section.
147 All expenditures under this section shall be made as the board
148 shall direct in order to effectuate the purposes of this
149 section.'"

EARL ELIJAH.
THOMAS J. DAILEY.
DUANE E. DEWEL.
LAURENCE M. BOOTHBY.
RAYMOND R. GILLESPIE.
JACOB GRIMSTEAD.
GENE L. HOFFMAN.
CARL T. ANDERSON.
GEORGE E. O'MALLEY.
JACK MILLER.

1 Amend House File 126, section 1, line 3, by striking the word
2 "subsections" and inserting in lieu thereof the word "subsection".

D. C. NOLAN.

1 Amend House File 311 by inserting after line 28 of
2 Section 9, the following:

3 "3. (a) Notwithstanding the provisions of any other
4 existing law, a retail installment transaction may include
5 a finance charge not in excess of the following rates:
6 Class 1. Any new motor vehicle designated by the
7 manufacturer by a year model not earlier than the year
8 in which the sale is made, one and one-fourth percent (1¼%)
9 per month simple interest on the declining balance.

10 Class 2. Any new motor vehicle not in Class 1 and any
11 used motor vehicle designated by the manufacturer by a year
12 model of the same or not more than two (2) years prior to
13 the year in which the sale is made, one and three-fourths
14 percent (1¾%) per month simple interest on the declining
15 balance.

16 Class 3. Any used motor vehicle not in Class 2 and
17 designated by the manufacturer by a year model not more
18 than four (4) years prior to the year in which the sale is
19 made, two and one-fourth percent (2¼%) per month simple
20 interest on the declining balance.

21 Class 4. Any used motor vehicle not in Class 2 or Class
22 3 and designated by the manufacturer by a year model more
23 than four (4) years prior to the year in which the sale is
24 made, two and one-fourth percent (2¼%) per month simple
25 interest on the declining balance, plus a flat charge of
26 one dollar (\$1.00) per month for the number of months from
27 the date of the contract to the maturity date of the last
28 installment thereunder, but in no event in excess of twelve
29 dollars (\$12.00).

30 (b) Such finance charge shall be computed on the
31 principal balance as determined under paragraph (c) of
32 subsection six (6) of section three hundred twenty-two
33 point three (322.3) on contracts payable in successive
34 monthly payments substantially equal in amount extending
35 for a period of one year. On contracts providing for
36 installment payments extending for a period less than or
37 greater than one year, the finance charge shall be computed
38 proportionately. Such finance charge may be computed on
39 the basis of a full month for any fractional month period
40 in excess of ten (10) days. A minimum finance charge of
41 twenty-five dollars (\$25.00) may be charged on any contract
42 in which the finance charge computed at the authorized
43 rates results in a total charge of less than this amount.

44 (c) When a retail installment contract provides for
45 unequal or irregular installment payments, the finance
46 charge may be at the effective rates permitted in subsection
47 (a) hereof, having due regard for the schedule of payments."

48 Further amend section nine (9) by renumbering all the
49 remaining subsections.

IRVING D. LONG.

- 1 Amend the Shoeman, et al., amendment filed April 18 to House
- 2 File 375 by striking "two and one-half" in line 5 and inserting
- 3 in lieu thereof the word "three".

NORVAL EVANS.

- 1 Amend House File 567, section 2, line 7, by striking the word
- 2 "to" and inserting in lieu thereof the word "and".

D. C. NOLAN.

Senator Nolan, on behalf of the members of the Senate, thanked President Nicholas for the fine hospitality of the evening, and moved that the Senate adjourn until 9:35 a.m., Tuesday, which motion prevailed.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, APRIL 23, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Monsignor Vincent T. Hoverman, pastor of the Assumption Catholic Church, Cresco, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By the following Senators, favoring proposed legislation relating to providing necessary state funds for present school aids, and amending the election procedure for the reorganization of schools:

By Senator Buck, from twenty-one residents of Marshall County.

By Senator Byers, from twenty residents of Linn County.

By Senator McFarlane, from thirteen residents of Black Hawk County.

By Senator O'Malley, from six hundred twenty-two residents of Polk County.

PRESENTATION OF VISITORS

Senator Miller rose on a point of personal privilege and presented to the Senate the Honorable Charles S. Van Eaton of Woodbury County, a former member of the Senate who was present in the Senate chamber.

Senator Lynes asked and received unanimous consent to present to the Senate twenty-six members of the eighth grade class of the Franklin County Consolidated School who were present in the balcony accompanied by Cecil Harris.

Senator Schroeder asked and received unanimous consent to present to the Senate twenty-two students from the Linwood Junior High School of Scott County who were present in the balcony accompanied by Superintendent L. E. Daughrity and their instructor, Mr. Slood.

PROOF OF PUBLICATION

Published copy of House File 589 and verified proof of publication of said bill in the Sibley Gazette-Tribune, on April 19, 1957, was filed with

the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of Senate.

INTRODUCTION OF BILL

Senate File 492, by committee on public health, a bill for an act relating to the licensing, inspection and regulation of homes for the aged and providing for regulations, enforcement proceedings and penalties.

Read first and second times and referred to sifting committee.

MESSAGE FROM THE HOUSE

MR. PRESIDENT: I am directed by the House to request the return of Senate File 464, a bill for an act to appropriate from the general fund of the State of Iowa to the social welfare department, for further consideration by the House.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

SENATE FILE 464 RETURNED TO THE HOUSE

On motion of Senator Nolan, and in accordance with the request of the House, the Secretary was directed to return to the House Senate File 464.

HOUSE AMENDMENTS CONSIDERED

Senator Shoeman called up for consideration House File 572, a bill for an act relating to the licensing, inspection and regulation of nursing homes and custodial homes and providing for regulations, enforcement procedures and penalties, and moved that the Senate recede from its amendments, filed and found on page 880 of the Senate Journal.

The motion prevailed and the Senate receded from its amendments.

Senator Shoeman moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37:

Anderson	Dykhous	Harbor	Miller
Buck	Elijah	Henry	Molison
Burton	Elwood	Hoffman	Nolan
Butler	Evans	Hoxie	O'Connor
Byers	Fisher	Lynes	O'Malley
Dailey	Gillespie	McCurdy	Price
Dewel	Grimstead	McFarlane	Rigler

Ringgenberg	Stuart	Turner	Weber
Shaff	Tate	Watson	Weiss
Shoeman			

Nays, 12:

Boothby	McManus	Putney	Vest
Coleman	Prentis	Schroeder	Walker
Long	Prince	Scott	Wormley

Absent or not voting, 1:

Utzig

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lynes called up for consideration Senate File 462, a bill for an act authorizing expenditures by state highway commission from the primary road fund for the biennium beginning July 1, 1957, and ending June 30, 1959, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 462 as follows:

1. By striking from section one (1), line four (4), the words and figures "fifteen million dollars (\$15,000,000.00)" and inserting in lieu thereof the words and figures "sixteen million four hundred twenty thousand dollars (\$16,420,000.00)".
2. By striking from section one (1), line eight (8), the figures "\$5,000,000.00" and inserting in lieu thereof the figures "\$5,500,000.00".
3. By striking from section one (1), line nine (9), the figures "10,000,000.00" and inserting in lieu thereof the figures "10,920,000.00".

The Senate concurred in the House amendments.

Senator Lynes moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Anderson	Fisher	McManus	Scott
Boothby	Gillespie	Molison	Shaff
Buck	Grimstead	Nolan	Shoeman
Butler	Harbor	O'Connor	Stuart
Byers	Henry	Prentis	Tate
Dailey	Hoffman	Price	Turner
Dewel	Hoxie	Prince	Walker
Dykhouse	Long	Rigler	Watson
Elijah	Lynes	Ringgenberg	Weber
Elwood	McCurdy	Schroeder	Weiss
Evans	McFarlane		

Nays, 1:

Coleman

Absent or not voting, 7:

Burton	O'Malley	Utzig	Wormley
Miller	Putney	Vest	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Watson called up for consideration Senate File 465, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1957, and ending June 30, 1959, to the board of regents for the support, maintenance, equipment, repairs, replacements or alterations of institutions under said board of regents, amended by the House.

HOUSE AMENDMENTS TO SENATE FILE 465

Amend Senate File 465 as follows:

1. Amend section one (1) as follows:

By striking from lines six (6) and seven (7) the words and figures "thirty-one million one hundred six thousand two hundred six dollars (\$31,106,206.00)" and inserting in lieu thereof the words and figures "thirty-one million four hundred fifty-six thousand two hundred six dollars (\$31,456,206.00)".

2. Amend section two (2) as follows:

By striking from lines four (4) and five (5) the words and figures "nine million nine hundred forty-six thousand three hundred fifty-six dollars (\$9,946,356.00)" and inserting in lieu thereof the words and figures "ten million ninety-six thousand three hundred fifty-six dollars (\$10,096,356.00)".

By striking from line eight (8) the figures "\$9,624,856.00" and inserting in lieu thereof the figures "\$9,774,856.00".

By striking from line twelve (12) the figures "\$9,946,356.00" and inserting in lieu thereof the figures "\$10,096,356.00".

3. Amend section four (4), line five (5), by inserting after the word "one" the word "dollars".

4. Amend section seven (7) as follows:

By striking from lines six (6) and seven (7) the words and figures "nine million nine hundred seventy thousand two hundred fifteen dollars (\$9,970,215.00)" and inserting in lieu thereof the words and figures "ten million one hundred twenty thousand two hundred fifteen dollars (\$10,120,215.00)".

By striking from line twelve (12) the figures "\$6,730,588.00" and inserting in lieu thereof the figures "\$6,830,588.00".

By striking from line fourteen (14) the figures "\$7,048,088.00" and inserting in lieu thereof the figures "\$7,148,088.00".

By striking from lines seventeen (17) and eighteen (18) the figures "\$1,796,791.00" and inserting in lieu thereof the figures "\$1,826,791.00".

By striking from lines twenty-two (22) and twenty-four (24) the figures "\$1,125,336.00" and inserting in lieu thereof the figures "\$1,145,336.00".

By striking from line twenty-nine (29) the figures "\$9,970,215.00" and inserting in lieu thereof the figures "\$10,120,215.00".

5. Amend section eight (8) as follows:

By striking from lines four (4) and five (5) the words and figures "three million one hundred seventeen thousand two hundred seventy-eight dollars (\$3,117,278.00)" and inserting in lieu thereof the words and figures "three million one hundred sixty-seven thousand two hundred seventy-eight dollars (\$3,167,278.00)".

By striking from line eight (8) the figures "\$2,967,278.00" and inserting in lieu thereof the figures "\$3,017,278.00".

By striking from line ten (10) the figures "\$3,117,278.00" and inserting in lieu thereof the figures "\$3,167,278.00".

6. Amend section eleven (11) as follows:

By striking from line thirteen (13) the figures "\$31,106,206.00" and inserting in lieu thereof the figures "\$31,456,206.00".

7. Amend section thirteen (13) as follows:

By striking from line twenty-three (23) the figures "\$24,527,712.00" and inserting in lieu thereof the figures "\$24,677,712.00".

By striking from line twenty-nine (29) the figures "\$19,267,176.00" and inserting in lieu thereof the figures "\$109,367,176.00".

By striking from line thirty (30) the figures "\$4,628,428.00" and inserting in lieu thereof the figures "\$4,658,428.00".

By striking from line thirty-one (31) the figures "\$4,703,744.00" and inserting in lieu thereof the figures "\$4,723,744.00".

By striking from line thirty-two (32) the figures "\$28,599,348.00" and inserting in lieu thereof the figures "\$28,749,348.00".

By striking from line thirty-three (33) the figures "\$7,296,896.00" and inserting in lieu thereof the figures "\$7,346,896.00".

By striking from line thirty-nine (39) the figures "\$81,990,158.00" and inserting in lieu thereof the figures "\$82,340,158.00".

Senator Elijah called up the amendment to the House amendment, filed by Senators Elijah, Dailey, Dewel, Boothby, Gillespie, Grimstead, Hoffman, Anderson, O'Malley and Miller, and found on pages 967, 968 and 969 of the Senate Journal.

Senator Elijah asked and received unanimous consent to withdraw the amendment.

The following appropriation committee amendment to the House amendment was considered:

Amend the House Amendment to Senate File 465 as follows:

1. Amend Division 1, lines 5 and 6, by striking the words and figures "thirty-one million four hundred fifty-six thousand two hundred six dollars (\$31,456,206.00)" and inserting in lieu thereof the words and figures "thirty-one million one hundred twenty-one thousand two hundred six dollars (\$31,121,206.00)".

2. Amend Division 5, lines 5 and 6, by striking the words and figures "three million one hundred sixty-seven thousand two hundred seventy-eight dollars (\$3,167,278.00)" and inserting in lieu thereof the words and figures "three million one hundred thirty-two thousand two hundred seventy-eight dollars (\$3,132,278.00)".

Further amend Division 5, line 8, by striking the figures "\$3,017,278.00" and inserting in lieu thereof "\$2,982,278.00".

Further amend Division 5, line 10, by striking the figures "\$3,167,278.00" and inserting in lieu thereof "\$3,132,270.00".

3. Amend Division 6, line 4, by striking the figures "\$31,456,206.00" and inserting in lieu thereof "\$31,121,206.00".

4. Amend Division 7 by striking all after the colon in line 1 and inserting in lieu thereof the following:

"By striking from line thirty-three (33) the figures '7,296,896.00' and insert in lieu thereof the figures '7,326,896.00'.

By striking from line thirty-nine (39) the figures '81,990,158.00' and insert in lieu thereof the figures '82,020,158.00'."

On motion of Senator Stuart, division 1 of the committee amendment to division 1 of the House amendment was adopted.

On motion of Senator Stuart, the Senate concurred in division 1 of the House amendment as amended.

Senator Stuart moved that the Senate concur in division 2 of the House amendment, which motion was lost, and the Senate refused to concur in division 2 of the House amendment.

On motion of Senator Stuart, the Senate concurred in division 3 of the House amendment.

Senator Stuart moved that the Senate concur in division 4 of the House amendment, which motion was lost, and the Senate refused to concur in division 4 of the House amendment.

On motion of Senator Stuart, division 2 of the committee amendment to division 5 of the House amendment was adopted.

On motion of Senator Stuart, the Senate concurred in division 5 of the House amendment as amended.

On motion of Senator Stuart, division 3 of the committee amendment to division 6 of the House amendment was adopted.

On motion of Senator Stuart, the Senate concurred in division 6 of the House amendment as amended.

On motion of Senator Stuart, division 4 of the committee amendment to division 7 of the House amendment was adopted.

On motion of Senator Stuart, the Senate concurred in division 7 of the House amendment as amended.

Senator Stuart moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47:

Anderson	Fisher	Mille	Scott
Boothby	Gillespie	Molison	Shaff
Buck	Grimstead	Nolan	Shoeman
Burton	Harbor	O'Connor	Stuart
Butler	Henry	O'Malley	Turner
Byers	Hoffman	Prentis	Vest
Dailey	Hoxie	Price	Walker
Dewel	Long	Prince	Watson
Dykhouse	Lynes	Putney	Weber
Elijah	McCurdy	Rigler	Weiss
Elwood	McFarlane	Ringgenberg	Wormley
Evans	McManus	Schroeder	

Nays, 2:

Coleman Tate

Absent or not voting, 1:

Utzig

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

THIRD READING OF BILLS

On motion of Senator Putney, Senate File 490, a bill for an act to enable two (2) or more cities to jointly construct a swimming pool and providing for the issuance of bonds and the levy of taxes by such cities to finance the swimming pool, was taken up and considered.

Senator Putney 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, 49:

Anderson	Fisher	Miller	Scott
Boothby	Gillespie	Molison	Shaff
Buck	Grimstead	Nolan	Shoeman
Burton	Harbor	O'Connor	Stuart
Butler	Henry	O'Malley	Tate
Byers	Hoffman	Prentis	Turner
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McFarlane	Ringgenberg	Weiss
Elwood	McManus	Schroeder	Wormley
Evans			

Nays, none.

Absent or no voting, 1:

Utzig

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILE 477 WITHDRAWN

Senator Dewel asked and received unanimous consent that the action on Senate File 477 on April 22, 1957, be expunged from the record.

Senator Dewel asked and received unanimous consent that Senate File 477 be withdrawn from further consideration of the Senate.

HOSUE AMENDMENTS CONSIDERED

Senator Watson called up for consideration Senate File 475, a bill for an act to appropriate from the general fund of the State of Iowa to the department of agriculture for vehicles with equipment, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 475, section 2, line 3, by striking the words "budget

and financial control committee" and inserting in lieu thereof the words "executive council".

The Senate concurred in the House amendment.

Senator Watson moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Anderson	Fisher	Miller	Scott
Boothby	Gillespie	Molison	Shaff
Buck	Grimstead	Nolan	Shoeman
Burton	Harbor	O'Connor	Stuart
Butler	Henry	O'Malley	Tate
Byers	Hoffman	Prentis	Turner
Dailey	Hoxie	Price	Vest
Dewel	Long	Prince	Walker
Dykhouse	Lynes	Putney	Watson
Elijah	McCurdy	Rigler	Weber
Elwood	McFarlane	Ringgenberg	Weiss
Evans	McManus	Schroeder	Wormley

Nays, 1:

Coleman

Absent or not voting, 1:

Utzig

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

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 480, a bill for an act to make appropriations to certain persons in settlement of claims against the State of Iowa.

Also: That the House has passed the following House joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 23, proposing a joint bipartisan committee to be known as an election and election privileges committee.

Also: That, in accordance with the provisions of section 16 of Article III of the Constitution of the State of Iowa, the House has reconsidered and passed by a two-thirds constitutional majority House File 162, a bill for an act relating to sales tax on farm chemicals and on gasoline used in farm tractors, in which the concurrence of the Senate is asked.

Also: That, in accordance with the provisions of section 16 of Article III of the Constitution of the State of Iowa, the House has reconsidered and passed by a two-thirds constitutional majority House File 372, a bill for an act relating to urban transit companies and systems, in which the concurrence of the Senate is asked.

Also: That the House concurs in all Senate amendments except subsections "b" and "c" of amendment 13 to House File 440, an act relating to an excise tax on motor fuel and special fuel used to propel highway motor vehicles. The House refused to concur in subsections "b" and "c" of amendment 13 to House File 440.

WILLIAM R. KENDRICK, *Chief Clerk.*

Senator Nolan asked unanimous consent that Rule 32 of the Senate rules be suspended and that the Senate take up for immediate consideration House Joint Resolution 23.

Objection was raised by Senator Dailey under Rule 41.

Senator Nolan moved that Senates Rules 32, 41 and 42 be suspended and that the Senate take up for immediate consideration House Joint Resolution 23.

Senator McManus raised a point of order for the reason that, under Senate Rule 37, the motion was out of order.

The Chair ruled the point not well taken.

Senator Dailey asked that the Secretary read House Joint Resolution 23, which request was complied with, and the resolution was read a first time.

The resolution was read a second time.

On the question "Shall the rules be suspended and House Joint Resolution 23 be considered immediately?" the vote was:

Rule 8 was invoked.

Ayes, 40:

Anderson	Fisher	Nolan	Shoeman
Boothby	Gillespie	Prentis	Stuart
Buck	Grimstead	Price	Tate
Butler	Harbor	Prince	Turner
Byers	Hoxie	Putney	Vest
Dewel	Long	Rigler	Walker
Dykhouse	Lynes	Ringgenberg	Watson
Eljiah	McFarlane	Schroeder	Weber
Elwood	Miller	Scott	Weiss
Evans	Molison	Shaff	Wormley

Nays, 8:

Burton	Dailey	McCurdy	O'Connor
Coleman	Hoffman	McManus	O'Malley

Absent or not voting, 2:

Henry	Utzig
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The motion prevailed.

On motion of Senator Nolan, House Joint Resolution 23, a joint resolution proposing a joint bipartisan committee to be created and known as an election and election privileges committee, establishing

its powers and duties and to make a report to the Fifty-eighth General Assembly, was taken up and considered.

Senator Long offered the following amendment:

Amend House Joint Resolution 23 by striking the semi-colon (;) at the end of line 30 of section 3 and insert in lieu thereof a period (.).

2. Further amend House Joint Resolution 23 by adding the following to line 30 of section 3: "The committee is authorized to employ such legal counsel and investigators and other personnel as it finds necessary to carry out the provisions of this Act, and the budget and financial control committee is hereby authorized to and is directed to provide sufficient funds out of the contingent fund in its hands for the payment of the services and expenses of such persons upon the certification thereof by a majority of said committee."

Senator Long asked and received unanimous consent to withdraw the first two lines of the amendment.

On motion of Senator Long, the balance of the amendment was adopted.

Senator O'Connor offered the following amendment:

Amend House Joint Resolution 23, section 2, by adding the following after the period in line 8:

"At the written request of ten (10) members of the General Assembly, said committee shall investigate any subject matter so requested by said members."

Senator Dewel raised a point of order for the reason that the contents of the amendment had already been considered by the House.

Senator Dewel asked and received unanimous consent to withdraw his point of order.

Senator O'Connor moved the adoption of the amendment.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 12:

Burton	Gillespie	McManus	O'Malley
Coleman	Hoffman	Miller	Utzig
Dailey	McCurdy	O'Connor	Weiss

Nays, 38:

Anderson	Fisher	Prentis	Shoeman
Boothby	Grimstead	Price	Stuart
Buck	Harbor	Prince	Tate
Butler	Henry	Putney	Turner
Byers	Hoxie	Rigler	Vest
Dewel	Long	Ringgenberg	Walker
Dykhouse	Lynes	Schroeder	Watson
Elijah	McFarlane	Scott	Weber
Elwood	Molison	Shaff	Wormley
Evans	Nolan		

Absent or not voting, none.

The amendment was lost.

Senator McManus offered the following amendment and moved its adoption:

Amend House Joint Resolution 23 by adding the following new section:
 "Sec. 5. There is hereby appropriated from the general fund of the state for the biennium commencing July 1, 1957, and ending June 30, 1959, the sum of one hundred thousand dollars (\$100,000.00) to defray compensation of the members of the committee, witness fees, mileage, clerical and stenographic expense and all other necessary expenses incurred."

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 10:

Burton	Gillespie	McManus	O'Malley
Coleman	Hoffman	O'Connor	Utzig
Dailey	McCurdy		

Nays, 39:

Anderson	Fisher	Nolan	Stuart
Boothby	Grimstead	Prentis	Tate
Buck	Harbor	Price	Turner
Butler	Henry	Prince	Vest
Byers	Hoxie	Rigler	Walker
Dewel	Long	Ringgenberg	Watson
Dykhouse	Lynes	Schroeder	Weber
Elijah	McFarlane	Scott	Weiss
Elwood	Miller	Shaff	Wormley
Evans	Molison	Shoeman	

Absent or not voting, 1:

Putney

The amendment was lost.

Senator Dailey called the attention of the Senate to Senate Rule 21.

Senator Nolan moved that Senate Rule 21 be suspended.

Roll call was demanded.

On the question "Shall Rule 21 be suspended?" the vote was:

Ayes, 39:

Anderson	Fisher	Prentis	Stuart
Boothby	Grimstead	Price	Tate
Buck	Harbor	Prince	Turner
Butler	Hoxie	Putney	Vest
Byers	Long	Rigler	Walker
Dewel	Lynes	Ringgenberg	Watson
Dykhouse	McFarlane	Schroeder	Weber
Elijah	Miller	Scott	Weiss
Elwood	Molison	Shaff	Wormley
Evans	Nolan	Shoeman	

Nays, 10:

Burton	Gillespie	McManus	O'Malley
Coleman	Hoffman	O'Connor	Utzig
Dailey	McCurdy		

Absent or not voting, 1:

Henry

The motion prevailed and Senate Rule 21 was suspended.

Senator Miller offered the following amendment and moved its adoption:

Amend House Joint Resolution 23 as follows:

Strike from line 6 of section 3 the words "may hold public or private" and insert in lieu thereof the following: "shall hold public".

Senator Schroeder moved the previous question on the amendment, which motion prevailed.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 13:

Burton	Gillespie	McManus	O'Malley
Coleman	Hoffman	Miller	Utzig
Dailey	McCurdy	O'Connor	Walker
Elijah			

Nays, 36:

Anderson	Fisher	Prentis	Shoeman
Boothby	Grimstead	Price	Stuart
Buck	Harbor	Prince	Tate
Butler	Hoxie	Putney	Turner
Byers	Long	Rigler	Vest
Dewel	Lynes	Ringgenberg	Watson
Dykhouse	McFarlane	Schroeder	Weber
Elwood	Molison	Scott	Weiss
Evans	Nolan	Shaff	Wormley

Absent or not voting, 1:

Henry

The amendment was lost.

Senator Schroeder moved the previous question on all amendments to House Joint Resolution 23 and the main resolution, which motion prevailed.

CALL OF THE SENATE FILED

President Nicholas announced the following call of the Senate:

We, the undersigned, do hereby invoke Rule 5 of the Rules of the Senate of the Fifty-seventh General Assembly on House Joint Resolution 23 and on all amendments thereto.

ROBERT R. RIGLER.
FRANK ELWOOD.
JACK WORMLEY.

GEORGE L. SCOTT.
JACK SCHROEDER.
W. C. STUART.

DAVID O. SHAFF.
FRANK C. BYERS.
FRANK HOXIE.

W. H. TATE.
X. T. PRENTIS.
J. T. DYKHOUSE.
WILLIAM H. HARBOR.

Roll call revealed all members present with the exception of Senator Henry.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

PRESENTATION OF GIFTS

Senator Lynes rose on a point of special privilege and asked that Senator Nolan and Senator O'Malley appear at the rostrum with President Nicholas.

The Senators appeared and Senator Lynes, on behalf of the members of the Senate, presented to Senator Nolan, majority floor leader, and Senator O'Malley, minority floor leader, and to President Nicholas, for outstanding and faithful service in the Fifty-seventh General Assembly, gifts of Syroco wall clocks.

Senator Nolan and Senator O'Malley expressed their sincere appreciation and thanked the members of the Senate for the gifts and also for the privilege of serving.

President Nicholas thanked the members of the Senate and said that, without the help and cooperation of all, it would be impossible to efficiently serve this body.

CONSIDERATION OF HOUSE JOINT RESOLUTION

The Senate resumed consideration of House Joint Resolution 23.

The Chair announced that roll call revealed all members present.

Senator Miller offered the following amendment:

Amend House Joint Resolution 23 as follows:

Strike lines 4 through 8 of section 2 and insert in lieu thereof the following:

"into all matters relating to the operations of and political influences in the State Highway Commission and such other state departments and agencies as are appropriate and to make a written report and recommendations thereon to the Fifty-eighth General Assembly."

Senator Miller offered the following amendment to the amendment and moved its adoption:

Amend line 2 of the amendment by striking the word and figure "four (4)" and inserting in lieu thereof "six (6)". Further amend the amendment, line 4, by striking the following: "into all matters relating to",

Roll call was demanded.

On the question "Shall the amendment to the amendment be adopted?" the vote was:

Ayes, 14:

Burton	Gillespie	McManus	O'Malley
Coleman	Hoffman	Miller	Utzig
Dailey	McCurdy	O'Connor	Vest
Elijah	McFarlane		

Nays, 36:

Anderson	Fisher	Prentis	Shoeman
Boothby	Grimstead	Price	Stuart
Buck	Harbor	Prince	Tate
Butler	Henry	Putney	Turner
Byers	Hoxie	Rigler	Walker
Dewel	Long	Ringgenberg	Watson
Dykhouse	Lynes	Schroeder	Weber
Elwood	Molison	Scott	Weiss
Evans	Nolan	Shaff	Wormley

Absent or not voting, none.

The amendment to the amendment was lost.

Senator Miller moved the adoption of his amendment.

The amendment was lost.

Senator O'Malley offered the following amendment and moved its adoption:

Amend House Joint Resolution 23, Section 2 by inserting after the word "and" in line seven (7) the following:

"to examine all matters relating to the activities of the State Highway Commission".

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 10:

Burton	Elijah	McManus	O'Malley
Coleman	Hoffman	O'Connor	Utzig
Dailey	McCurdy		

Nays, 37:

Anderson	Grimstead	Prentis	Stuart
Boothby	Harbor	Price	Tate
Buck	Henry	Prince	Turner
Butler	Hoxie	Putney	Vest
Byers	Long	Rigler	Walker
Dewel	Lynes	Ringgenberg	Watson
Dykhouse	McFarlane	Scott	Weber
Elwood	Molison	Shaff	Weiss
Evans	Nolan	Shoeman	Wormley
Fisher			

Absent or not voting, 3:

Gillespie	Miller	Schroeder
(Present)	(Present)	(Present)

The amendment was lost.

Senator Nolan moved that the result of the roll call stand as announced by the Chair, which motion prevailed.

Senator McManus asked and received unanimous consent to withdraw the following amendment:

Amend House Joint Resolution 23, section 3, lines 28, 29 and 30 by striking the following: "Members of the committee shall receive as compensation such amounts as the Fifty-eighth General Assembly may allow."

Senator Dailey offered the following amendment and moved its adoption:

Amend House Joint Resolution 23 as follows:
Strike from line four of section two the words "but not limited".

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 12:

Burton	Elijah	McCurdy	O'Malley
Coleman	Gillespie	McManus	Utzig
Dailey	Hoffman	O'Connor	Vest

Nays, 86:

Anderson	Fisher	Prentis	Shoeman
Boothby	Grimstead	Price	Stuart
Buck	Harbor	Prince	Tate
Butler	Hoxie	Putney	Turner
Byers	Long	Rigler	Walker
Dewel	Lynes	Ringgenberg	Watson
Dykhouse	McFarlane	Schroeder	Weber
Elwood	Molison	Scott	Weiss
Evans	Nolan	Shaff	Wormley

Absent or not voting, 2:

Henry	Miller
(Present)	(Present)

The amendment was lost.

Senator Dailey offered the following amendment and moved its adoption:

Amend House Joint Resolution 23 as follows:
By striking from line six of section three the words "or private".

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 12:

Buck	Dailey	Hoffman	O'Connor
Burton	Elijah	McCurdy	O'Malley
Coleman	Gillespie	McManus	Utzig

Nays, 37:

Anderson	Harbor	Price	Stuart
Boothby	Henry	Prince	Tate
Butler	Hoxie	Putney	Turner
Byers	Long	Rigler	Vest
Dewel	Lynes	Ringgenberg	Walker
Dykhouse	McFarlane	Schroeder	Watson
Elwood	Molison	Scott	Weber
Evans	Nolan	Shaff	Weiss
Fisher	Prentis	Shoeman	Wormley
Grimstead			

Absent or not voting, 1:

Miller
(Present)

The amendment was lost.

Senator Dailey offered the following amendment and moved its adoption:

Amend House Joint Resolution 23 by adding at the end of section 3 the following:

"Counsel for said committee shall be at least two in number, one who shall be a member of the majority party and one who shall be a member of the minority party.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Senator Nolan asked and received unanimous consent that Senators Molison and Shaff be excused temporarily from the call of the Senate.

Ayes, 10:

Burton	Gillespie	McManus	O'Malley
Coleman	Hoffman	O'Connor	Utzig
Dailey	McCurdy		

Nays, 38:

Anderson	Fisher	Prentis	Stuart
Boothby	Grimstead	Price	Tate
Buck	Harbor	Prince	Turner
Butler	Henry	Putney	Vest
Byers	Hoxie	Rigler	Walker
Dewel	Long	Ringgenberg	Watson
Dykhouse	Lynes	Schroeder	Weber
Elijah	McFarlane	Scott	Weiss
Elwood	Miller	Shoeman	Wormley
Evans	Nolan		

Absent or not voting, 2:

Molison Shaff

The amendment was lost.

Senator Dailey offered the following amendment and moved its adoption:

1. Amend House Joint Resolution 23, section 1, line 1, by striking the

words and figure "six (6)" and inserting in lieu thereof the following: "eight (8)".

2. Further amend section 1, line 11, by inserting after the period (.) the following: "The remaining two members shall be appointed by the governor and one of such members shall be from the majority party and one such member from the minority party."

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 9:

Burton	Hoffman	McManus	O'Malley
Coleman	McCurdy	O'Connor	Utzig
Dailey			

Nays, 38:

Anderson	Fisher	Prentis	Stuart
Boothby	Grimstead	Price	Tate
Buck	Harbor	Prince	Turner
Butler	Henry	Putney	Vest
Byers	Hoxie	Rigler	Walker
Dewel	Long	Ringgenberg	Watson
Dykhouse	Lynes	Schroeder	Weber
Elijah	McFarlane	Scott	Weiss
Elwood	Miller	Shoeman	Wormley
Evans	Nolan		

Absent or not voting, 3:

Gillespie	Molison	Shaff
(Present)	(Excused)	(Excused)

The amendment was lost.

HOUSE FILE 553 RECALLED FROM THE HOUSE

Senator Nolan asked and received unanimous consent that the Secretary be instructed to recall from the House House File 553 for further consideration by the Senate.

The Senate resumed consideration of House Joint Resolution 23.

Senator Nolan asked unanimous consent that Senate Rule 17 be suspended and that House Joint Resolution 23 be read a third time.

Objection was raised.

Senator Nolan moved that Senate Rule 17 be suspended and that House Joint Resolution 23 be read a third time.

Roll call was demanded.

On the question "Shall Senate Rule 17 be suspended?" the vote was:

Ayes, 41:

Anderson	Butler	Dykhouse	Evans
Boothby	Byers	Elijah	Fisher
Buck	Dewel	Elwood	Gillespie

Grimstead	Molison	Ringgenberg	Turner
Harbor	Nolan	Schroeder	Vest
Henry	Prentis	Scott	Walker
Hoxie	Price	Shaff	Watson
Long	Prince	Shoeman	Weber
Lynes	Putney	Stuart	Weiss
McFarlane	Rigler	Tate	Wormley
Miller			

Nays, 8:

Burton	Dailey	McCurdy	O'Connor
Coleman	Hoffman	McManus	Utzig

Absent or not voting, 1:

O'Malley
(Present)

The motion prevailed and Senate Rule 17 was suspended.

Senator Nolan 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 be adopted?" the vote was:

Ayes, 46:

Anderson	Evans	Nolan	Shaff
Boothby	Fisher	O'Connor	Shoeman
Buck	Gillespie	O'Malley	Stuart
Burton	Grimstead	Prentis	Tate
Butler	Harbor	Price	Turner
Byers	Henry	Prince	Vest
Coleman	Hoxie	Putney	Walker
Dailey	Long	Rigler	Watson
Dewel	Lynes	Ringgenberg	Weber
Dykhouse	McCurdy	Schroeder	Weiss
Elijah	McFarlane	Scott	Wormley
Elwood	Molison		

Nays, 4:

Hoffman	McManus	Miller	Utzig
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Absent or not voting, none.

The resolution having received a constitutional and two-thirds majority was declared to have been adopted by the Senate and the title was agreed to.

Senator Nolan moved that the 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 Nolan asked and received unanimous consent that House Joint Resolution 23 be immediately messaged to the House, which request was complied with.

EXPLANATION OF VOTE AGAINST HOUSE JOINT RESOLUTION 23

I voted against House Joint Resolution 23 for the following reasons:
1. The resolution is not specifically directed at the alleged problem of

attempted political influences in the Highway Commission. It was the charges of such attempts which assertedly were the reasons for House Joint Resolution 23. The investigation therefore should be directed at the subject of those charges.

2. Criminal action may be a byproduct of the investigation and hearings. Therefore, the hearings should be open and public to prevent any possible suspicion that they are not being conducted fairly and impartially.

I want it clearly understood that I am shocked at the charges relating to attempted ulterior influences upon the Highway Commission. I would be only too happy to support an investigation thereof. House Joint Resolution 23, as it is worded, does not provide the answer.

JACK MILLER.

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 481, a bill for an act to make appropriations to certain counties in settlement of drainage assessment claims against the State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 482, a bill for an act to make appropriations to certain persons in settlement of claims against the State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 483, a bill for an act to make appropriations to certain persons in settlement of claims against the State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 484, a bill for an act to make appropriations to certain persons in settlement of claims against the State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 485, a bill for an act to make appropriations to certain persons in settlement of claims against the State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 486, a bill for an act to make appropriations to certain persons in settlement of damages sustained in accidents on primary roads, collisions with state highway equipment, or acts by state highway commission or its employees.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 487, a bill for an act to make appropriations to certain persons in settlement of claims against the State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 488, a bill for an act to make appropriations to certain persons in settlement of claims against the State of Iowa.

Also: That the House has concurred in Senate amendments to and passed House File 1, a bill for an act relating to the general powers of municipal corporations.

Also: That the House has concurred in Senate amendment to and passed House File 508, a bill for an act to permit boards of trustees of county hospitals to lease hospital facilities.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 589, a bill for a legalizing act for community school district of Melvin special election.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 589, a bill for an act to legalize and validate the special election and the proceedings authorizing and providing for the issuance, sale and delivery of school district indebtedness bonds of the community school district of Melvin in the Counties of Osceola and O'Brien, State of Iowa.

Read first and second times and referred to sifting committee.

MESSAGE FROM THE HOUSE

MR. PRESIDENT: I am directed to return herewith, as requested by the Senate, House File 553, a bill for an act relating to the conservation, protection, development, use and regulation of water resources in Iowa.

WILLIAM R. KENDRICK, *Chief Clerk.*

Senator Dewel moved that Senate Rule 32 be suspended and that House Joint Resolution 6 be taken up for consideration.

CALL OF THE SENATE

The Chair announced the following call of the Senate:

MR. PRESIDENT: We, the undersigned, request a call of the Senate on the vote to suspend the rules to take up for consideration House Joint Resolution 6.

DUANE DEWEL.

JIM HENRY.

FRANK C. BYERS.

JACK MILLER.

GEORGE E. O'MALLEY.

C. JOSEPH COLEMAN.

CARROLL F. MCCURDY.

ARCH W. MCFARLANE.

W. H. TATE.

JOHN WALKER.

CARL H. RINGGENBERG.

SAMUEL H. BURTON.

JOHN O'CONNOR.

Senator Dewel asked and received unanimous consent that action on his motion be temporarily deferred until Wednesday, April 24, 1957.

Senator Butler took the chair at 3:30 p.m.

RECONSIDERATION OF HOUSE FILE 553

Senator Lynes asked and received unanimous consent that the record by which House File 553 passed the Senate be expunged.

Senator Lynes asked and received unanimous consent that the record by which House File 553 went to its third reading be expunged.

On motion of Senator Lynes, House File 553, a bill for an act relating to the conservation, protection, development, use, and regulation of the water resources of Iowa, was taken up for further consideration.

Senator Lynes asked and received unanimous consent to reconsider the vote by which the amendment as amended relating to section 15, found on page 943 of the Senate Journal, was adopted.

Senator Lynes asked and received unanimous consent to reconsider the vote by which the amendment to the amendment by Senator Lynes to section 15 and found on page 943 of the Senate Journal was adopted.

Senator Lynes asked and received unanimous consent to withdraw the amendment to the amendment.

Senator Lynes offered the following amendment to his amendment to section 15 and moved its adoption:

Amend the amendment to section 15 by striking all of line 5 and inserting in lieu thereof the following: "be regulated when such water use exceeds three percent (3%) more than the".

The amendment to the amendment was adopted.

On motion of Senator Lynes, the amendment as amended was adopted.

Senator Lynes moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Anderson	Fisher	O'Connor	Shoeman
Boothby	Gillespie	O'Malley	Stuart
Buck	Grimstead	Prentis	Tate
Burton	Harbor	Price	Turner
Butler	Hoxie	Prince	Utzig
Byers	Long	Putney	Vest
Coleman	Lynes	Rigler	Walker
Dailey	McCurdy	Ringgenberg	Watson
Dewel	McFarlane	Schroeder	Weber
Dykhouse	McManus	Scott	Weiss
Elijah	Molison	Shaff	Wormley
Elwood	Nolan		

Nays, none.

Absent or not voting, 4:

Evans	Henry	Hoffman	Miller
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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 Anderson asked and received unanimous consent that House File 553 be immediately messaged to the House, which request was complied with.

UNFINISHED BUSINESS

Senator Dailey called up for further consideration House File 392, a bill for an act to amend chapter two hundred thirty-nine (239), Code 1954, relating to aid to dependent children; chapter two hundred forty-one (241), Code 1954, relating to aid for the blind; and chapter two hundred forty-nine (249), Code 1954, relating to old-age assistance, so as to cooperate with the provisions of public law eight hundred eighty (880), Social Security amendment of 1956, enacted by the Eighty-fourth Congress of the United States, to promote the health of needy persons of this state by providing for separate matching of assistance expenditures for medical care for persons eligible for public assistance, which shall include vendor payments.

Senator Dailey 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, 45:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Henry	O'Malley	Tate
Butler	Hoxie	Price	Turner
Byers	Long	Prince	Utzig
Coleman	Lynes	Putney	Walker
Dailey	McCurdy	Rigler	Watson
Dewel	McFarlane	Ringgenberg	Weber
Dykhouse	McManus	Schroeder	Weiss
Elijah	Miller	Scott	Wormley
Elwood			

Nays, none.

Absent or not voting, 5:

Evans	Harbor	Prentis	Vest
(Present)	Hoffman		(Present)

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

THIRD READING OF BILLS

On motion of Senator Walker, House File 311, a bill for an act to amend chapter three hundred twenty-two (322), Code 1954, relating to motor vehicle dealers, was taken up and considered.

Senator Walker offered the following amendment and moved its adoption:

Amend House File 311, section 2, by adding the following:

"Section three hundred twenty-two point three (322.3), Code 1954, is hereby further amended by adding to the end of subsection five (5) the following:

Provided, however, that the provisions of this subsection relating to 'failure to renew' shall not apply to any contract, agreement, or understanding, which is for a term of five (5) or more years."

The amendment was adopted.

Senator Long asked and received unanimous consent to withdraw the amendments filed by him to House File 311 and found on pages 852 and 875 of the Senate Journal.

Senator Long offered the following amendment:

Amend House File 311 by inserting after line 28 of section 9, the following:

"3. (a) Notwithstanding the provisions of any other existing law, a retail installment transaction may include a finance charge not in excess of the following rates:

Class 1. Any new motor vehicle designated by the manufacturer by a year model not earlier than the year in which the sale is made, one and one-fourth percent (1¼%) per month simple interest on the declining balance.

Class 2. Any new motor vehicle not in Class 1 and any used motor vehicle designated by the manufacturer by a year model of the same or not more than two (2) years prior to the year in which the sale is made, one and three-fourths percent (1¾%) per month simple interest on the declining balance.

Class 3. Any used motor vehicle not in Class 2 and designated by the manufacturer by a year model not more than four (4) years prior to the year in which the sale is made, two and one-fourth percent (2¼%) per month simple interest on the declining balance.

Class 4. Any used motor vehicle not in Class 2 or Class 3 and designated by the manufacturer by a year model more than four (4) years prior to the year in which the sale is made, two and one-fourth percent (2¼%) per month simple interest on the declining balance, plus a flat charge of one dollar (\$1.00) per month for the number of months from the date of the contract to the maturity date of the last installment thereunder, but in no event in excess of twelve dollars (\$12.00).

(b) Such finance charge shall be computed on the principal balance as determined under paragraph (c) of subsection six (6) of section three hundred twenty-two point three (322.3) on contracts payable in successive monthly payments substantially equal in amount extending for a period of one year. On contracts providing for installment payments extending for a period less than or greater than one year, the finance charge shall be computed proportionately. Such finance charge may be computed on the basis of a full month for any fractional month period in excess of ten (10) days. A minimum finance charge of twenty-five dollars (\$25.00) may be charged on any contract in which the finance charge computed at the authorized rates results in a total charge of less than this amount.

(c) When a retail installment contract provides for unequal or irregular installment payments, the finance charge may be at the effective

rates permitted in subsection (a) hereof, having due regard for the schedule of payments."

Further amend section nine (9) by renumbering all the remaining subsections.

Senator Long offered the following amendment to the amendment:

Amend the amendment by inserting after the comma (,) in line 8 the following: "an amount equivalent to".

2. By inserting after the comma (,) in line 13 the following: "an amount equivalent to".

3. By inserting after the comma (,) in line 19 the following: "an amount equivalent to".

4. By inserting after the comma (,) in line 24 the following: "an amount equivalent to".

5. By inserting after the word "computed" in line 30 the following: "in advance".

6. By inserting after "(322.3)" in line 33 the following: "as amended by this Act".

The amendment to the amendment was adopted.

Senator Long offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the word "at" in line 46 and inserting in lieu thereof the following: "an amount computed in advance on the basis of".

The amendment to the amendment was adopted.

On motion of Senator Long, the amendment as amended was adopted.

Senator Long asked and received unanimous consent to withdraw the amendment filed by him and found on page 531 of the Senate Journal.

Senator Rigler 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, 50:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Jewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

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 Rigler moved that the 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 Rigler asked and received unanimous consent that House File 311 be immediately messaged to the House, which request was complied with.

On motion of Senator Scott, Senate File 476, a bill for an act to legalize and validate the proceedings of the town council of the town of Maynard, in Fayette County, State of Iowa, in the conduct of an election on the proposition of incurring of indebtedness and issuing bonds for town hall purposes, was taken up and considered.

President Nicholas took the chair at 4:00 p.m.

Senator Scott 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, 48:

Anderson	Evans	Miller	Shaff
Boothby	Fisher	Molison	Shoeman
Buck	Gillespie	Nolan	Stuart
Burton	Grimstead	O'Connor	Tate
Butler	Harbor	O'Malley	Turner
Byers	Henry	Prentis	Utzig
Coleman	Hoffman	Price	Vest
Dailey	Hoxie	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley

Nays, none.

Absent or not voting, 2:

Long Prince

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Scott asked and received unanimous consent that Senate File 476 be immediately messaged to the House, which request was complied with.

MESSAGES 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 Joint Reso-

lution 23, a joint resolution proposing a joint bipartisan committee to be created and known as an election and election privileges committee.

Also: That the Speaker has appointed as members of the conference committee on the part of the House on House Joint Resolution 23, a joint resolution proposing a joint bipartisan election and election privileges committee, Representatives McNeal of Wright, Stevens of Greene, Riehman of Hancock and Swisher of Johnson.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

Senator Nolan moved that the Senate insist on its amendment to House Joint Resolution 23, which motion prevailed.

CONFERENCE COMMITTEE APPOINTED

The Chair announced the appointment of Senators Tate, Nolan, Dewel and O'Malley on the part of the Senate on the conference committee on House Joint Resolution 23.

On motion of Senator Harbor, House File 160, a bill for an act to permit the survey of land prior to the right to exercise the right of eminent domain, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dailey offered the following amendment and moved its adoption:

Amend House File 160 by inserting the following in line 20 of section 1 after the second comma:

"accompanied by such bond in such amount as the commission or board of supervisors shall approve,".

The amendment was adopted.

Senator Hoffman offered the following amendment and moved its adoption:

Amend House File 160, section 1, line 20, by striking the following: "with or without investigation,".

The amendment was adopted.

Senator Harbor 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, 50:

Anderson	Dailey	Gillespie	Lynes
Boothby	Dewel	Grimstead	McCurdy
Buck	Dykhouse	Harbor	McFarlane
Burton	Elijah	Henry	McManus
Butler	Elwood	Hoffman	Miller
Byers	Evans	Hoxie	Molison
Coleman	Fisher	Long	Nolan

O'Connor	Rigler	Stuart	Walker
O'Malley	Ringgenberg	Tate	Watson
Prentis	Schroeder	Turner	Weber
Price	Scott	Utzig	Weiss
Prince	Shaff	Vest	Wormley
Putney	Shoeman		

Nays, none.

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 Harbor moved that the 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 Harbor asked and received unanimous consent that House File 160 be immediately messaged to the House, which request was complied with.

On motion of Senator Dewel, House File 61, a bill for an act to repeal section two hundred ninety-eight point ten (298.10), Code 1954, relating to mandatory school levy by the county, was taken up and considered.

Senator Dewel offered the following amendment and moved its adoption:

Amend House File 61 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section two hundred ninety-eight point ten (298.10), Code 1954, is hereby amended by striking the word "shall" in line one (1) and inserting in lieu thereof the word "may".

The amendment was adopted.

Senator Dewel offered the following amendment and moved its adoption:

Amend the title to House File 61 by striking all after the word "Act" and inserting in lieu thereof the following: "to amend section two hundred ninety-eight point ten (298.10), Code 1954, relating to school levy by the county."

The amendment was adopted.

Senator Dewel 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, 48:

Anderson	Coleman	Evans	Hoxie
Boothby	Dailey	Fisher	Long
Buck	Dewel	Gillespie	Lynes
Burton	Dykhouse	Harbor	McCurdy
Butler	Elijah	Henry	McFarlane
Byers	Elwood	Hoffman	McManus

Miller	Price	Scott	Utzig
Molison	Prince	Shaff	Walker
Nolan	Putney	Shoeman	Watson
O'Connor	Rigler	Stuart	Weber
O'Malley	Ringgenberg	Tate	Weiss
Prentis	Schroeder	Turner	Wormley

Nays, none.

Absent or not voting, 2:

Grimstead Vest

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

On motion of Senator Boothby, House File 400, a bill for an act to permit two (2) or more county boards of education to enter into an agreement for joint action in employing one (1) county superintendent and for performing other duties of such boards, was taken up and considered.

Senator Boothby 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:

Anderson	Fisher	Molison	Shoeman
Boothby	Gillespie	Nolan	Stuart
Buck	Harbor	O'Connor	Tate
Burton	Henry	O'Malley	Turner
Butler	Hoffman	Prentis	Utzig
Byers	Hoxie	Price	Vest
Coleman	Long	Putney	Walker
Dailey	Lynes	Rigler	Watson
Dewel	McCurdy	Ringgenberg	Weber
Dykhoush	McFarlane	Schroeder	Weiss
Elijah	McManus	Scott	Wormley
Evans	Miller	Shaff	

Nays, none.

Absent or not voting, 3:

Elwood Grimstead Prince

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Buck, House File 418, a bill for an act relating to the licensing of food establishments, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley asked and received unanimous consent that action on House File 418 be deferred and that the bill be placed on the calendar under "unfinished business".

SENATE CONCURRENT RESOLUTION 35

By Dewel, Tate and Schroeder

Whereas, a joint bipartisan committee should be created and known as an election and election privileges committee, establishing its powers and duties and to make a report to the Fifty-eighth General Assembly, and

Whereas, in the public interest it is imperative that the elections and election activities in Iowa continue to represent the highest form of honesty, integrity and ethical conduct; and

Whereas, in the public interest the election laws of this state may need simplification and modernization in order to enable full participation in the election of public officials by the electors; and

Whereas, the present laws relating to political parties, political activities and procedures relating to the conduct of elections within this state are in need of study and may be susceptible to improvement through revisions of corrective legislation;

Now, Therefore, Be It Resolved by the General Assembly, the House Concurring:

Section 1. A joint bipartisan committee of six (6) members of the House of Representatives and Senate of the Fifty-seventh General Assembly is hereby created to be known as the election and election privileges committee. Said committee shall consist of three (3) members of the Senate to be appointed by the President of the Senate, two (2) from the majority party and one (1) from the minority party and three (3) members of the House of Representatives to be appointed by the Speaker of the House of Representatives, two (2) from the majority party and one (1) from the minority party, who shall serve until the next regular session of the General Assembly. Any vacancy in the membership of the committee shall be filled by the appointment from the representative body to which such member of the committee belonged by the President of the Senate or the Speaker of the House, as the case may be.

Sec. 2. The committee shall have full power and authority during the session of the Fifty-seventh General Assembly, and following its adjournment to investigate, inquire into and examine into all matters relating but not limited to a study of the question of revision and improvement of existing laws governing elections, political party organizations, and committees, political campaign activities and funds and to make a written report and recommendation thereon to the Fifty-eighth General Assembly.

Sec. 3. The committee shall be appointed as promptly as possible after the enactment of this measure and shall organize as soon thereafter as possible. The committee shall choose a chairman from its members, adopt rules for the conduct of its proceedings as necessary for the proper conduct of the business of the committee. The committee may hold public or private hearings; it is hereby authorized and empowered to summon and subpoena witnesses from any place within the State of Iowa and compel the production of books, documents or papers pertaining to its inquiry, and to compel the attendance of witnesses in any place within the State of Iowa where said committee may deem it advisable to hold hearings; it may take testimony under oath and may take the testimony of witnesses outside of the state; that any person refusing to answer to a subpoena or refusing to give testimony may be punished for contempt in the manner provided by the laws of Iowa. The committee shall have access to all public records and shall be given the cooperation of all public officials and shall generally have all the powers of a legislative committee or of a joint legislative committee, and any member of the com-

mittee shall have power to administer oaths at hearings. The committee may at any time or from time to time be divided into subcommittees of two or more members, at least one from each political party, the said committee or any of said subcommittees having the power to hold hearings and conduct inquiries in any part of the state. The committee is authorized to call upon the attorney general and his staff for assistance in such hearings and inquiries as the committee may deem necessary, and is authorized to call upon any department of the state government for assistance. Members of the committee shall receive as compensation such amounts as the Fifty-eighth General Assembly may allow. The committee is authorized to employ such legal counsel and investigators and other personnel as it finds necessary to carry out the provisions of this resolution, and the budget and financial control committee is hereby authorized to and is directed to provide sufficient funds out of the contingent fund in its hands for the payment of the services and expenses of such persons upon the certification thereof by a majority of said committee.

PETITION FILED

We, the undersigned, hereby place House Joint Resolution 10 on the Senate calendar.

D. C. NOLAN.
W. C. STUART.
FRANK D. ELWOOD.
ROBERT R. RIGLER.
JACK SCHROEDER.
DAVID O. SHAFF.
WILLIAM H. HARBOR.
N. B. EVANS.
GEORGE L. SCOTT.
FRANK C. BYERS.
L. M. BOOTHBY.
CARROLL PRICE.
F. A. TURNER.
W. H. TATE.

J. T. DYKHOUSE.
JOHN D. SHOEMAN.
C. T. ANDERSON.
GUY G. BUTLER.
JIM O. HENRY.
H. C. BUCK.
J. LOUIS FISHER.
D. E. DEWEL.
G. W. PRINCE.
HARRY E. WATSON.
JACK MILLER.
LAWRENCE PUTNEY.
ALBERT WEISS.
JACK M. WORMLEY.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 7, 88, 93, 185, 297, 378, 429, 436 and 438; also, House Files 139 and 154

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 7, 88, 93, 185, 297, 378, 429, 436 and 438; also, House Files 139 and 154.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 23rd day of April, 1957, sent to the Governor for his approval: Senate Files 7, 88, 93, 185, 297, 378, 429, 436 and 438.

NORVAL EVANS, *Chairman.*

Passed on file.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

H. F. 505

H. F. 119

H. F. 330

D. C. NOLAN, *Chairman,*
Sifting Committee.

AMENDMENTS FILED

- 1 Amend the Nolan amendment to Senate File 318 filed
- 2 March 13, 1957, by striking all of line 29 thereof.

D. C. NOLAN.

- 1 Amend Senate Joint Resolution 6 by adding as section
- 2 3 the following and renumbering the remaining sections:
- 3 "Sec. 3. The terms of office of committee members shall
- 4 be four years from July 1 of the year of appointment. Of the
- 5 first members appointed, one from the Senate and one from the
- 6 House, the terms shall be for two years from said date. A
- 7 vacancy shall exist whenever a committee member ceases to be
- 8 a member of the general assembly."
- 9 Further amend Senate Joint Resolution 6 by striking all
- 10 of section 6 and inserting the following:
- 11 "The committee shall make biennial reports to the general
- 12 assembly and submit its recommendations."

FRANK HOXIE.
JIM O. HENRY.

- 1 Amend the committee amendment to House Joint Resolution 6 filed
- 2 April 16th by striking the word "fifty" in line 11 and inserting in
- 3 lieu thereof the word "fifty-five".
- 4 Further amend the committee amendment to House Joint Reso-
- 5 lution 6
- 6 filed April 16th by striking the period (.) in line 45 after the
- 7 word "election" and adding the following:
- 8 "and also at said session after each decennial national census
- 9 the assembly shall reapportion the senate giving each county, having
- more than one hundred thousand population, one senator".

DUANE E. DEWEL.

- 1 Amend House Joint Resolution 6 by striking everything after
- 2 the resolving clause and inserting in lieu thereof the following:
- 3 Section 1. Sections six (6), thirty-four (34), thirty-
- 4 five (35), thirty-six (36) and thirty-seven (37) of Article III,
- 5 Legislative Department, Constitution of the State of Iowa as

6 amended are repealed and the following adopted in lieu thereof:
 7 'Section 34. The State of Iowa shall be divided by law into
 8 fifty (50) Legislative Districts containing as nearly as possible
 9 the same area in square miles and each consisting of not more than
 10 two (2) contiguous counties. Each Legislative District shall be
 11 entitled to one Senator. Each Legislative District shall be en-
 12 titled to one Representative for every twenty-five thousand
 13 (25,000) population or major fraction thereof within said district
 14 as shown by the last preceding national census. However, regardless
 15 of population each Legislative District shall have at least one
 16 Representative.

17 Section 35. When a Congressional District shall be composed
 18 of two (2) or more counties, it shall not be entirely separated by
 19 any county belonging to another district; and no county shall be
 20 divided in forming a Congressional or Legislative District.

21 Section 36. If the regular session of the General Assembly
 22 in 1963 fails by June 1 of said year to divide the State into
 23 Legislative Districts in accordance with Section thirty-four (34)
 24 hereof, all Senators and Representatives thereafter elected shall
 25 be nominated and elected from the State at large until said division
 26 is accomplished.

27 Section 37. Any Senator or Representative whose office is
 28 eliminated or cut short by the division of the State into Legislative
 29 Districts prior to the expiration of the term for which he was
 30 elected shall be paid the compensation he would have received
 31 had he served the full term for which he was elected. In the
 32 first election year following the creation of the Legislative
 33 Districts as provided in Section thirty-four (34) hereof, one-half
 34 of the Senators shall be elected for a term of two (2) years, and
 35 the other one-half shall be elected for a term of four (4) years.
 36 These terms shall be determined by lot by the Lieutenant Governor
 37 by not later than October 1 of the year in which the division of
 38 the State into Legislative Districts is made. In subsequent elections
 39 all Senators shall be elected for terms of four (4) years in
 40 accordance with Section five (5) of this Article.'

E. J. MCMANUS.

1 Amend House File 16, Section 7, line 5 by striking the word
 2 "may" and inserting in lieu thereof the word "shall".

NORVAL EVANS.

G. W. PRINCE.

1 House File 484 is hereby amended by striking all after the
 2 enacting clause and inserting in lieu thereof the following:

3 "Section 1. Section three hundred twenty-six point two
 4 (326.2), Code 1954, is hereby amended as follows:

5 1. By striking in lines one (1), two (2) and three (3) of
 6 said section the words, 'In addition to the regular registration
 7 fees or taxes imposed upon motor vehicles,'.

8 2. By striking the last paragraph of such section and
 9 inserting in lieu thereof the following:

10 'None of the motor vehicles of any motor carrier shall be
 11 subject to the payment of the compensation tax, if the motor
 12 carrier registers, either voluntarily or because such
 13 registration is required by law, in Iowa under the provisions
 14 of chapter three hundred twenty-one (321) of the Code, either
 15 all of his motor vehicles or such portion thereof as
 16 corresponds to or exceeds the ratio of the number of miles

17 his fleet of motor vehicles operates in Iowa to the total
18 number of miles his fleet of motor vehicles operates in all
19 states. In addition to the authority granted the reciprocity
20 board by section three hundred twenty-one point fifty-six
21 (321.56) of the Code to enter into agreements for such
22 apportionment of motor vehicle registration with the duly
23 authorized representatives of any county, state, territory, or
24 federal district, the reciprocity board is hereby authorized to
25 enter into pro-rating arrangements with individual interstate
26 motor carriers operating motor vehicles as defined in this
27 chapter. The reciprocity board may require motor carriers to
28 submit under oath such information as the board deems necessary
29 for the execution of this section. The board's determination
30 of the number and type of vehicles subject to be registered in
31 Iowa shall be final. In determining the total number of motor
32 vehicles of a non-resident motor carrier that shall be
33 registered in Iowa, fractions of a motor vehicle of one-half
34 ($\frac{1}{2}$) or less shall not be included. The commissioner of public
35 safety shall provide suitable identification for each motor
36 vehicle operated by a motor carrier who registers a portion
37 of his fleet in Iowa under this section. This identification
38 shall be displayed at all times in the manner prescribed by
39 the commissioner of public safety.'

40 Sec. 2. Section three hundred twenty-one point fifty-six
41 (321.56), Code 1954, is hereby repealed and the following
42 enacted in lieu thereof:

43 '1. A board, to be known as the reciprocity board, is hereby
44 established to be located at the seat of government. The board
45 shall have three (3) members who shall be: A member of the
46 state highway commission, to be designated by the state highway
47 commission; a member of the state commerce commission, to be
48 designated by the state commerce commission; and the commis-
49 sioner
50 of public safety. Each member of the board may appoint from the
51 officials of his department a deputy member who shall, in the
52 absence of such member, act as a member of the board with the
53 full powers, authority and responsibility of such member. The
54 duties of the members of the board and their deputies shall be
55 in addition to their regular duties and they shall receive no
56 additional compensation. The board shall maintain no staff,
57 but shall use the staff, facilities, and personnel of the
58 public safety department and the highway and commerce
59 commissions. The attorney general or any assistant attorney
60 general designated by him shall give legal counsel and
61 assistance to the motor vehicle reciprocity board.

62 2. The motor vehicle reciprocity board shall have authority
63 to make reciprocity agreements with the duly authorized
64 representatives of any county, state, territory or federal
65 district exempting the residents of such county, state,
66 territory or federal district using the highways of this state
67 from the registration requirements of this chapter with such
68 restrictions, conditions, and privileges or lack of them as
69 such board may deem advisable provided the residents of this
70 state when using the highways of such other state shall receive
71 exemptions of a similar kind to a like degree. Such agreements
may provide for the denial of registration exemption to one or

72 more particular nonresidents at any time if in the opinion of
73 the board such nonresidents should not be granted exemption
74 privileges. Notwithstanding any provisions of this chapter to
75 the contrary or inconsistent herewith such agreements may
76 provide with respect to resident or nonresident fleets of two
77 (2) or more commercial vehicles which are engaged in interstate
78 movement, that the registrations of such fleets be apportioned
79 between this state and the other states in which such fleets
80 operate. The percentage of miles such fleets operate in this
81 state, as related to the total miles such fleets operate in all
82 states, shall be used by the board to determine what percentage
83 of the total number of vehicles in such fleets are to be
84 registered in this state. When a vehicle has been licensed in
85 one of the reciprocating states under an agreement as provided
86 herein, such vehicle shall not be subject to licensing in the
87 other reciprocating state.

88 3. The board may require fleet owners to submit under oath
89 such information as the board deems necessary for the proper
90 carrying out of the provisions of this section and the board's
91 determination of the number of vehicles in fleets subject to
92 this section to be registered in this state shall be final.

93 4. Any nonresident motor vehicle, trailer, or semitrailer
94 shall be subject to all laws, rules and regulations governing
95 the operation of such vehicles on the highways of this state,
96 and violations of such laws, rules or regulations by any
97 carrier may be a ground for denial of registration exemption to
98 such carrier. The registration number plates assigned and
99 furnished to any foreign-licensed motor vehicle, trailer, or
100 semitrailer for the current registration year by another state
101 where the same is licensed shall be displayed on such motor
102 vehicle, trailer, or semitrailer substantially as provided in
103 this chapter for vehicles registered pursuant to the provisions
104 thereof.

105 5. Nothing herein contained shall authorize the waiving of
106 the registration requirements of this chapter relating to motor
107 vehicles operated within this state in intrastate commerce.'

108 Sec. 3. Section three hundred twenty-seven point ten
109 (327.10), Code 1954, is hereby amended by striking from line
110 one (1) thereof the words, 'Iowa state commerce commission' and
111 inserting in lieu thereof the words, 'reciprocity board
112 established under the provisions of section three hundred
113 twenty-one point fifty-six (321.56)' and by striking from line
114 ten (10) thereof the word, 'commission' and inserting in lieu
115 thereof the word, 'board'."

JIM O. HENRY.
D. C. NOLAN.

On motion of Senator Nolan, the Senate adjourned until 9:35
a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, APRIL 24, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Rabbi Irving A. Weingart, pastor of the Tifereth Israel Synagogue, Des Moines, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Anderson, from twenty-two residents of Henry County in opposition to sale of liquor by the drink in Iowa.

By Senator Hoxie, from board members of the Farmers Mutual Telephone Company of Clarinda urging legislation permitting stockholders' meetings to be held at other places than the principal place of business.

By the following Senators, favoring proposed legislation relating to providing necessary state funds for present school aids, and amending the election procedure for the reorganization of schools:

By Senator Butler, from eighteen residents of Buena Vista and Plymouth Counties.

By Senator Grimstead, from twenty residents of Winnebago County.

By Senator Miller, from fifteen residents of Woodbury County.

By Senator O'Malley, from seventy-seven residents of Polk County.

By Senator Ringgenberg, from one hundred sixty-seven residents of Story County.

By Senator Shaff, from twelve residents of Clinton County.

PRESENTATION OF VISITORS

Senator Molison rose on a point of personal privilege and presented to the Senate the Honorable Karl M. LeCompte of Wayne County, Member of Congress, who was present in the Senate chamber.

Senator Dailey asked and received unanimous consent to present to the Senate twenty-six members of the seventh and eighth grade

classes of the Yarmouth School who were present in the balcony accompanied by their instructors, Edna Depperman and Racheal L. Murphy.

Senator Grimstead asked and received unanimous consent to present to the Senate fifty-three members of the government class of the St. Ansgar Community School who were present in the balcony accompanied by their instructor, Marylee Patterson, and their principal, Maury Williams.

Senator Coleman asked and received unanimous consent to present to the Senate, his mother Mrs. Dan J. Coleman, his sister Karen, and Mary Jane DuVal, students of The College of St. Theresa, Winona, Minnesota, who were present in the Senate chamber.

Senator Vest asked and received unanimous consent to present to the Senate twenty-one students and two instructors from the Kuemper High School of Carroll, Iowa, who were present in the balcony accompanied by Father Thomas Donohoe and Joe Munhardt.

Senator Coleman rose on a point of personal privilege and presented to the Senate the Honorable Henry E. Heideman, Calhoun County, a former member of the Senate who was present in the Senate chamber.

INTRODUCTION OF BILLS

Senate File 493, by committee on appropriations, a bill for an act to appropriate from the general fund of the State of Iowa to the state conservation commission funds for construction, replacement, repairs, acquisition of land, development, forestry, watershed area improvements, design and investigation, and dredging.

Read first and second times and placed on the calendar.

Senate File 494, by committee on appropriations, a bill for an act to appropriate from the general fund of the State of Iowa for capital improvements for institutions under the board of control, including construction of new buildings, repairs, improvements, replacements, or alterations, and providing for the joint control for the expenditure thereof by the board of control and the budget and financial control committee.

Read first and second times and placed on the calendar.

THIRD READING OF BILLS

On motion of Senator Weiss, House File 188, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Manilla Community School District in the Counties of Crawford and Shelby, State of Iowa, and declaring

said district a duly and legally organized corporate body, was taken up and considered.

Senator Weiss 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	Elwood	McFarlane	Stuart
Boothby	Evans	Miller	Tate
Buck	Fisher	O'Connor	Turner
Burton	Gillespie	O'Malley	Utzig
Butler	Grimstead	Prince	Vest
Byers	Harbor	Putney	Walker
Coleman	Henry	Rigler	Watson
Dailey	Hoffman	Ringgenberg	Weber
Dewel	Hoxie	Schroeder	Weiss
Dykhouse	Lynes	Shaff	Wormley
Elijah	McCurdy	Shoeman	

Nays, 2:

McManus Nolan

Absent or not voting, 5:

Long	Prentis	Price	Scott
Molison			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Weiss asked and received unanimous consent that House File 188 be immediately messaged to the House, which request was complied with.

Senator Lynes offered the following supplemental report and moved its adoption:

REPORT OF COMMITTEE ON MEMORIAL RESOLUTIONS

MR. PRESIDENT: Your committee on memorial resolutions begs leave to report that a committee should be appointed to prepare a suitable memorial resolution for the following deceased member of the Senate:

William Linnevoold, Howard and Winneshiek Counties.

J. KENDALL LYNES.

CARROLL PRICE.

GEORGE E. O'MALLEY.

The report was adopted.

President Nicholas announced the appointment of the following committee:

SENATOR	MEMORIAL RESOLUTION COMMITTEE
William Linnevoold	Elwood
	Rigler
	Scott

Senator Dailey called up the following motion to reconsider:

MOTION TO RECONSIDER

MR. PRESIDENT: I hereby move to reconsider the vote by which Senate File 489 failed to pass the Senate.

On the question "Shall the Senate reconsider?" the vote was:

Ayes, 39:

Anderson	Elijah	Long	Putney
Boothby	Elwood	Lynes	Ringgenberg
Buck	Evans	McCurdy	Shoeman
Burton	Fisher	McFarlane	Turner
Butler	Gillespie	Miller	Utzig
Byers	Grimstead	Molison	Vest
Coleman	Harbor	Nolan	Watson
Dailey	Henry	O'Connor	Weber
Dewel	Hoffman	O'Malley	Weiss
Dykhouse	Hoxie	Prince	

Nays, 9:

McManus	Scott	Stuart	Walker
Rigler	Shaff	Tate	Wormley
Schroeder			

Absent or not voting, 2:

Prentis	Price
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The motion to reconsider prevailed.

THIRD READING OF BILLS

Senator Buck called up for further consideration Senate File 489, a bill for an act to make appropriations to Clutier Independent School District, Clutier, Iowa, for the refund of money lost due to a bank closing.

Senator Buck 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	Evans	McFarlane	Rigler
Buck	Fisher	Miller	Ringgenberg
Burton	Gillespie	Molison	Shoeman
Butler	Grimstead	Nolan	Turner
Byers	Harbor	O'Connor	Utzig
Coleman	Hoffman	O'Malley	Vest
Dailey	Hoxie	Price	Watson
Dewel	Lynes	Prince	Weber
Elijah	McCurdy	Putney	Weiss
Elwood			

Nays, 8:

Dykhouse	Schroeder	Shaff	Tate
McManus	Scott	Stuart	Wormley

Absent or not voting, 5:

Boothby	Long	Prentis	Walker
Henry			

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

Senator Buck asked and received unanimous consent that Senate File 489 be immediately messaged to the House, which request was complied with.

HOUSE AMENDMENTS CONSIDERED

Senator Schroeder called up for consideration House File 440, a bill for an act to amend, revise, codify, substitute for and supplement chapter three hundred twenty-four (324), Code 1954, as amended, to impose an excise tax on motor fuel and special fuel used to propel highway motor vehicles; to provide certain exemptions, refunds, and credits; to provide for the administration and enforcement of this act and the disposition of the proceeds thereof, and moved that the Senate recede from its amendment to subsections "b" and "c" of division 13.

Roll call was demanded.

On the question "Shall the Senate recede?" the vote was:

Ayes, 24:

Anderson	Henry	Prince	Shoeman
Buck	Long	Rigler	Vest
Evans	McFarlane	Ringgenberg	Walker
Fisher	Miller	Schroeder	Watson
Grimstead	Molison	Scott	Weber
Harbor	Nolan	Shaff	Weiss

Nays, 20:

Burton	Dykhouse	Lynes	Prentis
Butler	Elijah	McCurdy	Price
Byers	Gillespie	McManus	Stuart
Coleman	Hoffman	O'Connor	Utzig
Dailey	Hoxie	O'Malley	Wormley

Absent or not voting, 6:

Boothby	Elwood	Tate	Turner
Dewel	Putney		

The motion to recede prevailed.

Senator Schroeder 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	Fisher	Molison	Shoeman
Boothby	Gillespie	Nolan	Stuart
Buck	Grimstead	Price	Turner
Butler	Harbor	Prince	Vest
Dailey	Henry	Putney	Walker
Dewel	Hoxie	Rigler	Watson
Dykhouse	Long	Ringgenberg	Weber
Elijah	Lynes	Schroeder	Weiss
Elwood	McCurdy	Scott	Wormley
Evans	Miller	Shaff	

Nays, 6:

Coleman	McManus	Prentis	Utzig
Hoffman	O'Connor		

Absent or not voting, 5:

Burton	McFarlane	O'Malley	Tate
Byers			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Elijah asked and received unanimous consent that House File 440 be immediately messaged to the House, which request was complied with.

UNFINISHED BUSINESS

Senator Nolan called up for further consideration Senate File 318, a bill for an act to amend chapter four hundred twenty-eight (428), Code 1954, and section four hundred twenty-seven point one (427.1), Code 1954, to provide for an excise tax on handling of food products by manufacturers, processors, warehouse men and other handlers except retailers and original growers or producers, and exempting food products while being so handled from general property taxes.

Senator Nolan called up the amendment filed by him and found on pages 881, 882 and 883 of the Senate Journal.

Senator Nolan offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking all of subsection 1 of Section 1 after the word "manufactured" in line 16 and substitute a period (.) therefor.

2. Further amend the amendment by inserting the following after the word "products" in line 28 thereof: "in the hands of a manufacturer, processor or public warehouseman,".

The amendment to the amendment was adopted.

Senator Nolan offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking all of line 29.

The amendment to the amendment was adopted.

Senator Nolan moved the adoption of the amendment as amended.

Roll call was demanded.

On the question "Shall the amendment as amended be adopted?" the vote was:

Ayes, 22:

Anderson	Elijah	Price	Utzig
Boothby	Fisher	Putney	Walker
Buck	Gillespie	Scott	Watson
Butler	Lynes	Shoeman	Weber
Dewel	Miller	Stuart	Wormley
Dykhouse	Nolan		

Nays, 20:

Burton	Long	O'Connor	Ringgenberg
Byers	McCurdy	O'Malley	Schroeder
Coleman	McFarlane	Prentis	Shaff
Dailey	McManus	Prince	Vest
Hoffman	Molison	Rigler	Weiss

Absent or not voting, 8:

Elwood	Grimstead	Henry	Tate
Evans	Harbor	Hoxie	Turner

The amendment as amended was adopted.

Senator Nolan asked and received unanimous consent that action on Senate File 318 be deferred and that the bill be placed on the calendar under "unfinished business".

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 581, a bill for an act relating to the registration of air-men and aeronautics instructors.

Also: That the House has concurred in Senate amendments to and passed House File 582, a bill for an act relating to licenses to practice medicine and surgery.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 581, a bill for an act relating to the registration of airmen and aeronautics instructors.

Read first and second times and referred to sifting committee.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

THIRD READING OF BILLS

On motion of Senator Tate, House File 344, a bill for an act to amend chapter two hundred forty-nine (249), Code 1954, relating to old-age assistance, was taken up and considered.

Senator Tate 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, 45:

Anderson	Gillespie	Molison	Shoeman
Boothby	Grimstead	Nolan	Stuart
Burton	Harbor	O'Connor	Tate
Butler	Henry	O'Malley	Turner
Byers	Hoxie	Price	Utzig
Coleman	Long	Putney	Vest
Dailey	Lynes	Rigler	Walker
Dewel	McCurdy	Ringgenberg	Watson
Dykhouse	McFarlane	Schroeder	Weber
Elijah	McManus	Scott	Weiss
Elwood	Miller	Shaff	Wormley
Evans			

Nays, none.

Absent or not voting, 5:

Buck	Hoffman	Prentis	Prince
Fisher			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Tate asked and received unanimous consent that House File 344 be immediately messaged to the House, which request was complied with.

On motion of Senator Elwood, House File 563, a bill for an act relating to promulgation and enforcement of uniform regulations of state-wide effect for the safe transportation, storage, handling and use of flammable liquids and liquefied petroleum gases, was taken up and considered.

Senator Elwood 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, 48:

Anderson	Gillespie	Molison	Shaff
Boothby	Grimstead	Nolan	Shoeman
Burton	Harbor	O'Connor	Stuart
Butler	Henry	O'Malley	Tate
Byers	Hoffman	Prentis	Turner
Coleman	Hoxie	Price	Utzig
Dailey	Long	Prince	Vest
Dewel	Lynes	Putney	Walker
Dykhouse	McCurdy	Rigler	Watson
Elijah	McFarlane	Ringgenberg	Weber
Elwood	McManus	Schroeder	Weiss
Evans	Miller	Scott	Wormley

Nays, none.

Absent or not voting, 2:

Buck Fisher

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dewel asked and received unanimous consent that House File 563 be immediately messaged to the House, which request was complied with.

On motion of Senator Boothby, House File 205, a bill for an act relating to the authority of the state highway commission and its employees to stop and inspect motor vehicles or trailers to enforce the provisions of the law relating to motor vehicle registration, was taken up and considered.

Senator Boothby 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	Gillespie	Molison	Stuart
Boothby	Grimstead	Nolan	Tate
Burton	Harbor	O'Connor	Turner
Butler	Henry	O'Malley	Utzig
Coleman	Hoffman	Prentis	Vest
Dailey	Hoxie	Price	Walker
Dewel	Long	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McFarlane	Ringgenberg	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller	Shaff	

Nays, none.

Absent or not voting, 7:

Buck	Fisher	Prince	Shoeman
Byers	Lynes	Schroeder	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dewel asked and received unanimous consent that House File 205 be immediately messaged to the House, which request was complied with.

Senator Dewel asked and received unanimous consent to take up the following report:

CONFERENCE COMMITTEE REPORT

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on House Joint Resolution 23, a resolution relating to a bipartisan committee on elections and state departments, beg leave to report and make the following recommendation:

That the words "and is directed to" in lines 5 and 6 of the Senate amendment be stricken, and the resolution as amended be passed.

W. H. TATE.

DUANE E. DEWEL.

D. C. NOLAN.

GEORGE E. O'MALLEY.

On the Part of the Senate.

CLARK H. MCNEAL.

CURTIS G. RIEHM.

SCOTT SWISHER.

HENRY H. STEVENS.

On the Part of the House.

On motion of Senator Dewel, the report was adopted.

On motion of Senator Dewel, the recommendation contained in the report was adopted.

Senator Dewel moved that the resolution be read a last time now, which motion prevailed, and the resolution was read a last time.

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

Ayes, 46:

Anderson	Evans	Nolan	Shaff
Boothby	Fisher	O'Connor	Shoeman
Buck	Gillespie	O'Malley	Stuart
Burton	Grimstead	Prentis	Tate
Butler	Harbor	Price	Turner
Byers	Henry	Prince	Vest
Coleman	Hoxie	Putney	Walker
Dailey	Long	Rigler	Watson
Dewel	Lynes	Ringgenberg	Weber
Dykhouse	McCurdy	Schroeder	Weiss
Elijah	McFarlane	Scott	Wormley
Elwood	Molison		

Nays, 4:

Hoffman	McManus	Miller	Utzig
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Absent or not voting, none.

The resolution having received a constitutional majority was declared to have been adopted by the Senate and the title was agreed to.

Senator Dewel asked and received unanimous consent that House Joint Resolution 23 be immediately messaged to the House, which request was complied with.

Senator Dailey took the chair at 2:25 p.m.

On motion of Senator Tate, House File 275, a bill for an act to legalize the action of the board of supervisors of Hancock County in transferring funds from the general county fund to the secondary road maintenance fund, was taken up and considered.

Senator Tate 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:

Anderson	Fisher	Molison	Shoeman
Boothby	Gillespie	Nolan	Stuart
Burton	Grimstead	O'Connor	Tate
Butler	Henry	O'Malley	Turner
Byers	Hoffman	Prentis	Utzig
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McFarlane	Ringgenberg	Weiss
Elwood	McManus	Schroeder	Wormley
Evans	Miller	Scott	

Nays, 1:

Shaff

Absent or not voting, 2:

Buck Harbor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Tate asked and received unanimous consent that House File 275 be immediately messaged to the House, which request was complied with.

On motion of Senator Molison, House File 2, a bill for an act to amend section two hundred seventy-five point eleven (275.11), Code 1954, relating to territory included in reorganized school districts, was taken up and considered.

Senator Nolan raised a point of order for the following reasons:

"I object to further consideration of House File 2 on the grounds that the same contravenes Section 21 of Article I of the Constitution of the State of Iowa and Articles III and V of the Constitution of the State of Iowa. The Act proposes the enactment of an ex post facto law in contravention of Section 21 of Article I in that it attempts to legalize an Act which has been held to be illegal by a court of competent jurisdiction. It contravenes Articles III and V of the Constitution of the State of Iowa because it seeks to have the legislative branch of the state government supersede the acts of the judicial branch of the state government in that the act proposes to have the legislature supersede and override a final judgment of a district court of Iowa in that said Act proposes to legalize the organization of the so-called Tri-County Community School District located in Poweshiek and Keokuk Counties, which organization was held by the District Court of Iowa, in and for Poweshiek County to be illegal and void."

The Chair ruled the point not well taken for the reason that the matter on which the point is based is a judicial matter and would have to be left to the determination of the court for final action.

Senator Elwood offered the following amendment and moved its adoption:

Amend House File 2, section 1, by striking the period after the word "territory" in line 10 and adding thereto the following:

" , provided, however, that the foregoing shall not be construed to apply to or affect any court decision holding invalid any proceedings purport-

ing to provide for the organization, reorganization, or change in boundaries of any school corporation in this state and shall not be construed to apply to or affect any litigation that may be pending at the time this Act becomes effective."

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 31:

Burton	Gillespie	Nolan	Stuart
Butler	Grimstead	O'Connor	Tate
Byers	Henry	O'Malley	Utzig
Coleman	Long	Prince	Vest
Dailey	Lynes	Rigler	Walker
Dykhouse	McFarlane	Ringgenberg	Watson
Elwood	McManus	Schroeder	Weiss
Evans	Miller	Scott	

Nays, 12:

Anderson	Dewel	McCurdy	Shoeman
Boothby	Fisher	Molison	Turner
Buck	Hoxie	Price	Weber

Absent or not voting, 7:

Elijah	Hoffman	Putney	Wormley
Harbor	Prentis	Shaff	

The amendment was adopted.

Senator Molison asked and received unanimous consent that action on House File 2 be deferred and that the bill be placed on the calendar under "unfinished business".

On motion of Senator Miller, Senate File 372, a bill for an act to amend sections two point eleven (2.11), two point thirteen (2.13) and two point fourteen (2.14), Code 1954, relating to compensation of members of the General Assembly, the Lieutenant Governor, and the Speaker of the House of Representatives, was taken up and considered.

Senator Miller offered the following amendment and moved its adoption:

Amend Senate File 372 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section two point eleven (2.11), Code 1954, is hereby amended by striking all after line two (2) and inserting in lieu thereof the following: 'To every member the sum of thirty (30) dollars per day for each regular and each extra session while in session; and in going to and returning from the place where the General Assembly is held, seven (7) cents per mile, by the nearest traveled route, for each regular and each extra session.'

"Sec. 2. Section two point fifteen (2.15), Code 1954, is hereby amended by striking all after line four (4) and inserting in lieu thereof the following: 'be paid the sum of thirty (30) dollars per day during the remainder of such session.'

"Sec. 3. This act shall be effective beginning with the Fifty-eighth General Assembly."

Senator Dewel raised a point of order for the reasons set out under Senate Rule 8.

The Chair stated that Section 25 of Article II of the Constitution of the State of Iowa states as follows: "No General Assembly shall have power to increase the compensation of its own members".

It is the opinion of the Chair that the Fifty-seventh General Assembly is a legal body independent and separate of any other General Assembly, and that the Fifty-eighth General Assembly is an independent and separate assembly under the Iowa Constitution, therefore, members of the Fifty-seventh General Assembly may vote without violation of Senate Rule 8 upon Senate File 372, a bill to increase the compensation of members of the Fifty-eighth General Assembly, even though said members of the Fifty-seventh General Assembly may in part be holdover Senators in the Fifty-eighth General Assembly, to which the compensation increase applies. The point of order raised under Senate Rule 8 is not well taken.

The amendment was adopted.

Senator Miller offered the following amendment and moved its adoption:

Amend the title to Senate File 372 by striking all after the word "Act" and inserting in lieu thereof the following: "relating to compensation of members of the General Assembly, the Lieutenant Governor, and the Speaker of the House of Representatives."

The amendment was adopted.

Senator Miller 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:

Buck	Henry	O'Connor	Shoeman
Burton	Hoffman	O'Malley	Stuart
Butler	McCurdy	Price	Tate
Byers	McManus	Prince	Turner
Elwood	Miller	Rigler	Utzig
Evans	Molison	Schroeder	Weber
Fisher	Nolan	Shaff	Weiss
Harbor			

Nays, 18:

Boothby	Elijah	McFarlane	Vest
Coleman	Gillespie	Prentis	Walker
Dailey	Grimstead	Ringgenberg	Watson
Dewel	Hoxie	Scott	Wormley
Dykhouse	Lynes		

Absent or not voting, 3:

Anderson Long Putney

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Miller asked and received unanimous consent that Senate File 372 be immediately messaged to the House, which request was complied with.

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 Senate concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 31, providing for a Senate and House committee on interstate cooperation.

Also: That the House has amended and adopted the following Senate concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 34, creating an Iowa study committee on the care of the aging.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 234, a bill for an act relating to the compensation of county officers.

Also: That the House has further amended and passed the following bill in which the concurrence of the House was asked:

Senate File 464, a bill for an act to appropriate from the general fund to the social welfare department.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 183, a bill for an act relating to establishment of a permanent mental health research fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 594, a bill for an act to appropriate from the general fund to the department of public instruction.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 596, a bill for an act to appropriate from the general fund to the department of public instruction.

Also: That the House has adopted conference committee report on, and passed, House Joint Resolution 23, a joint resolution proposing a joint bipartisan committee to be created and know as an election and election privileges committee.

HOUSE AMENDMENTS TO SENATE

CONCURRENT RESOLUTION 31

1. Amend Senate Concurrent Resolution 31 as follows:

By striking the word and figure "seven (7)" in line 16 and inserting

in lieu thereof the word and figure "five (5)", and by striking the word and figure "seven (7)" in lines 18 and 19 and inserting in lieu thereof the word and figure "five (5)".

2. Further amend by inserting after the period in line 24 the following sentence: "The director of the Legislative Research Bureau shall be the secretary of the Iowa delegation."

HOUSE AMENDMENTS TO SENATE

CONCURRENT RESOLUTION 34

Amend Senate Concurrent Resolution 34, section 5, line 1, by striking the words "and each member thereof".

Further amend section 5, lines 2 and 3, by striking the words "and the members thereof".

ADDITIONAL HOUSE AMENDMENTS TO

SENATE FILE 464

1. Amend Senate File 464 by adding to section one (1) the following:

"In addition to said grand total of appropriations there is hereby appropriated for each year of the ensuing biennium to the social welfare department the sum of five hundred thousand dollars (\$500,000.00) to supplement the above funds as needed, the expenditure of which supplemental appropriations shall be subject to the approval of the budget and financial control committee."

2. Further amend Senate File 464 by adding at the end of section two (2) the following:

"Any balance remaining in the funds, to which appropriations are made by this Act, at the end of the ensuing biennium shall revert to the general fund of the state."

HOUSE AMENDMENTS TO SENATE FILE 234

1. Amend Senate File 234 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section one (1) of chapter one hundred seventy-three (173), Acts of the Fifty-sixth General Assembly, is hereby amended by striking therefrom subsections one (1) to eight (8), inclusive, and inserting in lieu thereof the following:

"1. Less than ten thousand, thirty-nine hundred dollars (\$3,900).

2. Ten thousand and less than fifteen thousand, four thousand fifty dollars (\$4,050).

3. Fifteen thousand and less than twenty thousand, forty-two hundred dollars (\$4,200).

4. Twenty thousand and less than twenty-five thousand, forty-three hundred fifty dollars (\$4,350).

5. Twenty-five thousand and less than thirty thousand, forty-five hundred dollars (\$4,500).

6. Thirty thousand and less than thirty-five thousand, forty-six hundred fifty dollars (\$4,650).

7. Thirty-five thousand and less than forty thousand, forty-eight hundred dollars (\$4,800).

8. Forty thousand and less than forty-five thousand, forty-eight hundred dollars (\$4,800)."

Sec. 2. Section two (2) of chapter one hundred seventy-three (173), Acts of the Fifty-sixth General Assembly, is hereby amended by striking therefrom subsections one (1) to eight (8), inclusive, and inserting in

lieu thereof the following:

1. Less than ten thousand, thirty-nine hundred dollars (\$3,900).
2. Ten thousand and less than fifteen thousand, four thousand fifty dollars (\$4,050).
3. Fifteen thousand and less than twenty thousand, forty-two hundred dollars (\$4,200).
4. Twenty thousand and less than twenty-five thousand, forty-three hundred fifty dollars (\$4,350).
5. Twenty-five thousand and less than thirty thousand, forty-five hundred dollars (\$4,500).
6. Thirty thousand and less than thirty-five thousand, forty-six hundred fifty dollars (\$4,650).
7. Thirty-five thousand and less than forty thousand, forty-eight hundred dollars (\$4,800).
8. Forty thousand and less than forty-five thousand, forty-eight hundred dollars (\$4,800)."

Sec. 3. Section six (6) of chapter one hundred seventy-three (173), Acts of the Fifty-sixth General Assembly, is hereby amended by striking therefrom subsections one (1) to eight (8), inclusive, and inserting in lieu thereof the following:

1. Less than ten thousand, thirty-one hundred dollars (\$3,100).
2. Ten thousand and less than fifteen thousand, thirty-two hundred fifty dollars (\$3,250).
3. Fifteen thousand and less than twenty thousand, thirty-four hundred dollars (\$3,400).
4. Twenty thousand and less than twenty-five thousand, thirty-five hundred fifty dollars (\$3,550).
5. Twenty-five thousand and less than thirty thousand, thirty-seven hundred dollars (\$3,700).
6. Thirty thousand and less than thirty-five thousand, thirty-eight hundred fifty dollars (\$3,850).
7. Thirty-five thousand and less than forty thousand, four thousand dollars (\$4,000).
8. Forty thousand and less than forty-five thousand, four thousand dollars (\$4,000)."

2. Amend Senate File 234 by adding a new section as follows:

"This Act, being deemed of immediate importance, shall be in full force and effect July 1, 1957, after its passage and publication in the Creston News Advertiser, a newspaper published at Creston, Iowa, and in the Ottumwa Daily Courier, a newspaper published at Ottumwa, Iowa."

HOUSE MESSAGES CONSIDERED

House File 183, a bill for an act to amend chapter two hundred twenty-five (225), Code 1954, relating to the establishment of a permanent mental health research fund to provide for improvement in the care, diagnosis and treatment of mental and emotional illness and mental retardation, and for the prevention of such conditions, through research, and to provide an appropriation therefor.

Read first and second times and referred to sifting committee.

House File 594, a bill for an act to appropriate from the general fund of the State of Iowa six million dollars (\$6,000,000.00) to the

department of public instruction for state aid for transportation as provided by chapter two hundred eighty-five (285) of the code.

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

House File 596, a bill for an act to appropriate from the general fund of the State of Iowa eight million dollars (\$8,000,000.00) to the department of public instruction for supplemental aid to certain school districts of the state, as provided by chapter two hundred eighty-six (286) of the Code.

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

HOUSE AMENDMENTS CONSIDERED

Senator Tate called up for consideration Senate File 234, a bill for an act to amend chapter one hundred seventy-three (173), Acts of the Fifty-sixth General Assembly, relating to the compensation of county officers, amended by the House, and moved that the Senate concur in the House Amendments.

The Senate refused to concur in the House amendments.

Senator Tate asked and received unanimous consent that Senate File 234 be immediately messaged to the House, which request was complied with.

President Nicholas took the chair at 4:00 p.m.

On motion of Senator Hoffman, House File 375, a bill for an act to amend section four hundred forty-four point nine (444.9), Code 1954, relating to the maximum millage levy by counties for ordinary county revenue, was taken up and considered.

Senator Shoeman offered the following amendment, filed by Senators Shoeman, Harbor and Walker:

Amend House File 375 by striking lines 7 through 16 inclusive and inserting in lieu thereof the following:

"For ordinary county revenue not to exceed four and one-half mills on a dollar in counties having an assessed valuation of less than twenty-six million dollars, not to exceed two and one-half mills on a dollar in counties having an assessed valuation of twenty-six million dollars or more and less than thirty-two million dollars, and not to exceed two mills on a dollar in counties having an assessed valuation of thirty-two million dollars or more."

Senator Evans offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking "two and one-half" in line 5 and inserting in lieu thereof the word "three".

The amendment to the amendment was adopted.

On motion of Senator Shoeman, the amendment as amended was adopted.

Senator Shoeman asked and received unanimous consent to reconsider the vote by which the amendment as amended was adopted.

Senator Shoeman offered the following amendment to the amendment:

Amend the amendment by striking the following in lines 1 and 2: "seven (7) through sixteen (16)" and inserting in lieu thereof "five (5) through fourteen (14)".

Senator Dailey asked and received unanimous consent that action on House File 375 be deferred and that the bill be placed on the calendar under "unfinished business".

On motion of Senator Vest, House File 230, a bill for an act to provide for reimbursement to utilities for nonbetterment costs associated with relocation of facilities occasioned by Federal aid highway projects, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley offered the following amendment:

Amend House File 230 as follows:

1. Amend the title by inserting after the word, "to" in line one (1) thereof the following words, "municipalities and certain municipally owned".

2. By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Whenever state or county authorities shall determine that any traffic light, sewer, storm sewer, or water mains or water distribution system, belonging to any city or town or municipal water works, which facility now is, or hereafter may be, located in, over, along, or under any highway, including highway extensions in cities or towns, qualifying for federal aid, should be removed, the city or town or municipal water works to which said facility belongs shall relocate or remove the same. The cost of relocation or removal, including the costs of installing such facility in a new location, and the cost of the land or any rights and interest in land and any other rights acquired to accomplish such relocation shall be ascertained and paid by the state as part of the cost of such federally aided project.

Sec. 2. Costs of relocation shall include the entire amount expended by such city or town or municipal water works properly attributable to such relocation after deducting therefrom any increase in the value of the new facility over the old facility and any salvage value derived from the old facility including any money received through sale of the land, or rights and interest in land, on which the old facility was located.

Sec. 3. All prior acts, either general or special heretofore enacted, which are inconsistent with this Act are hereby repealed."

Senator Dewel asked and received unanimous consent that action on House File 230 be deferred and that the bill be placed on the calendar under "unfinished business".

PETITIONS FILED

We, the undersigned members of the Senate, in accordance with Senate Rule 32, petition that House Joint Resolution 3 be withdrawn from the sifting committee and placed on the Senate calendar:

R. R. GILLESPIE.	CARROLL MCCURDY.
L. M. BOOTHBY.	EARL ELIJAH.
LAWRENCE PUTNEY.	JACOB GRIMSTEAD.
F. A. TURNER.	ARCH W. MCFARLANE.
CARROLL PRICE.	GEORGE L. SCOTT.
N. B. EVANS.	CARL T. ANDERSON.
G. W. PRINCE.	ARNOLD UTZIG.
J. T. DYKHOUSE.	JIM O. HENRY.
ALBERT WEISS.	GUY G. BUTLER.
J. O'CONNOR.	FRANK HOXIE.
HARRY E. WATSON.	JOSEPH COLEMAN.
GEORGE W. WEBER.	GEORGE E. O'MALLEY.
CARL H. RINGGENBERG.	WILLIAM H. HARBOR.
J. LOUIS FISHER.	X. T. PRENTIS.

We, the undersigned, hereby place House File 469 on the Senate calendar.

R. R. GILLESPIE.	FRANK HOXIE.
D. C. NOLAN.	CARROLL MCCURDY.
L. M. BOOTHBY.	SAMUEL H. BURTON.
JOHN J. O'CONNOR.	DUANE E. DEWEL.
ALBERT WEISS.	W. C. MOLISON.
GUY G. BUTLER.	G. W. PRINCE.
LAWRENCE PUTNEY.	GEORGE W. WEBER.
J. T. DYKHOUSE.	HARRY E. WATSON.
N. B. EVANS.	J. LOUIS FISHER.
WILLIAM H. HARBOR.	EARL ELIJAH.
CARL T. ANDERSON.	GENE HOFFMAN.
JIM O. HENRY.	F. A. TURNER.
JACOB GRIMSTEAD.	CARROLL PRICE.
JOSEPH COLEMAN.	W. H. TATE.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 133, 180, 219, 221, 472, 474, 480 and 481; also, House Files 76, 104, 105, 109, 117, 157, 201, 233, 345, 476, 506 and 551.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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

133, 180, 219, 221, 472, 474, 480 and 481; also, House Files 76, 104, 105, 109, 117, 157, 201, 233, 345, 476, 506 and 551.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on this 24th day of April, 1957, sent to the Governor for his approval: Senate Files 133, 180, 219, 221, 472, 474, 480 and 481.

NORVAL EVANS, *Chairman*.

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 19, 1957, the Governor had approved the following bills:

Senate File 41, relating to old age assistance funeral expenses.

Senate File 119, relating to employment agency fees.

REPORT OF COMMITTEE

Senator Watson submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House Joint Resolution 22**, a joint resolution relating to assistance by the state to the County of Tama in providing a law-enforcement officer for the Sac and Fox Indian reservation in such county and making an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HARRY E. WATSON, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend the title to Senate File 318 by striking the
- 2 comma (,) after the word "processors" in line 4 and substitute
- 3 in lieu thereof the word "and".
- 4 2. Further amend the title to Senate File 318 by
- 5 striking the following in lines 5 and 6: "and other handlers
- 6 except retailers and original growers or producers".

D. C. NOLAN.

- 1 Amend Senate File 444, section 1 by striking the word and
- 2 figure "seven (7)" where it appears in lines 3 and 8 and
- 3 inserting in lieu thereof the following: "five (5)".

J. T. DYKHOUSE.

W. H. TATE.

- 1 Amend Senate File 493 by adding thereto a new section
- 2 as follows:
- 3 "There is hereby appropriated from the general fund in
- 4 the state treasury, the sum of eight hundred sixty thousand
- 5 dollars (\$860,000.00) to the state conservation commission
- 6 for assistance by the state in paying a portion of the cost
- 7 of completing the construction of sanitary sewer facilities,

8 not including enlargements and additions to the disposal plant,
 9 in the Iowa Great Lakes sanitary district. All of the amount
 10 appropriated by the state of Iowa shall be used in payments for
 11 the actual construction of such sanitary sewer facilities within
 12 such district. No portion of this appropriation shall be made
 13 available to such sanitary district except upon authorization
 14 of the budget and financial control committee to the state
 15 treasurer.

16 This appropriation shall be in lieu of any special
 17 assessment against any state owned property included within
 18 such sanitary district."

HARRY E. WATSON.

1 Amend House Joint Resolution 6 by striking all after the enacting
 2 clause and substituting therefor the following:

3 "Section 1. Amend Article Three (III), section
 4 thirty-four (34), as amended by the amendment of 1904, by
 5 striking the word "fifty" in line two (2) and substitute
 6 in lieu thereof the word "fifty-five".

7 Sec. 2. Further amend Article Three (III), section
 8 thirty-four (34), as amended in 1904, by striking all after
 9 the word "census" in line six (6) thereof and inserting
 10 therefor the following: "they shall be apportioned among
 11 the counties of the state according to area as nearly as
 12 practicable."

13 Sec. 3. Further amend Article Three (III), section
 14 thirty-four (34), as amended in 1904 and 1928, by striking the
 15 period (.) at the end of said section and insert the following:
 16 "except the counties of Polk, Woodbury, Black Hawk, Linn and
 17 Scott, which counties shall each be entitled to two (2)
 18 Senators, but not more than one (1) shall be a resident within
 19 the corporate limits of Des Moines, Sioux City, Waterloo,
 20 Cedar Rapids and Davenport, respectively, in said counties."

21 Sec. 4. Amend Article Three (III), section thirty-five
 22 (35), as amended in 1904, by striking the word "eight" in
 23 line three (3) and substitute therefor the word "thirteen".

24 Sec. 5. Further amend Article Three (III), section
 25 thirty-five (35), as amended in 1904, by striking all after the
 26 period (.) in line three (3) and substitute in lieu thereof the
 27 following: "Each county shall constitute a representative district
 28 and be entitled to one representative, except the counties of
 29 Clinton, Dubuque, Pottawattamie and Wapello, which counties shall
 30 be entitled to two (2) representatives; and further except the
 31 counties of Polk, Woodbury, Black Hawk, Linn and Scott, which
 32 counties shall be entitled to three (3) representatives, each,
 33 not more than two representatives shall be residents within
 34 the corporate limits of Des Moines, Sioux City, Waterloo,
 35 Cedar Rapids and Davenport, respectively, in said counties.

36 Sec. 6. Further amend Article Three (III), as amended in
 37 1904, by striking section thirty-six (36) thereof.

D. C. NOLAN.

1 Amend the McManus amendment to House Joint Resolution 6 filed
 2 April 23 by striking everything following the period in line 11
 3 and all of lines 12, 13, 14, 15 and 16 and inserting in lieu
 4 thereof the following:

5 "The number of representatives to which each legislative
 6 district shall be entitled shall be obtained by dividing the

7 population of the legislative district by a ratio of representation
 8 obtained by dividing the whole number of persons in the state, as
 9 shown by the last preceding national decennial census, by the
 10 number of authorized representatives and each legislative district
 11 shall be entitled to one representative for each multiple of said
 12 ratio; however each legislative district shall be entitled to at
 13 least one representative. Additional representatives shall be
 14 allotted to those legislative districts where the population exceeds
 15 multiples of the ratio of representation by the greatest amounts
 16 until the whole membership reaches one hundred and eight (108).

JACK M. WORMLEY.

1 Amend the title of House Joint Resolution 10 by adding in
 2 line 6, following the word "liquor", the words "or beer".

3 Further amend Section 1, line 8, by adding after the word
 4 "liquor", the words "or beer".

EARL ELIJAH.

CARL H. RINGGENBERG.

1 Amend House File 230 as follows:

2 1. By striking the following in lines 9, 10 and 11:
 3 "and the cost of the land, or any rights and interests in
 4 land and any other rights acquired to accomplish such
 5 relocation,".

6 2. By inserting after the word "relocation" in line 3
 7 of Sec. 2 the following: "except the cost of land or
 8 any rights or interest in land,".

D. C. NOLAN.

1 Amend House File 353, Section 1, line 2, by inserting after
 2 the word "purpose" the words "in a county of less than 15,000
 3 population".

4 Amend House File 353, Sec. 2, line 1, by inserting after
 5 the word "subdivision" the words "in a county of less than
 6 15,000 population".

7 Amend House File 353, Sec. 3, line 9 and 10 by striking the
 8 words "December 31, 1959" and inserting in lieu thereof the
 9 words "July 1, 1957."

10 Further amend House File 353 by inserting in line 1 of the
 11 title after the word "earnings" the words "in a county of less
 12 than 15,000 population".

DUANE E. DEWEL.

1 Amend the Shoeman, et al. amendment filed April 18, 1957 to
 2 House File 375, by inserting a period (.) and quotation mark (")
 3 after the word "more" in line 7 and striking the balance of line 7
 4 and all of lines 8 and 9.

ARNOLD UTZIG.

1 Amend House File 469 by striking the last sentence in paragraph
 (3)

2 of section 2 and inserting in lieu thereof the following:

3 "The presence of goods originating from more than five (5) ship-
 pers on
 4 one vehicle at any time shall be prima facie evidence that the
 5 carrier is a motor carrier and not a contract carrier."

JOHN A. WALKER.

- 1 Amend the Henry and Nolan amendment filed April 23,
2 1957, to House File 484 as follows:
3 1. By inserting following the word "vehicles" in line
4 15 the following: "using the highways of this state".
5 2. By striking from line 17 the words "his fleet of"
6 and inserting in lieu thereof the word "such".
7 3. By striking from line 18 the words "his fleet of"
8 and inserting in lieu thereof the word "such".

D. C. NOLAN.

On motion of Senator Nolan, the Senate adjourned until 9:05
a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, APRIL 25, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Paul F. McKinley, pastor of the Evangelical United Brethren Church, Walcott, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file :

By the following Senators, favoring proposed legislation relating to providing necessary state funds for present school aids, and amending the election procedure for the reorganization of schools:

By Senator Harbor, from seventeen residents of Mills County.

By Senator Nolan, from twenty-one residents of Johnson County.

By Senator O'Malley, from thirty-three residents of Polk County.

By Senator Tate, from twenty-four residents of Cerro Gordo County.

By Senator Turner, from thirteen residents of Taylor County.

By Senator Wormley, from twenty residents of Jasper County.

By Senator Putney, from twenty-four residents of Floyd County favoring proposed legislation relating to equipment of rail track motor cars.

PRESENTATION OF VISITORS

Senator Shaff rose on a point of personal privilege and presented to the Senate the Honorable O. H. Henningsen of Clinton County, a former member of the Senate who was present in the Senate chamber.

Senator Miller asked and received unanimous consent to present to the Senate nineteen members of the eighth grade class of the Sloan Consolidated School who were present in the balcony accompanied by their instructor, Gaynor Rundquist.

Senator Tate rose on a point of personal privilege and presented to the Senate Mary Bowman of Linn County, Carla Falkens of Jones County, Plyllis Merritt of Mitchell County and Colleen Casey

of Black Hawk County, the four finalists in a contest for "Iowa's Favorite Farmers Daughter", sponsored by Station WMT.

The girls were accompanied by Bob Simmons, farm editor for Station WMT.

INTRODUCTION OF BILL

Senate File 495, by committee on ways and means, a bill for an act to amend chapter four hundred twenty-eight (428), Code 1954, relating to assessment of stocks of merchandise.

Read first and second times and referred to sifting committee.

HOUSE AMENDMENTS CONSIDERED

Senator Turner called up for consideration Senate Concurrent Resolution 31, amended by the House, and moved that the Senate concur in the following amendments:

SENATE CONCURRENT RESOLUTION 31

By Interstate Cooperation Committee

Whereas, in the Forty-ninth General Assembly of the State of Iowa, House Concurrent Resolution 18 was adopted providing, among other things, for a Senate and House committee on interstate cooperation, which committee members in turn became members of the Iowa commission on interstate cooperation; and

Whereas, under the provisions of the resolution the President of the Senate was empowered to appoint nine (9) members of the Senate for the Senate standing committee on interstate cooperation; and

Whereas, under the provisions of the resolution the Speaker of the House of Representatives was empowered to appoint nine (9) members of the House of Representatives for the House standing committee on interstate cooperation;

Now, Therefore, Be It Resolved by the Senate, the House of Representatives Concurring: That the President of the Senate appoint seven (7) members of the Senate to the Senate standing committee on interstate cooperation, designating one of the committee as chairman, and that the Speaker of the House of Representatives appoint seven (7) members of the House to the House standing committee on interstate cooperation, designating one of the committee as chairman. The members so appointed by the Senate and House shall meet and elect their own chairman who shall be the chairman of the Iowa delegation to the Council of State Governments and be designated as chairman of the Iowa committee for interstate cooperation.

Be It Further Resolved: That the Governor appoint two (2) members from the administrative officials and employees of the state to the standing committee on interstate cooperation.

HOUSE AMENDMENTS TO SENATE

CONCURRENT RESOLUTION 31

1. Amend Senate Concurrent Resolution 31 as follows:

By striking the word and figure "seven (7)" in line 16 and inserting

in lieu thereof the word and figure "five (5)", and by striking the word and figure "seven (7)" in lines 18 and 19 and inserting in lieu thereof the word and figure "five (5)".

2. Further amend by inserting after the period in line 24 the following sentence: "The director of the Legislative Research Bureau shall be the secretary of the Iowa delegation."

The Senate concurred in the House amendments.

Senator Turner moved that the resolution as amended by the House and concurred in by the Senate be adopted, which motion prevailed.

Senator Turner asked and received unanimous consent that Senate File 444 be withdrawn from further consideration of 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, and passed, Senate File 31, a bill for an act relating to motor vehicle operators and chauffeur's license fees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 181, a bill for an act to create a state department of mental health.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 181, a bill for an act to create a state department of mental health with a mental health advisory committee and a director of mental health, and to prescribe their powers and duties and to make an appropriation therefor.

Read first and second times and referred to sifting committee.

Senator Dewel called up the following motion:

MR. PRESIDENT: I move that Rule 32 be suspended and that House Joint Resolution 6 be taken up for consideration.

The Chair announced the following call of the Senate:

CALL OF THE SENATE

MR. PRESIDENT: We, the undersigned, request a call of the Senate on the vote to suspend the rules to take up for consideration House Joint Resolution 6.

DUANE DEWEL.

JIM HENRY.

FRANK C. BYERS.

JACK MILLER.

GEORGE E. O'MALLEY.

C. JOSEPH COLEMAN.

CARROLL F. MCCURDY.

ARCH W. MCFARLANE.

W. H. TATE.

JOHN WALKER.

CARL H. RINGGENBERG.

SAMUEL H. BURTON.

JOHN O'CONNOR.

Roll call revealed all members present.

Senator Dewel renewed his motion that the rules be suspended and that House Joint Resolution 6 be taken up for consideration.

Senator Prentis moved the previous question on the motion, which motion prevailed.

Roll call was demanded.

On the question "Shall the rules be suspended and House Joint Resolution 6 be taken up for consideration?" the vote was:

Rule 8 was invoked.

Ayes, 16:

Boothby	Elwood	McFarlane	O'Malley
Butler	Grimstead	Miller	Rigler
Dewel	Henry	Molison	Tate
Elijah	Hoxie	Nolan	Wormley

Nays, 34:

Anderson	Gillespie	Price	Stuart
Buck	Harbor	Prince	Turner
Burton	Hoffman	Putney	Utzig
Byers	Long	Ringgenberg	Vest
Coleman	Lynes	Schroeder	Walker
Dailey	McCurdy	Scott	Watson
Dykhouse	McManus	Shaff	Weber
Evans	O'Connor	Shoeman	Weiss
Fisher	Prentis		

Absent or not voting, none.

The motion was lost.

Senator Tate asked unanimous consent that the rules be suspended and that House Files 181 and 183 be referred to the committee on appropriations.

Objection was raised to such action on House File 181.

Consent was granted on House File 183 and the bill was referred to the committee on appropriations.

Senator Tate moved that House File 181 be referred to the committee on appropriations.

President pro tempore Vest took the chair at 10:50 a.m.

Roll call was demanded.

On the question "Shall the rules be suspended and House File 181 be re-referred to the committee on appropriations?" the vote was:

Ayes, 17:

Byers	Elijah	Henry	McFarlane
Dewel	Gillespie	Hoxie	Nolan

Rigler	Stuart	Turner	Weber
Schroeder	Tate	Vest	Weiss
Shaff			

Nays, 28:

Anderson	Dykhouse	McCurdy	Prince
Boothby	Evans	McManus	Putney
Buck	Fisher	Miller	Scott
Burton	Harbor	Molison	Shoeman
Butler	Hoffman	O'Connor	Utzig
Coleman	Long	Prentis	Walker
Dailey	Lynes	Price	Watson

Absent or not voting, 5:

Elwood	O'Malley	Ringgenberg	Wormley
Grimstead			

The motion was lost.

Senator Dewel called up the following resolution:

SENATE CONCURRENT RESOLUTION 33

By Dewel

Whereas, various plans of reapportionment of the General Assembly of Iowa have been introduced in the current session of the Assembly, and

Whereas, it is generally agreed by the members of the General Assembly that a workable plan of reapportionment of the General Assembly is desirable, but that time during the current session of the Assembly has not permitted the working out of a just and fair plan of reapportionment of the General Assembly.

Therefore, Be It Resolved by the Senate, the House Concurring, that a planning committee be appointed consisting of ten (10) members, five (5) members to be appointed by the President of the Senate, three (3) of whom shall be members of the Senate, and five (5) members to be appointed by the Speaker of the House, three (3) of whom shall be members of the House, and that said committee shall make much investigation and study of various proposals of reapportionment of the General Assembly of Iowa as it may see fit to do and propose a plan for reapportionment of the General Assembly prior to the convening of the Fifty-eighth General Assembly.

Senator Long offered the following amendment and moved its adoption:

1. Amend Senate Concurrent Resolution 33 by striking after the (,) in line 12 the words and figures "three (3) of whom shall be members of the Senate" and inserting in lieu thereof the following: "none of whom shall be members of the Fifty-seventh (57th) General Assembly."

2. Further amend Senate Concurrent Resolution 33 by striking after the (,) in lines 13 and 14 the words and figures "three (3) of whom shall be members of the House" and inserting in lieu thereof the following: "none of whom shall be members of the Fifty-seventh (57th) General Assembly."

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 21:

Coleman	Nolan	Putney	Shaff
Dykhouse	O'Connor	Rigler	Utzig
Evans	O'Malley	Ringgenberg	Walker
Harbor	Prentis	Schroeder	Watson
Long	Prince	Scott	Weiss
Lynes			

Nays, 26:

Anderson	Dewel	Hoxie	Shoeman
Boothby	Elijah	McCurdy	Stuart
Buck	Elwood	McFarlane	Tate
Burton	Fisher	McManus	Turner
Butler	Gillespie	Molison	Vest
Byers	Grimstead	Price	Weber
Dailey	Henry		

Absent or not voting, 3:

Hoffman	Miller	Wormley
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The amendment was lost.

Senator Dewel 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, 46:

Anderson	Gillespie	Nolan	Shaff
Boothby	Grimstead	O'Connor	Shoeman
Buck	Harbor	O'Malley	Stuart
Burton	Henry	Prentis	Tate
Butler	Hoxie	Price	Turner
Byers	Long	Prince	Utzig
Coleman	Lynes	Putney	Vest
Dailey	McCurdy	Rigler	Watson
Dewel	McFarlane	Ringgenberg	Weber
Dykhouse	McManus	Schroeder	Weiss
Elijah	Miller	Scott	Wormley
Fisher	Molison		

Nays, 2:

Evans	Walker
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Absent or not voting, 2:

Elwood	Hoffman
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The resolution was adopted.

HOUSE AMENDMENTS CONSIDERED

Senator Watson called up for consideration Senate File 464, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1957, and ending June 30, 1959, to the social welfare department for the purpose of aid to blind fund, aid to dependent children fund, child welfare fund, emergency relief fund and the old-age assistance fund, amended by the House, and moved that the Senate concur in the following amendments:

HOUSE AMENDMENTS TO SENATE FILE 464

1. Amend Senate File 464, section 2, by striking therefrom all of lines 6, 7, 8 and 9.
2. Amend the title to Senate File 464 by striking the comma (,) after the word "fund" in the last line thereof, inserting a period (.) and striking the following words: "and the distribution thereof."

ADDITIONAL HOUSE AMENDMENTS TO
SENATE FILE 464

1. Amend Senate File 464 by adding to section one (1) the following:
"In addition to said grand total of appropriations there is hereby appropriated for each year of the ensuing biennium to the social welfare department the sum of five hundred thousand dollars (\$500,000.00) to supplement the above funds as needed, the expenditure of which supplemental appropriations shall be subject to the approval of the budget and financial control committee."
2. Further amend Senate File 464 by adding at the end of section two (2) the following:
"Any balance remaining in the funds, to which appropriations are made by this Act, at the end of the ensuing biennium shall revert to the general fund of the state."

The Senate concurred in the House amendments.

Senator Watson moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoxie	Price	Utzig
Coleman	Long	Prince	Vest
Dailey	Lynes	Putney	Walker
Dewel	McCurdy	Rigler	Watson
Dykhouse	McFarlane	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Evans			

Nays, none.

Absent or not voting, 1:

Hoffman

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

UNFINISHED BUSINESS

Senator Walker called up for further consideration House File 484, a bill for an act relating to the registration fee and compensation tax on the motor vehicles of motor carriers.

Senator Henry offered the following amendment, filed by Senators Henry and Nolan:

House File 484 is hereby amended by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section three hundred twenty-six point two (326.2), Code 1954, is hereby amended as follows:

1. By striking in lines one (1), two (2) and three (3) of said section the words, 'In addition to the regular registration fees or taxes imposed upon motor vehicles,'

2. By striking the last paragraph of such section and inserting in lieu thereof the following:

'None of the motor vehicles of any motor carrier shall be subject to the payment of the compensation tax, if the motor carrier registers, either voluntarily or because such registration is required by law, in Iowa under the provisions of chapter three hundred twenty-one (321) of the Code, either all of his motor vehicles or such portion thereof as corresponds to or exceeds the ratio of the number of miles his fleet of motor vehicles operates in Iowa to the total number of miles his fleet of motor vehicles operates in all states. In addition to the authority granted the reciprocity board by section three hundred twenty-one point fifty-six (321.56) of the Code to enter into agreements for such apportionment of motor vehicle registration with the duly authorized representatives of any county, state, territory, or federal district, the reciprocity board is hereby authorized to enter into pro-rating arrangements with individual interstate motor carriers operating motor vehicles as defined in this chapter. The reciprocity board may require motor carriers to submit under oath such information as the board deems necessary for the execution of this section. The board's determination of the number and type of vehicles subject to be registered in Iowa shall be final. In determining the total number of motor vehicles of a non-resident motor carrier that shall be registered in Iowa, fractions of a motor vehicle of one-half ($\frac{1}{2}$) or less shall not be included. The commissioner of public safety shall provide suitable identification for each motor vehicle operated by a motor carrier who registers a portion of his fleet in Iowa under this section. This identification shall be displayed at all times in the manner prescribed by the commissioner of public safety.'

Sec. 2. Section three hundred twenty-one point fifty-six (321.56), Code 1954, is hereby repealed and the following enacted in lieu thereof:

'1. A board, to be known as the reciprocity board, is hereby established to be located at the seat of government. The board shall have three (3) members who shall be: A member of the state highway commission, to be designated by the state highway commission; a member of the state commerce commission, to be designated by the state commerce commission; and the commissioner of public safety. Each member of the board may appoint from the officials of his department a deputy member who shall, in the absence of such member, act as a member of the board with the full powers, authority and responsibility of such member. The duties of the members of the board and their deputies shall be in addition to their regular duties and they shall receive no additional compensation. The board shall maintain no staff, but shall use the staff, facilities, and personnel of the public safety department and the highway and commerce commissions. The attorney general or any assistant attorney general designated by him shall give legal counsel and assistance to the motor vehicle reciprocity board.

2. The motor vehicle reciprocity board shall have authority to make reciprocity agreements with the duly authorized representatives of any county, state, territory or federal district exempting the residents of

such county, state, territory or federal district using the highways of this state from the registration requirements of this chapter with such restrictions, conditions, and privileges or lack of them as such board may deem advisable provided the residents of this state when using the highways of such other state shall receive exemptions of a similar kind to a like degree. Such agreements may provide for the denial of registration exemption to one or more particular nonresidents at any time if in the opinion of the board such nonresidents should not be granted exemption privileges. Notwithstanding any provisions of this chapter to the contrary or inconsistent herewith such agreements may provide with respect to resident or nonresident fleets of two (2) or more commercial vehicles which are engaged in interstate movement, that the registrations of such fleets be apportioned between this state and the other states in which such fleets operate. The percentage of miles such fleets operate in this state, as related to the total miles such fleets operate in all states, shall be used by the board to determine what percentage of the total number of vehicles in such fleets are to be registered in this state. When a vehicle has been licensed in one of the reciprocating states under an agreement as provided herein, such vehicle shall not be subject to licensing in the other reciprocating state.

3. The board may require fleet owners to submit under oath such information as the board deems necessary for the proper carrying out of provisions of this section and the board's determination of the number of vehicles in fleets subject to this section to be registered in this state shall be final.

4. Any nonresident motor vehicle, trailer, or semitrailer shall be subject to all laws, rules and regulations governing the operation of such vehicles on the highways of this state, and violations of such laws, rules or regulations by any carrier may be a ground for denial of registration exemption to such carrier. The registration number plates assigned and furnished to any foreign-licensed motor vehicle, trailer, or semitrailer for the current registration year by another state where the same is licensed shall be displayed on such motor vehicle, trailer, or semitrailer substantially as provided in this chapter for vehicles registered pursuant to the provisions thereof.

5. Nothing herein contained shall authorize the waiving of the registration requirements of this chapter relating to motor vehicles operated within this state in intrastate commerce.'

Sec. 3. Section three hundred twenty-seven point ten (327.10), Code 1954, is hereby amended by striking from line one (1) thereof the words, 'Iowa state commerce commission' and inserting in lieu thereof the words, 'reciprocity board established under the provisions of section three hundred twenty-one point fifty-six (321.56)' and by striking from line ten (10) thereof the word, 'commission' and inserting in lieu thereof the word, 'board'."

Senator Nolan offered the following amendment to the amendment and moved its adoption:

1. By inserting following the word "vehicles" in line 15 the following: "using the highways of this state".

2. By striking from line 17 the words "his fleet of" and inserting in lieu thereof the word "such".

3. By striking from line 18 the words "his fleet of" and inserting in lieu thereof the word "such".

The amendment to the amendment was adopted.

On motion of Senator Henry, the amendment as amended was adopted.

Senator Walker 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:

Anderson	Evans	McManus	Scott
Boothby	Fisher	Miller	Shoeman
Buck	Gillespie	Molison	Stuart
Burton	Grimstead	Nolan	Tate
Butler	Harbor	O'Malley	Turner
Byers	Henry	Prentis	Utzig
Coleman	Hoffman	Price	Walker
Dailey	Hoxie	Prince	Watson
Dewel	Long	Putney	Weber
Dykhouse	Lynes	Rigler	Weiss
Elijah	McCurdy	Ringgenberg	Wormley
Elwood	McFarlane	Schroeder	

Nays, 1:

O'Connor

Absent or not voting, 2:

Shaff

Vest

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Walker asked and received unanimous consent that House File 484 be immediately messaged to the House, which request was complied with.

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 23, a bill for an act relating to assessment and levying of a tax on the flight property of air carriers.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 83, a bill for an act to provide for special assistant attorneys general to be assigned to various state departments.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 167, a bill for an act relating to control of motor carriers of liquid products in bulk.

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

House Concurrent Resolution 17, relating to the closing of the Fifty-seventh General Assembly and reconvening of any subsequent regular or special session.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 425, a bill for an act relating to compensation of councilmen.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 518, a bill for an act relating to assessment of stocks of merchandise.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 590, a bill for an act relating to transportation of mobile homes of excess size on highways.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 593, a bill for an act to make appropriation from the general fund to the department of public instruction.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 595, a bill for an act to appropriate from the general fund to the department of public instruction.

Also: That the House has adopted the conference committee report on, and passed, House File 113, a bill for an act relating to exemption of personal earnings of a head of a family and providing for a ten percent garnishment for debts.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 23

Amend Senate File 23 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Definitions as used in this Act:

1. The term "air carrier" means any firm, partnership, corporation, association, trustee, receiver, assignee, or other person or persons, whether or not in a representative capacity, which engages in the transportation of persons or cargo for hire by aircraft, but does not include:

a. An air carrier otherwise within the above definition which is engaged solely in intrastate transportation whose flight property is based at only one airport within the state; or

b. A foreign flag air carrier.

2. The term "aircraft" means any contrivance now known or hereafter invented, used or designed for navigation of or flight in the air for the purpose of transporting persons or property, or both.

3. The term "aircraft arrivals and departures" means:

a. In scheduled operations, the number of scheduled landings, takeoffs, air pickups and deliveries by the aircraft of an air carrier;

b. In nonscheduled operations, all landings, takeoffs, pickups and deliveries by the aircraft of an air carrier.

4. The term "flight property" means aircraft fully equipped for flight, excluding spare parts, used in air transportation within the state.

5. The term "ground time" means that time during which flight property is on the ground.

Sec. 2. The state tax commission shall meet on the second Monday in July of each year and it shall thereupon value and determine the equalized assessment of the flight property operated in the state of each

air carrier in the same manner that other personal property in the state is valued and assessed. The proportion of the total valuation of such flight property of each air carrier, as determined by the state tax commission, to be allotted to this state shall be the ratio that the ground time of all flight property operated during the preceding calendar year within the state bears to the total ground time of all such flight property operated during the preceding calendar year both within and without the state.

Sec. 3. The state tax commission shall also, at said meeting, levy upon the assessed valuation, as determined in section two (2), a rate of tax which shall be equal as nearly as may be to the average rate of taxes, state, county, municipal, and local, levied throughout the state during the previous year. Such rate shall be ascertained from the records and files in the state auditor's office.

Sec. 4. The air carrier shall be given actual notice of such assessment, rate of tax, and amount of the tax not later than ten (10) days after determination of such has been made by the state tax commission. The tax shall be due and payable to the state tax commission on the first day of February following the levy thereof. The state tax commission shall collect the tax as determined in section three (3) and apportion it, less fifty percent (50%) to be retained for administrative purposes to be credited to the general fund of the state, to each county, city or incorporated town in which the air carrier has arrivals and departures of its aircraft, on the ratio that the number of arrivals and departures of each air carrier's aircraft within such political subdivision of this state bears to the total number of arrivals and departures of each air carrier's aircraft within the state during the immediately preceding calendar year.

Sec. 5. If not so paid, the state tax commission shall collect the same by distress and sale of any property belonging to such air carrier in the state in the same manner as is required of a county treasurer in like cases. The order of the state tax commission in such cases shall be sufficient authority therefor. Such tax herein imposed shall be a personal debt of the air carrier in whose name the flight property is assessed and may be collected and enforced by garnishment proceedings for the collection of delinquent taxes as provided by section six hundred twenty-six point twenty-nine (626.29) of the Code, or in any other manner provided by law. Any such delinquent tax shall carry interest at the rate of six percent (6%) per year which interest shall be a part of the tax.

Sec. 6. Each air carrier engaged in air transportation in this state shall, on or before the first day of May each year, make to the state tax commission a report, in such form and content as the tax commission may prescribe.

Sec. 7. For the purpose of this Act, the state tax commission may require such air carrier, its agents, officers, or employees to appear before the state tax commission with such books, papers, records, or additional statements, including copies of any return, report or statement made to the United States of America or any state for any year, whether such books, papers, records or additional statements are the property of or in the possession of the air carrier or any other person.

Sec. 8. If any air carrier shall refuse or willfully neglect to make the report to the state tax commission required by section six (6) herein, or shall willfully neglect to produce any books, papers, records or additional statements when required by the state tax commission under the provisions of section seven (7) herein, the state tax commission shall determine and assess the tax provided for herein against the air carrier according to the best judgment of the state tax commission on available

information. In such case the state tax commission may add to the assessment of this tax a penalty not to exceed twenty-five percent (25%) of the assessment. Such air carrier shall be estopped to question or impeach such assessment or determination, except on proof of fraud by the state tax commission.

Sec. 9. 1. Real property and personal property, other than flight property, of an air carrier shall be taxed in accordance with the applicable laws of this state.

2. The aircraft registration fee imposed by sections three hundred twenty-eight point twenty (328.20) and three hundred twenty-eight point twenty-one (328.21) of the Code, shall not apply to aircraft of an air carrier subject to tax herein imposed upon flight property of air carriers.

Sec. 10. Section three hundred twenty-eight point twenty (328.20), Code 1954, is hereby amended by inserting in line three (3) after the word "unless" the words "subject to the tax on flight property of air carriers or".

Sec. 11. Section three hundred twenty-eight point twenty-one (328.21), Code 1954, is hereby amended by striking subsection four (4).

Sec. 12. Section three hundred twenty-eight point twenty-five (328.25), Code 1954, is hereby amended by inserting in line four (4) after the word "except" the words "the tax on flight property of air carriers, and".

Sec. 13. Section three hundred twenty-eight point thirty-five (328.35), subsection three (3), Code 1954, is hereby amended by striking from lines three (3) and four (4) the words "except as provided in subsection four (4) of section 328.21".

Sec. 14. This Act shall be effective on and after January 1, 1958.

HOUSE AMENDMENT TO SENATE FILE 83

Amend Senate File 83 as follows:

By inserting in line two (2) of section three (3) immediately following the word "therefrom" the following:

"and inserting in lieu thereof the following:

"This section shall not affect the appointment and compensation of law-trained assistants appointed pursuant to the provisions of section one (1), Senate File 83, Acts of the Fifty-seventh General Assembly, further provided, the attorney general may appoint and fix the compensation of law-trained assistants in the department of insurance, the department of public safety, the office of the secretary of state, and department of health."

HOUSE CONCURRENT RESOLUTION 17

Be It Resolved by the House, the Senate Concurring: That the budget and financial control committee, together with the President of the Senate and the Speaker of the House, assume full responsibility in determining the policies incident to the details of closing the session of the Fifty-seventh General Assembly, and the reconvening of any special or subsequent regular session, and that after such policies and decisions have been formulated, the budget and financial control committee shall assume full responsibility for directing the details and the work in connection with the same.

Be It Further Resolved: That the budget and financial control committee direct the Secretary of the Senate and the Chief Clerk of the

House to make an inventory of all equipment and supplies on hand at the close of the session, and thereafter said committee shall assume complete jurisdiction with respect to loan or sale to the several departments of state of any such equipment and supplies.

Be It Further Resolved: That the budget and financial control committee is hereby authorized to direct any and all work in connection with the convening of any special or subsequent regular session of the General Assembly. It shall have the power, by purchase or through the executive council in accordance with section 19.25, Code 1954, to provide all the supplies required for the convening of the next regular, any special and during the session of the General Assembly.

Be It Further Resolved: That said budget and financial control committee is hereby authorized to reserve for the exclusive use of the General Assembly, during the interim, such rooms now occupied and used by said General Assembly as may be necessary solely for the purpose of storing supplies and equipment as it may deem proper and advisable and that said budget and financial control committee is hereby authorized to notify the executive council of its conclusions in said matter, and the executive council shall in no wise make other assignments of the rooms which are so reserved by the budget and financial control committee.

Be It Further Resolved: That in the event any equipment now belonging to the legislative department be loaned to any department of state or used during the interim, it shall be with the understanding that said equipment be returned and made available to any subsequent regular or special session in substantially the same condition that it was when it was loaned.

Be It Further Resolved: That any officers or employees of the Fifty-seventh General Assembly who shall be engaged by the budget and financial control committee for work in connection with the closing up of the work of the Fifty-seventh General Assembly, or the reconvening of any subsequent regular or special session, shall be compensated for such services at the same rate per diem as was fixed for the regular session of the Fifty-seventh General Assembly.

HOUSE MESSAGES CONSIDERED

House File 425, a bill for an act to amend section three hundred sixty-three point thirty-nine (363.39), Code 1954, relating to the compensation of councilmen.

Read first and second times and referred to sifting committee.

House File 518, a bill for an act to amend chapter four hundred twenty-eight (428), Code 1954, relating to assessment of stocks of merchandise.

Read first and second times and referred to sifting committee.

House File 590, a bill for an act relating to special permits for the transportation of mobile homes of excess size on the highways of the state.

Read first and second times and referred to sifting committee.

House File 593, a bill for an act to make an appropriation from the general fund of the State of Iowa to the department of public instruction for specified school aid.

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

House File 595, a bill for an act to appropriate twenty-eight million six hundred seventy thousand dollars (\$28,670,000.00) from the general fund of the State of Iowa to the department of public instruction for general state aid for school districts as provided by chapter two hundred eighty-six A (286A) of the Code.

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

UNFINISHED BUSINESS

Senator Shoeman called up for further consideration House File 375, a bill for an act to amend section four hundred forty-four point nine (444.9), Code 1954, relating to the maximum millage levy by counties for ordinary county revenue.

Senator Shoeman moved the adoption of the following amendment to the amendment, considered on page 1021 of the Senate Journal:

Amend the amendment by striking the following in lines 1 and 2: "seven (7) through sixteen (16)" and inserting in lieu thereof "five (5) through fourteen (14)".

The amendment to the amendment was adopted.

Senator Utzig offered the following amendment to the amendment:

Amend the amendment by inserting a period (.) and quotation mark (") after the word "more" in line 7 and striking the balance of line 7 and all of lines 8 and 9.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

The Senate resumed consideration of House File 375 and the amendment filed by Senator Utzig to the amendment by Senator Shoeman.

Senator Utzig moved the adoption of the amendment to the amendment.

The amendment to the amendment was lost.

Senator Shoeman moved the adoption of the amendment as amended.

Roll call was demanded.

On the question "Shall the amendment as amended be adopted?" the vote was:

Ayes, 31:

Anderson	Gillespie	Miller	Shoeman
Boothby	Grimstead	Molison	Turner
Buck	Harbor	Nolan	Vest
Butler	Henry	Prentis	Walker
Byers	Hoxie	Price	Weber
Dewel	Lynes	Prince	Weiss
Dykhouse	McFarlane	Putney	Wormley
Evans	McManus	Rigler	

Nays, 11:

Burton	Elijah	McCurdy	Scott
Coleman	Fisher	O'Connor	Utzig
Dailey	Hoffman	O'Malley	

Absent or not voting, 8:

Elwood	Ringgenberg	Shaff	Tate
Long	Schroeder	Stuart	Watson

The amendment as amended was adopted.

Senator Dailey offered the following amendment and moved its adoption:

Amend House File 375 by adding thereto a new section as follows:

1. By striking the words "forty thousand" in line twenty-five (25) of subparagraph two (2) of section four hundred forty-four point nine (444.9) and inserting in lieu thereof the words "fifty thousand".

Division was called for.

The amendment was adopted.

Senator Hoffman 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, 24:

Anderson	Fisher	McCurdy	Prince
Buck	Grimstead	McManus	Putney
Burton	Henry	Miller	Turner
Dailey	Hoffman	O'Connor	Vest
Elijah	Hoxie	O'Malley	Weiss
Evans	Long	Price	Wormley

Nays, 20:

Boothby	Harbor	Prentis	Shoeman
Butler	Lynes	Rigler	Tate
Dewel	McFarlane	Ringgenberg	Utzig
Dykhouse	Molison	Schroeder	Watson
Gillespie	Nolan	Scott	Weber

Absent or not voting, 6:

Byers	Elwood	Stuart	Walker
Coleman	Shaff		

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Shoeman 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.

Roll call was demanded.

On the question "Shall the motion to reconsider be laid on the table?" the vote was:

Ayes, 16:

Boothby	Dykhouse	Nolan	Utzig
Butler	Harbor	Rigler	Walker
Byers	Long	Scott	Weber
Dewel	McFarlane	Shoeman	Wormley

Nays, 27:

Anderson	Gillespie	McManus	Ringgenberg
Buck	Grimstead	Molison	Schroeder
Burton	Henry	O'Connor	Tate
Dailey	Hoffman	O'Malley	Turner
Elijah	Hoxie	Prentis	Vest
Evans	Lynes	Price	Weiss
Fisher	McCurdy	Prince	

Absent or not voting, 7:

Coleman	Miller	Shaff	Watson
Elwood	Putney	Stuart	

The motion to table failed.

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 49, a bill for an act relating to compensation of shorthand reporters.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 372, a bill for an act relating to compensation of members of the general assembly.

Also: That the House has passed the following House joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 8, creating a special committee to confer with the legislature of the State of Nebraska.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 49

Senate File 49 is hereby amended as follows:

1. By striking the title therefrom and substituting the following:

"An Act relating to compensation of court appointed shorthand reporters and clerk of the grand jury."

2. By adding thereto the following section:

"Section seven hundred seventy point twenty-one (770.21), Code 1954, is hereby amended by striking from line twenty-three (23) thereof the words, 'forty-four hundred' and inserting in lieu thereof the words, 'forty-eight hundred (4800)'."

3. Amend Senate File 49 by adding to section two (2) thereof the following: "Section six hundred five point eight (605.8), Code 1954, is further amended by striking the period at the end thereof and adding the following: ', provided however, that the maximum compensation for one-day attendance at court shall not exceed the per diem herein designated.'"

4. Amend section three (3), line four (4), by striking the words "six thousand" and inserting in lieu thereof the word "fifty-four".

HOUSE AMENDMENT TO SENATE FILE 372

Amend Senate File 372 by adding thereto the following new sections:

1. Section two point sixteen (2.16), Code 1954, is hereby amended by striking all after the word "certified" in lines nine (9) and ten (10) and inserting in lieu thereof a period.

2. Section two point seventeen (2.17), Code 1954, is hereby amended by striking from line one (1) the words "extra or adjourned".

HOUSE MESSAGE CONSIDERED

House Joint Resolution 8, a joint resolution creating a special committee to confer with the legislature of the State of Nebraska and to make a study of the present boundary line between the State of Nebraska and the State of Iowa and to bring a report on the matter to the legislature of this state, such report to be made to the Fifty-eighth General Assembly.

Read first and second times and referred to sifting committee.

Senator Shaff called up the following report and moved its adoption:

REPORT OF CONFERENCE COMMITTEE

ON HOUSE FILE 113

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the Conference Committee appointed to consider the differences between the Senate and House on House File 113, beg leave to report and make the following recommendations:

Amend division one of the Senate Amendment to House File 113 by striking the words and figures "thirty (30)" in line 7 and inserting in lieu thereof the words and figures "thirty-five (35)" and by striking the words and figures "thirty (30)" in line 12 and inserting in lieu thereof the words and figures "thirty-five (35)".

Further amend division one of the Senate Amendment to House File 113 by adding the following after the word "week" in line 8: "and an additional three (3) dollars per week for each dependent under eighteen (18) years of age" and by inserting after the word "week" in line 13 the following: "and an additional three (3) dollars per week for each dependent under eighteen (18) years of age."

Further amend division one of the Senate Amendment to House File 113 by striking from line 7 thereof the words "and residing with the same" and by striking from lines 20 and 21 thereof the words "and residing with the same".

Further amend division one of the Senate Amendment to House File 113 by striking the word "writ" in line 21 and inserting in lieu thereof the word "notice".

Further amend division one of the Senate Amendment to House File 113 by adding the following: "The provisions of this Act shall not be applicable to any judgment entered prior to July 4, 1957."

DAVID O. SHAFF.

CLARK H. MCNEAL.

JACK SCHROEDER.

M. N. BROWN.

W. C. STUART.

WAYNE W. BALLHAGEN.

THOMAS J. DAILEY.

WILLARD M. FREED.

On the Part of the Senate.

On the Part of the House.

On motion of Senator Shaff, the report was adopted.

On motion of Senator Shaff, the recommendations contained in the report were adopted.

Senator Shaff moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 34:

Anderson	Gillespie	Nolan	Scott
Buck	Grimstead	O'Malley	Shaff
Butler	Harbor	Prentis	Shoeman
Byers	Henry	Price	Turner
Dailey	Lynes	Prince	Vest
Elijah	McCurdy	Putney	Walker
Elwood	McManus	Rigler	Weber
Evans	Miller	Schroeder	Weiss
Fisher	Molison		

Nays, 5:

Hoffman	McFarlane	Ringgenberg	Utzig
Hoxie			

Absent or not voting 11:

Boothby	Dewel	O'Connor	Watson
Burton	Dykhous	Stuart	Wormley
Coleman	Long	Tate	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dailey asked and received unanimous consent that House File 113 be immediately messaged to the House, which request was complied with.

MESSAGE FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House insists on its amendments to Senate File 234, a bill for an act relating to the compensation of county officers, and requests a conference. The Speaker has appointed as members of the conference com-

mittee on the part of the House Swisher of Johnson, Lucken of Plymouth, Dietz of Scott and Hoth of Allamakee.

WILLIAM R. KENDRICK, *Chief Clerk.*

CONFERENCE COMMITTEE APPOINTED
ON SENATE FILE 234

President Nicholas announced the appointment of Senators Tate, O'Connor, Schroeder and Lynes on the part of the Senate on the conference committee on Senate File 234.

HOUSE AMENDMENTS CONSIDERED

Senator Molison called up for further consideration Senate File 1, a bill for an act relating to reorganization of school districts.

Senator Molison offered the following amendment, filed by Senators Molison, Elwood and Shaff:

Amend the House amendment to Senate File 1 by adding the following new divisions:

"1. Amend Senate File 1 by adding the following new section:

'Code section two hundred seventy-five point twenty (275.20), Code 1954, and any amendments thereto including amendments of the Fifty-seventh General Assembly is hereby repealed and the following substituted in lieu thereof:

"The voters shall vote separately in each existing school district affected or portion thereof upon the proposition to create such new school corporation. School districts affected or portion thereof shall be defined to mean that area included within the boundaries of the proposed new school corporation, except that where a portion of an existing school district operating a high school, or a rural independent school district of eight (8) sections or more operating a school formed prior to the effective date of this Act, is included within the boundaries of the proposed new school corporation, that affected school district shall be defined as that existing district within and without the proposed new school corporation, and in such districts the entire district shall vote. If the proposition receives a majority of the votes cast in each of at least seventy-five (75) per cent of the said districts, and also a majority of the total number of votes cast in all of said districts, the proposition shall be deemed carried. Provided, however, that if two or more of the school districts affected have a resident average daily attendance in public schools of three hundred (300) or more pupils who were enrolled in public schools in the preceding school year, the proposition must also receive a majority of the votes cast in each of said districts in order to be deemed carried, and in such districts the entire existing district shall vote.'"

"2. Amend Senate File 1 by adding the following new section:

'This Act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in The Gowrie News, a newspaper published at Gowrie, Iowa, and The Marcus News, a newspaper published at Marcus, Iowa.'"

Senator Walker moved that action on Senate File 1 be deferred until Friday morning, April 26, 1957.

Roll call was demanded.

On the question "Shall the Senate defer action on Senate File 1?" the vote was:

Ayes, 10:

Burton	McCurdy	O'Connor	Utzig
Dykhouse	McManus	O'Malley	Walker
Harbor	Nolan		

Nays, 29:

Anderson	Grimstead	Molison	Shaff
Boothby	Henry	Price	Tate
Butler	Hoffman	Prince	Turner
Dailey	Hoxie	Putney	Vest
Dewel	Long	Rigler	Weber
Elwood	Lynes	Ringgenberg	Weiss
Evans	McFarlane	Scott	Wormley
Fisher			

Absent or not voting, 11:

Buck	Elijah	Prentis	Stuart
Byers	Gillespie	Schroeder	Watson
Coleman	Miller	Shoeman	

The motion was lost.

On motion of Senator Molison, the amendment to the House amendment was adopted.

Senator Molison moved that the Senate concur in the House amendment as amended, which motion prevailed.

Senator Molison moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Anderson	Fisher	Miller	Scott
Boothby	Grimstead	Molison	Shaff
Buck	Harbor	O'Connor	Tate
Burton	Henry	O'Malley	Turner
Butler	Hoffman	Prentis	Utzig
Byers	Hoxie	Prince	Vest
Dailey	Long	Putney	Watson
Dewel	Lynes	Rigler	Weber
Elwood	McFarlane	Ringgenberg	Weiss
Evans	McManus	Schroeder	Wormley

Nays, 1:

Nolan

Absent or not voting, 9:

Coleman	Elijah	McCurdy	Stuart
Dykhouse	(Present)	Price	Walker
	Gillespie	Shoeman	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Molison asked and received unanimous consent that

Senate File 1 be immediately messaged to the House, which request was complied with.

Senator Tate called up the following report and moved its adoption:

REPORT OF CONFERENCE COMMITTEE
ON SENATE FILE 234

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on Senate File 234, a bill for an Act relating to the compensation of county officers, beg leave to report and make the following recommendation:

That the House recede from all its amendments and that the bill be amended as follows:

Amend Senate File 234 by adding the following new section:

"This Act shall be in full force and effect on and after January 1, 1958."

W. H. TATE.

JACK SCHROEDER.

J. KENDALL LYNES.

JOHN O'CONNOR.

On the Part of the Senate.

SCOTT SWISHER.

J. HENRY LUCKEN.

RILEY DIETZ.

ELMER HOTH.

On the Part of the House.

The report was adopted.

On motion of Senator Tate, the recommendations contained therein were adopted.

Senator Tate 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, 46:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Tate
Burton	Harbor	O'Malley	Turner
Butler	Henry	Prentis	Utzig
Byers	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, 2:

Hoffman Ringgenberg

Absent or not voting, 2:

Coleman Stuart

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Tate asked and received unanimous consent that Senate

File 234 be immediately messaged to the House, which request was complied with.

Senator Miller called up for consideration Senate File 372, a bill for an act to amend sections two point eleven (2.11), two point thirteen (2.13) and two point fourteen (2.14), Code 1954, relating to compensation of members of the General Assembly, the Lieutenant Governor, and the Speaker of the House of Representatives, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 372 by adding thereto the following new sections:

1. Section two point sixteen (2.16), Code 1954, is hereby amended by striking all after the word "certified" in lines nine (9) and ten (10) and inserting in lieu thereof a period.

2. Section two point seventeen (2.17), Code 1954, is hereby amended by striking from line one (1) the words "extra or adjourned".

The Senate concurred in the House amendments.

Senator Miller moved that the bill as amended by the House and concurred in by the Senate 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	Fisher	Molison	Shaff
Buck	Harbor	Nolan	Shoeman
Burton	Henry	O'Connor	Tate
Butler	Hoffman	O'Malley	Turner
Byers	Long	Price	Utzig
Coleman	McCurdy	Prince	Walker
Elwood	McManus	Rigler	Weber
Evans	Miller	Schroeder	Weiss

Nays, 16:

Boothby	Elijah	Lynes	Ringgenberg
Dailey	Gillespie	McFarlane	Scott
Dewel	Grimstead	Prentis	Vest
Dykhouse	Hoxie	Putney	Watson

Absent or not voting, 2:

Stuart	Wormley
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

Senator Vest called up for further consideration House File 230, a bill for an act to provide for reimbursement to utilities for non-betterment costs associated with relocation of facilities occasioned by Federal aid highway projects.

Senator Vest offered the following amendment and moved its adoption:

Amend House File 230 as follows:

1. By inserting immediately following section 3 the following:

"Section 4. The term "utility" shall include all privately, publicly, municipally or cooperatively owned systems for supplying water, sewer, electric lights, street lights and traffic lights, gas, power, telegraph, telephone, transit, pipe line or like service to the public or any part thereof if such system be authorized by law to use the streets or highways for the location of its facilities."

2. By renumbering section 4 as section 5.

The amendment was adopted.

Senator Dewel took the chair at 4:15 p.m.

Senator O'Malley called up the following amendment:

Amend House File 230 as follows:

1. Amend the title by inserting after the word, "to" in line one (1) thereof the following words, "municipalities and certain municipally owned".

2. By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Whenever state or county authorities shall determine that any traffic light, sewer, storm sewer, or water mains or water distribution system, belonging to any city or town or municipal water works, which facility now is, or hereafter may be, located in, over, along, or under any highway, including highway extensions in cities or towns, qualifying for federal aid, should be removed, the city or town or municipal water works to which said facility belongs shall relocate or remove the same. The cost of relocation or removal, including the costs of installing such facility in a new location, and the cost of the land or any rights and interest in land and any other rights acquired to accomplish such relocation shall be ascertained and paid by the state as part of the cost of such federally aided project.

Sec. 2. Costs of relocation shall include the entire amount expended by such city or town or municipal water works properly attributable to such relocation after deducting therefrom any increase in the value of the new facility over the old facility and any salvage value derived from the old facility including any money received through sale of the land, or rights and interest in land, on which the old facility was located.

Sec. 3. All prior acts, either general or special heretofore enacted, which are inconsistent with this Act are hereby repealed."

Senator Nolan offered the following amendment to the amendment:

Amend the amendment as follows:

1. By inserting after the first comma (,) in line 10 the following: "telephone lines, electric and gas distribution systems belonging to any person, firm or corporation,".

2. By inserting after the word "works" in line 14 the following: ", and person, firm or corporation,".

3. By striking the following in lines 16, 17 and 18: ", and the costs of the land or any rights and interest in land and any other rights acquired".

4. By inserting after the word "works" in line 22 the following: ", or by any person, firm or corporation, except the cost of the land or any rights or interest in land,".

Senator Utzig moved that House File 230 be laid on the table.

Roll call was demanded.

On the question "Shall House File 230 be laid on the table?" the vote was:

Ayes, 4:			
Price	Ringgenberg	Schroeder	Utzig
Nays, 41:			
Anderson	Elwood	McCurdy	Scott
Boothby	Evans	McFarlane	Shaff
Buck	Fisher	McManus	Tate
Burton	Gillespie	Miller	Turner
Butler	Grimstead	Nolan	Vest
Byers	Harbor	O'Malley	Walker
Coleman	Henry	Prentis	Watson
Dailey	Hoffman	Prince	Weber
Dewel	Long	Putney	Weiss
Dykhouse	Lynes	Rigler	Wormley
Elijah			
Absent or not voting, 5:			
Hoxie	O'Connor	Shoeman	Stuart
Molison			

The motion to table was lost.

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 and passed House File 100, a bill for an act relating to reclassification of lands in drainage and levee districts.

Also: That the House has concurred in Senate amendments to and passed House File 553, a bill for an act relating to regulation of water resources of Iowa.

WILLIAM R. KENDRICK, *Chief Clerk.*

SENATE CONCURRENT RESOLUTION 36

By Committee on Claims

Whereas, doubt has arisen under provisions of section twenty-five point seven (25.7), Code 1950, that submission of claims to the joint claims committee of the Senate and House and rejection by said committee constitutes final action thereon by the General Assembly as provided in said section; and,

Whereas, certain claims rejected by previous joint claims committees are sometimes reprocessed by the state appeal board for recurring submissions; and,

Whereas, it is deemed desirable that claims submitted to the joint claims committee of the Fifty-seventh General Assembly and rejected thereby should be submitted to the Senate and House thereof for final action and determination as the act of the General Assembly.

Therefore, Be It Resolved by the Senate, the House Concurring: That the claims hereinafter set forth, duly processed by the state appeal board

and rejected by the joint claims committee, be considered by the Senate and House, and the action of the joint claims committee be approved.

Claimant	Claim No.	Nature of Claim	Amount
Harold J. Eaton Lucas, Iowa	5	Deer damage	\$ 100.00
Audubon County Audubon, Iowa	6	Sales tax	658.12
Spence Kellogg & Sons, Des Moines, Iowa	8	Fuel tax	376.85
George Eichman Sheldon, Iowa	9	Deer damage	50.96
J. Lewis Heston Russell, Iowa	13	Deer damage	120.00
Henry A. Hansen Des Moines, Iowa	18	Sick leave pay	155.00
Marion County Knoxville, Iowa	24	Keep of inmate	13,251.16
Mrs. Elmer Crozier Knoxville, Iowa	25	Personal Injury	145.20
Mrs. Sylvia Diggs Des Moines, Iowa	27	Personal Injury	30.75
Homer Weimer Marcus, Iowa	31	Fuel tax	15.02
Zephyr Vent. Awning Co. Oskaloosa, Iowa	33	Fuel tax	53.68
Clifford M. Fink Ft. Madison, Iowa	35	False imprisonment	200,000.00
Illinois Nat'l Casualty Co. Springfield, Ill.	36	Car damage	135.00
Adolph Hansen Wilton Junction, Iowa	38	Fuel tax	4.27
Fred H. Harder Washta, Iowa	40	Fuel tax	19.86
Charles F. Troyer Goshen, Indiana	45	Auto License	16.00
Marvin Henry Poel Ft. Madison, Iowa	47	False imprisonment	100,000.00
Lester L. Smith Malcolm, Iowa	48	Personal injury	295.40
Peter Van Sabben Northwood, Iowa	52	Fuel tax	29.16
Jack Mahlerwein Grinnell, Iowa	53	Personal injury per month for life	100.00
Plymouth County LeMars, Iowa	60	Excess charges for auto license	728.06
S. S. Wischer Elmore, Missouri	62	Wild fowl damage	67.50

Claimant	Claim No.	Nature of Claim	Amount
John Bladt Shelby, Iowa	64	Fuel tax refund	89.23
J. C. Marchant Wilton Junction, Ia.	65	Fuel tax refund	9.21
Jasper W. Teeter Eldon, Iowa	66	Old warrant	31.30
Spence Abrams Clear Lake, Iowa	69	Fuel tax refund	16.29
Drs. Schrock, Johnson, Waters Omaha 31, Nebraska	70	Professional services	30.00
Sanitary Market & Locker Orange City, Iowa	72	Warrant	55.00
P. L. Greiner Lisbon, Iowa	73	Fuel tax refund	21.66
L. A. Juergens Kalispel, Montana	75	Fuel tax refund	16.30
Raymond Curry Grand Junction, Iowa	80	Fuel tax refund	14.54
Howard R. Cameron Ute, Iowa	82	Fuel tax refund	15.60
Foster L. Grant Bloomfield, Iowa	83	Fuel tax refund	9.69
Leo C. Senevey Jefferson City, Mo.	86	License refund	6.50
Wayne Barlow Swaledale, Iowa	87	Fuel tax refund	13.13
Best Foods, Inc. Chicago 23, Ill.	88	Used margarine stamps	117.00
Max Weiss Nashua, Iowa	90	Squirrel damage	173.23
Blaugas Company Omaha, Nebraska	94	Registration fee Refund	1,710.00
Marvin H. Poel Fort Madison, Iowa	95	Conviction appeal	500,000.00
Lyle W. Rydstrom Alta, Iowa	97	Fuel tax refund	6.83
Highland Park Funeral Home Des Moines, Iowa	104	Burial	203.68
Mrs. Maude Thomas Bell, Calif.	105	Labor on capitol	unknown
Ralph Le Master, Jr. Woodward, Ia.	106	Property damage	93.35
C. A. Langbehn Walnut, Iowa	114	Deer damage	242.34
Eugene Deal Waukon, Iowa	118	Fuel tax refund	22.22

Claimant	Claim No.	Nature of Claim	Amount
Travelers Fire Ins. Co. Des Moines, Ia.	124	Subrogation	81.25
Sam G. Pickus Sioux City, Ia.	131	Sidewalk assessment	242.47
Arthur Barth Decorah, Iowa	132	Fuel tax refund	13.78
Mrs. Kenneth W. Stewart Van Meter, Ia.	133	Fuel tax refund	12.69
Richard H. Nelson Ft. Madison, Ia.	139	Personal injury	10,000.00
Alvin S. Renaas Decorah, Ia.	140	Fuel tax refund	1.37
James A. Baldwin Spencer, Ia.	141	Property damage	760.00
Frank I. Mace Des Moines, Ia.	144	Vacation pay	65.33
H. C. Baldes Remsen, Ia.	150	Fuel tax refund	18.28
Roswell H. Chrisman Chicago 4, Ill.	151	Fuel tax refund	19.77
Lloyd Axser Des Moines, Ia.	154	Lucas School Student injury	26,500.00
Earl Gerlach St. Ansgar, Ia.	155	Fuel tax refund	27.62
Virgil Weuve State Center, Ia.	157	Fuel tax refund	128.13
G. C. Monckmeier Davenport, Ia.	158	Fuel tax refund	18.60
North American Steel Co. Clinton, Ia.	165	Dredge rental	27,918.18
Mrs. Pearl E. Jones Burlington, Ia.	176	Personal injury	50,000.00
Scott County Davenport, Ia.	173	Care of inmate	13,907.68
Harold Wartburg Cambridge, Iowa	177	Gas tax refund	33.00
Marion County Knoxville, Iowa	181	Care of inmate	15,298.93
Ray W. Lehner Bernard, Iowa	186	Personal injury	406.50
Estes and Son Funeral Home Des Moines, Iowa	189	Ineligible for burial benefits	150.00
State Farm Mutual Ins. Co. Bloomington, Illinois	H-1	Car damage	860.56
Russell Lundquist Corning, Iowa	H-2	Car damage	50.00

Claimant	Claim No.	Nature of Claim	Amount
Donald Clayton Morton Monroe, Iowa	H-3	Car damage	150.00
Mrs. A. H. Campbell Eldon, Iowa	H-5	Car damage	44.94
W. E. Wiemer Ledyard, Iowa	H-6	Property damage	41.73
Laurence C. Firkins Spencer, Iowa	H-10	Car damage	36.74
Ralph Bowman Des Moines, Iowa	H-12	Car damage	745.50
Iowa Home Mutual Casualty Co. Des Moines, Iowa	H-13	Car damage	1,355.53
Robert W. Cerhan New Albany, Indiana	H-14	Car damage	515.49
Virgil E. Nutt Des Moines, Iowa	H-17	Loss of calf	75.00
Mrs. Guy Gittins Hinton, Iowa	H-19	Weed spray damage	256.00
Iowa Farm Mutual Ins. Co. Des Moines, Iowa	H-22	Car damage	105.83
Milford E. Brown Estherville, Iowa	H-23	Car damage	10.00
Frederick H. Stuhr Oakland, Iowa	H-26	Car damage	50.00
State Farm Mutual Auto. Ins. Bloomington, Illinois	H-26	Car damage	209.73
Catherine & Joseph Hirsch New Brunswick, New Jersey	H-30	Property damage	48.25
Firemen's Ins. Co. Chicago 3, Ill.	H-31	Auto damage	705.45
Lloyd S. Kalofsky Sioux City, Ia.	H-32	Auto damage	50.00
Margaret Selindh Des Moines, Ia.	H-33	Auto damage	211.98
Herbert Bohannon Roswell, New Mexico	H-34	Auto damage	492.00
Aetna Casualty & Surety Co. Des Moines, Ia.	H-39	Subrogation	7,802.71
C. & G. Transport Co. Des Moines, Ia.	H-40	Truck damage	1,255.29
Otto H. Reichardt Des Moines, Ia.	H-41	Personal injuries	1,824.00
Hofmeister Partnership Lewis, Iowa	H-44	Property loss	200.00

Claimant	Claim No.	Nature of Claim	Amount
D. Z. Huntley Cedar Falls, Ia.	H-45	Auto damage	52.29
Iowa Farm Mutual Ins. Co. Des Moines, Ia.	H-46	Auto damage	20.00
Joseph Gerald Young Coin, Iowa	H-48	Auto damage	218.01
James Hannan Durango, Iowa	H-53	Property damage	225.00
James Kopsas Doon, Iowa	H-54	Personal injury & Auto damage	2,210.00
Mrs. James Kopsas Doon, Iowa	H-55	Personal injury	639.00
Cyril Brownmiller Marcus, Ia.	H-56	Auto damage & Personal injury	1,367.66
I. G. Sime Somers, Ia.	H-57	Auto damage	98.00
Robert Chapman Brandon, Ia.	H-60	Auto damage	273.23
Linn Foderberg Estherville, Ia.	H-61	Personal injury	11,230.00
Loyd Van Patten Indianola, Ia.	H-63	Property damage	5,920.00
St. Paul Fire & Marine Ins. St. Paul, Minn.	H-65	Car damage	563.01
John & Jeanie Warner Waterloo, Iowa	H-68	Property damage	1,150.00
Martin A. Myers Humboldt, Iowa	H-69	Fence damage	25.00
H. A. Hueton Glidden, Iowa	H-71	Car damage	173.21
Iowa Farm Mutual Ins. Des Moines, Iowa	H-72	Car damage	32.59
Iowa Farm Mutual Ins. Des Moines, Iowa	CD-80	Car damage	110.00

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 375 failed to pass the Senate.

ARNOLD UTZIG.

REPORT ON JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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

462, 475, 483 and 484; also, House Files 1, 64, 136, 137, 146, 159, 174, 212, 252, 273, 306, 342, 352, 367, 389 and 559.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 462, 475, 483 and 484; also, House Files 1, 64, 136, 137, 146, 159, 174, 212, 252, 273, 306, 342, 352, 367, 389 and 559.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 25th day of April, 1957, sent to the Governor for his approval: Senate Files 462, 475, 483 and 484.

NORVAL EVANS, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 22, 1957, the Governor had approved the following bills:

Senate File 433, relating to consent to adoption.

Senate File 469, relating to an appropriation to the State Fair Board for the purpose of state aid to agricultural societies.

Senate File 470, relating to an appropriation to the State Soil Conservation Committee.

A communication was received announcing that on April 23, 1957, the Governor had approved the following bills:

Senate File 3, relating to supplemental aid to schools.

Senate File 471, creating the general contingent fund of the state.

Senate File 473, relating to an appropriation from the Iowa Public Employees Retirement System fund to the Employment Security Commission.

A communication was also received announcing that on April 24, 1957, the Governor had approved the following bills:

Senate File 7, relating to state income taxes.

Senate File 88, relating to bonds and liability insurance of certified public accountants.

Senate File 93, relating to exemption of animals from property tax.

Senate File 185, relating to crossing highways with tile drains

Senate File 429, relating to the transporting of instruments of husbandry and commercial fertilizers.

Senate File 297, relating to claims against school corporations.

Senate File 436, relating to veterinary medicine.

Senate File 438, relating to official bonds.

REPORT OF SIFTING COMMITTEE

(Noncontroversial)

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the special noncontroversial calendar:

H. F. 589	H. F. 468	H. F. 578	H. F. 544
H. F. 153	H. F. 500	H. F. 40	H. F. 155
H. F. 585	H. F. 423	H. F. 74	H. F. 457
H. F. 124	H. F. 296	H. F. 86	H. F. 77

ALAN VEST, *Chairman,*
Noncontroversial Calendar
of Sifting Committee.

AMENDMENTS FILED

1 Amend the Nolan amendment to Senate File 318 filed March 13,
2 1957, by striking subsection 7 of Section 1 and substitute
3 in lieu thereof the following:

4 "Any handler of food products as herein defined may if
5 he so elects be taxed as herein provided by filing such
6 election with the assessor in his respective taxing district
7 on or before the 1st day of March in the year of such
8 assessment; if such taxpayer so elects to be taxed in accor-
9 dance with the provisions herein contained, he shall be
10 exempt from a personal property tax for that year for such
11 food products. If such taxpayer so elects to be taxed as
12 herein provided, he shall not thereafter rescind such
13 election for subsequent year of assessment.

14 If such taxpayer does not elect to be taxed as herein
15 provided, he shall be assessed for his personal property,
16 including merchandise, as otherwise now provided."

IRVING D. LONG.

1 Amend House Joint Resolution 8 as follows:

2 1. By adding the following as a new section after section two.

3 "Sec. 3. The terms of office of committee members shall
4 be four years from July 1 of the year of appointment. Of the
5 first members appointed, one from the Senate and one from the
6 House, the terms shall be for two years from said date. A
7 vacancy shall exist whenever a committee member ceases to be
8 a member of the general assembly."

9 2. By striking all of section 6 and inserting in lieu thereof
10 the following:

11 "The committee shall make biennial reports to the general
12 assembly and submit its recommendations."

13 3. By renumbering the sections.

FRANK HOXIE.

JIM O. HENRY.

1 Amend the amendment to House Joint Resolution 10 filed
2 by Senators Elijah and Ringgenberg on April 24, 1957, by
3 adding to line two (2) and line four (4) following the word
4 "beer" the following: "containing more than four percentum
5 (4%) of alcohol by weight".

JOHN D. SHOEMAN.

1 Amend House Joint Resolution 10 as follows:
 2 1. Section 1, line 4, by adding a comma (,) after the word'
 "thereof".
 3 2. Further amend section 1, line 5, by striking the words
 4 "adding thereto" and inserting in lieu thereof the word "inserting".
 5 3. Further amend section 1, by inserting "Legislative Department,"
 6 before the word "Section" where it appears in lines 10 and 15.
 7 4. Further amend section 1 by adding after the period (.) in the
 8 last line the following: "Upon ratification of this amendment by
 9 the people, the general assembly next following shall enact laws
 10 governing the retail sale of liquor by the drink and shall submit to
 11 the people, at a special election to be held during the same year,
 12 the proposition of whether the prohibition of the retail sale of
 13 liquor by the drink shall be continued in the state of Iowa, and if
 14 a majority of those voting upon said proposition at said special
 15 election determines that the prohibition shall not be continued,
 16 then the retail sale of liquor by the drink shall thereupon be
 17 permitted in accordance with said laws. If a majority determines
 18 that the said prohibition shall continue, the general assembly may
 19 nevertheless enact the same or different laws governing the retail
 20 sale of liquor by the drink and may also resubmit the said
 21 proposition to the people at other subsequent elections."

D. C. NOLAN.

LAWRENCE PUTNEY.

JACK SCHROEDER.

JACK MILLER.

1 Amend House File 230 by striking sections 1 and
 2 2 and inserting in lieu thereof the following:
 3 "Section 1. Whenever state or county authorities
 4 shall determine that any utility facility which now is,
 5 or hereafter may be, located in, over, along, or under any
 6 highway qualifying for federal aid, including highway
 7 extensions within cities and towns, should be removed, the
 8 utility owning or operating such facility shall relocate
 9 or remove the same in accordance with statutory notice,
 10 and the costs of relocation or removal shall be ascertained
 11 by the Iowa State Highway Commission, and one-half (½) of
 12 such costs shall be paid by the state or county, as the
 13 case may be, to the utility as part of the cost of such
 14 federally aided project.
 15 Sec. 2. Costs of relocation or removal shall include
 16 the entire amount paid by the utility properly attributable
 17 to the relocation or removal including the costs of installing
 18 such facilities in a new location, after deducting therefrom
 19 any increase in the value of the new facility over the value
 20 of the old facility and any salvage value derived from the
 21 old facility. Costs of relocation or removal shall not
 22 include the cost of any land or rights and interests in
 23 land, or other rights acquired to accomplish such relocation."

CARROLL PRICE.

1 Amend the O'Malley amendment filed April 18, 1957 to House File
 230 as follows:
 2 1. By striking from lines 3 and 4 thereof the words
 3 "municipalities and certain municipally owned" and inserting in

- 4 lieu thereof the following: "counties, municipalities and certain
5 municipally owned".
- 6 2. By striking the word "or" in line 8.
- 7 3. By inserting after the comma (,) following the word
8 "system" in line 9 thereof the following: "or any other facility,".
- 9 4. By inserting after the word "any" in line 9 thereof the
10 following: "county,".
- 11 5. By inserting after the word "in" in line 12 thereof the
12 following: "counties,".
- 13 6. By inserting after the word "the" in line 13 thereof the
14 following: "county,".
- 15 7. By inserting after the word "such" in line 22 thereof the
16 following: "county,".

W. H. TATE.

- 1 Amend section 2 of the O'Malley amendment to House File 230
 filed April
2 18, 1957, by adding the following at the end thereof:
- 3 "The cost of relocation, however, shall not include any
4 amount paid by the utility properly attributable to capital
5 investment or equipment otherwise necessarily owned by the
6 utility in the operation of its business."

DAVID O. SHAFF.

- 1 Amend House File 230 as follows:
- 2 1. Amend the title by inserting after the word, "utilities"
3 in line 1 thereof the words, "and municipalities".
- 4 2. Amend section 1 by inserting after the word,
5 "facility" in line 2 the words, ", including any
6 facility of any municipal utility, or any traffic light, sewer,
7 storm sewer, or water main or water distribution system
8 belonging to any city or town".
- 9 3. Further amend section 1 by inserting after the
10 word, "utility" in line 5 the words, "or municipality".
- 11 4. Amend section 2 by inserting after the word,
12 "utility" in line 2 thereof the words, "or municipality".

GEORGE E. O'MALLEY.

- 1 1. Amend the O'Malley amendment filed April 18, 1957 to House
2 File 230 by adding the following as a new section following section 2:
- 3 "No reimbursement shall be made for any facilities under this
4 Act unless the funds provided by federal aid may be used to pay at
5 least fifty (50) percent of each such reimbursement payment."
- 6 2. Further amend the O'Malley amendment by renumbering the
7 remaining section.

JIM O. HENRY.

- 1 House File 230 is hereby amended by adding the following
2 to section 3: "No reimbursement shall be made for any
3 facilities under this Act unless the funds provided by
4 federal aid may be used to pay at least fifty (50) percent
5 of each such reimbursement payment."

JIM O. HENRY.

- 1 Amend the O'Malley amendment to House File 230 as follows:
- 2 1. By inserting in line 10 following the first comma the following:
3 "or any utility as enumerated in section three hundred eighty-
4 six point one (386.1) and section three hundred ninety-seven point

- 5 twenty (397.20), Code 1954, which utility or any portion thereof is
located
6 within the limits of a municipal corporation".
7 2. By adding after the comma in line 12 the following:
8 "or which facility, if belonging to a utility as defined herein,
9 and now is, or hereafter may be located within a municipal
10 corporation".
11 3. By adding the following in line 14 after the word "works":
12 "or utility as defined herein".
13 4. By adding the following in line 22 after the word "works":
14 "or utility as defined herein".

THOMAS J. DAILEY.
J. KENDALL LYNES.

On motion of Senator Nolan, the Senate adjourned until 9:35
a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, APRIL 26, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Carlo Petersen, pastor of the St. John's Lutheran Church, Ringsted, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By the following Senators, favoring proposed legislation relating to providing necessary state funds for present school aids, and amending the election procedure for the reorganization of schools:

By Senator Elwood, from thirty-four residents of Howard County.

By Senator Long, from seventy-eight residents of Buchanan County.

By Senator Prince, from twenty residents of Dallas County.

By Senator Walker, from twenty-one residents of Buchanan County.

PRESENTATION OF VISITORS

Senator O'Malley asked and received unanimous consent to present to the Senate Mr. and Mrs. Haglund and their four daughters of Shebandowan, Ontario, who were present in the Senate chamber.

Senator Vest asked and received unanimous consent to present to the Senate nineteen members of the citizenship seminar of the Iowa United Christian Youth Movement who were present in the balcony accompanied by Darrell Gifford, president.

Senator Ringgenberg asked and received unanimous consent to present to the Senate eleven members of the student council of the Gilbert High School who were present in the balcony.

Senator Wormley asked and received unanimous consent to present to the Senate the members of the fifth, sixth, seventh and eighth grade classes of the Palo Alto No. 8 School of Jasper County who were present in the balcony accompanied by their instructor, Mrs. Ben Esmeyer.

INTRODUCTION OF BILLS

Senate File 496, by committee on appropriations, a bill for an act to appropriate from the general fund of the State of Iowa for capital improvements for institutions under the board of regents, including construction of new buildings, repairs, improvements, replacements, or alterations, and providing for the joint control for the expenditure thereof by the board of regents and the budget and financial control committee.

Read first and second times and placed on the calendar.

SENATE CONCURRENT RESOLUTION 36

Senator Buck called up Senate Concurrent Resolution 36, filed and found on pages 1052, 1053, 1054, 1055, 1056 and 1057 of the Senate Journal, and moved its adoption.

The motion prevailed and the resolution 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 amended and passed the following bill in which the concurrence of the House was asked:

Senate File 81, a bill for an act to transfer the administration of the statutes relating to fire protection in hotels.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 599, a bill for an act to provide minimum state retirement allowance to certain employees in the public schools.

WILLIAM R. KENDRICK, *Chief Clerk*

HOUSE AMENDMENTS TO SENATE FILE 81

Amend Senate File 81 as follows:

1. By striking all after the words, "An Act" in the title and inserting in lieu thereof the following:

"relating to fire protection, fire safety and powers and duties of the state fire marshal, and to amend certain sections of chapters one hundred (100), one hundred three (103), one hundred thirty-five C (135C) and one hundred seventy (170), Code 1954, relating thereto."

2. By striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section one hundred point one (100.1), Code 1954, is amended by adding thereto the following:

"His duties shall be as follows:

1. To enforce all laws of the state relating to the suppression of arson, and to apprehend those persons suspected of arson;

2. To investigate into the cause, origin and circumstances of fires;

3. To promote fire safety and reduction of loss by fire through educational methods;

4. To enforce all laws, and the rules and regulations of the Iowa department of public safety, concerned with:

a. The prevention of fires;

b. The storage, transportation, handling and use of inflammable liquids, combustibles, and explosives;

c. The storage, transportation, handling and use of liquid petroleum gas;

d. The electric wiring and heating, and adequate means of exit in case of fire, from churches, schools, hotels, theatres, amphitheatres, asylums, hospitals, nursing homes, college buildings, lodge halls, public meeting places, and all other structures in which persons congregate from time to time, whether publicly or privately owned;

5. To promulgate fire safety regulations. The state fire marshal shall have exclusive right to promulgate fire safety regulations as they apply to enforcement or inspection requirements by the state fire marshal, but such regulations shall be promulgated only after public hearing and approval thereof by the attorney general. Wherever by any statute the fire marshal or the department of public safety is authorized or required to promulgate, proclaim, or amend rules, regulations and minimum standards regarding fire hazards or fire safety or protection in any establishment, building or structure, such rules, regulations and standards shall promote and enforce fire safety, fire protection and the elimination of fire hazards as the same may relate to the use, occupancy and construction of such buildings, establishments or structures. The word "construction" shall include, but is not limited to, electrical wiring, plumbing, heating, lighting, ventilation, construction materials, entrances and exits, and all other physical conditions of the building which may affect fire hazards, safety or protection. Such rules, regulations and minimum standards shall be in substantial compliance with the standards of the National Fire Protection Association relating to fire safety as published in the national fire codes."

Sec. 2. Section one hundred point two (100.2), Code 1954, is hereby repealed and the following substituted in lieu thereof:

"The chief of the fire department of every city or town in which a fire department is established, the mayor or chief executive officer of every city or town in which no fire department exists, the chief of the fire department responding to every township fire where there is a contract for fire protection in effect, or the township clerk of every township outside the limits of any city or town not having a contract for fire protection shall investigate into the cause, origin and circumstances of every fire occurring in such city, town, village, or township by which property has been destroyed or damaged or which results in bodily injury to any person, and determine whether such fire was the result of natural causes, negligence or design. The state fire marshal may assist in such investigation or may superintend and direct the investigation if he deems it necessary."

Sec. 3. Section one hundred point three (100.3), Code 1954, is hereby repealed and the following substituted therefor:

"Whenever the investigation of a fire indicates that bodily injury, or property damage to the extent of fifty (50) dollars or more, was caused by such fire, or where arson is suspected, the official required by section one hundred point two (100.2) to make such investigation shall, within one (1) week of the occurrence of the fire, report in writing to the state fire marshal stating all facts relating to the cause and origin of the fire and such other information as may be called for by the report forms provided by the state fire marshal. Furthermore, when the investigating officer believes the fire was by design, or whenever death occurs as the result of a fire such officer shall immediately notify the state fire marshal."

Sec. 4. Section one hundred point thirteen (100.13), Code 1954, is

hereby amended by striking the word "and" from line thirteen (13), and inserting in lieu thereof the following:

" , or he may order the owner or occupant to follow safe-storage procedures for explosives as set forth by the fire prevention code of the National Fire Protection Association. Any".

Sec. 5. Section one hundred point thirty-one (100.31), Code 1954, is hereby repealed and the following substituted in lieu thereof:

"It shall be the duty of the state fire marshal and his designated subordinates to require all private and public school officials and teachers to conduct fire drills in all school buildings at least once each month when school is in session; and to require the officials and teachers of all schools to keep all doors and exits of their respective rooms and buildings unlocked during school hours or when such areas are being used by the public at other times.

Every school building with two (2) or more classrooms shall have a warning system of a type approved by the Underwriters' Laboratories and by the state fire marshal. Said warning system shall be used only for fire drills or as a warning for emergency. Every school building shall also be equipped with first-aid fire extinguishers, with the type, size and number in accordance with National Fire Protection Association standards and approved by the state fire marshal.

The state fire marshal or his deputies shall cause each public or private elementary or high school, college or university to be inspected at least once every two (2) years to determine whether each school meets the fire safety standards of this code and is free from other fire hazards. Provided, however, that cities which employ fire department inspectors shall cause such inspections to be made."

Sec. 6. Section one hundred point thirty-two (100.32), Code 1954, is hereby repealed and the following substituted therefor:

"The state fire marshal may cooperate with any recognized agency in the education of the public in fire safety, but no money shall be expended for such purpose except it be specifically appropriated by the legislature for that purpose. Any such agency receiving appropriations of state money for fire safety purposes shall annually file with the auditor of the state an itemized statement of all its receipts and expenditures.

The state fire marshal may cause fire-safety information and educational material to be printed and distributed to schools, fire departments, or other interested persons or organizations."

Sec. 7. Section one hundred point thirty-four (100.34), Code 1954, is hereby amended by striking all of the first five (5) lines and the words, "state fire marshal," from line six (6) and inserting in lieu thereof the following:

"Every official reporting a fire to the state fire marshal as required by section one hundred point three (100.3) shall be paid".

Sec. 8. Section one hundred three point one (103.1), Code 1954, is hereby repealed and the following is substituted in lieu thereof:

"Every church, school, hotel, theater, amphitheater, asylum, hospital, nursing home, college or university building, lodge hall, club room, public meeting place, and all other structures in which persons congregate from time to time, whether publicly or privately owned, shall have at least two (2) means of exit from each story. All such buildings shall be equipped with such protection from fire, and means of escape therefrom, as in this chapter provided.

After the thirty-first day of December, 1957, every such new or remodeled building, except private one—or two-family dwellings and farm buildings, shall have at least two (2) means of exit from each story and shall be equipped with such protection from fire, and means of escape therefrom, as in this chapter provided."

Sec. 9. Section one hundred three point two (103.2), Code 1954, is hereby amended by adding the following new sentences:

"The word 'exit' shall mean a doorway or doorways or windows, or such doorways together with connecting hallways or stairways, either interior or exterior, or fire escapes, by means of which occupants may proceed safely from a room or space to a street or to a space which provides safe access to a street. Two (2) or more separate exit ways may use the same corridor or hallway."

Sec. 10. Section one hundred three point three (103.3), Code 1054, is hereby amended as follows:

1. By striking all of the first twelve (12) lines thereof and by inserting the following in lieu thereof:

"In addition to the requirements of section one hundred three point one (103.1), every building coming under the provisions of this chapter shall have at least the number of exits of the kind prescribed by law and as determined by the following formula:

Number of exits shall equal C times P."

2. By striking all of lines forty (40) to forty-six (46), inclusive, and substituting the following in lieu thereof:

"Nothing in this chapter shall be construed to permit less than two (2) exits from each story of every building except private one—or two-family dwellings and farm buildings. When the result of said formula is two (2) or less than two (2), the number of exits shall be two (2). The number of additional exits required shall include any fraction as a unit, except when such fraction shall be thirty-three hundredths (.33) or less, in which case the fraction may be dropped if permitted by the inspector."

Sec. 11. Section one hundred three point four (103.4), Code 1054, is hereby amended by striking from line four (4) the words, "first fire escape" and substituting in lieu thereof the words, "second exit".

Sec. 12. The fire marshal shall adopt, amend, promulgate and enforce rules, regulations and standards relating to fire protection, fire safety and the elimination of fire hazards in churches, schools, hotels, theaters, amphitheaters, hospitals, nursing homes, custodial homes, boarding homes or housing, rest homes, dormitories, college buildings, lodge halls, club rooms, public meeting places, places of amusement, and all other buildings or structures in which persons congregate from time to time, whether publicly or privately owned. Any person, firm or corporation violating any of such rules and regulations of the fire marshal shall be deemed guilty of a misdemeanor and upon conviction shall be punished by a fine of not less than twenty-five (25) dollars nor more than one hundred (100) dollars. Each day of the continuing violation of such rules and regulations after conviction shall be considered a separate offense. Appeals may be taken from such convictions as in other criminal cases."

Sec. 13. Section one hundred seventy point thirty-eight (170.38), one hundred seventy point thirty-nine (170.39), one hundred seventy point forty (170.40), one hundred seventy point forty-one (170.41), one hundred seventy point forty-two (170.42), one hundred seventy point forty-three (170.43), one hundred seventy point forty-four (170.44), one hundred seventy point forty-five (170.45), and one hundred seventy point forty-eight (170.48), Code 1954, are hereby repealed.

Sec. 14. Section one hundred seventy point forty-seven (170.47), Code 1954, is hereby amended by striking the words, "or that the fire escapes and appliances are not kept in accordance with law," from lines five (5), six, (6), and seven (7).

Sec. 15. Chapter one hundred seventy (170), Code 1954, is hereby amended by adding the following new section thereto:

"The state fire marshal shall adopt, amend, promulgate, and enforce such rules, regulations and standards relating to fire protection and fire safety in hotels, restaurants and food establishments, but such regulations shall be promulgated only after public hearing and approval thereof by the attorney general. Any person, firm or corporation violating any of said rules and regulations of said fire marshal shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than twenty-five (25) dollars nor more than one hundred (100) dollars, and each day of a continuing violation after conviction shall be considered a separate offense.

"All rules, regulations and standards adopted for nursing homes and custodial homes shall be subject to regulations of chapter one hundred thirty-five C (135 C) of the Code."

HOUSE MESSAGE CONSIDERED

House File 599, a bill for an act to provide for minimum state retirement allowance payments to certain employees in the public schools of the State of Iowa who retired prior to July 4, 1953, 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 concurred in the Senate amendment to the House amendment to, and passed, Senate File 1, a bill for an act relating to reorganization of school districts.

Also: That the House has adopted the conference committee report on, and adopted the amendment recommended therein, and passed, Senate File 234, a bill for an act relating to the compensation of county officers.

Also: That the House has receded from House amendments 2 and 4, has concurred in Senate amendments to House amendments, and passed, Senate File 465, a bill for an act to appropriate from general fund to board of regents.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 460, a bill for an act to provide property tax relief by amendments to the income, sales and use tax laws.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 489, a bill for an act to make appropriations to Clutier Independent School District.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 460

Amend Senate File 460 by striking sections 5, 6, 7 and 8 and inserting in lieu thereof the following new sections:

"1. Section seven (7), chapter forty-five (45), Acts of the Fifty-sixth General Assembly, is hereby amended by striking in line five (5) the

words, 'June thirtieth' and inserting in lieu thereof the words, 'December thirty-first'.

2. Section nine (9), chapter forty-five (45), Acts of the Fifty-sixth General Assembly, is hereby amended by striking in line five (5) the words, 'June thirtieth' and inserting in lieu thereof the words, 'December thirty-first'.

3. Section four hundred twenty-two point sixty-two (422.62), Code 1954, as amended, is hereby amended by striking from lines six (6), seven (7), eight (8) and nine (9) the following: "Ten percent of the net receipts collected under division IV of this chapter shall be credited by the treasurer of state to the road use tax fund.", and striking from line ten (10) of said section the following: "remainder of the proceeds of the'.

4. Section three hundred twelve point one (312.1), Code 1954, is hereby amended by striking subsection five (5) thereof providing as follows: "5. Revenues derived from the sales tax, under chapter 422 in an amount equal to ten percent of the net revenues collected under division IV of said chapter."

The Chair announced the following call of the Senate:

CALL OF THE SENATE

MR. PRESIDENT: The undersigned hereby request a call of the Senate on Senate File 460 (as amended by the House).

JACK MILLER.

GUY G. BUTLER.

JIM O. HENRY.

JACOB GRIMSTEAD.

DUANE E. DEWEL.

JOHN J. O'CONNOR.

THOMAS J. DAILEY.

EDWARD J. MCMANUS.

GENE L. HOFFMAN.

ARNOLD UTZIG.

JOSEPH COLEMAN.

F. A. TURNER.

WILLIAM H. HARBOR.

Roll call revealed all members present.

HOUSE AMENDMENTS CONSIDERED

Senator Prentis called up for consideration Senate File 460, a bill for an act to provide property tax relief by amendments to the income, sales and use tax laws and providing for allocations of revenues arising from said taxes, amended by the House.

Senator Miller raised a point of order for the reason that, under Senate Rule 34, Senate File 495 should not have been placed on the Senate calendar.

The Chair ruled the point not well taken.

Senator Dykhouse offered the following amendment and moved its adoption:

Amend the House amendments to Senate File 460 by striking sections 3 and 4.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 9:

Anderson	Dykhouse	Henry	Turner
Buck	Grimstead	Price	Weiss
Butler			

Nays, 41:

Boothby	Harbor	Nolan	Shaff
Burton	Hoffman	O'Connor	Shoeman
Byers	Hoxie	O'Malley	Stuart
Coleman	Long	Prentis	Tate
Dailey	Lynes	Prince	Utzig
Dewel	McCurdy	Putney	Vest
Elijah	McFarlane	Rigler	Walker
Elwood	McManus	Ringgenberg	Watson
Evans	Miller	Schroeder	Weber
Fisher	Molison	Scott	Wormley
Gillespie			

Absent or not voting, none.

The amendment was lost.

Senator Prentis moved that the Senate concur in the House amendments and respectfully asked that the Senate vote no.

Roll call was demanded.

On the question "Shall the Senate concur in the House amendments?" the vote was:

Ayes, 13:

Burton	Henry	McManus	O'Malley
Coleman	Hoffman	Miller	Utzig
Dailey	McCurdy	O'Connor	Walker
Harbor			

Nays, 37:

Anderson	Fisher	Prentis	Stuart
Boothby	Gillespie	Price	Tate
Buck	Grimstead	Prince	Turner
Butler	Hoxie	Putney	Vest
Byers	Long	Rigler	Watson
Dewel	Lynes	Ringgenberg	Weber
Dykhouse	McFarlane	Schroeder	Weiss
Elijah	Molison	Scott	Wormley
Elwood	Nolan	Shaff	Shoeman
Evans			

Absent or not voting, none.

The Senate refused to concur in the House amendments.

Senator Prentis asked and received unanimous consent that Senate File 460 be immediately messaged to the House, which request was complied with.

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 32, providing for payment of certain bills by the state comptroller.

Also: That the House has concurred in Senate amendments to and passed House File 484, a bill for an act relating to compensation tax on motor vehicles of motor vehicle certificated carriers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 597, a bill for an act to appropriate from the special reserve fund for capital improvements at the Iowa soldiers home.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 597, a bill for an act appropriating from the special reserve fund of the state and the additional bonus and disability fund the sum of one million five hundred thousand dollars (\$1,500,000.00) to the board of control for capital improvements at the Iowa soldiers home, and providing for the joint control for the expenditure thereof by the board of control and budget and financial control committee.

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

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

Senator McFarlane took the chair at 1:45 p.m.

THIRD READING OF BILLS

On motion of Senator Weiss, House File 435, a bill for an act relating to the power of soil conservation districts to change the name of such districts, was taken up and considered.

Senator Weiss 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	Dewel	Henry	Molison
Boothby	Dykhouse	Hoffman	Nolan
Buck	Elijah	Hoxie	O'Connor
Burton	Elwood	Lynes	O'Malley
Butler	Evans	McCurdy	Prentiss
Byers	Fisher	McFarlane	Price
Coleman	Gillespie	McManus	Prince
Dailey	Harbor	Miller	Putney

Rigler	Shaff	Turner	Watson
Ringgenberg	Shoeman	Vest	Weiss
Schroeder	Stuart	Walker	Wormley

Nays, none.

Absent or not voting, 6:

Grimstead	Scott	Utzig	Weber
Long	Tate		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

President Nicholas took the chair at 1:55 p.m.

On motion of Senator Dailey, House File 437, a bill for an act relating to the construction, reconstruction and improvement of storm sewers and electrical traffic control devices incident to the construction, reconstruction and improvement of extensions of the primary road system within cities and towns, was taken up and considered.

Senator Dailey 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	Elwood	McFarlane	Rigler
Boothby	Evans	McManus	Ringgenberg
Buck	Fisher	Molison	Shoeman
Burton	Gillespie	Nolan	Stuart
Butler	Harbor	O'Connor	Turner
Coleman	Henry	O'Malley	Walker
Dailey	Hoffman	Prentis	Watson
Dewel	Hoxie	Price	Weiss
Dykhouse	Lynes	Prince	Wormley
Elijah	McCurdy	Putney	

Nays, none.

Absent or not voting, 11:

Byers	Miller	Shaff	Vest
Grimstead	Schroeder	Tate	Weber
Long	Scott	Utzig	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Dykhouse, House File 447, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Community School District of Melvin, in the Counties of Osceola and O'Brien, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law, was taken up and considered.

Senator Dykhouse 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	Evans	McManus	Rigler
Boothby	Fisher	Miller	Ringgenberg
Buck	Gillespie	Molison	Shoeman
Burton	Harbor	Nolan	Stuart
Butler	Henry	O'Connor	Turner
Coleman	Hoffman	O'Malley	Walker
Dailey	Hoxie	Prentis	Watson
Dewel	Lynes	Price	Weber
Dykhouse	McCurdy	Prince	Weiss
Elijah	McFarlane	Putney	Wormley
Elwood			

Nays, none.

Absent or not voting, 8:

Byers	Schroeder	Shaff	Utzig
Grimstead	Scott	Tate	Vest
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Boothby, House File 554, a bill for an act relating to duties of the board of control and to repeal sections five hundred ninety-five point twenty (595.20) to five hundred ninety-five point twenty-eight (595.28), inclusive, Code 1954, relating thereto, was taken up and considered.

Senator Boothby 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	Evans	McManus	Rigler
Boothby	Fisher	Miller	Ringgenberg
Buck	Gillespie	Molison	Shoeman
Burton	Harbor	Nolan	Stuart
Butler	Henry	O'Connor	Tate
Coleman	Hoffman	O'Malley	Turner
Dailey	Hoxie	Prentis	Walker
Dewel	Lynes	Price	Watson
Dykhouse	McCurdy	Prince	Weiss
Elijah	McFarlane	Putney	Wormley
Elwood			

Nays, none.

Absent or not voting, 9:

Byers	Schroeder	Shaff	Vest
Grimstead	Scott	Utzig	Weber
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Boothby, House File 564, a bill for an act relating to the detention of escapees from mental institutions in

other states and to amend certain chapters of the Code with respect thereto, was taken up and considered.

Senator Boothby 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	Evans	McManus	Rigler
Boothby	Fisher	Miller	Ringgenberg
Buck	Gillespie	Molison	Shoeman
Burton	Harbor	Nolan	Stuart
Butler	Henry	O'Connor	Tate
Coleman	Hoffman	O'Malley	Turner
Dailey	Hoxie	Prentis	Walker
Dewel	Lynes	Price	Watson
Dykhouse	McCurdy	Prince	Weiss
Elijah	McFarlane	Putney	Wormley
Elwood			

Nays, none.

Absent or not voting, 9:

Byers	Schroeder	Shaff	Vest
Grimstead	Scott	Utzig	Weber
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Dykhouse, House File 565, a bill for an act relating to the crediting of federal appropriations to the primary road fund or to the engineering and administrative fund of the highway commission, was taken up and considered.

Senator Dykhouse 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	Evans	McManus	Rigler
Boothby	Fisher	Miller	Ringgenberg
Buck	Gillespie	Molison	Shoeman
Burton	Harbor	Nolan	Stuart
Butler	Henry	O'Connor	Tate
Coleman	Hoffman	O'Malley	Turner
Dailey	Hoxie	Prentis	Walker
Dewel	Lynes	Price	Watson
Dykhouse	McCurdy	Prince	Weiss
Elijah	McFarlane	Putney	Wormley
Elwood			

Nays, none.

Absent or not voting, 9:

Byers	Schroeder	Shaff	Vest
Grimstead	Scott	Utzig	Weber
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Buck, House File 566, a bill for an act to provide veterans of the Korean conflict with the same rights and privileges as other veterans, was taken up and considered.

Senator Buck 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	Evans	McManus	Rigler
Boothby	Fisher	Miller	Ringgenberg
Buck	Gillespie	Molison	Shoeman
Burton	Harbor	Nolan	Stuart
Butler	Henry	O'Connor	Tate
Coleman	Hoffman	O'Malley	Turner
Dailey	Hoxie	Prentis	Walker
Dewel	Lvnes	Price	Watson
Dykhouse	McCurdy	Prince	Weiss
Elijah	McFarlane	Putney	Wormley
Elwood			

Nays, none.

Absent or not voting, 9:

Byers	Schroeder	Shaff	Vest
Grimstead	Scott	Utzig	Weber
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Buck, House File 567, a bill for an act to establish the inclusive dates of World War II for the purposes of certain statutes making reference thereto, was taken up and considered.

Senator Nolan offered the following amendment and moved its adoption:

Amend House File 567, section 2, line 7, by striking the word "to" and inserting in lieu thereof the word "and".

The amendment was adopted.

Senator Buck 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	Coleman	Elwood	Henry
Boothby	Dailey	Evans	Hoffman
Buck	Dewel	Fisher	Hoxie
Burton	Dykhouse	Gillespie	Lynes
Butler	Elijah	Harbor	McCurdy

McFarlane	O'Malley	Rigler	Turner
McManus	Prentis	Ringgenberg	Walker
Miller	Price	Shoeman	Watson
Molison	Prince	Stuart	Weiss
Nolan	Putney	Tate	Wormley
O'Connor			

Nays, none.

Absent or not voting, 9:

Byers	Schroeder	Shaff	Vest
Grimstead	Scott	Utzig	Weber
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Coleman, House File 421, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Manson Community School District, in the Counties of Calhoun and Pocahontas, State of Iowa, was taken up and considered.

Senator Coleman 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	Evans	McManus	Rigler
Boothby	Fisher	Miller	Ringgenberg
Buck	Gillespie	Molison	Shoeman
Burton	Harbor	Nolan	Stuart
Butler	Henry	O'Connor	Tate
Coleman	Hoffman	O'Malley	Turner
Dailey	Hoxie	Prentis	Walker
Dewel	Lynes	Price	Watson
Dvkhouse	McCurdy	Prince	Weiss
Elijah	McFarlane	Putney	Wormley
Elwood			

Nays, none.

Absent or not voting, 9:

Byers	Schroeder	Shaff	Vest
Grimstead	Scott	Utzig	Weber
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Coleman, House File 422, a bill for an act to legalize and validate the proceedings of the boards of directors of the Manson Community School District, in the Counties of Calhoun and Pocahontas, State of Iowa, and the Lincoln Township School District of Calhoun County, Iowa, for the merger of said Lincoln Township School District into said Manson School District, was taken up and considered.

Senator Coleman 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	Evans	McManus	Rigler
Boothby	Fisher	Miller	Ringgenberg
Buck	Gillespie	Molison	Shoeman
Burton	Harbor	Nolan	Stuart
Butler	Henry	O'Connor	Tate
Coleman	Hoffman	O'Malley	Turner
Dailey	Hoxie	Prentis	Walker
Dewel	Lynes	Price	Watson
Dykhouse	McCurdy	Prince	Weiss
Elijah	McFarlane	Putney	Wormley
Elwood			

Nays, none.

Absent or not voting, 9:

Byers	Schroeder	Shaff	Vest
Grimstead	Scott	Utzig	Weber
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Nolan, House File 471, a bill for an act relating to joint action and cooperation between the state and the United States regarding the issuance of refunds for federal gasoline tax, was taken up and considered.

Senator Nolan 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	Evans	McManus	Rigler
Boothby	Fisher	Miller	Ringgenberg
Buck	Gillespie	Molison	Shoeman
Burton	Harbor	Nolan	Stuart
Butler	Henry	O'Connor	Tate
Coleman	Hoffman	O'Malley	Turner
Dailey	Hoxie	Prentis	Walker
Dewel	Lynes	Price	Watson
Dykhouse	McCurdy	Prince	Weiss
Elijah	McFarlane	Putney	Wormley
Elwood			

Nays, none.

Absent or not voting, 9:

Byers	Schroeder	Shaff	Vest
Grimstead	Scott	Utzig	Weber
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator O'Malley, House File 579, a bill for an act relating to the authority of county boards of supervisors to make necessary additions to courthouses, jails or county homes or other county buildings, was taken up and considered.

Senator O'Malley 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	Evans	McManus	Rigler
Boothby	Fisher	Miller	Ringgenberg
Buck	Gillespie	Molison	Shoeman
Burton	Harbor	Nolan	Stuart
Butler	Henry	O'Connor	Tate
Coleman	Hoffman	O'Malley	Turner
Dailey	Hoxie	Prentis	Walker
Dewel	Lynes	Price	Watson
Dykhouse	McCurdy	Prince	Weiss
Elijah	McFarlane	Putney	Wormley
Elwood			

Nays, none.

Absent or not voting, 9:

Byers	Schroeder	Shaff	Vest
Grimstead	Scott	Utzig	Weber
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGE FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House insists on its amendments to Senate File 460, a bill for an act to provide property tax relief by amendments to the income, sales and use tax laws, and requests a conference. The Speaker has appointed as members of the conference committee on the part of the House Representatives Lisle of Page, Stevens of Greene, Vermeer of Marion and Reppert of Polk.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 37, a bill for an act relating to toll roads.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 130, a bill for an act to bestow the status of peace officer upon police serving under the custodian of public buildings.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 131, a bill for an act to substitute the word "superintendent" for "custodian" in certain chapters of the Code.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 249, a bill for an act relating to business managers at institutions under the board of control.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 345, a bill for an act relating to retirement credit for policemen and firemen who are absent while serving in the armed services.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 359, a bill for an act to reduce minimum population requirement of cities in which a one-half mill tax levy is permitted for police and fireman pensions.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 414, a bill for an act relating to warehouses for agricultural products.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 447, a bill for an act relating to disabled and retired firemen's and policemen's pensions.

Also: That the House has passed the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 21, a joint resolution to create a committee to study lending practices in the state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 407, a bill for an act to establish a system of civil service for state employees of the State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 519, a bill for an act relating to the creation of the office of state archeologist.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 591, a bill for an act to ratify sale by installment contract of real estate owned by the Community School District of Fort Dodge.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 598, a bill for an act to appropriate from the special reserve fund for capital improvements for institutions under the board of control.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House Joint Resolution 21, a joint resolution proposing to create a special committee to make a study of lending practices in the state, including a study of the practices of agencies engaged in making installment and consumer credit loans; to study any need

for corrective legislation in the field such as limitation on finance charges on consumer goods, the regulation of repossession and court practices, rebate upon prepayment, disclosure, and "add on" contracts, misleading statements as to terms and costs, misleading and otherwise unethical advertising and questionable methods employed to obtain business; to study the question of revision or improvement of existing laws in this respect, and to make such recommendations to the Governor and the next session or special session of the legislature as may be decided upon by the committee.

Read first and second times and referred to sifting committee.

House File 407, a bill for an act to establish a system of civil service for state employees of the State of Iowa.

Read first and second times and referred to sifting committee.

House File 519, a bill for an act to amend chapter two hundred sixty-three (263), Code 1954, relating to the creation of the office of state archeologist.

Read first and second times and referred to sifting committee.

House File 591, a bill for an act to ratify the sale by installment contract of certain real estate owned by the Community School District of Fort Dodge, in the County of Webster, State of Iowa, and to authorize conveyance of legal title in exchange for performance of the purchasers' remaining obligations thereunder.

Read first and second times and referred to sifting committee.

House File 598, a bill for an act to appropriate from the special reserve fund of the State of Iowa for capital improvements for institutions under the board of control, including construction of new buildings, repairs, improvements, replacements, or alterations, and providing for the joint control for the expenditure thereof by the board of control and the budget and financial control committee.

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

CONFERENCE COMMITTEE APPOINTED ON SENATE FILE 460

President Nicholas announced the appointment of Senators Prentis, Shoeman, Hoffman and Lynes on the part of the Senate on the conference committee on Senate File 460.

THIRD READING OF BILLS

On motion of Senator Dewel, House File 353, a bill for an act relating to the use of interest and earnings from deposits and investments of certain public funds and providing that the use of

such interest and earnings for the same purpose as the principal sum was raised shall not be subject to any limit regarding the maximum sum that may be expended for such purposes, was taken up and considered.

Senator Dewel offered the following amendment:

Amend House File 353, Section 1, line 2, by inserting after the word "purpose" the words "in a county of less than 15,000 population".

Amend House File 353, Sec. 2, line 1, by inserting after the word "subdivision" the words "in a county of less than 15,000 population".

Amend House File 353, Sec. 3, line 9 and 10 by striking the words "December 31, 1959" and inserting in lieu thereof the words "July 1, 1957."

Further amend House File 353 by inserting in line 1 of the title after the word "earnings" the words "in a county of less than 15,000 population".

Senator Dewel offered the following amendment to the amendment and moved its adoption:

Amend line 7 of the amendment by striking "line 9 and 10" and inserting in lieu thereof the following: "lines 1 and 2".

The amendment to the amendment was adopted.

On motion of Senator Dewel, the amendment as amended was adopted.

Senator Dewel 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	Evans	McManus	Rigler
Boothby	Fisher	Miller	Ringgenberg
Buck	Gillespie	Molison	Shoeman
Burton	Harbor	Nolan	Stuart
Butler	Henry	O'Connor	Tate
Coleman	Hoffman	O'Malley	Turner
Dailey	Hoxie	Prentis	Walker
Dewel	Lynes	Price	Watson
Dykhouse	McCurdy	Prince	Weiss
Elijah	McFarlane	Putney	Wormley
Elwood			

Nays, none.

Absent or not voing, 9:

Byers	Schroeder	Shaff	Vest
Grimstead	Scott	Utzig	Weber
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Dewel asked and received unanimous consent that the rules be suspended and that the Senate proceed with the bills on the noncontroversial calendar.

On motion of Senator Dykhouse, House File 589, a bill for an act to legalize and validate the special election and the proceedings authorized and providing for the issuance, sale and delivery of school district indebtedness bonds of the Community School District of Melvin in the Counties of Osceola and O'Brien, State of Iowa, was taken up and considered.

Senator Dykhouse 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	Evans	McManus	Rigler
Boothby	Fisher	Miller	Ringgenberg
Buck	Gillespie	Molison	Shoeman
Burton	Harbor	Nolan	Stuart
Butler	Henry	O'Connor	Tate
Coleman	Hoffman	O'Malley	Turner
Dailey	Hoxie	Prentis	Walker
Dewel	Lynes	Price	Watson
Dykhouse	McCurdy	Prince	Weiss
Elijah	McFarlane	Putney	Wormley
Elwood			

Nays, none.

Absent or not voting, 9:

Byers	Schroeder	Shaff	Vest
Grimstead	Scott	Utzig	Weber
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Dykhouse, House File 153, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Community School District of Ochevedan in Osceola County, State of Iowa, and declaring said district a duly and legally organized corporate body, was taken up and considered.

Senator Dykhouse 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	Evans	McManus	Rigler
Boothby	Fisher	Miller	Ringgenberg
Buck	Gillespie	Molison	Shoeman
Burton	Harbor	Nolan	Stuart
Butler	Henry	O'Connor	Tate
Coleman	Hoffman	O'Malley	Turner
Dailey	Hoxie	Prentis	Walker
Dewel	Lynes	Price	Watson
Dykhouse	McCurdy	Prince	Weiss
Elijah	McFarlane	Putney	Wormley
Elwood			

Nays, none.

Absent or not voting, 9:

Byers	Schroeder	Shaff	Vest
Grimstead	Scott	Utzig	Weber
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Elwood, House File 585, a bill for an act to amend section four hundred fifty point seven (450.7), Code 1954, relating to the limitation of the inheritance tax lien where the decedent died on or before the 4th day of July, 1941, and exceptions thereto, was taken up and considered.

Senator Elwood 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	Evans	McManus	Rigler
Boothby	Fisher	Miller	Ringgenberg
Buck	Gillespie	Molison	Shoeman
Burton	Harbor	Nolan	Stuart
Butler	Henry	O'Connor	Tate
Coleman	Hoffman	O'Malley	Turner
Dailey	Hoxie	Prentis	Walker
Dewel	Lynes	Price	Watson
Dykhouse	McCurdy	Prince	Weiss
Elijah	McFarlane	Putney	Wormley
Elwood			

Nays, none.

Absent or not voting, 9:

Byers	Schroeder	Shaff	Vest
Grimstead	Scott	Utzig	Weber
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator McManus, House File 124, a bill for an act relating to real estate brokers and salesmen, their qualifications and licensing, and to amend various sections of chapter one hundred seventeen (117), Code 1954, relating thereto, was taken up and considered.

Senator McManus 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	Buck	Butler	Dailey
Boothby	Burton	Coleman	Dewel

Dykhouse	Hoxie	O'Connor	Shoeman
Elijah	Lynes	O'Malley	Stuart
Elwood	McCurdy	Prentis	Tate
Evans	McFarlane	Price	Turner
Fisher	McManus	Prince	Walker
Gillespie	Miller	Putney	Watson
Harbor	Molison	Rigler	Weiss
Henry	Nolan	Ringgenberg	Wormley
Hoffman			

Nays, none.

Absent or not voting, 9:

Byers	Schroeder	Shaff	Vest
Grimstead	Scott	Utzig	Weber
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator O'Malley, House File 500, a bill for an act to amend section one hundred sixteen point four (116.4), Code 1954, relating to the matter of compensation or expenses of the board of accountancy, was taken up and considered.

Senator O'Malley 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	Evans	McManus	Rigler
Boothby	Fisher	Miller	Ringgenberg
Buck	Gillespie	Molison	Shoeman
Burton	Harbor	Nolan	Stuart
Butler	Henry	O'Connor	Tate
Coleman	Hoffman	O'Malley	Turner
Dailey	Hoxie	Prentis	Walker
Dewel	Lynes	Price	Watson
Dykhouse	McCurdy	Prince	Weiss
Elijah	McFarlane	Putney	Wormley
Elwood			

Nays, none.

Absent or not voting, 9:

Byers	Schroeder	Shaff	Vest
Grimstead	Scott	Utzig	Weber
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Weiss, House File 423, a bill for an act to amend section one hundred six point sixteen (106.16), Code 1954, relating to the size of outboard motors used on artificial lakes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Weiss 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	Evans	McManus	Rigler
Boothby	Fisher	Miller	Ringgenberg
Buck	Gillespie	Molison	Shoeman
Burton	Harbor	Nolan	Stuart
Butler	Henry	O'Connor	Tate
Coleman	Hoffman	O'Malley	Turner
Dailey	Hoxie	Prentis	Walker
Dewel	Lynes	Price	Watson
Dykhouse	McCurdy	Prince	Weiss
Elijah	McFarlane	Putney	Wormley
Elwood			

Nays, none.

Absent or not voting, 9:

Byers	Schroeder	Shaff	Vest
Grimstead	Scott	Utzig	Weber
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Miller, House File 296, a bill for an act to correct the time for preparation of municipal court jury lists, was taken up and considered.

Senator Miller 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	Evans	McManus	Rigler
Boothby	Fisher	Miller	Ringgenberg
Buck	Gillespie	Molison	Shoeman
Burton	Harbor	Nolan	Stuart
Butler	Henry	O'Connor	Tate
Coleman	Hoffman	O'Malley	Turner
Dailey	Hoxie	Prentis	Walker
Dewel	Lynes	Price	Watson
Dykhouse	McCurdy	Prince	Weiss
Elijah	McFarlane	Putney	Wormley
Elwood			

Nays, none.

Absent or not voting, 9:

Byers	Schroeder	Shaff	Vest
Grimstead	Scott	Utzig	Weber
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Hoffman, House File 578, a bill for an act relating to expenditures from the general fund of counties in excess of the revenues thereto and unexpended balance thereof, was taken up and considered.

Senator Hoffman 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	Evans	McManus	Rigler
Boothby	Fisher	Miller	Ringgenberg
Buck	Gillespie	Molison	Shoeman
Burton	Harbor	Nolan	Stuart
Butler	Henry	O'Connor	Tate
Coleman	Hoffman	O'Malley	Turner
Dailey	Hoxie	Prentis	Walker
Dewel	Lynes	Price	Watson
Dykhouse	McCurdy	Prince	Weiss
Elijah	McFarlane	Putney	Wormley
Elwood			

Nays, none.

Absent or not voting, 9:

Byers	Schroeder	Shaff	Vest
Grimstead	Scott	Utzig	Weber
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dewel asked and received unanimous consent that all bills passed during the afternoon session be immediately messaged to the House.

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 236, a bill for an act to exclude roads abutting or adjacent to state parks from state park roads system.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 349, a bill for an act relating to qualifications for examination for certification as a public accountant.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 417, a bill for an act relating to corporate powers of board of trustees of the Congregational Church and Society of Burlington.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 446, a bill for an act to legalize proceedings of the city of Keokuk, Iowa, relating to constructing a new police and fire station in combination.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 448, a bill for an act to provide for a legislative research committee and legislative research bureau.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 476, a bill for an act to legalize proceedings of the town council of the town of Maynard, Iowa.

Also : That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 490, a bill for an act to enable two or more cities to jointly construct a swimming pool.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 333, a bill for an act relating to the construction of fences along the boundaries of interstate system highways.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 430, a bill for an act permitting boards of supervisors of various counties of the state to supplement from county fund.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 448

1. Amend Senate File 448, section 2, by adding thereto the following: "Provided however, that upon the effective date of this Act, the president of the senate and the speaker of the house of representatives shall make the appointments provided for under this section, such appointments to continue until the adjournment of the next regular session."

2. Further amend Senate File 448 by adding as section eleven (11):

"Sec. 11. This Act being deemed of immediate importance shall be in full force and effect from and after its publication in the Ida County Pioneer Record, a newspaper published at Ida Grove, Iowa, and the Davis County Republican, a newspaper published at Bloomfield, Iowa."

HOUSE AMENDMENTS TO SENATE FILE 490

1. Amend Senate File 490 as follows:

1. By inserting after the word "pool" in line 4 the words "or airport".

2. By inserting after the word "pool" in line 5 the words "or airport".

3. By inserting after the word "pools" in line 24 the words "or airports".

4. Amend the title to Senate File 490 by striking the period (.) in line 4 and inserting the following: "or airport".

2. Amend Senate File 490 by adding thereto the following section:

"This Act, being deemed of immediate importance, shall take effect and be in full force from and after its publication in The Toledo Chronicle, a newspaper published in Tama, Iowa, and in the Tama News-Herald, a newspaper published in Tama, Iowa."

HOUSE MESSAGES CONSIDERED

House File 333, a bill for an act relating to the construction of fences along the boundaries of interstate system highways.

Read first and second times and referred to sifting committee.

House File 430, a bill for an act to amend section two hundred thirty-nine point five (239.5), Code 1954, permitting the boards of supervisors and soldiers' relief commissions of the various counties of the state to supplement from their respective county and soldiers' relief funds.

Read first and second times and referred to sifting committee.

PROOFS OF PUBLICATION

Published copy of House File 447 and verified proof of publication of said bill in the Sibley Gazette-Tribune on February 28, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Published copy of House File 589 and verified proof of publication of said bill in the Sibley Gazette-Tribune on April 18, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Published copy of House File 153 and verified proof of publication of said bill in The Ocheyedon Press on January 24, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Published copy of House File 421 and verified proof of publication of said bill in The Manson Journal on March 7, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of Senate.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 31, 482, 485, 486, 487 and 488; also, House Joint Resolution 23.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 31, 482, 485, 486, 487 and 488; also, House Joint Resolution 23.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports

that it has, on this 26th day of April, 1957, sent to the Governor for his approval: Senate Files 31, 482, 485, 486, 487 and 488.

NORVAL EVANS, *Chairman*.

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 24, 1957, the Governor had approved the following bill:

Senate File 378, relating to the use of certified mail.

A communication was also received announcing that on April 25, 1957, the Governor had approved the following bills:

Senate File 133, relating to the operation of motor vehicles upon highways and to regulate the speed thereof.

Senate File 180, relating to the Iowa income tax.

Senate File 219, relating to periods of limitations and other administrative provisions of the Iowa income tax law.

Senate File 221, relating to payment of municipal special assessments for streets and sewers.

Senate File 472, relating to an appropriation from the general fund to the Department of Public Instruction for use as a revolving fund for the Veterans Administration, for the school lunch program and for mentally retarded children and students who fail to complete their high school education.

Senate File 474, relating to an appropriation to the National Guard and State Guard.

Senate File 480, relating to an appropriation in settlement of claims against the State of Iowa.

REPORTS OF COMMITTEE

Senator Watson submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 183**, a bill for an act to amend chapter two hundred twenty-five (225), Code 1954, relating to the establishment of a permanent mental health research fund to provide for improvement in the care, diagnosis and treatment of mental and emotional illness and mental retardation, and for the prevention of such conditions, through research, and to provide an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HARRY E. WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 417**, a bill for an act relating to the disposition of unexpended balances in the primary road bond redemption and interest funds in the various counties, and to provide for the payment of all outstanding primary road bonds and interest coupons from the primary road fund, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HARRY E. WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 593**, a bill for an act to make an appropriation from the general fund of the State of Iowa to the department of public instruction for specified school aid, 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 593 as follows:

1. Amend the title to House File 593 by striking the word "instructiom" in line 2 and inserting the word "instruction".
2. Further amend House File 593, lines 4 and 5, by striking the words and figures "one million two hundred twenty-one thousand five hundred dollars (\$1,221,500.00)" and inserting in lieu thereof: "nine hundred forty-six thousand five hundred dollars (\$946,500.00)."
3. Amend line 9 by striking the figure "1,000,000.00" and inserting in lieu thereof the figure "675,000.00".
4. Amend line 25 by striking the figure "1,271,500.00" and inserting in lieu thereof the figure "946,500.00".

HARRY E. WATSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 595**, a bill for an act to appropriate twenty-eight million six hundred seventy thousand dollars (\$28,670,00.00) from the general fund of the State of Iowa to the department of public instruction for general state aid for school districts as provided by chapter two hundred eighty-six A (286A) of the Code, 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 595 by adding as sections 2 and 3 the following:

Section two hundred eighty-six A point three (268A.3), Code 1954, is amended by striking from line six (6) the words, "twenty-five cents" and inserting in lieu thereof the words, "one dollar".

Section two hundred eighty-six A point four (286A.4), Code 1954, is amended by striking from line one (1) of subsection three (3) the words, "twenty-five cents" and inserting in lieu thereof the words, "one dollar".

Further amend House File 595 by striking from section one (1) the words "fourteen million" in line four (4) and all of line five (5) and inserting in lieu thereof the words and figures, "fourteen million six hundred ten thousand dollars (\$14,610,000.00)".

Amend the title to House File 595 by striking therefrom the words and figures, "twenty-eight million six hundred seventy thousand dollars (\$28,670,000.00)" and inserting in lieu thereof the words and figures, "twenty-nine million two hundred twenty thousand dollars (\$29,220,000.00)".

Further amend the title by adding at the end thereof the words, "and providing for increased aid for junior colleges under said chapter and prescribing standards therefor".

Further amend House File 595 by adding as a new section the following:

Section two hundred eighty-six A point three (286A.3), Code 1954, is hereby amended by adding at the end thereof the following:

"Approval standards for public junior colleges shall be established and approved by the state board of public instruction, and the state board of regents, acting jointly, with said standards to be issued and enforced by the state department of public instruction, subject to the approval

of the state board of public instruction. Eligibility for receipt of state aid for public junior colleges shall be determined by the above two (2) boards. Junior college aid will not be paid unless such standards are met. In the development of said standards, the association of public junior colleges shall serve in the advisory capacity to the afore-mentioned boards”.

HARRY E. WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 599**, a bill for an act to provide for minimum state retirement allowance payments to certain employees in the public schools of the State of Iowa who retired prior to July 4, 1953, and to make an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same *do pass*.

HARRY E. WATSON, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

1 Amend section 2 of House File 230 by adding the following
2 at the end thereof:
3 “The cost of relocation, however, shall not include any
4 amount paid by the utility properly attributable to capital
5 investment or equipment otherwise necessarily owned by the
6 utility in the operation of its business.

DAVID O. SHAFF.

1 Amend Section 1, House File 230, by striking lines 1
2 through 5 and inserting in lieu thereof the following:
3 “Whenever the removal of any utility facility is required
4 by the state by reason of the construction hereafter of any
5 interstate freeway including extensions thereof within cities
6 and towns which is a part of the federal road system and which
7 qualifies for federal aid, the utility”.

DAVID O. SHAFF.

1 Amend House File 230 as amended by the Vest amendment by add-
ing
2 the following new sentence at the end of Section 4: “The term
3 ‘utility’ shall also include all privately, publicly, municipally
4 or cooperatively owned bridges.”

E. J. MCMANUS.

1 Amend House File 230 by adding the following as Section 6:
2 “This Act shall take effect on July 1, 1959.”

E. J. MCMANUS.

On motion of Senator Nolan, the Senate adjourned until 10:00 a.m., Monday, April 29, 1957.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MONDAY, APRIL 29, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Wilbur Wilcox, pastor of the First Methodist Church, Des Moines, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Wormley, from thirty-six residents of Jasper County in opposition to legislation consolidating all welfare cases and departments.

By the following Senators, favoring proposed legislation relating to providing necessary state funds for present school aids, and amending the election procedure for the reorganization of schools:

By Senator Miller, from nineteen residents of Woodbury County.

By Senator O'Malley, from twenty residents of Polk County.

By Senator Ringgenberg, from fifty-seven residents of Story County.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Evans for the day on request of Senator Walker.

PRESENTATION OF GUESTS

Senator Harbor rose on a point of personal privilege and presented to the Senate the Honorable O. N. Hultman of Montgomery County, a former member of the Senate who was present in the Senate chamber.

Senator Ringgenberg rose on a point of personal privilege and presented to the Senate the Honorable J. G. Lucas of Boone County, a former member of the Senate who was present in the Senate chamber.

HOUSE AMENDMENTS CONSIDERED

Senator Henry called up for consideration Senate Concurrent Resolution 34:

SENATE CONCURRENT RESOLUTION 34

By Nolan, O'Malley, Elijah, Harbor and Henry

Whereas, Iowa has a higher proportion of its population over the age of sixty-five (65) than any other state in the nation; and

Whereas, there are more citizens of Iowa who are residents of private nursing homes than there are persons in all of the board of control institutions in the state, and

Whereas, the rate of first admissions to mental hospitals in Iowa of persons over sixty-five (65) years of age is the second highest in the nation; and

Whereas, studies made by the Federal Council on Aging and the Council of State Governments show that in the next twenty-five (25) years the proportion of elderly persons will increase and the problems of their care will become more acute.

Now, Therefore, Be It Resolved by the Senate, the House Concurring:

Section 1. A special committee of eleven (11) members is hereby created and shall be known as the Iowa study committee on the care of the aging. The members of the committee shall include a representative from the state department or board of health to be named by the state board of health, a representative from the state department or board of social welfare to be named by the board of social welfare, and a representative of the board of control to be named by the board of control, two (2) members of the Senate of the Fifty-seventh General Assembly to be appointed by the Lieutenant Governor, two (2) members of the House of Representatives of the Fifty-seventh General Assembly to be appointed by the Speaker of the House of Representatives and four (4) members who shall represent the general public, and who shall not be public officials, to be appointed by the Governor. All appointments of members shall be made within sixty (60) days after the adoption of this resolution.

Sec. 2. Any vacancies on the committee shall be filled by the same authority subject to the same restrictions as the original appointment.

Sec. 3. It shall be the duty of the committee to study all phases of the care of the aged in Iowa by both public and private agencies, including, but not restricted to, housing, health, medical care, nursing care, employment, discrimination, and economic problems regarding the aged as they affect the individual, the public and the government. The committee shall inquire into the availability of federal funds and services which may be provided for the care of the aged and shall recommend any legislation necessary to make it possible for Iowa to fully utilize such federal funds and services. The committee shall also inquire into any overlapping or conflicts of authority in the present laws of Iowa concerning or affecting the care of the aged.

Sec. 4. The various departments and agencies of the state and local government shall cooperate with the committee in the furnishing of such information, assistance and services as may be requested by the committee.

Sec. 5. The committee and each member thereof shall have all powers of a joint legislative committee and the members thereof, including the power to summon and compel the appearance of witnesses and to compel the production of books and papers by subpoena and the power to administer oaths.

Sec. 6. The committee shall enter into its duties as soon as it is appointed and shall choose a chairman from its members and adopt rules for the conduct of its procedures.

Sec. 7. The committee shall make a written report of its findings

and recommendations including drafts of proposed bills to the Governor by October 1, 1958. The Governor shall cause copies of the report to be printed and shall mail copies to the elected members of the Fifty-eighth General Assembly on or before the fifteenth day of December, 1958.

amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate Concurrent Resolution 34, section 5, line 1, by striking the words "and each member thereof".

Further amend section 5, lines 2 and 3, by striking the words "and the members thereof".

The Senate concurred in the House amendments.

On motion of Senator Henry, the resolution as amended was adopted.

THIRD READING OF BILLS

On motion of Senator Molison, House File 40, a bill for an act to amend section four hundred forty-one point five (441.5), Code 1954, to set a millage levy limit for the county assessor's office, county boards of review and conference board, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Molison 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:

Anderson	Gillespie	Molison	Shaff
Boothby	Grimstead	Nolan	Shoeman
Buck	Harbor	O'Connor	Stuart
Burton	Henry	O'Malley	Tate
Butler	Hoffman	Prentis	Turner
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McFarlane	Ringgenberg	Weiss
Elwood	McManus	Schroeder	Wormley
Fisher	Miller	Scott	

Nays, none.

Absent or not voting, 3:

Byers	Evans	Utzig
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Tate, House File 74, a bill for an act to amend chapter three hundred sixty (360), Code 1954, relating to acquisition and maintenance of township halls, was taken up and considered.

Senator Tate 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, 46:

Anderson	Gillespie	Nolan	Shaff
Boothby	Grimstead	O'Connor	Shoeman
Buck	Harbor	O'Malley	Stuart
Burton	Henry	Prentis	Tate
Butler	Hoffman	Price	Turner
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Fisher	Molison		

Nays, none.

Absent nor not voting, 4:

Byers	Evans	McManus	Utzig
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stuart, House File 86, a bill for an act relating to the penalty for the third and all subsequent offenses of operating a motor vehicle while intoxicated, and to amend section three hundred twenty-one point two hundred eighty-one (321.281), Code 1954, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Stuart 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:

Anderson	Gillespie	Molison	Shaff
Boothby	Grimstead	Nolan	Shoeman
Buck	Harbor	O'Connor	Stuart
Burton	Henry	O'Malley	Tate
Butler	Hoffman	Prentis	Turner
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McFarlane	Ringgenberg	Weiss
Elwood	McManus	Schroeder	Wormley
Fisher	Miller	Scott	

Nays, none.

Absent or not voting, 3:

Byers	Evans	Utzig
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Boothby, House File 544, a bill for an act relating to the issuance of drivers' licenses and to amend section three hundred twenty-one point one hundred seventy-seven (321.177), Code 1954, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Boothby 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:

Anderson	Gillespie	Molison	Shaff
Boothby	Grimstead	Nolan	Shoeman
Buck	Harbor	O'Connor	Stuart
Burton	Henry	O'Malley	Tate
Butler	Hoffman	Prentis	Turner
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McFarlane	Ringgenberg	Weiss
Elwood	McManus	Schroeder	Wormley
Fisher	Miller	Scott	

Nays, none.

Absent or not voting, 3:

Byers	Evans	Utzig
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Tate, House File 155, a bill for an act to amend section seventy-five point one (75.1), Code 1954, relating to authorization and sale of public bonds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Tate 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, 46:

Anderson	Gillespie	Molison	Shaff
Boothby	Grimstead	Nolan	Shoeman
Buck	Harbor	O'Connor	Stuart
Burton	Henry	O'Malley	Tate
Butler	Hoffman	Price	Turner
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Fisher	Miller		

Nays, none.

Absent or not voting, 4:

Byers	Evans	Prentis (Present)	Utzig
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stuart, House File 457, a bill for an act to amend section two hundred forty-seven point five (247.5), Code 1954, relating to power to parole after commitment, was taken up and considered.

Senator Stuart 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:

Anderson	Gillespie	Molison	Shaff
Boothby	Grimstead	Nolan	Shoeman
Buck	Harbor	O'Connor	Stuart
Burton	Henry	O'Malley	Tata
Butler	Hoffman	Prentis	Turner
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McFarlane	Ringgenberg	Weiss
Elwood	McManus	Schroeder	Wormley
Fisher	Miller	Scott	

Nays, none.

Absent or not voting, 3:

Byers	Evans	Utzig
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator O'Malley, House File 77, a bill for an act to amend section two hundred fifty-two point twenty-seven (252.27), relating to relief for the poor, was taken up and considered.

Senator O'Malley 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:

Anderson	Dykhouse	Hoffman	Molison
Boothby	Elijah	Hoxie	Nolan
Buck	Elwood	Long	O'Connor
Burton	Fisher	Lynes	O'Malley
Butler	Gillespie	McCurdy	Prentis
Coleman	Grimstead	McFarlane	Price
Dailey	Harbor	McManus	Prince
Dewel	Henry	Miller	Putney

Rigler	Shaff	Turner	Weber
Ringgenberg	Shoeman	Vest	Weiss
Schroeder	Stuart	Walker	Wormley
Scott	Tate	Watson	

Nays, none.

Absent or not voting, 3:

Byers	Evans	Utzig
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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 Butler took the chair at 11:00 a.m.

HOUSE AMENDMENTS CONSIDERED

Senator Henry called up for consideration Senate File 23, a bill for an act relating to the assessment and levying of a tax on the flight property of air carriers, amended by the House, and moved that the Senate concur in the House amendments found on pages 1038, 1039 and 1040 of the Senate Journal.

Roll call was demanded.

On the question "Shall the Senate concur in the House amendments?" the vote was:

Ayes, 1:

Tate

Nays, 44:

Anderson	Fisher	Molison	Scott
Boothby	Gillespie	Nolan	Shaff
Buck	Grimstead	O'Connor	Shoeman
Burton	Henry	O'Malley	Stuart
Butler	Hoxie	Prentis	Turner
Coleman	Long	Price	Vest
Dailey	Lynes	Prince	Walker
Dewel	McCurdy	Putney	Watson
Dykhouse	McFarlane	Rigler	Weber
Elijah	McManus	Ringgenberg	Weiss
Elwood	Miller	Schroeder	Wormley

Absent or not voting, 5:

Byers	Harbor	Hoffman	Utzig
Evans			

The motion was lost and the Senate refused to concur in the House amendments.

Senator Stuart called up for consideration Senate File 49, a bill for an act to amend sections six hundred two point forty-six (602.46), six hundred five point eight (605.8), and six hundred five point nine (605.9), Code 1954, relating to compensation of shorthand reporters, amended by the House, and moved that the Senate concur in the following amendments:

Senate File 49 is hereby amended as follows:

1. By striking the title therefrom and substituting the following: "An Act relating to compensation of court appointed shorthand reporters and clerk of the grand jury."

2. By adding thereto the following section:

"Section seven hundred seventy point twenty-one (770.21), Code 1954, is hereby amended by striking from line twenty-three (23) thereof the words, 'forty-four hundred' and inserting in lieu thereof the words, 'forty-eight hundred (4800)'."

3. Amend Senate File 49 by adding to section two (2) thereof the following: "Section six hundred five point eight (605.8), Code 1954, is further amended by striking the period at the end thereof and adding the following: ', provided however, that the maximum compensation for one-day attendance at court shall not exceed the per diem herein designated.'"

4. Amend section three (3), line four (4), by striking the words "six thousand" and inserting in lieu thereof the word "fifty-four".

The Senate concurred in the House amendments.

Senator Stuart moved that the bill as amended by the House and concurred in by the Senate 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, 46:

Anderson	Grimstead	Nolan	Shaff
Boothby	Harbor	O'Connor	Shoeman
Buck	Henry	O'Malley	Stuart
Burton	Hoffman	Prentis	Tate
Butler	Hoxie	Price	Turner
Dailey	Long	Prince	Vest
Dewel	Lynes	Putney	Walker
Dykhouse	McCurdy	Rigler	Watson
Elijah	McFarlane	Ringgenberg	Weber
Elwood	McManus	Schroeder	Weiss
Fisher	Miller	Scott	Wormley
Gillespie	Molison		

Nays, 1:

Coleman

Absent or not voting, 3:

Byers Evans Utzig

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

President Nicholas took the chair at 11:45 a.m.

Senator Boothby called up for consideration Senate File 83, a bill for an act to provide for special assistant attorneys general to be assigned to various state departments and to provide for their compensation and expenses, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 83 as follows:

By inserting in line two (2) of section three (3) immediately following the word "therefrom" the following:

"and inserting in lieu thereof the following:

"This section shall not affect the appointment and compensation of law-trained assistants appointed pursuant to the provisions of section one (1), Senate File 83, Acts of the Fifty-seventh General Assembly, further provided, the attorney general may appoint and fix the compensation of law-trained assistants in the department of insurance, the department of public safety, the office of the secretary of state, and department of health."

The Senate concurred in the House amendments.

Senator Boothby moved that the bill as amended by the House and concurred in by the Senate 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:

Anderson	Gillespie	Molison	Shaff
Boothby	Grimstead	Nolan	Shoeman
Buck	Harbor	O'Conner	Stuart
Burton	Henry	O'Malley	Tate
Butler	Hoffman	Prentis	Turner
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McFarlane	Ringgenberg	Weiss
Elwood	McManus	Schroeder	Wormley
Fisher	Miller	Scott	

Nays, none.

Absent or not voting, 3:

Byers	Evans	Utzig
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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 Prentis asked and received unanimous consent that Senators Prentis, Lynes, Shoeman and Hoffman, members of a conference committee, be temporarily excused.

Senator Elwood called up for consideration Senate File 81, a bill for an act to transfer the administration of the statutes relating to fire protection in hotels from the department of agriculture to the fire marshal, amended by the House, and moved that the Senate concur in the House amendments, found on pages 1064 to 1068, inclusive, of the Senate Journal.

The Senate concurred in the House amendments.

Senator Elwood moved that the bill as amended by the House and concurred in by the Senate 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	Fisher	Miller	Schroeder
Boothby	Gillespie	Molison	Scott
Buck	Grimstead	Nolan	Shaff
Burton	Harbor	O'Connor	Tate
Butler	Henry	O'Malley	Turner
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewel	McCurdy	Putney	Watson
Dykhouse	McFarlane	Rigler	Weber
Elijah	McManus	Ringgenberg	Weiss
Elwood			

Nays, none.

Absent or not voting, 9:

Byers	Lynes	Shoeman	Utzig
Evans	(Excused)	(Excused)	Wormley
Hoffman	Prentis	Stuart	
(Excused)	(Excused)		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stuart called up for consideration Senate File 448, a bill for an act to provide for a legislative research committee and legislative research bureau and to define their duties, amended by the House, and moved that the Senate concur in the following amendments:

1. Amend Senate File 448, section 2, by adding thereto the following: "Provided however, that upon the effective date of this Act, the president of the senate and the speaker of the house of representatives shall make the appointments provided for under this section, such appointments to continue until the adjournment of the next regular session."

2. Further amend Senate File 448 by adding as section eleven (11): "Sec. 11. This Act being deemed of immediate importance shall be in full force and effect from and after its publication in the Ida County Pioneer Record, a newspaper published at Ida Grove, Iowa, and the Davis County Republican, a newspaper published at Bloomfield, Iowa."

The Senate concurred in the House amendments.

Senator Stuart moved that the bill as amended by the House and concurred in by the Senate 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	Fisher	Molison	Scott
Boothby	Gillespie	Nolan	Shaff
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Turner
Butler	Henry	Price	Vest
Coleman	Hoxie	Prince	Walker
Dailey	Long	Putney	Watson
Dewel	McCurdy	Rigler	Weber
Dykhouse	McFarlane	Ringgenberg	Weiss
Elijah	McManus	Schroeder	Wormley
Elwood	Miller		

Nays, none.

Absent or not voting, 8:

Byers	Lynes	Shoeman	Tate
Evans	(Excused)	(Excused)	Utzig
Hoffman	Prentis	Es	
(Excused)	(Excused)		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator McManus called up for consideration Senate File 490, a bill for an act to enable two (2) or more cities to jointly construct a swimming pool and providing for the issuance of bonds and the levy of taxes by such cities to finance the swimming pool, amended by the House as follows:

1. Amend Senate File 490 as follows:
 1. By inserting after the word "pool" in line 4 the words "or airport".
 2. By inserting after the word "pool" in line 5 the words "or airport".
 3. By inserting after the word "pools" in line 24 the words "or airports".
 4. Amend the title to Senate File 490 by striking the period (.) in line 4 and inserting the following: "or airport".
2. Amend Senate File 490 by adding thereto the following section:

"This Act, being deemed of immediate importance, shall take effect and be in full force from and after its publication in The Toledo Chronicle, a newspaper published in Tama, Iowa, and in the Tama News-Herald, a newspaper published in Tama, Iowa."

Senator Schroeder offered the following amendment to the House amendment and moved its adoption:

Amend division 2 of the House amendment to Senate File 490, line 4, by striking the word "Tama" and inserting in lieu thereof "Toledo".

The amendment to the House amendment was adopted.

Senator McManus offered the following amendment to the amendment and moved its adoption:

Amend the House amendment by striking all of subsection 4 of division 1 and inserting in lieu thereof the following:

"4. Amend the title to Senate File 490 by striking all after the word "Act" and inserting in lieu thereof the following: 'to enable two (2) or more cities to jointly construct a swimming pool or airport and providing for the issuance of bonds and the levy of taxes by such cities to finance the swimming pool or airport.'"

The amendment to the House amendment was adopted.

The Senate concurred in the House amendment as amended.

Senator McManus moved that the bill as amended by the House and concurred in by the Senate 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	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Stuart
Buck	Grimstead	O'Connor	Tate
Burton	Harbor	O'Malley	Turner
Butler	Henry	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	McCurdy	Rigler	Watson
Dykhouse	McFarlane	Ringgenberg	Weber
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley

Nays, none.

Absent or not voting, 6:

Byers	Lynes	Prentis	Shoeman
Evans	(Excused)	(Excused)	(Excused)
Hoffman			
(Excused)			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

UNFINISHED BUSINESS

Senator Nolan called up for further consideration Senate File 318, a bill for an act to amend chapter four hundred twenty-eight (428), Code 1954, and section four hundred twenty-seven point one (427.1), Code 1954, to provide for an excise tax on handling of food products by manufacturers, processors, warehouse men and other handlers except retailers and original growers or producers, and exempting food products while being so handled from general property taxes.

Senator Nolan asked and received unanimous consent to reconsider the vote by which the amendment as amended to Senate File 318 was adopted on page 1010 of the Senate Journal.

Senator Nolan asked and received unanimous consent to reconsider the vote by which the following amendment to the amendment was adopted:

Amend the amendment by striking subsection 7 of section 1 and substitute in lieu thereof the following:

"Any handler of food products as herein defined may if he so elects be taxed as herein provided by filing such election with the assessor in his respective taxing district on or before the 1st day of March in the year of such assessment; if such taxpayer so elects to be taxed in accordance with the provisions herein contained, he shall be exempt from a personal property tax for that year for such food products. If such taxpayer so elects to be taxed as herein provided, he shall not thereafter rescind such election for subsequent years of assessment without the consent of the assessor for the taxing district involved.

If such taxpayer does not elect to be taxed as herein provided, he shall

be assessed for his personal property, including merchandise, as otherwise now provided."

Senator Nolan asked and received unanimous consent to withdraw the amendment to the amendment.

Senator Long offered the following amendment to the amendment, filed by Senator Nolan, and moved its adoption:

Amend the amendment by striking subsection 7 of section 1 and substitute in lieu thereof the following:

"Any handler of food products as herein defined may if he so elects be taxed as herein provided by filing such election with the assessor in his respective taxing district on or before the 1st day of March in the year of such assessment; if such taxpayer so elects to be taxed in accordance with the provisions herein contained, he shall be exempt from a personal property tax for that year for such food products. If such taxpayer so elects to be taxed as herein provided, he shall not thereafter rescind such election for subsequent year of assessment.

If such taxpayer does not elect to be taxed as herein provided, he shall be assessed for his personal property, including merchandise, as otherwise now provided."

The amendment to the amendment was adopted.

On motion of Senator Nolan, the amendment as amended was adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend the title by striking the comma (,) after the word "processors" in line 4 and substitute in lieu thereof the word "and".

2. Further amend the title to Senate File 318 by striking the following in lines 5 and 6: "and other handlers except retailers and original growers or producers".

The amendment was adopted.

Senator Nolan 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	Fisher	Nolan	Scott
Boothby	Gillespie	O'Malley	Stuart
Buck	Harbor	Price	Tate
Burton	Henry	Prince	Walker
Butler	Hoxie	Putney	Watson
Dewel	Long	Rigler	Weber
Dykhouse	McCurdy	Ringgenberg	Weiss
Elijah	Miller	Schroeder	Wormley

Nays, 7:

Coleman	McFarlane	Molison	Shaff
Dailey	McManus	O'Connor	

Absent or not voting, 11:

Byers	Evans	Hoffman	Lynes
Elwood	Grimstead	(Excused)	(Excused)

Prentiss
(Excused)

Shoeman
(Excused)

Turner
Utzig

Vest

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Nolan asked and received unanimous consent that Senate File 318 be immediately messaged to the House, which request was complied with.

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 36, relating to claims rejected by joint claims committee.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 457, a bill for an act to appropriate from the general fund to the various departments of the State of Iowa.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 457

1. Amend Senate File 457, section three (3), as follows:

1. In line five (5) strike the words and figures "twenty-five thousand dollars (\$25,000.00)" and insert in lieu thereof the words and figures "twenty-nine thousand dollars (\$29,000.00)".

2. In lines seven (7) and ten (10) strike the figures "25,000.00" and insert in lieu thereof the figures "29,000.00".

2. Further amend Senate File 457, section five (5), as follows:

1. In lines four (4) and five (5) strike the words and figures "two hundred twenty-two thousand seven hundred forty-five dollars (\$222,745.00)" and insert in lieu thereof the words and figures "two hundred fifty-one thousand six hundred fifty dollars (\$251,650.00)".

2. In line ten (10), strike the figures "202,345.00" and insert in lieu thereof the figures "231,250.00".

3. In line sixteen (16), strike the figures "222,745.00" and insert in lieu thereof the figures "251,650.00".

3. Amend Senate File 457, section fourteen (14), lines five (5) and six (6), by striking the words and figures "one hundred ninety-eight thousand five hundred thirty dollars (\$198,530.00)" and inserting in lieu thereof the words and figures "two hundred fifty-three thousand five hundred thirty dollars (\$253,530.00)".

Further amend section fourteen (14) by inserting after line twenty-three (23) the following:

"For the administration of House File 553, Acts of the Fifty-seventh General Assembly, for each year of the biennium.....\$55,000.00".

Further amend section fourteen (14), line twenty-six (26), by striking the figures "60,000.00" and inserting in lieu thereof "115,000.00".

Further amend section fourteen (14), line twenty-nine (29), by striking the figures "198,530.00" and inserting in lieu thereof "253,530.00".

4. Amend Senate File 457, section seventeen (17), subsection eight (8), by striking all of lines thirty-six (36), thirty-seven (37), thirty-

eight (38), and thirty-nine (39), and the words "miscellaneous purposes" in line forty (40) and inserting in lieu thereof the following: "For salaries, support and maintenance in the general tuberculosis control program involving all methods of case finding."

5. Amend Senate File 457, section twenty (20), as follows:

1. In lines four (4) and five (5) strike the words and figures "one hundred six thousand five hundred dollars (\$106,500.00)" and insert in lieu thereof the following: "one hundred thirty-seven thousand two hundred fifty dollars (\$137,250.00)".

2. In line nine (9) strike the figures "99,000.00" and insert in lieu thereof the figures "129,750.00".

3. In line twelve (12) strike the figures "\$106,500.00" and insert in lieu thereof the figures "\$137,250.00".

4. Further amend section twenty (20) by adding the following new paragraphs:

"There is hereby appropriated from the general fund of the state to the insurance department the sum of fifty thousand dollars (\$50,000.00), or so much thereof as may be necessary, for the purpose of purchasing steel chests as a depository for the securities deposited with the department.

Any unused balance remaining after the purchase herein authorized shall revert to the general fund of the state."

6. Amend Senate File 457 as follows:

1. Amend section twenty-two (22) by striking from line twenty (20) the word "librarian" and inserting in lieu thereof the word "director"; also by striking from the same line the figures "4,500.00" and inserting in lieu thereof the figures "5,700.00".

2. Further amend section twenty-two (22) by striking from line twenty-three (23) the figures "56,320.00" and inserting in lieu thereof the figures "55,120.00".

7. Amend Senate File 457, section twenty-eight (28), by inserting after line twenty-one (21) the following paragraphs:

"Provided that funds appropriated for printing and binding by this section, in the discretion of the printing board, may be used in supplying paper stock, multigraph or mimeograph work, and original payment of printing and binding claims for any of the state departments, bureaus, associations and institutions; any sum so used shall be reimbursed to the printing board and returned to the credit of the appropriation made for printing and binding: These payments shall be made to the printing board in the same manner as other claims against such departments are paid.

"No department or commission of state located in the city of Des Moines shall expend any funds for the publication or distribution of books or pamphlets or reports unless the publication thereof be expressly required by law or approved by the budget and financial control committee and the state printing board. A violation of this section shall constitute misfeasance in office."

8. Amend Senate File 457 as follows:

1. Amend section twenty-nine (29), line thirty-nine (39), by striking the figures "350,000.00" and inserting in lieu thereof the figures "400,000.00".

2. Further amend section twenty-nine (29), line forty-one (41), by striking the figures "390,000.00" and inserting in lieu thereof the figures "440,000.00".

9. Further amend Senate File 457, section thirty-five (35), as follows:

1. In line four (4) strike the words and figures "one hundred forty

thousand two hundred fifty dollars (\$140,250.00)" and insert in lieu thereof the words and figures "one hundred forty-seven thousand seven hundred sixty-six dollars (\$147,766.00)".

2. In line eleven (11) strike the figures "95,700.00" and insert in lieu thereof the figures "101,276.00".

3. In line thirteen (13) strike the figures "44,300.00" and insert in lieu thereof the figures "46,240.00".

4. In line seventeen (17) strike the figures "140,250.00" and insert in lieu thereof the figures "147,766.00".

10. Amend Senate File 457, section forty-one (41), by striking from line seven (7) the figures "6,000.00" and inserting in lieu thereof the figures "7,000.00" and by striking from line thirteen (13) the figures "544,000.00" and inserting in lieu thereof the figures "543,000.00".

11. Amend Senate File 457, section forty-one (41), by adding after the word "control" in line thirteen (13) the following: "to include \$75,000.00 for utilization of prison inmates under the board of control".

12. Further amend Senate File 457, section forty-four (44), as follows:

1. In line four (4) and five (5) strike the words and figures "six hundred fifty-two thousand eight hundred dollars (\$652,800.00)" and insert in lieu thereof the words and figures "seven hundred twenty-nine thousand seven hundred sixty-one dollars (\$729,761.00)".

2. In line eleven (11) strike the figures "600,800.00" and insert in lieu thereof the figures "652,615.00".

3. In line thirteen (13) strike the figures "52,000.00" and insert in lieu thereof the figures "77,146.00".

4. In line sixteen (16) strike the figures "652,800.00" and insert in lieu thereof the figures "729,761.00".

13. Amend Senate File 457, section forty-eight (48), by striking from lines four (4) and five (5) the words and figures "six hundred two thousand five hundred twenty dollars (\$602,520.00)" and inserting in lieu thereof the words and figures "seven hundred two thousand five hundred twenty dollars (\$702,520.00)".

Further amend section forty-eight (48) by striking from line nine (9) the figures "330,200.00" and inserting in lieu thereof "430,200.00".

Further amend section forty-eight (48) by striking from line twelve (12) the figures "602,520.00" and inserting in lieu thereof the figures "702,520.00".

14. Amend Senate File 457, section forty-nine (49), as follows:

1. Lines four (4) and five (5), by striking the words and figures "two million eight hundred forty-one thousand sixty-eight dollars (\$2,841,068.00)" and inserting in lieu thereof the words and figures "three million eight hundred fifty-seven thousand five hundred forty-one dollars (\$3,857,541.00)".

2. Strike lines sixteen (16) and seventeen (17).

3. Line twenty-two (22), by striking the word "eight" and inserting in lieu thereof the word "sixteen".

4. Line twenty-four (24), by striking the figures "147,035.00" and inserting the figures "162,085.00".

5. Strike out all of lines twenty-five (25), twenty-nine (29) and thirty-one (31).

6. Strike from line thirty-six (36) the words and figure "eight per cent (8%)" and insert in lieu thereof the words and figure "sixteen per cent (16%)".

7. Line thirty-eight (38), strike the figures "1,576,893.00" and insert the figures "2,590,316.00".

8. Strike lines thirty-nine (39) and forty-one (41).

9. Strike from line forty-three (43) the figures "285,000.00" and insert the figures "289,700.00".

10. Strike lines forty-four (44) and fifty (50).

11. Strike from line fifty-two (52) the figures "200,000.00" and insert the figures "206,000.00".

12. Strike all of line fifty-three (53).

13. Strike the figures "2,841,068.00" in line sixty (60) and insert the figures "3,857,541.00".

15. Amend Senate File 457, section fifty (50), line nine (9), by inserting after the word "nation" the words "as specified in Section 35.9, Code 1954".

16. Strike all of section fifty-three (53) of Senate File 457 and renumber the following sections.

17. Amend Senate File 457, section fifty-four (54), lines one (1) and two (2), by striking the words "Notwithstanding the provisions of section fifty-five (55) of this Act, the" and inserting in lieu thereof the word "The".

18. Amend Senate File 457 by striking section fifty-five (55) and inserting in lieu thereof the following:

"The provisions of Section eight point five (8.5), Code 1954, shall not be applicable to the employees whose salaries are paid from the appropriation provided in this Act. All departments shall use the table of organization and salary schedule in effect on April 24, 1957, except that changes in the table of organization or salary schedule of any department may be made only with the approval of the executive council."

19. Amend Senate File 457 by adding at the end thereof a new section as follows:

Section three hundred twenty-one point one hundred sixty-three (321.163), Code 1954, is amended by adding at the end thereof the following:

"There is hereby appropriated from moneys, credited to the general fund of the state by section three hundred twenty-one point one hundred forty-five (321.145) of the Code, the sum of three hundred thousand dollars (\$300,000), annually, or so much thereof as may be necessary, to the motor vehicle registration division of the department of public safety to defray the cost of said number plates."

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

ASSIGNMENT OF BILLS TO COMMITTEE

President Nicholas announced the assignment of the following bill to committee:

S. F. 325 Appropriations (Under Senate Rule 21)

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

S. F. 325

H. F. 562

D. C. NOLAN, *Chairman,*
Sifting Committee.

HOUSE AMENDMENTS CONSIDERED

Senator Long called up for consideration Senate File 457, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1957, and ending June 30, 1959, funds for various departments and various divisions thereof, of the State of Iowa, for the purposes provided by law; to provide for the salary of the liquor control commissioners, and relating to the judicial and peace officers' retirement systems, amended by the House, and moved that the Senate concur in the House amendments.

The Senate refused to concur in the House amendments.

Senator Long asked and received unanimous consent that Senate File 457 be immediately messaged to the House, which request was complied with.

UNFINISHED BUSINESS

Senator Vest called up for further consideration House File 230, a bill for an act to provide for reimbursement to utilities for non-betterment costs associated with relocation of facilities occasioned by Federal aid highway projects.

Senator Vest offered the following amendment:

Amend House File 230 as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Whenever state or county authorities shall determine that any utility facility which now is, or hereafter may be, located in, over, along, or under any highway, including highway extensions within cities and towns, qualifying for federal aid should be removed, the utility owning or operating such facility shall relocate or remove the same in accordance with statutory notice. The costs of relocation or removal, including the costs of installing such facilities in a new location, shall be ascertained by the Iowa State Highway Commission and paid by the state as part of the cost of such federally aided project.

Sec. 2. Cost of relocation shall include the entire amount paid by such utility properly attributable to such relocation, except the cost of land or any rights or interest in land, after deducting therefrom any increase in the value of the new facility and any salvage value derived from the old facility.

Sec. 3. No reimbursement shall be made for any relocation or removal of facilities under this Act unless the funds provided by federal aid may be used to pay at least fifty (50) percent of each such reimbursement payment.

Sec. 4. The term 'utility' shall include all privately, publicly, municipally or cooperatively owned systems for supplying water, sewer, electric lights, street lights and traffic lights, gas, power, telegraph, telephone, transit, pipe line, bridges or like service to the public or any part thereof if such system be authorized by law to use the streets or highways for the location of its facilities.

Sec. 5. All prior acts, either general or special, heretofore enacted which are or may be inconsistent with this Act are hereby repealed."

Senator Boothby asked and received unanimous consent that action on House File 230 be deferred and that the bill be placed on the calendar under "unfinished business".

Senator Miller asked unanimous consent to take up for consideration Senate File 468, a bill for an act to amend chapter four hundred twenty-two (422), Code 1954, and chapter two hundred eight (208), Acts of the Fifty-sixth General Assembly, relating to the income tax on individuals and corporations.

Objection was raised.

Senator Miller moved that the rules be suspended and that Senate File 468 be taken up for consideration.

Roll call was demanded.

On the question "Shall Senate File 468 be taken up for consideration?" the vote was:

Rule 8 was invoked.

Ayes, 26:

Boothby	Gillespie	McManus	Stuart
Buck	Grimstead	Miller	Turner
Butler	Harbor	O'Connor	Vest
Coleman	Henry	O'Malley	Walker
Dailey	Hoffman	Price	Weber
Elijah	Hoxie	Rigler	Weiss
Elwood	McCurdy		

Nays, 17:

Anderson	McFarlane	Prince	Shaff
Dewel	Molison	Ringgenberg	Tate
Dykhouse	Nolan	Schroeder	Watson
Fisher	Prentis	Scott	Wormley
Lynes			

Absent or not voting, 7:

Burton	Evans	Putney	Utzig
Byers	Long	Shoeman	

The motion was lost.

Senator Miller objected to the placing of Senate File 495 on the Senate calendar for the reason that a roll call of the committee was never taken voting the bill out.

REPORT OF COMMITTEE

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred **Senate File 495**, a bill for an act to amend chapter four hundred twenty-eight (428), Code 1954, relating to assessment of stocks of merchandise, begs leave to report it has had the same under consideration and recommends the same **be taken off the regular calendar, and referred to the sifting committee in accordance with page 1029 of the Senate Journal, dated April 25, 1957.**

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

HOUSE FILE 571 REASSIGNED

The Chair announced the reassignment of House File 571 from the sifting committee to the committee on appropriations.

Senator Hoxie asked and received unanimous consent that House Joint Resolution 8 be withdrawn from the sifting committee and referred to the committee on appropriations.

Senator Dewel took the chair at 3:15 p.m.

UNFINISHED BUSINESS

Senator Molison called up for further consideration House File 2, a bill for an act to amend section two hundred seventy-five point eleven (275.11), Code 1954, relating to territory included in re-organized school districts.

Senator Molison 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	Fisher	Molison	Shaff
Boothby	Gillespie	O'Connor	Stuart
Buck	Harbor	O'Malley	Turner
Burton	Henry	Price	Vest
Butler	Hoxie	Prince	Watson
Dailey	Long	Putney	Weber
Dewel	McCurdy	Rigler	Weiss
Dykhouse	McFarlane	Schroeder	Wormley
Elijah	Miller	Scott	

Nays, 5:

Grimstead	Nolan	Ringgenberg	Walker
McManus			

Absent or not voting, 10:

Byers	Hoffman	Prentis	Tate
Coleman	(Excused)	(Excused)	(Present)
Elwood	Lynes	Shoeman	Utzig
Evans	(Excused)	(Excused)	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Molison asked and received unanimous consent that House File 2 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

Senator Tate asked and received unanimous consent to take up for consideration House Joint Resolution 24, a joint resolution creating a special joint committee for the purpose of studying the problem of obtaining qualified professional personnel for board of control institutions and observing the sufficiency and adequacy of the legislation relating thereto.

Senator Tate 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 be adopted?" the vote was:

Ayes, 37:

Anderson	Fisher	Nolan	Shaff
Boothby	Gillespie	O'Connor	Stuart
Buck	Grimstead	O'Malley	Tate
Burton	Harbor	Price	Turner
Coleman	Henry	Putney	Walker
Dailey	Hoxie	Rigler	Watson
Dewel	McCurdy	Ringgenberg	Weber
Dykhouse	McFarlane	Schroeder	Weiss
Elijah	Miller	Scott	Wormley
Elwood			

Nays, 3:

Butler	Long	McManus
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Absent or not voting, 10:

Byers	Lynes	Prince	Utzig
Evans	(Excused)	Shoeman	Vest
Hoffman	Molison	(Excused)	
(Excused)	Prentis		
	(Excused)		

The resolution having received a constitutional majority was declared to have been adopted.

REPORTS OF COMMITTEE

Senator Watson submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 325**, a bill for an act providing for the payment by the State of Iowa of a portion of the cost of completing the construction of sanitary sewer facilities, not including enlargements and additions to the disposal plant, by the Iowa Great Lakes sanitary district, which includes Spirit Lake, East Okoboji Lake, West Okoboji Lake, and other state owned waters, in Dickinson County, Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HARRY E. WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 571**, a bill for an act to provide for an appropriation to the state printing board to pay necessary printing expenses for the Fifty-seventh General Assembly, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HARRY E. WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 594**, a bill for an act to appropriate from the general fund of the State of Iowa six million dollars (\$6,000,000.00) to the department of public instruction for state aid for transportation as provided by chapter two hundred eighty-five (285) of the Code, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HARRY E. WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 596**, a bill for an act to appropriate from the general fund of the State of Iowa eight million dollars (\$8,000,000.00) to the department of public instruction for supplemental aid to certain school districts of the state, as provided by chapter two hundred eighty-six (286) of the Code, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HARRY E. WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 597**, a bill for an act appropriating from the special reserve fund of the state and the additional bonus and disability fund the sum of one million five hundred thousand dollars (\$1,500,000.00) to the board of control for capital improvements at the Iowa soldiers home, and providing for the joint control for the expenditure thereof by the board of control and the budget and financial control 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 the title to House File 597, line 1, by striking the words "special reserve fund" and inserting in lieu thereof the words "general fund".

Further amend House File 597, line 4, by striking the words "special reserve fund" and inserting in lieu thereof the words "general fund".

HARRY E. WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 598**, a bill for an act to appropriate from the special reserve fund of the State of Iowa for capital improvements for institutions under the board of control, including construction of new buildings, repairs, improvements, replacements, or alterations, and providing for the joint control for the expenditure thereof by the board of control and the budget and financial control 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 the title to House File 598 by striking the words "special reserve fund" in line 1 and inserting in lieu thereof the words "general fund".

Further amend House File 598, section 1, line 4, by striking the words "special reserve fund" and inserting in lieu thereof "general fund".

HARRY E. WATSON, *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 insists on its amendments to Senate File 457, a bill for an act to appropriate from the general fund to the various departments of the State of Iowa, and requests a conference. The Speaker has appointed as members of the conference committee on the part of the House Paul

of Poweshiek, Vermeer of Marion, Naden of Hamilton and Carlsen of Clinton.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 491, a bill for an act relating to payment of taxes by state as an employer.

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

House Concurrent Resolution 18, requesting the return of House File 64 from the Governor.

Also: That the House has concurred in Senate amendments to and passed House File 567, a bill for an act to establish the inclusive dates of World War II for the purposes of certain statutes making reference thereto.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 18

Whereas, there is question as to the correctness of the title to House File 64 which amends sections two hundred thirty-two point one (232.1), two hundred thirty-two point three (232.3) and three hundred twenty-one point four hundred eighty-two (321.482), Code 1954, and which relates to the class of children under the jurisdiction of the juvenile court and the definition of a delinquent child, and

Whereas, this bill was amended to include a section of the code, the subject matter of which was not considered when the title to the bill was written, and

Whereas, House File 64 has passed both houses of the General Assembly and has been delivered to the Governor.

Now, Therefore, Be It Resolved by the House, the Senate Concurring:

That the Governor be respectfully requested to return House File 64 for correction of the title.

HOUSE MESSAGE CONSIDERED

Senator Shaff asked and received unanimous consent to take up for immediate consideration House Concurrent 18 and moved its adoption.

The motion prevailed and the resolution was adopted.

Senator Shaff asked and received unanimous consent that House Concurrent Resolution 18 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

On motion of Senator Elwood, Senate File 453, a bill for an act to abolish the present five-mill tax on moneys and credits and to substitute in lieu thereof a surtax on certain income from interest and dividends, and to provide for a moneys and credits tax upon certain specific property, was taken up and considered.

Senator Long offered the following amendment and moved its adoption:

Amend Senate File 453 as follows:

1. Strike all after the enacting clause and substitute in lieu thereof the following:

"Section 1. Amend chapter four hundred twenty-nine (429), Code 1954, by adding thereto a new section as follows:

'All noninterest-bearing moneys and credits and accounts receivable shall be tax exempt.'

2. Amend the title by striking all after the word "Act" and inserting in lieu thereof the following: "to amend chapter four hundred twenty-nine (429), Code 1954, relating to moneys and credits tax."

Senator Shaff moved the previous question on the amendment, which motion prevailed.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 28:

Anderson	Elijah	McCurdy	Putney
Boothby	Fisher	McFarlane	Ringgenberg
Burton	Gillespie	Miller	Vest
Butler	Grimstead	Nolan	Walker
Dailey	Harbor	O'Connor	Watson
Dewel	Hoxie	Price	Weber
Dykhouse	Long	Prince	Weiss

Nays, 15:

Buck	McManus	Schroeder	Tate
Coleman	Molison	Scott	Turner
Elwood	O'Malley	Shaff	Wormley
Henry	Rigler	Stuart	

Absent or not voting, 7:

Byers	Lynes	Shoeman	Utzig
Evans	(Excused)	(Excused)	
Hoffman	Prentis		
(Excused)	(Excused)		

The amendment was adopted.

Senator Elwood asked and received unanimous consent to withdraw the amendment filed by him and found on page 875 of the Senate Journal.

Senator Elwood 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	Dykhouse	Grimstead	McCurdy
Buck	Elijah	Harbor	Miller
Burton	Elwood	Henry	Molison
Butler	Fisher	Hoxie	Nolan
Dailey	Gillespie	Long	O'Connor

Price	Ringgenberg	Turner	Weber
Prince	Schroeder	Vest	Weiss
Putney	Tate	Watson	Wormley

Nays, 6:

McFarlane	Scott	Stuart	Walker
O'Malley	Shaff		

Absent or not voting, 12:

Boothby	Hoffman	McManus	Rigler
Byers	(Excused)	(Present)	(Present)
Coleman	Lynes	Prentis	Shoeman
Dewel	(Excused)	(Excused)	(Excused)
Evans			Utzig

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Long moved that the 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 Dewel asked and received unanimous consent that Senate File 453 be immediately messaged to the House.

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 on its amendments to Senate File 23, a bill for an act relating to the assessment and levying of a tax on the flight property of air carriers, and requests a conference. The Speaker has appointed as members of the conference committee on the part of the House Hanson of Lyon, Kosek of Linn, Balch of Black Hawk, and Johannes of Osceola.

WILLIAM R. KENDRICK, *Chief Clerk.*

President Nicholas took the chair at 4:15 p.m.

THIRD READING OF BILLS

On motion of Senator Watson, House File 573, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1957, and ending June 30, 1959, to the board of control for salaries, support, maintenance, repairs, replacements, alterations or equipment of institutions under said board of control, 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 House File 573 by adding the following as a new section:

"Sec. 18. The employees whose salaries are appropriated herein shall not come under the division of personnel under Section 8.5 of 1954 Code of Iowa."

Senator Dailey raised a point of order on the amendment for the reason that it is not germane to the bill.

The Chair ruled the point not well taken.

Senator Watson asked and received unanimous consent to withdraw the committee amendment.

Senator Watson offered the following amendment and moved its adoption:

Amend House File 573 as follows:

1. Amend section 17, line 2, by inserting after the word "Act" the following: ", except that employees whose salaries are appropriated herein shall not come under the division of personnel under section eight point five (8.5), Code 1954".

2. Amend the title, line 5, by inserting after the word "control" the following: ", and to provide that chapter eight (8), except section eight point five (8.5), Code 1954, shall apply to this Act".

Senator Dewel moved the previous question on the amendment and the bill, which motion prevailed.

The amendment was adopted.

Senator Scott 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	Grimstead	Prentis	Stuart
Boothby	Harbor	Price	Tate
Buck	Hoxie	Prince	Turner
Burton	Long	Putney	Vest
Butler	Lynes	Rigler	Walker
Dewel	McFarlane	Ringgenberg	Watson
Dykhouse	McManus	Schroeder	Weber
Elwood	Miller	Scott	Weiss
Fisher	Molison	Shaff	Wormley
Gillespie	Nolan	Shoeman	

Nays, 5:

Coleman	Hoffman	McCurdy	O'Connor
Dailey			

Absent or not voting, 6:

Byers	Evans	O'Malley	Utzig
Elijah	Henry		

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Hoffman called up the following motion, filed by Senator Utzig, and moved its adoption:

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 375 failed to pass the Senate.

ARNOLD UTZIG.

On the question "Shall the Senate reconsider the vote by which House File 375 failed to pass the Senate?" the vote was:

Rule 8 was invoked.

Ayes, 28:

Anderson	Fisher	McCurdy	Rigler
Buck	Gillespie	McManus	Schroeder
Burton	Grimstead	Miller	Stuart
Coleman	Henry	O'Connor	Turner
Dailey	Hoffman	O'Malley	Vest
Dewel	Hoxie	Price	Weiss
Elwood	Long	Putney	Wormley

Nays, 15:

Boothby	Lynes	Prince	Tate
Butler	McFarlane	Scott	Watson
Dykhouse	Nolan	Shaff	Weber
Harbor	Prentis	Shoeman	

Absent or not voting, 7:

Byers	Evans	Ringgenberg	Walker
Elijah	Molison	Utzig	

The motion to reconsider prevailed.

On motion of Senator Hoffman, House File 375, a bill for an act to amend section four hundred forty-four point nine (444.9), Code 1954, relating to the maximum millage levy by counties for ordinary county revenue, was taken up and considered.

Senator Hoffman asked and received unanimous consent that action on House File 375 be deferred and that the bill be placed on the calendar under "unfinished business".

On motion of Senator Putney, House Joint Resolution 22, a joint resolution relating to assistance by the state to the County of Tama in providing a law-enforcement officer for the Sac and Fox Indian reservation in such county and making an appropriation therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Putney 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 be adopted?" the vote was:

Ayes, 41:

Anderson	Harbor	Molison	Shaff
Buck	Henry	Nolan	Shoeman
Burton	Hoffman	O'Connor	Stuart
Coleman	Hoxie	O'Malley	Tate
Dailey	Long	Price	Turner
Dewel	Lynes	Prince	Vest
Dykhouse	McCurdy	Putney	Walker
Elwood	McFarlane	Rigler	Watson
Fisher	McManus	Ringgenberg	Weber
Gillespie	Miller	Schroeder	Weiss
Grimstead			

Nays, 3:

Boothby Butler Wormley

Absent or not voting, 6:

Byers Evans Scott Utzig
Elijah Prentis

The resolution having received a constitutional and two-thirds majority was declared to have been adopted.

Senator Putney asked and received unanimous consent that House Joint Resolution 22 be immediately messaged to the House.

CONFERENCE COMMITTEE APPOINTED
ON SENATE FILE 23

The Chair announced the appointment of Senators Henry, Coleman, Elwood and Molison on the part of the Senate on the conference committee on Senate File 23.

CONFERENCE COMMITTEE APPOINTED
ON SENATE FILE 457

The Chair announced the appointment of Senators Watson, Schroeder, Dailey and Long on the part of the Senate on the conference committee on Senate File 457.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 167, 372, 464 and 489; also, House Files 61, 100, 113, 160, 188, 344, 392, 399, 400, 467, 508, 547, 550, 553, 556, 560, 582 and 587.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 167, 372, 464 and 489; also, House Files 61, 100, 113, 160, 188, 344, 392, 399, 400, 467, 508, 547, 550, 553, 556, 560, 582 and 587.

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 29th day of April, 1957, sent to the Governor for his approval: Senate Files 167, 372, 464 and 489.

NORVAL EVANS, *Chairman.*

Passed on file.

AMENDMENTS FILED

1 Amend Senate File 468 by adding the following section:
2 "Chapter two hundred eight (208), Acts of the fifty-
3 sixth general assembly, is hereby amended by striking lines
4 fourteen (14), fifteen (15), and the word 'refunds' in line
5 sixteen (16) and inserting in lieu thereof the following:
6 'Add the amount of federal income taxes (adjusted by any
7 federal income tax refunds) applicable to the tax year for
8 which said taxable income is being computed; also any of
9 said taxes paid during said tax year with respect to any
10 prior tax year and for which a deduction for Iowa income
11 tax purposes was not previously allowed or allowable under
12 the method of accounting of the taxpayer.'"

JACK MILLER.

1 Amend Senate File 493 by striking from section 1, line 4,
2 the words and figures "one million dollars (\$1,000,000.00)"
3 and inserting in lieu thereof the words and figures "two million
4 five hundred ten thousand dollars (\$2,510,000.00)".
5 Further amend Senate File 493 by striking from section 1
6 all after the word "state" in line 13.

C. JOSEPH COLEMAN.
ALBERT WEISS.
JOHN A. WALKER.
GUY G. BUTLER.
JACOB GRIMSTEAD.
CARL T. ANDERSON.
W. H. TATE.

1 Amend the Vest amendment to House File 230 filed
2 on April 29, 1957, as follows:
3 1. By striking the words and figures "fifty" (50)
4 in line three of section three (3) and inserting in lieu
5 thereof the words and figures "ninety" (90)

THOMAS J. DAILEY.
J. KENDALL LYNES.
EDWARD J. MCMANUS.
LAURENCE M. BOOTHBY.

- 1 Amend the Vest amendment filed April 29 to House File 230 by
- 2 striking the balance of Section 4 following the last comma in
- 3 line 4 of said section and inserting in lieu thereof the
- 4 following: "heating plants, railroads and bridges or any
- 5 part thereof."

E. J. McMANUS.

On motion of Senator Nolan, the Senate adjourned until 9:15 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, TUESDAY, APRIL 30, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Glen W. Lamb, pastor of the Grace Methodist Church, Des Moines, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Byers, from twenty-four teachers of the Martha Washington Club of Cedar Rapids, favoring proposed legislation relating to retirement allowance payments to employees in the public schools.

By the following Senators, favoring proposed legislation relating to providing necessary state funds for present school aids, and amending the election procedure for the reorganization of schools:

By Senator Buck, from twenty-one residents of Marshall County.

By Senator McManus, from twenty-five residents of Lee County.

By Senator O'Malley, from fifteen residents of Polk County.

By Senator Scott, from twelve residents of Fayette County.

PRESENTATION OF VISITORS

Senator Fisher asked and received unanimous consent to present to the Senate twenty-six members of the sixth grade class of the Hawthorne Public School of Indianola who were present in the balcony accompanied by Mrs. Merle Caraway.

Senator McCurdy asked and received unanimous consent to present to the Senate six members of the eighth grade class of the Cedar Consolidated School who were present in the balcony accompanied by S. Krone.

Senator O'Malley asked and received unanimous consent to present to the Senate thirty-five members of the fourth grade class of the Casady School who were present in the balcony accompanied by their instructor, Mildred Ballow, and Mrs. John Orr.

Senator Miller asked and received unanimous consent to present to the Senate the members of the Sioux City Central High

School Choir who were present in the balcony accompanied by their director, Mr. Lee Knolle. The Choir sang several numbers in the rotunda during the noon hour.

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 amendments, and passed, Senate File 490, a bill for an act to enable two or more cities to jointly construct a swimming pool or airport.

Also: That the House has concurred in Senate amendments to and passed House File 2, a bill for an act relating to territory included in reorganized school districts.

Also: That the House has concurred in Senate amendments to and passed House File 353, a bill for an act relating to the use of interest and earnings from deposits and investments of certain public funds.

WILLIAM R. KENDRICK, *Chief Clerk.*

UNFINISHED BUSINESS

Senator Buck called up for further consideration House File 418, a bill for an act relating to the licensing of food establishments.

Senator Buck 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, 45:

Anderson	Gillespie	Molison	Shaff
Boothby	Grimstead	Nolan	Shoeman
Buck	Harbor	O'Connor	Stuart
Burton	Henry	O'Malley	Tate
Butler	Hoffman	Prentis	Turner
Byers	Hoxie	Price	Utzig
Coleman	Lynes	Prince	Vest
Dewel	McCurdy	Putney	Walker
Dykhouse	McFarlane	Rigler	Weber
Elijah	McManus	Ringgenberg	Weiss
Elwood	Miller	Scott	Wormley
Fisher			

Nays, none.

Absent or not voting, 5:

Dailey	Long	Schroeder	Watson
(Excused)	(Excused)	(Excused)	(Excused)
Evans			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Buck asked and received unanimous consent that House File 418 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

On motion of Senator Stuart, House File 229, a bill for an act relating to the entry and admittance of minors into billiard halls and poolrooms, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dewel moved the previous question on the bill, which motion prevailed.

Senator Stuart 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	Fisher	Nolan	Shoeman
Boothby	Harbor	O'Connor	Stuart
Buck	Hoffman	O'Malley	Tate
Burton	Lynes	Price	Turner
Butler	McCurdy	Putney	Vest
Byers	McFarlane	Rigler	Walker
Coleman	McManus	Ringgenberg	Weber
Dewel	Miller	Scott	Weiss
Dykhouse	Molison	Shaff	Wormley
Elwood			

Nays, 6:

Gillespie	Hoxie	Prince	Utzig
Henry	Prentis		

Absent or not voting, 7:

Dailey	Grimstead	Schroeder	Watson
(Excused)	Long	(Excused)	(Excused)
Elijah	(Excused)		
Evans			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stuart asked and received unanimous consent that House File 229 be immediately messaged to the House, which request was complied with.

UNFINISHED BUSINESS

Senator Vest called up for further consideration House File 230, a bill for an act to provide for reimbursement to utilities for non-betterment costs associated with relocation of facilities occasioned by Federal aid highway projects.

Senator Price offered the following amendment and moved its adoption:

Amend House File 230 by striking sections 1 and 2 and inserting in lieu thereof the following:

"Section 1. Whenever state or county authorities shall determine that any utility facility which now is, or hereafter may be, located in,

over, along, or under any highway qualifying for federal aid, including highway extensions within cities and towns, should be removed, the utility owning or operating such facility shall relocate or remove the same in accordance with statutory notice and the costs of relocation or removal shall be ascertained by the Iowa State Highway Commission, and one-half ($\frac{1}{2}$) of such costs shall be paid by the state or county, as the case may be, to the utility as part of the cost of such federally aided project.

Sec. 2. Costs of relocation or removal shall include the entire amount paid by the utility property attributable to the relocation or removal including the costs of installing such facilities in a new location, after deducting therefrom any increase in the value of the new facility over the value of the old facility and any salvage value derived from the old facility. Costs of relocation or removal shall not include the cost of any land or rights and interests in land, or other rights acquired to accomplish such relocation."

The amendment was lost.

Senator Vest called up the following amendment, filed by him:

Amend House File 230 as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Whenever state or county authorities shall determine that any utility facility which now is, or hereafter may be, located in, over, along, or under any highway, including highway extensions within cities and towns, qualifying for federal aid should be removed, the utility owning or operating such facility shall relocate or remove the same in accordance with statutory notice. The costs of relocation or removal, including the costs of installing such facilities in a new location, shall be ascertained by the Iowa State Highway Commission and paid by the state as part of the cost of such federally aided project.

Sec. 2. Cost of relocation shall include the entire amount paid by such utility properly attributable to such relocation, except the cost of land or any rights or interest in land, after deducting therefrom any increase in the value of the new facility and any salvage value derived from the old facility.

Sec. 3. No reimbursement shall be made for any relocation or removal of facilities under this Act unless the funds provided by federal aid may be used to pay at least fifty (50) percent of each reimbursement payment.

Sec. 4. The term 'utility' shall include all privately, publicly, municipally or cooperatively owned systems for supplying water, sewer, electric lights, street lights and traffic lights, gas, power, telegraph, telephone, transit, pipe line, bridges or like service to the public or any part thereof if such system be authorized by law to use the streets or highways for the location of its facilities.

Sec. 5. All prior acts, either general or special, heretofore enacted which are or may be inconsistent with this Act are hereby repealed."

Senator Dailey offered the following amendment to the amendment, filed by Senators Dailey, Lynes, McManus and Boothby, and moved its adoption:

Amend the amendment to House File 230 filed on April 29, 1957, as follows:

1. By striking the words and figures "fifty" (50) in line three of section

three (3) and inserting in lieu thereof the words and figures "ninety" (90).

Roll call was demanded.

On the question "Shall the amendment to the amendment be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 22:

Boothby	Harbor	Molison	Schroeder
Buck	Hoffman	Prentis	Shaff
Burton	Hoxie	Price	Stuart
Butler	Lynes	Rigler	Utzig
Dailey	McCurdy	Ringgenberg	Wormley
Gillespie	McManus		

Nays, 23:

Anderson	Evans	Nolan	Tate
Byers	Fisher	O'Connor	Turner
Coleman	Grimstead	O'Malley	Vest
Dewel	Henry	Prince	Weber
Dykhouse	McFarlane	Putney	Weiss
Elwood	Miller	Scott	

Absent or not voting, 5:

Elijah	Shoeman	Walker	Watson
Long			

The amendment to the amendment was lost.

Senator McManus offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the balance of Section 4 following the last comma in line 4 of said section and inserting in lieu thereof the following: "heating plants, railroads and bridges or any part thereof."

The amendment to the amendment was adopted.

Senator Dailey asked and received unanimous consent to withdraw the amendment filed by Senators Dailey and Lynes, and found on pages 1061 and 1062 of the Senate Journal.

Senator Vest moved the adoption of the amendment as amended.

On the question "Shall the amendment as amended be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 34:

Anderson	Dewel	Henry	O'Malley
Boothby	Dykhouse	Long	Price
Buck	Elijah	McFarlane	Prince
Burton	Fisher	Miller	Putney
Butler	Gillespie	Molison	Scott
Byers	Grimstead	Nolan	Stuart
Coleman	Harbor	O'Connor	Tate

Turner Vest	Watson Weber	Weiss	Wormley
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Nays, 12:

Dailey Elwood Evans	Hoffman Hoxie Lynes	McCurdy McManus Prentis	Rigler Shaff Utzig
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Absent or not voting, 4:

Ringgenberg	Schroeder	Shoeman	Walker
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The amendment as amended was adopted.

The balance of the amendments filed by the various Senators to House File 230 were withdrawn.

Senator Dewel moved the previous question on the bill, which motion was lost.

Senator Dewel took the chair at 11:50 a.m.

Senator Schroeder moved the previous question on the bill, which motion prevailed.

President Nicholas took the chair at 12:00 noon.

Senator Vest 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:

Rule 8 was invoked.

Ayes, 23:

Anderson Butler Byers Dewel Dykhouse Fisher	Grimstead Henry Long McFarlane Miller Nolan	O'Connor O'Malley Putney Scott Shoeman Tate	Turner Vest Watson Weber Weiss
--	--	--	--

Nays, 25:

Boothby Buck Burton Coleman Dailey Elijah Evans	Gillespie Harbor Hoffman Hoxie Lynes McCurdy	McManus Molison Prentis Price Prince Rigler	Ringgenberg Schroeder Shaff Stuart Utzig Wormley
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Absent or not voting, 2:

Elwood (Excused from voting by the Senate)	Walker
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The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Boothby 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 Nolan, the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate, in executive session, failed to confirm the following appointments:

Irene Mae Smith (Mrs. Hugh B.) of Ottumwa, Wapello County, Iowa, as a member of the State Board of Social Welfare of Iowa for the regular term expiring June 30, 1963.

Homer R. Adcock of Des Moines, Polk County, Iowa, as a member of the Iowa Liquor Control Commission for the regular term expiring June 30, 1963.

Cecil Malone of Atlantic, Cass County, Iowa, as a member of the Iowa State Highway Commission for the regular term expiring June 30, 1961.

Robert L. Brice of Waterloo, Black Hawk County, Iowa, as a member of the Iowa State Highway Commission for the regular term expiring June 30, 1961.

The Senate arose from executive session and resumed regular session.

Senator Lynes asked and received unanimous consent that immediately upon reconvening the Senate take up for consideration the appropriation bills on the calendar.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

Senator Watson called up the following report:

REPORT OF CONFERENCE COMMITTEE ON SENATE FILE 457

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee, appointed to consider the differences between the Senate and House on Senate File 457, beg leave to report and make the following recommendations:

1. That the House recede from its amendments to section 3.
2. That the House amendment to section 5 be made to read as follows:
 1. In lines 4 and 5, strike the words and figures "two hundred twenty-two thousand seven hundred forty-five dollars (\$222,745.00)", and insert in lieu thereof the words and figures "two hundred thirty thousand two hundred forty-five dollars (\$230,245.00)".
 2. In line 10, strike the figures "202,345.00" and insert in lieu thereof the figures "217,345.00".
 3. In line 16, strike the figures "222,745.00" and insert in lieu thereof the figures "230,245.00".

3. That the House amendments to section 22 be made to read as follows:

1. Amend section 22 by striking from line 20 the word "librarian" and inserting in lieu thereof the word "director".

4. That the House recede from its amendment to division 10 of section 41.

5. That the House amendments to section 49 be made to read as follows:

1. Amend lines 4 and 5 by striking the words and figures "two million eight hundred forty-one thousand sixty-eight dollars (\$2,841,068.00)" and inserting in lieu thereof the words and figures "three million eight hundred forty-eight thousand four hundred ninety-one dollars (\$3,848,491.00)".

2. Line 24, by striking the figures "147,035.00" and inserting the figures "153,035.00".

3. Strike the figures "2,841,068.00" in line 60 and insert the figures "3,848,491.00".

6. That the following section be added to Senate File 457:

"House File 157, Acts of the Fifty-seventh General Assembly, is hereby repealed."

We further recommend that the Senate concur in the remaining House amendments.

HARRY E. WATSON.

IRVING D. LONG.

JACK SCHROEDER.

THOMAS J. DAILEY.

On the Part of the Senate.

GEORGE L. PAUL.

ELMER H. VERMEER.

JOHN W. CARLSEN.

ROBERT W. NADEN.

On the Part of the House.

On motion of Senator Watson, the report was adopted.

On motion of Senator Long, the amendments and recommendations contained in the report were adopted.

Senator Long moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Anderson	Evans	McManus	Scott
Boothby	Fisher	Miller	Shaff
Buck	Gillespie	Molison	SShoeman
Burton	Grimstead	Nolan	Stuart
Butler	Harbor	O'Malley	Turner
Byers	Henry	Prentis	Utzig
Coleman	Hoffman	Price	Vest
Dailey	Hoxie	Prince	Walker
Dewel	Long	Putney	Watson
Dykhouse	Lynes	Rigler	Weber
Elijah	McCurdy	Ringgenberg	Weiss
Elwood	McFarlane	Schroeder	Wormley

Nays, none.

Absent or not voting, 2:

O'Connor Tate

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

THIRD READING OF BILLS

On motion of Senator Watson, House File 417, a bill for an act relating to the disposition of unexpended balances in the primary road bond redemption and interest funds in the various counties, and to provide for the payment of all outstanding primary road bonds and interest coupons from the primary road fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Watson 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, 50:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

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 Watson asked and received unanimous consent that House File 417 be immediately messaged to the House, which request was complied with.

On motion of Senator Watson, House File 593, a bill for an act to make an appropriation from the general fund of the State of Iowa to the department of public instruction for specified school aid, 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 House File 593 as follows:

1. Amend the title to House File 593 by striking the word "instruction" in line 2 and inserting the word "instruction".
2. Further amend House File 593, lines 4 and 5, by striking the words and figures "one million two hundred twenty-one thousand five hundred dollars (\$1,221,500.00)" and inserting in lieu thereof: "nine hundred forty-six thousand five hundred dollars (\$946,500.00)."
3. Amend line 9 by striking the figure "1,000,000.00" and inserting

in lieu thereof the figure "675,000.00".

4. Amend line 25 by striking the figure "1,271,500.00" and inserting in lieu thereof the figure "946,500.00".

On motion of Senator Lynes, the committee amendments were adopted.

Senator Lynes 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, 50:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

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 Watson asked and received unanimous consent that House File 593 be immediately messaged to the House, which request was complied with.

The Chair announced the following call of the Senate:

CALL OF THE SENATE

MR. PRESIDENT: The undersigned members of the Senate do hereby request a call of the Senate on the conference report on Senate File 460 and also on Senate File 460 itself.

JACK MILLER.

FRANK D. ELWOOD.

GEORGE E. O'MALLEY.

THOMAS J. DAILEY.

H. C. BUCK.

JOHN A. WALKER.

JIM O. HENRY.

GUY G. BUTLER.

CARL T. ANDERSON.

CARL H. RINGGENBERG.

JACOB GRIMSTEAD.

CARROLL PRICE.

WILLIAM H. HARBOR.

Roll call revealed all members present.

Senator Prentis called up the following report:

CONFERENCE COMMITTEE REPORT ON SENATE FILE 460

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to

consider the differences between the Senate and House on Senate File 460, beg leave to report and make the following recommendations:

Strike all House amendments to Senate File 460.

Amend Senate File 460 by inserting in line four (4) of section five (5) following "1957" the following: "until June 30, 1959" and by striking section six (6) and section eight (8); renumbering the remaining sections and adding thereto the following as a new section:

"The two and one-half (2½) percent tax rate hereinabove prescribed for sales and use tax shall remain in force until the state comptroller shall make a determination that the unencumbered balance in the state treasury at the end of the biennium will be not less than twenty-four million dollars (\$24,000,000.00). Following such determination by the state comptroller a recommendation for suspension of the additional one-half (½) percent sales and use tax rate shall be made by the comptroller to the budget and financial control committee which, upon verification of such determination, shall direct the state tax commission to suspend collection of the additional one-half (½) percent sales and use tax rate for the remainder of the biennium.

In the event that a later determination reveals that anticipated revenues will not result in the unencumbered balance of twenty-four million dollars (\$24,000,000.00) at the end of the biennium, then upon recommendation of the comptroller to the budget and financial control committee and in the event of its verification of such determination, the suspension of the collection of the additional one-half (½) percent sales and use tax rate shall be cancelled for the remainder of the biennium.

For the purpose of making determinations concerning fiscal estimates as above provided, the state comptroller shall review his estimates of the unencumbered balance at the end of the biennium within the seventh week of each three month period during the biennium.

In the event of verification by the budget and financial control committee with the determination of the state comptroller, certification of such verification shall be made to the state tax commission. Such certification shall be made not less than thirty (30) days prior to the beginning of any quarter of either year of the 1957-1959 biennium and upon receipt of such certification the state tax commission shall forthwith notify, by United States mail, the holders of state tax permits of the rate of said sales and use tax and the period of time that said rates shall be applicable. The collection of sales and use taxes during such period shall be in accord therewith.

The provisions of this Act shall be severable, and if any of its provisions shall be held to be unconstitutional, the decisions of the court shall not affect the validity of the remaining provisions of the Act. It is hereby declared a legislative intent that this Act would have been adopted by the general assembly had such unconstitutional provisions not been included therein."

X. T. PRENTIS.

JOHN D. SHOEMAN.

J. KENDALL LYNES.

On the Part of the Senate.

VERN LISLE.

HENRY H. STEVENS.

ELMER H. VERMEER.

On the Part of the House.

Senator Putney moved the previous question on the adoption of the conference report, which motion prevailed.

Senator Prentis moved the adoption of the report.

Roll call was demanded.

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

Rule 8 was invoked.

Ayes, 31:

Anderson	Gillespie	Prince	Stuart
Boothby	Hoxie	Putney	Tate
Buck	Long	Rigler	Turner
Butler	Lynes	Ringgenberg	Vest
Byers	Molison	Schroeder	Watson
Elijah	Nolan	Scott	Weber
Evans	Prentis	Shaff	Wormley
Fisher	Price	Shoeman	

Nays, 19:

Burton	Elwood	McCurdy	O'Malley
Coleman	Grimstead	McFarlane	Utzig
Dailey	Harbor	McManus	Walker
Dewel	Henry	Miller	Weiss
Dykhous	Hoffman	O'Connor	

Absent or not voting, none.

The report was adopted.

Senator Prentis moved the adoption of the amendments and recommendations contained in the report, which motion prevailed.

Senator Prentis moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 30:

Anderson	Gillespie	Putney	Stuart
Boothby	Long	Rigler	Tate
Buck	Lynes	Ringgenberg	Turner
Butler	Molison	Schroeder	Vest
Byers	Nolan	Scott	Watson
Elijah	Prentis	Shaff	Weber
Evans	Price	Shoeman	Wormley
Fisher	Prince		

Nays, 20:

Burton	Elwood	Hoxie	O'Connor
Coleman	Grimstead	McCurdy	O'Malley
Dailey	Harbor	McFarlane	Utzig
Dewel	Henry	McManus	Walker
Dykhous	Hoffman	Miller	Weiss

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.

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 30, relating to work in connection with closing of the work of the Fifty-seventh General Assembly.

Also: That the House has failed to adopt the following Senate concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 33, resolving that a planning committee be appointed to make investigation and study of various proposals of reapportionment.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 47, a bill for an act relating to fishing, without permission of the owner of the premises.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 135, a bill for an act relating to police matrons and their compensation.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 227, a bill for an act relating to the election register under permanent registration.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 291, a bill for an act relating to the appointment of an alternate judge in municipal courts having only one judge.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 393, a bill for an act relating to the Iowa dairy industry commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 601, a bill for an act to appropriate from the special reserve fund to the state conservation commission funds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 602, a bill for an act to appropriate from the general fund to the state board of regents.

Also: That the House has concurred in Senate amendments to and passed House File 573, a bill for an act to appropriate from the general fund to the board of control.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 291

Amend Senate File 291 as follows:

1. Amend Senate File 291 by striking all of the title and inserting in lieu thereof the following:

"A Bill for An Act relating to the appointment of an alternate judge in municipal courts having only one (1) judge, such alternate judge to act only during the absence or vacation of the regular judge, and relating to the salaries of judges of municipal courts."

2. Further amend Senate File 291 by adding a new section thereto:

Section 2. Section six hundred two point forty-nine (602.49), Code 1954, as amended by section one (1), chapter two hundred sixty-four (264), Acts of the Fifty-sixth General Assembly, is amended by striking lines one (1) to eight (8) inclusive and through the word "population" in line nine (9) and inserting in lieu thereof the following:

"The annual salary of each municipal judge shall be six thousand five hundred (6,500) dollars in cities of less than thirty thousand (30,000) population; seven thousand two hundred (7,200) dollars in cities of thirty thousand (30,000) and less than seventy thousand (70,000) population; and eight thousand (8,000) dollars in cities of seventy thousand (70,000) or more population."

HOUSE MESSAGES CONSIDERED

House File 601, a bill for an act to appropriate from the special reserve fund of the State of Iowa to the state conservation commission funds for construction, replacement, repairs, acquisition of land, development, forestry, watershed area improvements, design and investigation, and dredging.

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

House File 602, a bill for an act to appropriate from the general fund of the State of Iowa to the state board of regents for various capital improvements, repairs and replacements of institutional roads.

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

THIRD READING OF BILLS

On motion of Senator Watson, House File 595, a bill for an act to appropriate twenty-eight million six hundred seventy thousand dollars (\$28,670,000.00) from the general fund of the State of Iowa to the department of public instruction for general state aid for school districts as provided by chapter two hundred eighty-six A (286A) of the Code, 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 House File 595 by adding as sections 2 and 3 the following:

Section two hundred eighty-six A point three (286A.3), Code 1954, is amended by striking from line six (6) the words, "twenty-five cents" and inserting in lieu thereof the words, "one dollar".

Section two hundred eighty-six A point four (286A.4), Code 1954, is amended by striking from line one (1) of subsection three (3) the words, "twenty-five cents" and inserting in lieu thereof the words, "one dollar".

Further amend House File 595 by striking from section one (1) the words "fourteen million" in line four (4) and all of line five (5) and inserting in lieu thereof the words and figures, "fourteen million six hundred ten thousand dollars (\$14,610,000.00)".

Amend the title to House File 595 by striking therefrom the words and figures, "twenty-eight million six hundred seventy thousand dollars (\$28,670,000.00)" and inserting in lieu thereof the words and figures, "twenty-nine million two hundred twenty thousand dollars (\$29,220,000.00)".

Further amend the title by adding at the end thereof the words, "and providing for increased aid for junior colleges under said chapter and prescribing standards therefor".

Further amend House File 595 by adding as a new section the following:

Section two hundred eighty-six A point three (286A.3), Code 1954, is hereby amended by adding at the end thereof the following:

"Approval standards for public junior colleges shall be established and approved by the state board of public instruction, and the state board of regents, acting jointly, with said standards to be issued and enforced by the state department of public instruction, subject to the approval of the state board of public instruction. Eligibility for receipt of state aid for public junior colleges shall be determined by the above two (2) boards. Junior college aid will not be paid unless such standards are met. In the development of said standards, the association of public junior colleges shall serve in the advisory capacity to the afore-mentioned boards".

On motion of Senator Tate, the committee amendments were adopted.

* Senator Tate 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, 45:

Anderson	Gillespie	Miller	Shoeman
Boothby	Grimstead	Molison	Stuart
Buck	Harbor	Nolan	Tate
Burton	Henry	Prentis	Turner
Butler	Hoffman	Price	Utzig
Byers	Hoxie	Prince	Vest
Coleman	Long	Rigler	Walker
Dailey	Lynes	Ringgenberg	Watson
Dewel	McCurdy	Schroeder	Weber
Dykhouse	McFarlane	Scott	Weiss
Elijah	McManus	Shaff	Wormley
Fisher			

Nays, 2:

O'Connor Putney

Absent or not voting, 3:

Elwood Evans O'Malley

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Tate asked and received unanimous consent that House File 595 be immediately messaged to the House, which request was complied with.

On motion of Senator Watson, House File 599, a bill for an act to provide for minimum state retirement allowance payments to certain employees in the public schools of the State of Iowa who retired prior to July 4, 1953, and to make an appropriation there-

for, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Tate 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, 50:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

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 Tate asked and received unanimous consent that House File 599 be immediately messaged to the House, which request was complied with.

Senator Miller asked unanimous consent to take up Senate File 468.

Objection was raised.

On motion of Senator Watson, Senate File 325, a bill for an act providing for the payment by the State of Iowa of a portion of the cost of completing the construction of sanitary sewer facilities, not including enlargements and additions to the disposal plant, by the Iowa Great Lakes sanitary district, which includes Spirit Lake, East Okoboji Lake, West Okoboji Lake, and other state owned waters, in Dickinson County, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Watson 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	Buck	Butler	Coleman
Boothby	Burton	Byers	Dailey

Dewel	Hoxie	O'Malley	Utzig
Dykhouse	Long	Prince	Vest
Elijah	Lynes	Putney	Walker
Elwood	McFarlane	Rigler	Watson
Evans	McManus	Shoeman	Weber
Fisher	Miller	Stuart	Weiss
Gillespie	Nolan	Tate	Wormley
Grimstead			

Nays, 6:

Harbor	McCurdy	Scott	Shaff
Hoffman	O'Connor		

Absent or not voting, 7:

Henry	Prentis	Ringgenberg	Turner
Molison	Price	Schroeder	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, House File 571, a bill for an act to provide for an appropriation to the state printing board to pay necessary printing expenses for the Fifty-seventh General Assembly, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Watson 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, 50:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

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.

On motion of Senator Watson, House File 594, a bill for an act to appropriate from the general fund of the State of Iowa six million dollars (\$6,000,000.00) to the department of public instruction for state aid for transportation as provided by chapter two hundred eighty-five (285) of the Code, with report of committee recom-

mending passage, was taken up, considered, and the report of the committee adopted.

Senator Lynes 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, 50:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhous	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

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.

On motion of Senator Watson, House File 596, a bill for an act to appropriate from the general fund of the State of Iowa eight million dollars (\$8,000,000.00) to the department of public instruction for supplemental aid to certain school districts of the state, as provided by chapter two hundred eighty-six (286) of the Code, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lynes 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, 50:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhous	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

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.

On motion of Senator Watson, House File 597, a bill for an act appropriating from the special reserve fund of the state and the additional bonus and disability fund the sum of one million five hundred thousand dollars (\$1,500,000.00) to the board of control for capital improvements at the Iowa soldiers home, and providing for the joint control for the expenditure thereof by the board of control and budget and financial control committee, 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 the title to House File 597, line 1, by striking the words "special reserve fund" and inserting in lieu thereof the words "general fund".

Further amend House File 597, line 4, by striking the words, "special reserve fund" and inserting in lieu thereof the words "general fund".

On motion of Senator Long, the committee amendment was adopted.

Senator Long 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	Evans	McManus	Scott
Boothby	Fisher	Miller	Shaff
Buck	Gillespie	Molison	Stuart
Burton	Grimstead	Nolan	Turner
Butler	Harbor	O'Connor	Utzig
Coleman	Hoffman	O'Malley	Vest
Dailey	Hoxie	Price	Walker
Dewel	Long	Putney	Watson
Dykhous	Lynes	Rigler	Weber
Elijah	McCurdy	Ringgenberg	Weiss
Elwood	McFarlane	Schroeder	Wormley

Nays, 3 :

Byers	Prentis	Shoeman
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Absent or not voting, 3 :

Henry	Prince	Tate
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The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

On motion of Senator Watson, House File 598, a bill for an act to appropriate from the special reserve fund of the State of Iowa for capital improvements for institutions under the board of control, including construction of new buildings, repairs, improve-

ments, replacements or alterations, and providing for the joint control for the expenditure thereof by the board of control and the budget and financial control committee, 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 the title to House File 598 by striking the words "special reserve fund" in line 1 and inserting in lieu thereof the words "general fund".

Further amend House File 598, section 1, line 4, by striking the words "special reserve fund" and inserting in lieu thereof "general fund".

On motion of Senator Watson, the committee amendment was adopted.

Senator Watson 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, 50:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Watson asked and received unanimous consent that Senate File 494 be withdrawn from further consideration of the Senate.

On motion of Senator Watson, House File 183, a bill for an act to amend chapter two hundred twenty-five (225), Code 1954, relating to the establishment of a permanent mental health research fund to provide for improvement in the care, diagnosis and treatment of mental and emotional illness and mental retardation, and for the prevention of such conditions, through research, and to provide an appropriation therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lynes 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, 50:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Stuart
Burton	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Coleman	Hoxie	Prince	Vest
Dailey	Long	Putney	Walker
Dewel	Lynes	Rigler	Watson
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

Absent or no voting, none.

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

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 reconsidered and passed the following bill in which the concurrence of the Senate is asked:

House File 64, a bill for an act relating to the class of children under the jurisdiction of the juvenile court and to the definition of a delinquent child.

WILLIAM R. KENDRICK, *Chief Clerk.*

Senator Miller asked unanimous consent that the Senate take up for consideration Senate File 468.

Objection was raised.

Senator Miller moved that the Senate take up for consideration Senate File 468.

Senator Watson asked and received unanimous consent that the appropriation bills just passed be immediately messaged to the House.

SENATE RESOLUTION 4

By Vest and Nolan

Whereas, Frank Buck has served faithfully and with competence as Sergeant-at-Arms of the Iowa Senate for a period of fifteen years, and

Whereas, it is felt that tangible evidence of the gratitude of the Senate should be expressed:

Now, Therefore, Be It Hereby Resolved, that the Senate of the State of Iowa does hereby present to the said Frank Buck the chair which has been occupied by him in connection with his official capacity.

RESIGNATION OF EMPLOYEE

Senator Scott announced the resignation of his committee clerk, Dorothy M. Edwards, effective April 30, 1957.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 1, 234, 236, 446 and 465.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 1, 234, 236, 446 and 465.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 30th day of April, 1957, sent to the Governor for his approval: Senate Files 1, 234, 236, 446 and 465.

NORVAL EVANS, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 26, 1957, the Governor had approved the following bills:

Senate File 462, relating to expenditures by the State Highway Commission.

Senate File 475, relating to an appropriation to the Department of Agriculture.

Senate File 483, relating to an appropriation in settlement of claims against the State of Iowa.

Senate File 484, relating to an appropriation in settlement of claims against the State of Iowa.

Also, a communication was received announcing that on April 29, 1957, the Governor had approved the following bills:

Senate File 31, relating to motor vehicle operators and chauffeur's license fees.

Senate File 482, relating to an appropriation in settlement of claims against the State of Iowa.

Senate File 485, relating to an appropriation in settlement of claims against the State of Iowa.

Senate File 486, relating to an appropriation in settlement of damages sustained by them on account of accidents on primary roads, or on account of collision with state highway equipment, etc.

Senate File 487, relating to an appropriation in settlement of claims against the State of Iowa.

Senate File 488, relating to an appropriation in settlement of claims against the State of Iowa.

COMMUNICATION FROM THE GOVERNOR

The following communication was received:

April 29, 1957.

The Honorable Melvin D. Synhorst,
Secretary of State,
State House,
Local.

Dear Sir:

I hereby transmit Senate File 481, an Act to make appropriations to certain counties in settlement of drainage assessment claims against the State of Iowa, and to authorize and direct payment for same, for your action, as provided in Section 3.5, Code 1954. Senate File 481 was received in the office of the Governor April 24, 1957.

Respectfully yours,

s/ HERSCHEL C. LOVELESS,
Governor.

This bill (Senate File 481), having remained with the Governor three days (Sunday excepted), the General Assembly being in session, has become a law this 29th day of April, 1957.

s/ MELVIN D. SYNHORST,
Secretary of State.

AMENDMENT FILED

- 1 Amend House File 407 as follows:
- 2 1. Amend section 17 by inserting after the word, "technical"
- 3 in line 23 the word, "engineering".
- 4 2. Amend section 17 by striking in line 24 the words, "and
- 5 schools" and inserting in lieu thereof the following: "schools
- 6 and highway commission".

J. T. DYKHOUSE.

On motion of Senator Nolan, the Senate adjourned until 9:35 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, WEDNESDAY, MAY 1, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Bishop Stephen Robinson, pastor of the Reorganized Church of Jesus Christ of Latter Day Saints, Des Moines, Iowa.

ANNOUNCEMENT

Senator Butler rose on a point of personal privilege and announced the arrival of Sara Marie Schick, daughter of Bonnie Nicholas Schick and granddaughter of President Nicholas.

Congratulations to all.

PRESENTATION OF VISITORS

Senator Price asked and received unanimous consent to present to the Senate seventeen members of the junior class of the Attica Consolidated School who were present in the balcony accompanied by their instructor, Mrs. Applegate.

Senator Burton rose on a point of personal privilege and presented to the Senate his mother, Mrs. Frank Burton, who was present in the Senate chamber.

PROOF OF PUBLICATION

Published copy of House File 591 and verified proof of publication of said bill in the Fort Dodge Messenger and Chronicle, on April 3, 1957, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of 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 rejected the conference committee report on Senate File 457, a bill for an act to appropriate from the general fund to the various departments of the state. The Speaker has appointed as members of the second conference committee on the part of the House Nelson of Winnebago, Sersland of Winneshiek, Brown of Keokuk and Owen of Appanoose.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 569, a bill for an act relating to the licensing of auctioneers.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 64, a bill for an act relating to the class of children under the jurisdiction of the juvenile court and to the definition of a delinquent child.

Read first and second times and placed on the calendar under unfinished business.

House File 569, a bill for an act to repeal section five hundred forty-six point one (546.1), Code 1954, and to enact a substitute therefor, relating to the licensing of auctioneers, and to repeal section five hundred forty-six point two (546.2), Code 1954.

Read first and second times and referred to sifting committee.

SECOND CONFERENCE COMMITTEE APPOINTED
ON SENATE FILE 457

President Nicholas announced the appointment of Senators Putney, Walker, Rigler and McCurdy on the part of the Senate on the second conference committee on Senate File 457.

Senator Vest called up the following resolution and moved its adoption:

SENATE RESOLUTION 4

By Vest and Nolan

Whereas, Frank Buck has served faithfully and with competence as Sergeant-at-Arms of the Iowa Senate for a period of fifteen years, and

Whereas, it is felt that tangible evidence of the gratitude of the Senate should be expressed:

Now, Therefore, Be It Hereby Resolved, that the Senate of the State of Iowa does hereby present to the said Frank Buck the chair which has been occupied by him in connection with his official capacity.

The motion prevailed and the resolution was adopted.

Senator Nolan asked and received unanimous consent to take up the following resolution and moved its adoption:

SENATE RESOLUTION 5

By Nolan

Whereas, the National Association of Legislative Service Agencies which is a part of the Council of State Governments will convene in its annual sessions, both in 1957 and 1958, and

Whereas, Iowa has been represented by the Secretary of the Senate in the past, it would seem advisable that he should continue to do so;

Now, Therefore, Be It Resolved by the Senate, that the Secretary of the Senate, or the Assistant Secretary if the Secretary cannot attend, is hereby authorized to attend the 1957 and 1958 sessions of the organization and that the actual expenses in so attending these sessions be paid as provided by Paragraph 2, Section 2.20, Code 1954.

The motion prevailed and the resolution was adopted.

SENATE RESOLUTION 3 WITHDRAWN

Senator Nolan asked and received unanimous consent to withdraw Senate Resolution 3 from consideration of the Senate.

Senator Miller asked unanimous consent to take up Senate File 468.

Objection was raised.

Senator Miller moved that the rules be suspended and that the Senate take up for consideration Senate File 468.

President pro tempore Vest took the chair at 10:10 a.m.

Roll call was demanded.

On the question "Shall the Senate take up for consideration Senate File 468?" the vote was:

Rule 8 was invoked.

Ayes, 32:

Boothby	Gillespie	McManus	Rigler
Buck	Grimstead	Miller	Ringgenberg
Butler	Harbor	Molison	Shaff
Dailey	Henry	Nolan	Stuart
Elijah	Hoffman	O'Connor	Tate
Elwood	Hoxie	O'Malley	Turner
Evans	McCurdy	Price	Utzig
Fisher	McFarlane	Putney	Weiss

Nays, 13:

Anderson	Long	Prince	Vest
Byers	Lynes	Scott	Walker
Dewel	Prentis	Shoeman	Weber
Dykhouse			

Absent or not voting, 5:

Burton	Schroeder	Watson	Wormley
Coleman			

The motion having received a constitutional and two-thirds majority prevailed.

THIRD READING OF BILLS

On motion of Senator Miller, Senate File 468, a bill for an act to amend chapter four hundred twenty-two (422), Code 1954, and chapter two hundred eight (208), Acts of the Fifty-sixth General Assembly, relating to the income tax on individuals and corporations, was taken up and considered.

Senator Miller offered the following amendment and moved its adoption:

Amend Senate File 468 by striking the period (.) in line 7 of section 3 and inserting in lieu thereof the following: "shall also be allowed in computing taxable income."

The amendment was adopted.

Senator Miller offered the following amendment, filed by Senators Miller and Elwood, and moved its adoption:

Amend Senate File 468 by adding the following section:

"Sections one (1) through four (4) of Senate File 460, Acts of the Fifty-seventh General Assembly, are hereby repealed.

The amendment was adopted.

Senator Miller offered the following amendment and moved its adoption:

Amend Senate File 468 by adding the following section:

"Chapter two hundred eight (208), Acts of the Fifty-sixth General Assembly, is hereby amended by striking lines fourteen (14), fifteen (15), and the word 'refunds' in line sixteen (16) and inserting in lieu thereof the following:

'Add the amount of federal income taxes (adjusted by any federal income tax refunds) applicable to the tax year for which said taxable income is being computed; also any of said taxes paid during said tax year with respect to any prior tax year and for which a deduction for Iowa income tax purposes was not previously allowed or allowable under the method of accounting of the taxpayer.'

The amendment was adopted.

Senator Miller 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	Fisher	McManus	Ringgenberg
Boothby	Gillespie	Miller	Stuart
Buck	Grimstead	Molison	Turner
Burton	Harbor	Nolan	Utzig
Butler	Henry	O'Connor	Vest
Dailey	Hoffman	O'Malley	Walker
Dykhouse	Hoxie	Price	Weber
Elijah	McCurdy	Putney	Weiss
Elwood	McFarlane	Rigler	Wormley
Evans			

Nays, 6:

Long	Prentis	Shoeman	Tate
Lynes	Prince		

Absent or not voting, 7:

Byers	Dewel	Scott	Watson
Coleman	Schroeder	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Miller asked and received unanimous consent that Senate File 468 be immediately messaged to the House, following action on Senate File 460 by the House.

Senator Boothby moved that all bills on the calendar be re-re-

ferred to the sifting committee with the exception of bills passed by both Houses which require further action.

Senator Elijah moved to amend the motion by excluding House File 375 which is now on the calendar under "unfinished business".

The amendment to the motion was adopted.

Roll call was demanded.

On the question "Shall the motion to re-refer be adopted?" the vote was:

Ayes, 20:

Boothby	Gillespie	McManus	Ringgenberg
Butler	Hoffman	O'Connor	Shaff
Byers	Lynes	O'Malley	Shoeman
Dailey	McCurdy	Prentis	Utzig
Elijah	McFarlane	Prince	Vest

Nays, 26:

Anderson	Grimstead	Nolan	Stuart
Buck	Harbor	Price	Tate
Burton	Henry	Putney	Turner
Dewel	Hoxie	Rigler	Walker
Dykhouse	Long	Schroeder	Weber
Elwood	Miller	Scott	Weiss
Fisher	Molison		

Absent or not voting, 4:

Coleman	Evans	Watson	Wormley
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The motion was lost.

RECONSIDERATION OF HOUSE FILE 64

Senator Stuart moved that the Senate reconsider the vote by which House File 64 passed the Senate.

On the question "Shall the Senate reconsider?" the vote was:

Ayes, 41:

Anderson	Fisher	Molison	Shoeman
Boothby	Gillespie	Nolan	Stuart
Buck	Grimstead	O'Connor	Turner
Burton	Henry	O'Malley	Utzig
Butler	Hoffman	Prentis	Vest
Byers	Hoxie	Price	Walker
Dailey	McCurdy	Rigler	Watson
Dewel	McFarlane	Ringgenberg	Weber
Dykhouse	McManus	Scott	Weiss
Elijah	Miller	Shaff	Wormley
Elwood			

Nays, 1:

Tate

Absent or not voting, 8:

Coleman	Harbor	Lynes	Putney
Evans	Long	Prince	Schroeder

The motion prevailed.

On motion of Senator Stuart, House File 64, a bill for an act relating to the class of children under the jurisdiction of the juvenile court and to the definition of a delinquent child, was taken up for consideration.

Senator Stuart 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, 48:

Anderson	Fisher	Miller	Shaff
Boothby	Gillespie	Molison	Shoeman
Buck	Grimstead	Nolan	Stuart
Burton	Harbor	O'Connor	Tate
Butler	Henry	O'Malley	Turner
Byers	Hoffman	Prentis	Utzig
Dailey	Hoxie	Price	Vest
Dewel	Long	Prince	Walker
Dykhouse	Lynes	Putney	Watson
Elijah	McCurdy	Rigler	Weber
Elwood	McFarlane	Schroeder	Weiss
Evans	McManus	Scott	Wormley

Nays, none.

Absent or not voting, 2:

Coleman	Ringgenberg
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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 Stuart asked and received unanimous consent that House File 64 be immediately messaged to the House, which request was complied with.

HOUSE AMENDMENTS CONSIDERED

Senator Dailey called up for consideration Senate File 291, a bill for an act relating to the appointment of an alternate judge in municipal courts having only one judge, such alternate judge to act only during the absence or vacation of the regular judge, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 291 as follows:

1. Amend Senate File 291 by striking all of the title and inserting in lieu thereof the following:

"A Bill for An Act relating to the appointment of an alternate judge in municipal courts having only one (1) judge, such alternate judge to act only during the absence or vacation of the regular judge, and relating to the salaries of judges of municipal courts."

2. Further amend Senate File 291 by adding a new section thereto:

Section 2. Section six hundred two point forty-nine (602.49), Code 1954, as amended by section one (1), chapter two hundred sixty-four (264), Acts of the Fifty-sixth General Assembly, is amended by striking lines one (1) to eight (8) inclusive and through the word "population" in line nine (9) and inserting in lieu thereof the following:

"The annual salary of each municipal judge shall be six thousand five hundred (6,500) dollars in cities of less than thirty thousand (30,000) population; seven thousand two hundred (7,200) dollars in cities of thirty thousand (30,000) and less than seventy thousand (70,000) population; and eight thousand (8,000) dollars in cities of seventy thousand (70,000) or more population."

The Senate concurred in the House amendments.

Senator Dailey moved that the bill as amended by the House and concurred in by the Senate 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	Evans	McManus	Shaff
Boothby	Fisher	Miller	Shoeman
Buck	Gillespie	Molison	Stuart
Burton	Grimstead	Nolan	Turner
Butler	Harbor	O'Connor	Utzig
Byers	Henry	O'Malley	Vest
Dailey	Hoffman	Price	Walker
Dewel	Hoxie	Putney	Watson
Dykhouse	Lynes	Rigler	Weber
Elijah	McCurdy	Schroeder	Weiss
Elwood	McFarlane	Scott	Wormley

Nays, 2:

Prentis Ringgenberg

Absent or not voting, 4:

Coleman Long Prince Tate

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

UNFINISHED BUSINESS

Senator Hoffman called up for further consideration House File 375, a bill for an act to amend section four hundred forty-four point nine (444.9), Code 1954, relating to the maximum millage levy by counties for ordinary county revenue.

Senator Utzig moved the previous question on the bill, which motion prevailed.

Senator Hoffman 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:

Rule 8 was invoked.

Ayes, 19:

Buck	Elijah	Gillespie	McCurdy
Burton	Evans	Henry	McManus
Dailey	Fisher	Hoffman	O'Connor

O'Malley	Putney	Turner	Weiss
Price	Stuart	Utzig	
Nays, 24:			
Anderson	Grimstead	Nolan	Shaff
Boothby	Harbor	Prentis	Shoeman
Butler	Hoxie	Prince	Tate
Byers	Lynes	Rigler	Vest
Dewel	McFarlane	Ringgenberg	Watson
Dykhouse	Molison	Scott	Weber

Absent or not voting, 7:

Coleman	Long	Schroeder	Wormley
Elwood	Miller	Walker	

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Henry called up the following report:

REPORT OF CONFERENCE COMMITTEE
ON SENATE FILE 23

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on Senate File 23, a bill for an Act relating to the assessment and levying of a tax on the flight property of air carriers, beg leave to report and make the following recommendations:

Strike the House amendment to Senate File 23.

Amend Senate File 23 by striking section nine (9) and inserting in lieu thereof the following:

"The revenue arising from the tax imposed upon each air carrier by this Act shall be separately apportioned and credited as follows:

1. Sixty-five (65) percent of such revenue from each air carrier to the general fund of the state.

2. Thirty-five (35) percent of such revenue from each air carrier shall be divided among and credited to each county, city and incorporated town maintaining an airport at which such air carrier had aircraft arrivals and departures during the last preceding calendar year in a proportion equal to the ratio of the number of such arrivals and departures by the aircraft of such air carrier at the airport maintained by each such city, town or incorporated town during such year bears to the total number of all such arrivals and departures of that air carrier's aircraft within the state during such year."

JIM O. HENRY.

JOE COLEMAN.

FRANK D. ELWOOD.

W. C. MOLISON.

On the Part of the Senate.

A. C. HANSON.

ERNEST KOSEK.

BERNARD R. BALCH.

W. J. JOHANNES.

On the Part of the House.

On motion of Senator Henry, the report was adopted.

On motion of Senator Henry, the recommendations contained in the report were adopted.

Senator Henry 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	Fisher	Miller	Shaff
Boothby	Gillespie	Molison	Shoeman
Buck	Grimstead	Nolan	Stuart
Burton	Harbor	O'Malley	Utzig
Butler	Henry	Prentis	Vest
Byers	Hoffman	Price	Walker
Dailey	Hoxie	Prince	Watson
Dewel	Lynes	Putney	Weber
Dykhouse	McCurdy	Rigler	Weiss
Elwood	McFarlane	Ringgenberg	Wormley
Evans	McManus	Scott	

Nays, 2:

Schroeder Tate

Absent or not voting, 5:

Coleman	Long	O'Connor	Turner
Elijah			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Price, House File 272, a bill for an act to amend section five hundred fifty-six point one (556.1), Code 1954, relating to mortgages on personal property exempt from execution, was taken up and considered.

Senator Dewel moved the previous question on the bill, which motion prevailed.

Senator Price moved that the bill be read a third time, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 32:

Anderson	Grimstead	Price	Stuart
Boothby	Harbor	Prince	Tate
Buck	Long	Rigler	Turner
Byers	Lynes	Ringgenberg	Vest
Dewel	McFarlane	Schroeder	Walker
Dykhouse	Molison	Scott	Watson
Evans	Nolan	Shaff	Weber
Fisher	Prentis	Shoeman	Weiss

Nays, 9:

Butler	Hoxie	McManus	Putney
Dailey	McCurdy	O'Malley	Utzig
Gillespie			

Absent or not voting, 9:

Burton	Elwood	Hoffman	O'Connor
Coleman	Henry	Miller	Wormley
Elijah			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Price asked and received unanimous consent that House File 272 be immediately messaged to the House, which request was complied with.

On motion of Senator Dykhouse, House File 167, a bill for an act to amend chapter three hundred ten (310), Code 1954, in reference to farm-to-market roads, was taken up and considered.

Senator Dykhouse 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, 46:

Anderson	Gillespie	Molison	Shoeman
Boothby	Grimstead	Nolan	Stuart
Buck	Harbor	O'Malley	Tate
Burton	Henry	Price	Turner
Butler	Hoffman	Prince	Utzig
Byers	Hoxie	Putney	Vest
Dailey	Long	Rigler	Walker
Dewel	Lynes	Ringgenberg	Watson
Dykhouse	McCurdy	Schroeder	Weber
Elijah	McFarlane	Scott	Weiss
Evans	McManus	Shaff	Wormley
Fisher	Miller		

Nays, none.

Absent or not voting, 4:

Coleman	Elwood	O'Connor	Prentis
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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 Lynes asked and received unanimous consent that House File 167 be immediately messaged to the House, which request was complied with.

On motion of Senator Weber, House File 313, a bill for an act relating to the release of mortgages, was taken up and considered.

Senator Butler moved the previous question on the bill, which motion prevailed.

Senator Weber 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:

Rule 8 was invoked.

Ayes, 22:

Anderson	Fisher	O'Malley	Shoeman
Burton	Hoffman	Price	Vest
Butler	Hoxie	Prince	Walker
Dailey	Lynes	Ringgenberg	Weber
Dewel	Miller	Scott	Weiss
Elijah	Molison		

Nays, 21:

Boothby	Harbor	Nolan	Shaff
Byers	Henry	Prentis	Stuart
Dykhouse	McCurdy	Putney	Tate
Elwood	McFarlane	Rigler	Turner
Evans	McManus	Schroeder	Watson
Gillespie			

Absent or not voting, 7:

Buck	Long	Utzig	Wormley
Coleman	O'Connor	(Present)	
Grimstead			

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Rigler moved that the rules be suspended and that the Senate take up for consideration House File 181.

Roll call was demanded.

On the question "Shall the rules be suspended and House File 181 be considered?" the vote was:

Rule 8 was invoked.

Ayes, 27:

Buck	Gillespie	Nolan	Stuart
Byers	Harbor	O'Malley	Tate
Dailey	Long	Prince	Turner
Dewel	McCurdy	Rigler	Utzig
Elijah	McFarlane	Ringgenberg	Weber
Elwood	Miller	Schroeder	Wormley
Fisher	Molison	Shaff	

Nays, 19:

Anderson	Evans	Prentis	Vest
Boothby	Hoffman	Price	Walker
Burton	Hoxie	Putney	Watson
Butler	Lynes	Scott	Weiss
Dykhouse	McManus	Shoeman	

Absent or not voting, 4:

Coleman	Grimstead	Henry	O'Connor
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The motion was lost.

MESSAGES FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House refuses to concur in Senate amendments to House File 593, a bill for an act to appropriate from the general fund to the department of public instruction.

Also: That the House has concurred in Senate amendments to and passed House File 595, a bill for an act to appropriate from the general fund to the department of public instruction.

Also: That the House refuses to concur in Senate amendments to House File 597, a bill for an act to appropriate from the special reserve fund to the board of control.

Also: That the House refuses to concur in Senate amendments to House File 598, a bill for an act to appropriate from the special reserve fund to the board of control.

WILLIAM R. KENDRICK, *Chief Clerk.*

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

MESSAGE FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House has rejected the conference committee report on Senate File 460, a bill for an act to provide property tax relief by amendments to the income, sales and use tax laws. The Speaker has appointed the following members, on the part of the House, to a second conference committee: Goode of Davis, Johns of Tama, McNeal of Wright, and Johannes of Osceola.

WILLIAM R. KENDRICK, *Chief Clerk.*

SECOND CONFERENCE COMMITTEE APPOINTED

ON SENATE FILE 460

President Nicholas announced the appointment of Senators Long, Prince, Schroeder and Burton on the part of the Senate on the second conference committee on Senate File 460.

President pro tempore Vest took the chair at 2:00 p.m.

Senator Dailey on behalf of Senator Coleman asked and received unanimous consent that the rules be suspended and the Senate take up for consideration House File 591.

On motion of Senator Dailey, House File 591, a bill for an act to ratify the sale by installment contract of certain real estate owned by the Community School District of Fort Dodge, in the County of Webster, State of Iowa, and to authorize conveyance of legal title in exchange for performance of the purchasers' remaining obligations thereunder, was taken up and considered.

Senator Dailey 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:

Anderson	Dewel	Grimstead	McCurdy
Boothby	Dykhouse	Harbor	McFarlane
Buck	Elijah	Henry	McManus
Burton	Elwood	Hoffman	Miller
Butler	Evans	Hoxie	Molison
Byers	Fisher	Long	Nolan
Dailey	Gillespie	Lynes	O'Malley

Prentis	Ringgenberg	Tate	Watson
Price	Schroeder	Turner	Weber
Prince	Scott	Utzig	Weiss
Putney	Shoeman	Vest	Wormley
Rigler	Stuart	Walker	

Nays, 1:

Shaff

Absent or not voting, 2:

Coleman O'Connor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dailey asked and received unanimous consent that House File 591 be immediately messaged to the House, which request was complied with.

Senator Lynes raised a point of order on the placing of House Rule 16 on the Senate calendar for the reasons set out under Senate Rule 32.

The Chair ruled the point well taken and House File 16 was returned to the sifting committee.

Senator Elijah moved that the rules be suspended and that House File 16 be withdrawn from the sifting committee and placed on the calendar for immediate consideration.

On the question "Shall the rules be suspended and House File 16 taken up for consideration?" the vote was:

Ayes, 13:

Buck	Fisher	Ringgenberg	Utzig
Elijah	Grimstead	Scott	Weber
Elwood	Miller	Turner	Weiss
Evans			

Nays, 25:

Anderson	Henry	McManus	Putney
Boothby	Hoffman	Molison	Rigler
Butler	Hoxie	Nolan	Shaff
Dailey	Lynes	O'Malley	Shoeman
Dykhouse	McCurdy	Prentis	Stuart
Gillespie	McFarlane	Price	Watson
Harbor			

Absent or not voting, 12:

Burton	Dewel	Prince	Vest
Byers	Long	Schroeder	Walker
Coleman	O'Connor	Tate	Wormley

The motion was lost.

On motion of Senator Dailey, House File 368, a bill for an act relating to payment of costs or expenses prior to dismissal or entry of a divorce decree, was taken up and considered.

Senator Buck moved the previous question on the bill, which motion prevailed.

Senator Dailey 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:

Rule 8 was invoked.

Ayes, 20:

Boothby	Gillespie	McCurdy	Utzig
Burton	Henry	Molison	Walker
Dailey	Hoffman	O'Malley	Weber
Dykhouse	Hoxie	Price	Weiss
Elijah	Long	Ringgenberg	Wormley

Nays, 24:

Anderson	Evans	Nolan	Scott
Buck	Fisher	Prentis	Shaff
Butler	Grimstead	Prince	Tate
Byers	Harbor	Putney	Turner
Dewel	McFarlane	Rigler	Vest
Elwood	McManus	Schroeder	Watson

Absent or not voting, 6:

Coleman	Miller	Shoeman	Stuart
Lynes	O'Connor		

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Dykhouse, House File 505, a bill for an act relating to the penalty for violations of laws prohibiting the throwing or depositing of refuse upon any highway, was taken up and considered.

President Nicholas took the chair at 2:45 p.m.

Senator Dykhouse 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	Grimstead	Molison	Sheeman
Buck	Harbor	Nolan	Stuart
Byers	Henry	Prentis	Turner
Dewel	Hoxie	Price	Vest
Dykhouse	Long	Prince	Walker
Elijah	Lynes	Putney	Watson
Elwood	McCurdy	Rigler	Weber
Evans	McFarlane	Ringgenberg	Weiss
Fisher	Miller	Scott	Wormley

Nays, 12:

Boothby	Dailey	McManus	Shaff
Burton	Gillespie	O'Malley	Tate
Butler	Hoffman	Schroeder	Utzig

Absent or not voting, 2:

Coleman O'Connor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dewel asked and received unanimous consent that House File 505 be immediately messaged to the House, which request was complied with.

On motion of Senator Harbor, House File 119, a bill for an act to amend section two hundred seventy-three point thirteen (273.13), Code 1954, relating to the proceedings of the county board of education, was taken up and considered.

Senator Hoxie offered the following amendment and moved its adoption:

Amend House File 119, section 1, lines 5 and 6, by striking after the word "county" the following: "a brief summary of its proceedings, except those already published as required by law, and".

The amendment was adopted:

Senator Scott moved the previous question on the bill, which motion prevailed.

Senator Harbor 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:

Rule 8 was invoked.

Ayes, 25:

Anderson	Gillespie	McFarlane	Scott
Boothby	Grimstead	Miller	Shoeman
Buck	Harbor	Molison	Tate
Butler	Henry	O'Malley	Walker
Dewel	Hoxie	Rigler	Weber
Elijah	Lynes	Ringgenberg	Weiss
Elwood			

Nays, 16:

Byers	Hoffman	Prentis	Stuart
Dailey	McCurdy	Price	Turner
Dykhouse	McManus	Putney	Utzig
Fisher	Nolan	Shaff	Wormley

Absent or not voting, 9:

Burton	Long	Prince	Vest
(Excused)	(Excused)	(Excused)	Watson
Coleman	O'Connor	Schroeder	
Evans		(Excused)	

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Elwood, House File 330, a bill for an act relating to procedure under the power of eminent domain, was taken up and considered.

Senator Elwood 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	Gillespie	Molison	Shoeman
Boothby	Grimstead	Nolan	Stuart
Buck	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Dailey	Hoffman	Price	Utzig
Dewel	Hoxie	Putney	Walker
Dykhouse	Lynes	Rigler	Watson
Elijah	McCurdy	Ringgenberg	Weber
Elwood	McFarlane	Scott	Weiss
Evans	McManus	Shaff	Wormley
Fisher	Miller		

Nays, none.

Absent or not voting, 8:

Burton	Coleman	O'Connor	Schroeder
(Excused)	Long	Prince	(Excused)
Byers	(Excused)	(Excused)	Vest

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dewel asked and received unanimous consent that House File 330 be immediately messaged to the House, which request was complied with.

Senator McManus raised a point of order on the placing of House Joint Resolution 10 on the calendar for the reasons set out under Senate Rule 32.

The Chair ruled the point well taken and House Joint Resolution 10 was returned to the sifting committee.

Senator Nolan asked unanimous consent that the rules be suspended and that House Joint Resolution 10 be taken up for consideration.

Objection was raised.

Senator Nolan moved that the rules be suspended and that House Joint Resolution 10 be taken up at this time.

Roll call was demanded.

On the question "Shall the rules be suspended and House Joint Resolution 10 taken up?" the vote was:

Ayes, 21:

Boothby	Henry	Prince	Shaff
Burton.	McFarlane	Putney	Shoeman
Byers	Miller	Rigler	Stuart
Dykhouse	Nolan	Schroeder	Tate
Elwood	Price	Scott	Utzig
Harbor			

Nays, 27:

Anderson	Fisher	McCurdy	Vest
Buck	Gillespie	McManus	Walker
Butler	Grimstead	Molison	Watson
Dailey	Hoffman	O'Malley	Weber
Dewel	Hoxie	Prentis	Weiss
Elijah	Long	Ringgenberg	Wormley
Evans	Lynes	Turner	

Absent or not voting, 2:

Coleman	O'Connor
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The motion was lost.

Senator Putney called up the following report:

REPORT OF SECOND CONFERENCE COMMITTEE
ON SENATE FILE 457

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and House on Senate File 457, beg leave to report and make the following recommendations:

1. That the House recede from its amendments to section 3.
2. That the House amendments to section 22 be made to read as follows:

1. Amend section 22 by striking from line 20 the word "librarian" and inserting in lieu thereof the word "director".

3. That the following section be added to Senate File 457:

"House File 157, Acts of the Fifty-seventh General Assembly, is hereby repealed."

We further recommend that the Senate concur in the remaining House amendments.

LAWRENCE PUTNEY.

JOHN A. WALKER.

ROBERT R. RIGLER.

CARROLL F. MCCURDY.

On the Part of the Senate.

HENRY NELSON.

HILLMAN SERSLAND.

MAHLON BROWN.

K. E. OWEN.

On the Part of the House.

On motion of Senator Putney, the report was adopted.

On motion of Senator Putney, the recommendations and amendments contained in the report were adopted.

Senator Putney moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Harbor	O'Malley	Stuart
Burton	Henry	Prentis	Tate
Butler	Hoffman	Price	Turner
Byers	Hoxie	Prince	Utzig
Dailey	Long	Putney	Vest
Dewel	Lynes	Rigler	Walker
Dykhouse	McCurdy	Ringgenberg	Weber
Elijah	McFarlane	Schroeder	Weiss
Elwood	McManus	Scott	Wormley
Evans	Miller		

Nays, none.

Absent or not voting, 4:

Coleman	Grimstead	O'Connor	Watson
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Boothby, House Joint Resolution 3, a joint resolution relating to the compilation of a school directory, was taken up and considered.

Senator Boothby moved that the resolution be read a third time.

Senator Tate moved that House Joint Resolution 3 be laid on the table, which motion prevailed, and House Joint Resolution 3 was laid on the table.

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, and adopted the amendments recommended therein, and passed, Senate File 23, a bill for an act relating to the assessment and levying of a tax on the flight property of air carriers.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 453, a bill for an act to abolish present five-mill tax on moneys and credits.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 453

Amend Senate File 453, section 1, line 4, by striking the period (.) after the word "exempt" and inserting the following words: " , but the five thousand dollars (\$5,000.00) exemption as set out in section four hundred twenty-nine point four (429.4), Code 1954, shall not apply in the event such non-interest bearing moneys and credits and accounts receivable exempted herein shall exceed five thousand dollars (\$5,000.00) and if less than five thousand dollars (\$5,000.00) then only so much thereof as shall amount to five thousand dollars (\$5,000.00) when added to such non-interest bearing moneys and credits and accounts receivable."

Senator Long called up the following report:

SECOND CONFERENCE COMMITTEE REPORT
ON SENATE FILE 460

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the second conference committee appointed to consider the differences between the Senate and the House on Senate File 460, beg leave to report and make the following recommendations:

Strike all House amendments to Senate File 460.

Amend Senate File 460 by inserting in line four (4) of section five (5) following "1957" the following: "until June 30, 1959"; Further amend Senate File 460, section seven (7), by adding after "1957" in line five (5) the following "until June 30, 1959"; and by striking section six (6) and section eight (8); renumbering the remaining sections and adding thereto the following new section:

"On June 30, 1958 and each June 30 thereafter, the state comptroller shall allocate from the general fund all unobligated balance above twenty-four million dollars to the various school districts of the State of Iowa an amount based on the average daily attendance of resident pupils in each such school district and the average number of pupils for whom they pay tuition as certified to him by the state department of public instruction."

IRVING D. LONG.

G. W. PRINCEL

JACK SCHROEDER.

On the Part of the Senate.

DEWEY E. GOODE.

CLARK H. MCNEAL.

NEIL E. JOHNS.

On the Part of the House.

Senator Dewel took the chair at 4:15 p.m.

President Nicholas took the chair at 4:25 p.m.

Senator Long moved the adoption of the report.

Senator Butler took the chair at 4:55 p.m.

Senator Shaff moved the previous question on the adoption of the report, which motion prevailed.

Roll call was demanded.

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

Rule 8 was invoked.

Ayes, 31:

Anderson	Gillespie	Prince	Stuart
Boothby	Hoxie	Putney	Tate
Buck	Long	Rigler	Turner
Butler	Lynes	Ringgenberg	Vest
Byers	Molison	Schroeder	Watson
Elijah	Nolan	Scott	Weber
Evans	Prentis	Shaff	Wormley
Fisher	Price	Shoeman	

Nays, 17:

Burton	Dewel	Elwood	Harbor
Dailey	Dykhouse	Grimstead	Henry

Hoffman
McCurdy
McFarlane

McManus
Miller

O'Malley
Utzig

Walker
Weiss

Absent or not voting, 2:

Coleman O'Connor

The motion prevailed and the report was adopted.

Senator Dailey raised a point of order under the provisions of Senate Rule 21, that the bill should be referred to the committee on appropriations.

The Chair ruled the point not well taken.

On motion of Senator Long, the recommendations and amendments contained in the report were adopted.

Senator Long moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Rule 8 was invoked.

Ayes, 30:

Anderson	Gillespie	Putney	Stuart
Boothby	Long	Rigler	Tate
Buck	Lynes	Ringgenberg	Turner
Butler	Molison	Schroeder	Vest
Byers	Nolan	Scott	Watson
Elijah	Prentis	Shaff	Weber
Evans	Price	Shoeman	Wormley
Fisher	Prince		

Nays, 18:

Burton	Grimstead	McCurdy	O'Malley
Dailey	Harbor	McFarlane	Utzig
Dewel	Henry	McManus	Walker
Dykhouse	Hoffman	Miller	Weiss
Elwood	Hoxie		

Absent or not voting, 2:

O'Connor Coleman

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

THIRD READING OF BILLS

On motion of Senator Walker, House File 469, a bill for an act to amend section three hundred twenty-seven point one (327.1), Code 1954, relating to the clarification of the term contract carrier, was taken up and considered.

Senator Walker offered the following amendment:

Amend House File 469 by striking in line 21 the words "a private carrier." and inserting in lieu thereof the following: "a person whose transportation by motor vehicle is in furtherance of a private enter-

prise other than the business of transportation for others for compensation."

Senator Walker offered the following amendment to the amendment and moved its adoption:

Amend the amendment in line 1 by striking the word and figure "line 21" and inserting in lieu thereof the following: "section 2, line 11".

The amendment to the amendment was adopted.

The amendment as amended was adopted.

Senator Walker offered the following amendment and moved its adoption:

Amend House File 469 by striking the last sentence in paragraph 3 of section 2 and inserting in lieu thereof the following:

"The presence of goods originating from more than five (5) shippers on one vehicle at any time shall be prima facie evidence that the carrier is a motor carrier and not a contract carrier."

The amendment was adopted.

Senator Walker 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, 45:

Anderson	Gillespie	Molison	Shoeman
Boothby	Grimstead	Nolan	Stuart
Buck	Harbor	O'Malley	Tate
Butler	Henry	Prentis	Turner
Byers	Hoffman	Price	Utzig
Dailey	Hoxie	Prince	Vest
Dewel	Long	Putney	Walker
Dykhouse	Lynes	Ringgenberg	Watson
Elijah	McCurdy	Schroeder	Weber
Elwood	McManus	Scott	Weiss
Evans	Miller	Shaff	Wormley
Fisher			

Nays, 2:

McFarlane Rigler

Absent or not voting, 3:

Burton Coleman O'Connor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Walker asked and received unanimous consent that House File 469 be immediately messaged to the House, which request was complied with.

On motion of Senator Tate, House File 468, a bill for an act relating to the application for an absentee ballot and providing for amending sections fifty-three point ten (53.10), fifty-three point twelve (53.12), and fifty-three point thirteen (53.13), Code 1954, was taken up and considered.

Senator Tate 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, 11:

Byers	Lynes	Rigler	Walker
Dewel	McFarlane	Scott	Weiss
Henry	Nolan	Tate	

Nays, 17:

Anderson	Elijah	McManus	Shaff
Boothby	Hoffman	O'Malley	Utzig
Burton	Hoxie	Price	Vest
Butler	McCurdy	Ringgenberg	Weber
Dailey			

Absent or not voting, 22:

Buck	Gillespie	O'Connor	Shoeman
Coleman	Grimstead	Prentis	Stuart
Dykhouse	Harbor	Prince	Turner
Elwood	Long	Putney	Watson
Evans	Miller	Schroeder	Wormley
Fisher	Molison		

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Walker, House File 562, a bill for an act to amend section three hundred twenty-one point four hundred sixty-seven (321.467), Code 1954, relating to special permits for the operation of vehicles of excess size and weight on the highways, was taken up and considered.

Senator Nolan offered the following amendment and moved its adoption:

Amend House File 562 by inserting after the word "vehicles" in line 5 the following: ", not including mobile homes or house trailers,".

The amendment was adopted.

Senator Walker 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	Dykhouse	McFarlane	Scott
Boothby	Elijah	McManus	Tate
Buck	Evans	Molison	Walker
Burton	Henry	Nolan	Watson
Butler	Hoffman	O'Malley	Weber
Byers	Hoxie	Prince	Weiss
Dewel	McCurdy	Rigler	Wormley

Nays, 3:

Dailey	Ringgenberg	Utzig
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Absent or not voting, 19:

Coleman	Harbor	Prentis	Shoeman
Elwood	Long	Price	Stuart
Fisher	Lynes	Putney	Turner
Gillespie	Miller	Schroeder	Vest
Grimstead	O'Connor	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Nolan asked and received unanimous consent that House File 562 be immediately messaged to the House, which request was complied with.

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 600, a bill for an act to appropriate from the special reserve fund to the state board of regents.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 600, a bill for an act to appropriate from the special reserve fund of the State of Iowa to the state board of regents for capital improvements, repairs, replacements, alterations, and equipment at state institutions.

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

SENATE RESOLUTION 6

By Butler

Whereas, Senator Arnold Utzig of Dubuque County has long served the state as a member of the General Assembly both as a member of the House of Representatives and as a member of the Senate; and

Whereas, during such period, Senator Arnold Utzig has contributed valuable services to the State of Iowa and such services are deserving of recognition;

Now, Therefore, Be It Resolved by the Senate:

That Senator Arnold Utzig be presented with the chair which he occupied during the Fifty-seventh General Assembly, and that the custodian of the state house be instructed to crate the chair for shipment to the home residence of the Senator.

Be It Further Resolved: That a copper plate with a proper inscription thereon showing that the chair was presented by the Fifty-seventh General Assembly be properly attached to the chair.

MOTION TO RECONSIDER HOUSE FILE 313

I move to reconsider the vote by which House File 313 did fail to pass the Senate.

CARROLL F. MCCURDY.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 37, 49, 130, 131, 249, 345, 349, 359, 414, 417, 447 and 476; also, House Files 205, 275, 311, 563 and 572.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 37, 49, 130, 131, 249, 345, 349, 359, 414, 417, 447 and 476; also, House Files 205, 275, 311, 563 and 572.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 1st day of May, 1957, sent to the Governor for his approval: Senate Files 37, 49, 130, 131, 249, 345, 349, 359, 414, 417, 447 and 476.

NORVAL EVANS, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received on May 1, 1957, announcing that the Governor had approved the following bills on April 30, 1957:

Senate File 464, relating to an appropriation to the Department of Social Welfare.

Senate File 489, relating to an appropriation to Clutier Independent School District, Clutier, Iowa.

On motion of Senator Nolan, the Senate adjourned until 10:00 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, THURSDAY, MAY 2, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Frank W. Smith, pastor of the First Church of the Open Bible, Des Moines, Iowa.

PETITIONS AND MEMORIALS

The following petition was presented and placed on file :

By Senator Ringgenberg, from twenty-eight residents of Story County favoring proposed legislation relating to providing necessary state funds for present school aids, and amending the election procedure for the reorganization of schools.

PRESENTATION OF VISITORS

Senator Fisher asked and received unanimous consent to present to the Senate thirty-two members of the sixth grade class of the Irving School of Indianola, who were present in the balcony accompanied by Mrs. Gilliland.

Senator Hoxie rose on a point of personal privilege and presented to the Senate the Honorable Earl C. Fishbaugh, Jr., of Page County, a former member of the Senate who was present in the Senate chamber.

Senator Wormley rose on a point of personal privilege and presented to the Senate the Honorable Ross R. Mowry of Jasper County, a former member of the Senate who was present in the Senate chamber.

INTRODUCTION OF BILL

Senate File 497, by committee on military affairs, a bill for an act relating to the retirement credit for policemen and firemen who are absent while serving in the armed forces, and to amend Senate File three hundred forty-five (345), Acts of the Fifty-seventh General Assembly.

Read first and second times and referred to sifting committee.

HOUSE AMENDMENTS CONSIDERED

Senator Long called up for consideration Senate File 453, a bill for an act to abolish the present five-mill tax on moneys and credits

and to substitute in lieu thereof a surtax on certain income from interest and dividends, and to provide for a moneys and credits tax upon certain specific property, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 453, section 1, line 4, by striking the period (.) after the word "exempt" and inserting the following words: ", but the five thousand dollars (\$5,000.00) exemption as set out in section four hundred twenty-nine point four (429.4), Code 1954, shall not apply in the event such non-interest bearing moneys and credits and accounts receivable exempted herein shall exceed five thousand dollars (\$5,000.00) and if less than five thousand dollars (\$5,000.00) then only so much thereof as shall amount to five thousand dollars (\$5,000.00) when added to such non-interest bearing moneys and credits and accounts receivable."

The Senate concurred in the House amendment.

Senator Long moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Anderson	Fisher	Molison	Shaff
Boothby	Gillespie	Nolan	Shoeman
Buck	Grimstead	O'Connor	Tate
Butler	Harbor	O'Malley	Turner
Byers	Henry	Prentis	Utzig
Dailey	Hoxie	Price	Vest
Dewel	Long	Prince	Walker
Dykhouse	Lynes	Putney	Watson
Elijah	McCurdy	Rigler	Weber
Elwood	McFarlane	Ringgenberg	Weiss
Evans	Miller	Scott	Wormley

Nays, 3:

Hoffman	McManus	Stuart
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Absent or not voting, 3:

Burton	Coleman	Schroeder
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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 McCurdy called up the following motion:

MOTION TO RECONSIDER HOUSE FILE 313

I move to reconsider the vote by which House File 313 did fail to pass the Senate.

CARROLL F. MCCURDY.

On the question "Shall the Senate reconsider the vote by which House File 313 failed to pass the Senate?" the vote was:

Ayes, 30:

Anderson	Fisher	Miller	Scott
Boothby	Grimstead	Molison	Shoeman
Buck	Harbor	O'Connor	Turner
Burton	Hoffman	O'Malley	Utzig
Butler	Hoxie	Price	Vest
Dailey	Lynes	Prince	Weber
Dewel	McCurdy	Ringgenberg	Weiss
Elijah	McFarlane		

Nays, 14:

Byers	Gillespie	Nolan	Stuart
Dykhouse	Henry	Prentis	Tate
Elwood	Long	Rigler	Walker
Evans	McManus		

Absent or not voting, 6:

Coleman	Schroeder	Watson	Wormley
Putney	Shaff		

The motion prevailed.

On motion of Senator Weber, House File 313, a bill for an act relating to the release of mortgages, was taken up and considered.

Senator Butler moved the previous question on the bill, which motion prevailed.

Senator Weber 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	Fisher	Molison	Shoeman
Boothby	Grimstead	O'Connor	Turner
Buck	Hoffman	O'Malley	Utzig
Burton	Hoxie	Prentis	Vest
Butler	Lynes	Price	Walker
Dailey	McCurdy	Prince	Weber
Dewel	McFarlane	Ringgenberg	Weiss
Elijah	Miller	Scott	

Nays, 13:

Byers	Gillespie	Long	Rigler
Dykhouse	Harbor	McManus	Stuart
Elwood	Henry	Nolan	Tate
Evans			

Absent or not voting, 6:

Coleman	Schroeder	Watson	Wormley
Putney	Shaff		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Weber asked and received unanimous consent that House File 313 be immediately messaged to the House, which request was complied with.

PETITION FILED

We, the undersigned members of the Senate, in accordance with Senate Rule 32, petition that House File 75 be withdrawn from the sifting committee and placed on the Senate calendar:

JOHN D. SHOEMAN.	FRANK HOXIE.
W. H. TATE.	ALBERT WEISS.
C. T. ANDERSON.	CARROLL MCCURDY.
J. KENDALL LYNES.	ARNOLD UTZIG.
F. A. TURNER.	SAM BURTON.
G. W. PRINCE.	G. W. WEBER.
JACOB GRIMSTEAD.	EARL ELIJAH.
GUY G. BUTLER.	N. B. EVANS.
JIM O. HENRY.	WILLIAM H. HARBOR.
JACK MILLER.	CARL H. RINGGENBERG.
JOE COLEMAN.	J. LOUIS FISHER.
GEORGE E. O'MALLEY.	FRANK ELWOOD.
W. C. MOLISON.	R. R. GILLESPIE.
ARCH W. MCFARLANE.	D. C. NOLAN.

Senator Lynes asked and received unanimous consent to take up for consideration House File 75, a bill for an act to amend section four hundred fifty-five point fifty-six (455.56), Code 1954, relating to classification as a basis for future assessments in drainage districts. The report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McManus offered the following amendment, filed by McManus and Lynes, and moved its adoption:

Amend House File 75, section 1, line 3, by striking the word "In" and inserting in lieu thereof the following: "Except districts established by mutual agreement in accordance with section four hundred fifty-five point one hundred fifty-two (455.152), Code 1954, in".

The amendment was adopted.

Senator Lynes 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	Elwood	Lynes	Shoeman
Boothby	Fisher	McCurdy	Stuart
Buck	Gillespie	McFarlane	Tate
Burton	Grimstead	Molison	Turner
Butler	Harbor	Nolan	Utzig
Dailey	Henry	O'Connor	Vest
Dewel	Hoffman	Prentis	Walker
Dykhouse	Hoxie	Price	Weber
Elijah	Long	Ringgenberg	Weiss

Nays, 1:

McManus

Absent or not voting, 13:

Byers	Evans	O'Malley	Putney
Coleman	Miller	Prince	Rigler

Schroeder Shaff Watson Wormley
Scott

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lynes asked and received unanimous consent that House File 75 be immediately messaged to the House, which request was complied with.

Senator Stuart called up the following motion:

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 119 failed to pass the Senate.

W. C. STUART.

On the question "Shall the Senate reconsider the vote by which House File 119 failed to pass the Senate?" the vote was:

Ayes, 33:

Anderson	Gillespie	McFarlane	Stuart
Buck	Grimstead	Nolan	Tate
Burton	Harbor	O'Connor	Turner
Butler	Henry	Prentis	Utzig
Dailey	Hoxie	Price	Vest
Dewel	Long	Rigler	Walker
Elijah	Lynes	Ringgenberg	Weber
Elwood	McCurdy	Shoeman	Weiss
Fisher			

Nays, 3:

Boothby	Byers	McManus
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Absent or not voting, 14:

Coleman	Miller	Putney	Shaff
Dykhouse	Molison	Schroeder	Watson
Evans	O'Malley	Scott	Wormley
Hoffman	Prince		

The motion prevailed.

On motion of Senator Harbor, House File 119, a bill for an act to amend section two hundred seventy-three point thirteen (273.13), Code 1954, relating to the proceedings of the county board of education, was taken up and considered.

Senator Harbor 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	Dailey	Fisher	Hoxie
Boothby	Dewel	Gillespie	Long
Buck	Dykhouse	Grimstead	Lynes
Burton	Elijah	Harbor	McCurdy
Butler	Elwood	Henry	McFarlane

Molison	Prince	Stuart	Walker
Nolan	Rigler	Tate	Watson
O'Connor	Ringgenberg	Turner	Weber
Prentis	Scott	Utzig	Weiss
Price	Shoeman	Vest	
Nays, 4:			
Byers	Evans	Hoffman	McManus
Absent or not voting, 7:			
Coleman	O'Malley	Schroeder	Wormley
Miller	Putney	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Harbor asked and received unanimous consent that House File 119 be immediately messaged to the House, which request was complied with.

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 rejected the second conference committee report on Senate File 457, a bill for an act to appropriate from the general fund to various departments of the state. The Speaker has appointed the following members, on the part of the House, to a third conference committee: Dietz of Scott, Weaver of Louisa, Kimball of Fayette and Burris of Jackson.

Also: That the House has adopted the second conference committee report on, and adopted the amendments recommended therein, and passed, Senate File 460, a bill for an act to provide property tax relief by amendments to the income, sales and use tax laws.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 604, a bill for an act relating to motor vehicle certificated carriers.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 604, a bill for an act to amend chapter three hundred twenty-five (325), Code 1954, relating to motor vehicle certificated carriers.

Read first and second times and referred to sifting committee.

THIRD CONFERENCE COMMITTEE ON SENATE FILE 457

President Nicholas announced the appointment of Senators Vest, Butler, Stuart and McCurdy on the part of the Senate on the third conference committee on Senate File 457.

Senator Elwood asked unanimous consent that the rules be sus-

pending and that House File 569 be taken from the sifting committee and considered by the Senate at this time.

Objection was raised.

Senator Elwood moved that the rules be suspended and that House File 569 be taken from the sifting committee and considered by the Senate at this time.

Roll call was demanded.

On the question "Shall the rules be suspended and House File 569 taken from the sifting committee for consideration by the Senate?" the vote was:

Ayes, 34:

Anderson	Fisher	Molison	Shoeman
Burton	Gillespie	Nolan	Stuart
Butler	Harbor	O'Malley	Tate
Dailey	Henry	Prentis	Turner
Dewel	Hoffman	Price	Walker
Dykhouse	Hoxie	Prince	Watson
Elijah	Long	Rigler	Weber
Elwood	McCurdy	Scott	Weiss
Evans	Miller		

Nays, 8:

Boothby	Byers	McManus	Utzig
Buck	McFarlane	O'Connor	Vest

Absent or not voting, 8:

Coleman	Lynes	Ringgenberg	Shaff
Grimstead	Putney	Schroeder	Wormley

The motion prevailed.

THIRD READING OF BILLS

On motion of Senator Elwood, House File 569, a bill for an act to repeal section five hundred forty-six point one (546.1), Code 1954, and to enact a substitute therefor, relating to the licensing of auctioneers, and to repeal section five hundred forty-six point two (546.2), Code 1954, was taken up and considered.

Senator Elwood 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	Evans	McFarlane	Scott
Boothby	Fisher	McManus	Shoeman
Buck	Gillespie	Miller	Stuart
Burton	Grimstead	Molison	Tate
Butler	Harbor	Nolan	Turner
Byers	Henry	O'Connor	Utzig
Dailey	Hoffman	O'Malley	Vest
Dewel	Hoxie	Prentis	Walker
Dykhouse	Long	Price	Watson
Elijah	Lynes	Prince	Weber
Elwood	McCurdy	Rigler	Weiss

Nays, none.

Absent or not voting, 6:

Coleman	Ringgenberg	Shaff	Wormley
Putney	Schroeder		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Tate asked and received unanimous consent that House File 569 be immediately messaged to the House, which request was complied with.

Senator Butler called up the following resolution and moved its adoption:

SENATE RESOLUTION 6

By Butler

Whereas, Senator Arnold Utzig of Dubuque County has long served the state as a member of the General Assembly both as a member of the House of Representatives and as a member of the Senate; and

Whereas, during such period, Senator Arnold Utzig has contributed valuable services to the State of Iowa and such services are deserving of recognition.

Now, Therefore, Be It Resolved by the Senate:

That Senator Arnold Utzig be presented with the chair which he occupied during the Fifty-seventh General Assembly, and that the custodian of the state house be instructed to crate the chair for shipment to the home residence of the Senator.

Be It Further Resolved: That a copper plate with a proper inscription thereon showing that the chair was presented by the Fifty-seventh General Assembly be properly attached to the chair.

The motion prevailed and the resolution was adopted.

The Chair announced the following call of the Senate:

CALL OF THE SENATE

We, the undersigned, hereby invoke Rule 5 of the Rules of the Senate of the Fifty-seventh General Assembly on House File 162.

D. C. NOLAN.

JOHN A. WALKER.

G. W. PRINCE.

GEORGE L. SCOTT.

W. H. TATE.

F. A. TURNER.

J. LOUIS FISHER.

X. T. PRENTIS.

WILLIAM H. HARBOR.

HARRY E. WATSON.

G. W. WEBER.

CARL T. ANDERSON.

GUY G. BUTLER.

CARROLL PRICE.

IRVING D. LONG.

CARL H. RINGGENBERG.

ALAN VEST.

J. KENDALL LYNES.

On motion of Senator Long, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

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 Senate concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 28, relating to sine die adjournment.

Also: That the House has concurred in Senate amendments to and passed House File 75, a bill for an act relating to classification as a basis for future assessments in drainage districts.

Also: That, in accordance with the provisions of Section 16 of Article III of the Constitution of the State of Iowa, the House has reconsidered and passed by a two-thirds constitutional majority House File 113, a bill for an act relating to exemption of personal earnings of a head of a family and providing for a 10 per cent garnishment for debts.

Also: That the House has concurred in Senate amendments to and passed House File 119, a bill for an act relating to proceedings of the county board of education.

Also: That the House has concurred in Senate amendments to and passed House File 469, a bill for an act relating to clarification of the term contract carrier.

Also: That the House has concurred in Senate amendments to and passed House File 562, a bill for an act relating to special permits for the operation of vehicles of excess size and weight on the highways.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 603, a bill for an act making appropriations for payment of miscellaneous expense incurred by the Fifty-seventh General Assembly.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE CONCURRENT
RESOLUTION 28

Amend Senate Concurrent Resolution 28 by striking everything after the word "at" in line two (2), and all of line three (3), and inserting in lieu thereof the following: "four o'clock p.m., Friday, May 3, 1957".

HOUSE MESSAGE CONSIDERED

House File 603, a bill for an act making appropriations for payment of miscellaneous expense incurred or authorized by the Fifty-seventh General Assembly.

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

The Chair announced the call of the Senate on file.

Roll call revealed all members present with the exception of Senators Putney and Shaff.

Senator Nolan asked unanimous consent that Senators Putney and Shaff be excused from the call of the Senate.

Objection was raised.

Senator Nolan moved that Senators Putney and Shaff be excused from the call of the Senate.

On the question "Shall Senators Putney and Shaff be excused from the call?" the vote was:

Rule 8 was invoked.

Ayes, 38:

Anderson	Fisher	Nolan	Stuart
Boothby	Grimstead	Prentis	Tate
Buck	Harbor	Price	Turner
Butler	Henry	Prince	Vest
Byers	Hoxie	Rigler	Walker
Dewel	Long	Ringgenberg	Watson
Dykhouse	Lynes	Schroeder	Weber
Elijah	McFarlane	Scott	Weiss
Elwood	Miller	Shoeman	Wormley
Evans	Molison		

Nays, 10:

Burton	Gillespie	McManus	O'Malley
Coleman	Hoffman	O'Connor	Utzig
Dailey	McCurdy		

Absent or not voting, 2:

Putney	Shaff
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The motion prevailed.

HOUSE FILE 372 RECONSIDERED

As provided in Article III, section 16, of the Constitution of the State of Iowa, Senator Schroeder called up for reconsideration House File 372, a bill for an act relating to urban transit companies and systems, providing for temporary license fees for transit system vehicles, and making certain tax provisions of law temporarily inapplicable.

Objection was raised for the reason of Senate Rule 9.

Senator Nolan moved that Senate Rule 9 be suspended.

Roll call was demanded.

On the question "Shall Senate Rule 9 be suspended?" the vote was:

Ayes, 38:

Anderson	Byers	Elwood	Harbor
Boothby	Dewel	Evans	Henry
Buck	Dykhouse	Fisher	Hoxie
Butler	Elijah	Grimstead	Long

Lynes	Price	Shoeman	Walker
McFarlane	Prince	Stuart	Watson
Miller	Rigler	Tate	Weber
Molison	Ringgenberg	Turner	Weiss
Nolan	Schroeder	Vest	Wormley
Prentis	Scott		

Nays, 10:

Burton	Gillespie	McManus	O'Malley
Coleman	Hoffman	O'Connor	Utzig
Dailey	McCurdy		

Absent or not voting, 2:

Putney	Shaff
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The motion prevailed.

Senator Dewel moved the previous question on the bill, which motion prevailed.

Senator Schroeder moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass over the Governor's veto?" the vote was:

Ayes, 38:

Anderson	Fisher	Nolan	Stuart
Boothby	Grimstead	Prentis	Tate
Buck	Harbor	Price	Turner
Butler	Henry	Prince	Vest
Byers	Hoxie	Rigler	Walker
Dewel	Long	Ringgenberg	Watson
Dykhouse	Lynes	Schroeder	Weber
Elijah	McFarlane	Scott	Weiss
Elwood	Miller	Shoeman	Wormley
Evans	Molison		

Nays, 10:

Burton	Gillespie	McManus	O'Malley
Coleman	Hoffman	O'Connor	Utzig
Dailey	McCurdy		

Absent or not voting, 2:

Putney	Shaff
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The bill having received a constitutional and two-thirds majority was declared to have passed the Senate over the Governor's veto and the title was agreed to.

HOUSE FILE 162 RECONSIDERED

As provided in Article III, section 16, of the Constitution of the State of Iowa, and on motion of Senator Walker, House File 162, a bill for an act relating to the sales tax on farm chemicals and on motor vehicle fuel used in farm tractors, was taken up for reconsideration.

Senator Dewel moved the previous question on the bill, which motion prevailed.

Senator Walker moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass over the Governor's veto?" the vote was:

Ayes, 35:

Anderson	Fisher	Prentiss	Tate
Boothby	Grimstead	Price	Turner
Butler	Harbor	Prince	Vest
Byers	Hoxie	Rigler	Walker
Dewel	Long	Ringgenberg	Watson
Dykhous	Lynes	Schroeder	Weber
Elijah	McFarlane	Scott	Weiss
Elwood	Molison	Shoeman	Wormley
Evans	Nolan	Stuart	

Nays, 13:

Buck	Gillespie	McCurdy	O'Connor
Burton	Henry	McManus	O'Malley
Coleman	Hoffman	Miller	Utzig
Dailey			

Absent or not voting, 2:

Putney	Shaff
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The bill having received a constitutional and two-thirds majority was declared to have passed the Senate over the Governor's veto and the title was agreed to.

SENATOR McFARLANE EXCUSED

Senator Dewel asked and received unanimous consent that Senator McFarlane be excused for the balance of the session.

President Nicholas:

Good-by, Arch, it's been nice working with you.

HOUSE FILE 113 RECONSIDERED

As provided in Article III, section 16, of the Constitution of the State of Iowa, and on motion of Senator Stuart, House File 113, a bill for an act relating to exemption of personal earnings and provide for garnishment for debts, was taken up for reconsideration.

Senator Dewel moved the previous question on the bill, which motion prevailed.

Senator Stuart moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass over the Governor's veto?" the vote was:

Ayes, 35:

Anderson	Buck	Byers	Dykhous
Boothby	Butler	Dewel	Elijah

Elwood	Long	Prince	Turner
Evans	Lynes	Rigler	Vest
Fisher	Miller	Schroeder	Walker
Grimstead	Molison	Scott	Watson
Harbor	Nolan	Shoeman	Weber
Henry	Prentis	Stuart	Weiss
Hoxie	Price	Tate	

Nays, 12:

Burton	Gillespie	McManus	Ringgenberg
Coleman	Hoffman	O'Connor	Utzig
Dailey	McCurdy	O'Malley	Wormley

Absent or not voting, 3:

McFarlane	Putney	Shaff
(Excused for balance of session)		

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate over the Governor's veto and the title was agreed to.

Senator Nolan asked unanimous consent that House Files 113, 162 and 372 be immediately messaged to the House.

Objection was raised.

Senator Nolan moved that the rules be suspended and that House Files 113, 162 and 372 be immediately messaged to the House.

Roll call was demanded.

On the question "Shall House Files 113, 162 and 372 be immediately messaged to the House?" the vote was:

Ayes, 38:

Anderson	Fisher	O'Connor	Stuart
Boothby	Grimstead	Prentis	Tate
Buck	Harbor	Price	Turner
Butler	Henry	Prince	Vest
Byers	Hoxie	Rigler	Walker
Dewel	Long	Ringgenberg	Watson
Dykhouse	Lynes	Schroeder	Weber
Elijah	Miller	Scott	Weiss
Elwood	Molison	Shoeman	Wormley
Evans	Nolan		

Nays, 3:

Burton	Dailey	McManus
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Absent or not voting, 9:

Coleman	McCurdy	O'Malley	Shaff
Gillespie	McFarlane	(Present)	Utzig
Hoffman		Putney	

The motion prevailed.

HOUSE AMENDMENTS CONSIDERED

Senator Nolan called up for consideration Senate Concurrent Resolution 28:

SENATE CONCURRENT RESOLUTION 28

By Byers

Be It Resolved by the Senate, the House Concurring: That the Fifty-seventh General Assembly adjourn sine die at five o'clock p.m., Tuesday, April 23, 1957, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate Concurrent Resolution 28 by striking everything after the word "at" in line 2, and all of line 3, and inserting in lieu thereof the following: "four o'clock p.m., Friday, May 3, 1957".

The Senate concurred in the House amendment.

On motion of Senator Nolan, the resolution as amended was adopted.

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

THIRD READING OF BILLS

Senator Nolan asked and received unanimous consent to take up for consideration House File 604, a bill for an act to amend chapter three hundred twenty-five (325), Code 1954, relating to motor vehicle certificated carriers.

Senator Nolan asked and received unanimous consent that action on House File 604 be deferred and that the bill be placed on the calendar under "unfinished business".

Senator Vest called up the following report:

REPORT OF THIRD CONFERENCE COMMITTEE
ON SENATE FILE 457

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the third conference committee appointed to consider the differences between the Senate and House on Senate File 457, beg leave to report and make the following recommendations:

1. That the House recede from its amendments to Section 3.
2. That the following section be added:

"House File 157, Acts of the Fifty-seventh General Assembly, is hereby repealed."

We further recommend that the Senate concur in the remaining House amendments.

ALAN VEST.

W. C. STUART.

CARROLL F. MCCURDY.

GUY G. BUTLER.

On the Part of the Senate.

RILEY DIETZ.

WILLIAM O. WEAVER.

DONALD KIMBALL.

C. J. BURRIS.

On the Part of the House.

On motion of Senator Vest, the report was adopted.

On motion of Senator Vest, the amendments and recommendations contained in the report were adopted.

Senator Vest moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Anderson	Gillespie	Molison	Scott
Boothby	Grimstead	Nolan	Shoeman
Buck	Harbor	O'Connor	Stuart
Burton	Henry	O'Malley	Turner
Butler	Hoffman	Prentis	Vest
Coleman	Hoxie	Price	Walker
Dewel	Long	Prince	Watson
Dykhouse	Lynes	Rigler	Weber
Elijah	McManus	Ringgenberg	Weiss
Elwood	Miller	Schroeder	Wormley
Fisher			

Nays, 4:

Dailey	Evans	Tate	Utzig
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Absent or not voting, 5:

Byers	McFarlane	Putney	Shaff
McCurdy			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Vest asked and received unanimous consent that Senate File 457 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

Senator Ringgenberg asked and received unanimous consent to take up for consideration Senate File 497, a bill for an act relating to the retirement credit for policemen and firemen who are absent while serving in the armed forces, and to amend Senate File three hundred forty-five (345), Acts of the Fifty-seventh General Assembly.

Senator Ringgenberg asked and received unanimous consent 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, 46:

Anderson	Dailey	Fisher	Hoxie
Boothby	Dewel	Gillespie	Long
Buck	Dykhouse	Grimstead	Lynes
Burton	Elijah	Harbor	McCurdy
Butler	Elwood	Henry	McManus
Coleman	Evans	Hoffman	Miller

Molison	Prince	Stuart	Walker
Nolan	Rigler	Tate	Watson
O'Connor	Ringgenberg	Turner	Weber
O'Malley	Schroeder	Utzig	Weiss
Prentis	Scott	Vest	Wormley
Price	Shoeman		

Nays, none.

Absent or not voting, 4:

Byers	McFarlane	Putney	Shaff
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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 Miller asked and received unanimous consent that Senate File 497 be immediately messaged to the House, which request was complied with.

Senator Dailey asked unanimous consent to take up for consideration Senate File 407, a bill for an act providing for the licensing and strict control of the retail sale of products sold by Iowa state liquor stores and designed to eliminate bootlegging from the State of Iowa, and to provide revenue from the sale thereof.

Objection was raised.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 47, 81, 83, 135, 227, 448, 490 and 491.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 47, 81, 83, 135, 227, 448, 490 and 491.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on May 1, 1957, the Governor had approved the following bills:

Senate File 1, relating to reorganization of school districts.

Senate File 234, relating to compensation of county officers.

Senate File 236, relating to exclusion of roads abutting or adjacent to state parks from the state park road system, etc.

Senate File 446, relating to legalizing issuance of bonds for construction of a new police station and fire station in the City of Keokuk, Iowa.

Senate File 465, relating to an appropriation to the Board of Regents.

REPORTS OF COMMITTEE

Senator Watson submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 600**, a bill for an act to appropriate from the special reserve fund of the State of Iowa to the state board of regents for capital improvements, repairs, replacements, alterations, and equipment at state institutions, 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 600 as follows:

By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. There is hereby appropriated from the special reserve fund of the State of Iowa to the board of regents the sum of ten million dollars (\$10,000,000.00) to be used in the following manner, to-wit:

To supplement any prior appropriations for capital improvement items for construction of new buildings, repairs, improvements, replacements or alterations, or for any other capital expenditure the board of regents may deem necessary for the proper and necessary function of any institution under its jurisdiction.

Sec. 2. Before any of the funds herein appropriated shall be expended, it shall be determined by the board of regents, with the approval of the budget and financial control committee, that the expenditures shall be for the best interests of the state.

Sec. 3. Contracts, plans and specifications, or plan of operation for improvements for which funds are herein appropriated shall be submitted to the budget and financial control committee for approval by the board of regents, except that items commonly known as change orders need not be submitted to the budget and financial control committee for approval unless such change orders actually increase the total cost of that particular project.

Sec. 4. The board of regents and the budget and financial control committee are hereby authorized to obtain federal grants to the state to be used in connection with the funds above appropriated."

Further amend House File 600 by striking all after the words "An Act" in the title and inserting in lieu thereof the following: "to appropriate from the special reserve fund of the State of Iowa for capital improvements for institutions under the board of regents, including construction of new buildings, repairs, improvements, replacements, or alterations, and providing for the joint control for the expenditure thereof by the board of regents and the budget and financial control committee."

HARRY E. WATSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 601**, a bill for an act to appropriate from the special reserve fund of the State of Iowa to the state conservation commission funds for construction, replacement, repairs, acquisition of land, development, forestry, watershed area improvements, design and investigation,

and dredging, 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 601 as follows:

By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. There is hereby appropriated and set out of the special reserve fund of the state from any moneys not otherwise appropriated, to the state conservation commission, the sum of one million dollars (\$1,000,000.00) or so much thereof as may be necessary for construction, acquisition, replacements, alterations for state parks and reserves, state forests, state waters, for dredging, for artificial lake development, for erosion control for streams and lake access, for land acquisition and for design and investigation, but said funds appropriated and set aside by this Act shall not be expended until it shall be determined by the conservation commission with approval of the budget and financial control committee that its expenditures shall be for the best interests of the state, provided, however, that none of such funds shall be expended for new projects.

"Sec. 2. The treasurer of the State of Iowa is hereby empowered to invest any of the funds so appropriated and set aside by the provisions of section one (1) of this Act in securities of the United States Government.

"Sec. 3. When contracts, plans or specifications for improvements for which funds are herein appropriated have been accepted by the conservation commission, and approved by the budget and financial control committee of the State of Iowa, the state treasurer is authorized and directed to sell sufficient securities herein provided in section two (2) of this Act to cover the cost of said improvement.

"Sec. 4. The provisions of all acts or statutes in conflict or inconsistent with the provisions of this Act are hereby repealed.

"Sec. 5. If any section, subsection, paragraph, sentence, clause, or phrase of this Act is for any reason held to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect the constitutionality or validity of the remaining portions of this Act. The General Assembly hereby declares that it would have passed this Act and each section, subsection, paragraph, sentence, clause or phrase hereof irrespective of whether any one or more of the sections, paragraphs, sentences, clauses or phrases be declared unconstitutional."

HARRY E. WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 602**, a bill for an act to appropriate from the general fund of the State of Iowa to the state board of regents for various capital improvements, repairs and replacements of institutional roads, begs leave to report it has had the same under consideration and recommends the same do pass.

HARRY E. WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 603**, a bill for an act making appropriations for payment of miscellaneous expense incurred or authorized by the Fifty-

seventh General Assembly, 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 603, section 13, as follows:

1. By striking the figures "250.00" in line 8 and inserting in lieu thereof the figures "125.00".
2. By striking the figures "250.00" in line 10 and inserting in lieu thereof the figures "125.00".
3. By striking line 11.

HARRY E. WATSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House Joint Resolution 8**, a joint resolution creating a special committee to confer with the legislature of the State of Nebraska and to make a study of the present boundary line between the State of Nebraska and the State of Iowa and to bring back a report of the matter to the legislature of this state, such report to be made to the Fifty-eighth General Assembly, and to make an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass.**

HARRY E. WATSON, *Chairman.*

Ordered passed on file.

On motion of Senator Nolan, the Senate adjourned until 9:15 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FRIDAY, MAY 3, 1957.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Orlando Dick, pastor of the First Friends Church, Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Grimstead for the day on request of Senator Butler.

The following communication was received:

The Honorable Wm. H. Nicholas,
Lieutenant Governor,
President of the Senate,
State Capitol,
Des Moines, Iowa.

Honorable Members of the Senate:

In accordance with the provisions of Section twenty-eight point one (28.1), Code of Iowa, 1954, I hereby appoint the Honorable Edward J. McManus, Keokuk, Iowa, and the Honorable George E. O'Malley, Des Moines, Iowa, as members of the Iowa Development Commission for the regular terms for legislative members, as specified in Section twenty-eight point one (28.1), Code of Iowa, 1954.

Respectfully,

s/ HERSCHEL C. LOVELESS,
Governor.

PRESENTATION OF VISITORS

Senator Prince asked and received unanimous consent to present to the Senate forty-eight members of the fifth grade class of the Adel Community School who were present in the balcony accompanied by their instructors, Theo. Garoutte and Lucile Ramsey.

Senator O'Malley asked and received unanimous consent to present to the Senate twenty-three members of the senior history class of East High School, Des Moines, who were present in the balcony accompanied by James D. Smith.

Senator O'Malley asked and received unanimous consent to present to the Senate twenty-nine members of the fourth grade class of the Parkview School of Ankeny who were present in the balcony accompanied by Mrs. Leth.

HOUSE MESSAGE CONSIDERED

Senator Watson called up for further consideration House File 593, a bill for an act to make an appropriation from the general fund of the State of Iowa to the department of public instruction for specified school aid, amended by the Senate.

Senator Prentis moved that the Senate insist on its amendment to House File 593, which motion prevailed.

CONFERENCE COMMITTEE APPOINTED

President Nicholas announced the appointment of Senators Mollison, Stuart, Hoffman and Harbor on the part of the Senate on the conference committee on House File 593.

Senator Long called up for further consideration House File 597, a bill for an act appropriating from the special reserve fund of the state and the additional bonus and disability fund the sum of one million five hundred thousand dollars (\$1,500,000.00) to the board of control for capital improvements at the Iowa soldiers home, and providing for the joint control for the expenditure thereof by the board of control and budget and financial control committee, and moved that the Senate recede from its amendment to House File 597, which motion prevailed.

Senator Long moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Anderson	Fisher	Nolan	Shoeman
Boothby	Gillespie	O'Connor	Stuart
Buck	Harbor	O'Malley	Tate
Burton	Hoffman	Prentis	Turner
Butler	Hoxie	Price	Utzig
Coleman	Long	Prince	Vest
Dailey	Lynes	Putney	Walker
Dewel	McCurdy	Rigler	Watson
Dykhouse	McManus	Ringgenberg	Weber
Elijah	Miller	Schroeder	Weiss
Elwood	Mollison	Scott	Wormley
Evans			

Nays, none.

Absent or not voting, 5:

Byers	Henry	McFarlane	Shaff
Grimstead			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Long asked and received unanimous consent that House File 597 be immediately messaged to the House, which request was complied with.

Senator Long called up for further consideration House File 598, a bill for an act to appropriate from the special reserve fund of the State of Iowa for capital improvements for institutions under the board of control, including construction of new buildings, repairs, improvements, replacements, or alterations, and providing for the joint control for the expenditure thereof by the board of control and the budget and financial control committee, and moved that the Senate recede from its amendment to House File 598, which motion prevailed.

Senator Long moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Anderson	Fisher	Nolan	Shoeman
Boothby	Gillespie	O'Connor	Stuart
Buck	Harbor	O'Malley	Tate
Burton	Hoffman	Printis	Turner
Butler	Hoxie	Price	Utzig
Coleman	Long	Putney	Vest
Dailey	Lynes	Prince	Walker
Dewel	McCurdy	Rigler	Watson
Dykhouse	McManus	Ringgenberg	Weber
Elijah	Miller	Schroeder	Weiss
Elwood	Molison	Scott	Wormley
Evans			

Nays, none.

Absent or not voting, 5:

Byers	Henry	McFarlane	Shaff
Grimstead			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Long asked and received unanimous consent that House File 598 be immediately messaged to the House, which request was complied with.

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, and adopted the amendment recommended therein, and has passed, Senate File 457, a bill for an act to appropriate from the general fund to various departments of the state.

WILLIAM R. KENDRICK, *Chief Clerk.*

UNFINISHED BUSINESS

Senator Nolan called up for further consideration House File 604, a bill for an act to amend chapter three hundred twenty-five (325), Code 1954, relating to motor vehicle certificated carriers.

Senator Butler took the chair at 11:05 a.m.

Senator Nolan 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	Fisher	Nolan	Stuart
Boothby	Gillespie	O'Connor	Tate
Buck	Harbor	O'Malley	Turner
Burton	Hoffman	Prentis	Utzig
Butler	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McManus	Schroeder	Weiss
Elwood	Miller	Scott	Wormley
Evans	Molison	Shoeman	

Nays, none.

Absent or not voting, 7:

Byers	Grimstead	McFarlane	Shaff
Coleman	Henry	Ringgenberg	
(Present)			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Nolan asked and received unanimous consent that House File 604 be immediately messaged to the House, which request was complied with.

President Nicholas took the chair at 11:45 a.m.

THIRD READING OF BILLS

On motion of Senator Watson, House File 600, a bill for an act to appropriate from the special reserve fund of the State of Iowa to the state board of regents for capital improvements, repairs, replacements, alterations, and equipment at state institutions, 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 House File 600 as follows:

By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. There is hereby appropriated from the special reserve fund of the State of Iowa to the board of regents the sum of ten million dollars (\$10,000,000.00) to be used in the following manner, to-wit:

To supplement any prior appropriations for capital improvement items for construction of new buildings, repairs, improvements, replacements or alterations, or for any other capital expenditure the board of regents may deem necessary for the proper and necessary function of any institution under its jurisdiction.

Sec. 2. Before any of the funds herein appropriated shall be expended, it shall be determined by the board of regents, with the approval of the budget and financial control committee, that the expenditures shall be for the best interests of the state.

Sec. 3. Contracts, plans and specifications, or plan of operation for improvements for which funds are herein appropriated shall be submitted to the budget and financial control committee for approval by the board of regents, except that items commonly known as change orders need not be submitted to the budget and financial control committee for approval unless such change orders actually increase the total cost of that particular project.

Sec. 4. The board of regents and the budget and financial control committee are hereby authorized to obtain federal grants to the state to be used in connection with the funds above appropriated."

Further amend House File 600 by striking all after the words "An Act" in the title and inserting in lieu thereof the following: "to appropriate from the special reserve fund of the State of Iowa for capital improvements for institutions under the board of regents, including construction of new buildings, repairs, improvements, replacements, or alterations, and providing for the joint control for the expenditure thereof by the board of regents and the budget and financial control committee."

Senator Long moved the adoption of the committee amendment.

Roll call was demanded.

On the question "Shall the committee amendment be adopted?" the vote was:

Ayes, 24:

Boothby	Fisher	McManus	Scott
Buck	Harbor	Miller	Shoeman
Burton	Hoffman	O'Connor	Utzig
Coleman	Long	O'Malley	Vest
Dailey	Lynes	Prentis	Walker
Dykhouse	McCurdy	Prince	Watson

Nays, 19:

Anderson	Gillespie	Putney	Tate
Butler	Hoxie	Rigler	Turner
Dewel	Molison	Ringgenberg	Weber
Elijah	Nolan	Schroeder	Wormley
Elwood	Price	Stuart	

Absent or not voting, 7:

Byers	Grimstead	McFarlane	Weiss
Evans	Henry	Shaff	

The committee amendment was adopted.

Senator Long 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	Buck	Butler	Dailey
Boothby	Burton	Coleman	Dewel

Dykhouse	Lynes	Price	Tate
Elijah	McCurdy	Prince	Turner
Elwood	McManus	Putney	Utzig
Fisher	Miller	Rigler	Vest
Gillespie	Molison	Ringgenberg	Walker
Harbor	Nolan	Schroeder	Watson
Hoffman	O'Connor	Scott	Weber
Hoxie	O'Malley	Shoeman	Weiss
Long	Prentis	Stuart	Wormley

Nays, none.

Absent or not voting, 6:

Byers	Grimstead	McFarlane	Shaff
Evans	Henry		

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Long asked and received unanimous consent House File 600 be immediately messaged to the House, which request was complied with.

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 324, a bill for an act relating to authority of cities and towns to regulate the hours during which intoxicating liquors may be consumed on the premises of private clubs or associations.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 497, a bill for an act relating to retirement credit for policemen and firemen who are absent while serving in the armed forces.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 324

1. Amend Senate File 324 by inserting in section one (1), line two (2), after the word "ordinances" the following: "and county boards of supervisors shall have the power and authority to adopt resolutions".

2. Amend Senate File 324, section one (1), line four (4), by inserting a comma (,) for the period (.) following the word "associations" and inserting the following words: "except fraternal organizations, service clubs and bona fide golf and country clubs."

3. Amend Senate File 324 by adding the following new section:

"If any part of this Act shall be held unconstitutional, such holding shall not affect the validity of the remainder of this Act."

4. Amend the title to Senate File 324 by inserting in line one (1) after the word "towns" the following: "and boards of supervisors".

APPOINTMENT OF COMMITTEES

President Nicholas, in accordance with Senate Concurrent Resolution 34, announced the appointment of the following, on the part

of the Senate, on the Iowa study committee on the care of the aging: Senators Elijah and O'Malley.

President Nicholas, in accordance with Section 2.41, Code 1954, announced the appointment of the following, on the part of the Senate, on the budget and financial control committee for the regular terms: Senators Putney, Scott and Gillespie.

President Nicholas, in accordance with Senate Concurrent Resolution 31, announced the appointment of the following, on the part of the Senate, on the committee on interstate cooperation: Senators Shaff, Rigler, Price, Tate and O'Connor.

President Nicholas, in accordance with Senate File 448, creating a legislative research committee and legislative research bureau, announced the appointment of the following on the part of the Senate: Senators Prentis, O'Malley and Stuart.

President Nicholas, in accordance with House Joint Resolution 23, announced the appointment of the following, on the part of the Senate, on the election and election privileges committee: Senators Dewel, Dailey and Lynes.

President Nicholas, in accordance with House Joint Resolution 8, creating a special committee to confer with the legislature of the State of Nebraska, and to make a study of the present boundary line between the State of Nebraska and the State of Iowa, announced the appointment of the following on the part of the Senate: Senators Hoxie, Henry and Nolan.

On motion of Senator Nolan, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

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 refuses to concur in Senate amendments to House File 600, a bill for an act to appropriate from the special reserve fund to the state board of regents.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

President Nicholas announced the appointment of Senators Walker, Nolan, Ringgenberg and O'Malley on the part of the Senate on the conference committee on House File 600.

HOUSE AMENDMENTS CONSIDERED

Senator O'Malley called up for consideration Senate File 324, a bill for an act relating to the authority of cities and towns to regulate the hours during which intoxicating liquors may be consumed on the premises of private clubs or associations, amended by the House, and moved that the Senate concur in the House amendment.

The Senate concurred in the House amendments.

Senator O'Malley moved that the bill as amended by the House and concurred in by the Senate 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	Fisher	Nolan	Shoeman
Boothby	Gillespie	O'Connor	Stuart
Buck	Harbor	O'Malley	Turner
Burton	Henry	Prentis	Utzig
Coleman	Hoffman	Price	Vest
Dailey	Hoxie	Prince	Walker
Dewel	Long	Rigler	Watson
Dykhouse	Lynès	Ringgenberg	Weber
Elijah	McCurdy	Schroeder	Weiss
Elwood	Molison	Scott	Wormley

Nays, 5:

Butler	Miller	Putney	Tate
McManus			

Absent or not voting, 5:

Byers	Grimstead	McFarlane	Shaff
Evans			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

THIRD READING OF BILLS

On motion of Senator O'Malley, House Joint Resolution 8, a joint resolution creating a special committee to confer with the legislature of the State of Nebraska and to make a study of the present boundary line between the State of Nebraska and the State of Iowa and to bring a report on the matter to the legislature of this state, such report to be made to the Fifty-eighth General Assembly, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hoxie offered the following amendment, filed by Senators Hoxie and Henry, and moved its adoption:

Amend House Joint Resolution 8 as follows:

1. By adding the following as a new section after section two.

"Sec. 3. The terms of office of committee members shall be four years

from July 1 of the year of appointment. Of the first members appointed, one from the Senate and one from the House, the terms shall be for two years from said date. A vacancy shall exist whenever a committee member ceases to be a member of the General Assembly."

2. By striking all of section 6 and inserting in lieu thereof the following:

"The committee shall make biennial reports to the general assembly and submit its recommendations."

3. By renumbering the sections.

The amendment was adopted.

Senator Miller offered the following amendment, filed by Senators Miller, Hoxie and Henry, and moved its adoption:

Amend House Joint Resolution 8 by striking the word and number "four (4)" in line 1 of section 2 and insert in lieu thereof the following: "six (6)".

Further amend House Joint Resolution 8 by striking from lines 2 and 3 of section 2 the word and number "two (2)" and inserting in lieu thereof the following: "three (3)".

The amendment was adopted.

Senator O'Malley 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 be adopted?" the vote was:

Ayes, 41:

Anderson	Fisher	Molison	Stuart
Boothby	Gillespie	Nolan	Tate
Buck	Harbor	O'Connor	Turner
Burton	Henry	O'Malley	Utzig
Butler	Hoffman	Prince	Vest
Coleman	Hoxie	Putney	Walker
Dailey	Lynes	Rigler	Watson
Dewel	McCurdy	Ringgenberg	Weber
Dykhouse	McManus	Schroeder	Weiss
Elijah	Miller	Shoeman	Wormley
Elwood			

Nays, 3:

Long	Prentis	Price
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Absent or not voting, 6:

Byers	Grimstead	Scott	Shaff
Evans	McFarlane		

The resolution having received a constitutional and two-thirds majority was declared to have been adopted by the Senate and the title was agreed to.

Senator O'Malley asked and received unanimous consent that House Joint Resolution 8 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

On motion of Senator Watson, House File 601, a bill for an act to appropriate from the special reserve fund of the State of Iowa to the state conservation commission funds for construction, replacement, repairs, acquisition of land, development, forestry, watershed area improvements, design and investigation, and dredging, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Schroeder offered the following amendment and moved its adoption:

Amend House File 601, section 1, lines 6 and 7 by striking the words and figures "one million five hundred thousand (\$1,500,000.00)" and inserting in lieu thereof the words and figures "one million six hundred twenty-five thousand (\$1,625,000.00)".

Further amend House File 601, section 2 after line 17 by inserting the following:

"Scott County Lake Site on a matching fund basis only \$125,000.00".

The amendment was lost.

Senator Lynes offered the following amendment and moved its adoption:

1. Amend House File 601, section 1, lines 6 and 7, by striking the words and figures "one million five hundred thousand dollars (\$1,500,000.00)" and inserting in lieu thereof the words and figures "one million one hundred ninety-three thousand seven hundred dollars (\$1,193,700.00)".

2. Amend House File 601, section 2, by striking all of line 12.

3. Amend House File 601, section 2, by striking all of line 17.

Division was called for.

The amendment was lost.

The following committee amendment was considered:

Amend House File 601 as follows:

By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. There is hereby appropriated and set out of the special reserve fund of the state from any moneys not otherwise appropriated, to the state conservation commission, the sum of one million dollars (\$1,000,000.00) or so much thereof as may be necessary for construction, acquisition, replacements, alterations for state parks and reserves, state forests, state waters, for dredging, for artificial lake development, for erosion control for streams and lake access, for land acquisition and for design and investigation, but said funds appropriated and set aside by this Act shall not be expended until it shall be determined by the conservation commission with approval of the budget and financial control committee that its expenditures shall be for the best interests of the state, provided, however, that none of such funds shall be expended for new projects.

"Sec. 2. The treasurer of the State of Iowa is hereby empowered to invest any of the funds so appropriated and set aside by the provisions

of section one (1) of this Act in securities of the United States Government.

"Sec. 3. When contracts, plans or specifications for improvements for which funds are herein appropriated have been accepted by the conservation commission, and approved by the budget and financial control committee of the State of Iowa, the state treasurer is authorized and directed to sell sufficient securities herein provided in section two (2) of this Act to cover the cost of said improvement.

"Sec. 4. The provisions of all acts or statutes in conflict or inconsistent with the provisions of this Act are hereby repealed.

"Sec. 5. If any section, subsection, paragraph, sentence, clause, or phrase of this Act is for any reason held to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect the constitutionality or validity of the remaining portions of this Act. The General Assembly hereby declares that it would have passed this Act and each section, subsection, paragraph, sentence, clause or phrase hereof irrespective of whether any one or more of the sections, paragraphs, sentences, clauses or phrases be declared unconstitutional."

Senator Watson offered the following amendment to the committee amendment, filed by Senators Watson and Tate:

Amend the amendment by adding the following as a new section:

"There is hereby appropriated from the general fund in the state treasury the sum of five hundred thousand (500,000.00) dollars to the state conservation commission for assistance by the state in paying a portion of the cost of completing the construction of sanitary sewer facilities, not including enlargements and additions to the disposal plant, in the Iowa Great Lakes sanitary district. All of the amount appropriated by the State of Iowa shall be used in payment for the actual construction of such sanitary sewer facilities within such district. No portion of this appropriation shall be made available to such sanitary district except upon authorization of the budget and financial control committee to the state treasurer.

"This appropriation shall be in lieu of any special assessment against any state-owned property included within such sanitary district."

Senator Long raised a point of order on the amendment for the reason that the contents of the amendment had already been considered by the House.

The Chair ruled the point not well taken and the amendment in order.

Senator Dewel moved the previous question on the amendment to the amendment, which motion prevailed.

Senator Watson moved the adoption of the amendment to the amendment and requested a roll call.

On the question "Shall the amendment to the amendment be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 21:

Burton
Butler

Coleman
Dailey

Dewel
Dykhouse

Hoffman
Hoxie

McCurdy	O'Malley	Stuart	Vest
McManus	Price	Tate	Watson
Miller	Prince	Utzig	Weber
O'Connor			

Nays, 22:

Anderson	Gillespie	Nolan	Scott
Boothby	Harbor	Prentis	Shoeman
Buck	Henry	Putney	Turner
Elijah	Long	Rigler	Walker
Elwood	Lynes	Ringgenberg	Weiss
Fisher	Molison		

Absent or not voting, 7:

Byers	Grimstead	Schroeder	Wormley
Evans	McFarlane	Shaff	

The amendment to the amendment was lost.

Senator Putney moved the adoption of the committee amendment.

Roll call was demanded.

On the question "Shall the committee amendment be adopted?" the vote was:

Ayes, 16:

Boothby	Elwood	Putney	Shoeman
Dewel	Harbor	Rigler	Utzig
Dykhouse	Lynes	Ringgenberg	Watson
Elijah	Nolan	Scott	Weber

Nays, 22:

Anderson	Fisher	McManus	Stuart
Buck	Gillespie	Molison	Tate
Burton	Henry	O'Malley	Turner
Butler	Hoffman	Prentis	Vest
Coleman	Hoxie	Price	Weiss
Dailey	McCurdy		

Absent or not voting, 12:

Byers	Long	O'Connor	Shaff
Evans	McFarlane	Prince	Walker
Grimstead	Miller	Schroeder	Wormley

The committee amendment was lost.

Senator Putney 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	Dykhouse	McManus	Turner
Boothby	Elijah	Molison	Utzig
Buck	Fisher	O'Malley	Vest
Burton	Gillespie	Prentis	Walker
Butler	Hoffman	Price	Watson
Coleman	Hoxie	Putney	Weber
Dailey	Lynes	Shoeman	Weiss
Dewel	McCurdy	Stuart	

Nays, 9:

Elwood
Harbor
Henry

Miller
Nolan

Rigler
Ringgenberg

Scott
Tate

Absent or not voting, 10:

Byers
Evans
Grimstead

Long
McFarlane
O'Connor

Prince
Schroeder

Shaff
Wormley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Watson, House File 603, a bill for an act making appropriations for payment of miscellaneous expense incurred or authorized by the Fifty-seventh General Assembly, 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 House File 603, section 13, as follows:

1. By striking the figures "250.00" in line 8 and inserting in lieu thereof the figures "125.00".
2. By striking the figures "250.00" in line 10 and inserting in lieu thereof the figures "125.00".
3. By striking line 11.

On motion of Senator Lynes, the committee amendment was adopted.

Senator Watson offered the following amendment and moved its adoption:

Amend House File 603 as follows:

1. Sec. 2, line 1, after the word "appropriated" insert the words "out of the general fund".
2. Sec. 3, line 1, after the word "appropriated" insert the words "out of the general fund".
3. Sec. 4, line 1, after the word "appropriated" insert the words "out of the general fund".
4. Sec. 5, line 1, after the word "appropriated" insert the words "out of the general fund".
5. Sec. 6, line 1, after the word "appropriated" insert the words "out of the general fund".
6. Sec. 7, line 1, after the word "appropriated" insert the words "out of the general fund".
7. Sec. 9, line 1, after the word "appropriated" insert the words "out of the general fund".
8. Sec. 10, line 3, after the word "appropriated" insert the words "out of the general fund".
9. Sec. 11, line 1, after the word "appropriated" insert the words "out of the general fund".
10. Sec. 12, line 1, after the word "appropriated" insert the words "out of the general fund".
11. Sec. 13, line 1, after the word "appropriated" insert the words "out of the general fund".
12. Sec. 14, line 1, after the word "appropriated" insert the words "out of the general fund".

The amendment was adopted.

Senator Watson 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	Fisher	Molison	Shoeman
Boothby	Gillespie	Nolan	Stuart
Buck	Harbor	O'Connor	Tate
Burton	Henry	O'Malley	Turner
Butler	Hoffman	Prentis	Utzig
Coleman	Hoxie	Price	Vest
Dailey	Long	Prince	Walker
Dewel	Lynes	Putney	Watson
Dykhouse	McCurdy	Rigler	Weber
Elijah	McManus	Ringgenberg	Weiss
Elwood	Miller		

Nays, none.

Absent or not voting, 8:

Byers	Grimstead	Schroeder	Shaff
Evans	McFarlane	Scott	Wormley

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

WITHDRAWN FROM FURTHER CONSIDERATION

Senator Watson asked and received unanimous consent that Senate Files 493 and 496 be withdrawn from further consideration of the Senate.

Senator Watson asked and received unanimous consent that all bills passed this afternoon be immediately messaged to the House.

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 and passed House Joint Resolution 8, a resolution creating a special committee to confer with the legislature of the State of Nebraska to make a study of the present boundary line.

Also: That the House has adopted the conference committee report on, and adopted the amendments recommended therein, and passed, House File 593, a bill for an act to make appropriation from the general fund to the department of public instruction.

WILLIAM R. KENDRICK, *Chief Clerk.*

Senator Molison called up the following report:

REPORT OF THE CONFERENCE COMMITTEE ON HOUSE FILE 593

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed

to consider the differences between the Senate and House on House File 593, beg leave to report and make the following recommendations:

1. That the House concur in Division 1 of the Senate amendment.
2. That Division 2 of the Senate amendment be amended by striking the words and figures "nine hundred forty-six thousand five hundred dollars (\$946,500.00)" in lines 4 and 5 of Division 2 and inserting in lieu thereof the words and figures "one million seventy-one thousand five hundred dollars (\$1,071,500.00)".
3. That Division 3 of the Senate amendment be amended by striking the figure "675,000.00" in line 2 of said division and inserting in lieu thereof the figures "800,000.00".
4. That Division 4 of the Senate amendment be amended by striking the figure "946,500.00" in line 2 of said division and inserting in lieu thereof the figures "1,071,500.00".
5. That the House concur in the Senate amendment as amended by this Conference Report.

W. C. MOLISON.

W. C. STUART.

GENE L. HOFFMAN.

WILLIAM H. HARBOR.

On the Part of the Senate.

JOHN GRAY.

FLOYD P. EDGINGTON.

RAY C. CUNNINGHAM.

SCOTT SWISHER.

On the Part of the House.

On motion of Senator Molison, the report was adopted.

On motion of Senator Molison, the recommendations and amendments contained therein were adopted.

Senator Molison moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Anderson	Fisher	Miller	Shoeman
Boothby	Gillespie	Molison	Stuart
Buck	Harbor	Nolan	Turner
Burton	Henry	O'Connor	Tate
Butler	Hoffman	O'Malley	Utzig
Coleman	Hoxie	Prentis	Vest
Dailey	Long	Price	Walker
Dewel	Lynes	Prince	Watson
Dykhouse	McCurdy	Putney	Weber
Elijah	McManus	Rigler	Weiss
Elwood			

Nays, none.

Absent or not voting, 9:

Byers	McFarlane	Schroeder	Shaff
Evans	Ringgenberg	Scott	Wormley
Grimstead			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Miller asked unanimous consent to take up for consideration House File 407.

Objection was raised.

Senator Miller moved that the rules be suspended and that House File 407 be taken up at this time.

Roll call was demanded.

On the question "Shall the rules be suspended?" the vote was:

Ayes, 13:

Burton	Henry	Miller	Tate
Coleman	Hoffman	Molison	Turner
Dailey	McCurdy	Prince	Weiss
Elwood			

Nays, 19:

Anderson	Dykhouse	McManus	Scott
Boothby	Elijah	Prentis	Shoeman
Buck	Harbor	Price	Stuart
Butler	Hoxie	Putney	Weber
Dewel	Long	Rigler	

Absent or not voting, 18:

Byers	Lynes	Ringgenberg	Vest
Evans	McFarlane	Schroeder	Walker
Fisher	Nolan	Shaff	Watson
Gillespie	O'Connor	Utzig	Wormley
Grimstead	O'Malley		

The motion was lost.

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 amendments, as amended, and has passed, House File 603, a bill for an act making appropriations for payment of miscellaneous expense incurred by the Fifty-seventh General Assembly.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 603

Amend Senate amendment to House File 603 by striking subsections b, c, and d of section eleven (11).

President pro tempore Vest took the chair at 3:50 p.m.

HOUSE AMENDMENTS CONSIDERED

Senator Watson called up for consideration House File 603, a bill for an act making appropriations for payment of miscellaneous expense incurred or authorized by the Fifty-seventh General Assembly, amended by the Senate, and moved that the Senate concur in the House amendment to the Senate amendment.

The Senate refused to concur in the House amendment to the Senate amendment.

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 recedes from its amendments to the Senate amendment to, and has passed, House File 603, a bill for an act making appropriations for payment of miscellaneous expense incurred by the Fifty-seventh General Assembly.

WILLIAM R. KENDRICK, *Chief Clerk.*

THIRD READING OF BILLS

On motion of Senator Watson, House File 602, a bill for an act to appropriate from the general fund of the State of Iowa to the state board of regents for various capital improvements, repairs and replacements of institutional roads, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Watson 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	Fisher	Molison	Shoeman
Boothby	Gillespie	Nolan	Stuart
Buck	Harbor	O'Connor	Tate
Burton	Henry	O'Malley	Turner
Butler	Hoffman	Prentis	Vest
Coleman	Hoxie	Price	Walker
Dailey	Long	Prince	Watson
Dewel	Lynes	Putney	Weber
Dykhouse	McCurdy	Rigler	Weiss
Elijah	McManus	Ringgenberg	Wormley
Elwood	Miller		

Nays, none.

Absent or not voting, 8:

Byers	Grimstead	Schroeder	Shaff
Evans	McFarlane	Scott	Utzig

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

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, and adopted the amendments recommended therein, and has passed, House File 600, a bill for an act to appropriate from the special reserve fund to state board of regents.

WILLIAM R. KENDRICK, *Chief Clerk.*

Senator Nolan called up the following report:

REPORT OF CONFERENCE COMMITTEE
ON HOUSE FILE 600

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on House

File 600, beg leave to report and make the following recommendations:

Amend House File 600, section one (1), lines five (5) and six (6), by striking the words and figures "thirteen million six hundred thousand three hundred ninety dollars (\$13,600,390.00) and inserting in lieu thereof ten million nine hundred seventy-five thousand three hundred ninety dollars (\$10,975,390.00).

Further amend House File 600, section two (2), line five (5), by striking the figure "1,700,000.00" and inserting "1,400,000.00".

Also amend line eleven (11), section two (2) by striking the figure "150,000.00" and inserting "100,000.00".

Also amend in line twelve (12) by striking the figures "1,470,000.00" and inserting "1,200,000.00".

Amend by striking lines sixteen (16) and seventeen (17) and lines twenty-two (22) and twenty-three (23) of section two (2).

Amend line twenty-seven (27) by striking "1,250,000.00" and inserting in lieu thereof "1,150,000.00".

Amend line twenty-eight (28) by striking "1,500,000.00" and inserting in lieu thereof "900,000.00".

Amend line twenty-nine (29) by striking "350,000.00" and inserting in lieu thereof "300,000.00".

Amend line thirty-four (34) by striking "160,000.00" and inserting in lieu thereof "80,000.00".

Strike line thirty-six (36).

Amend line forty-five (45) by striking the figure "50,000.00" and inserting in lieu thereof the figure "25,000.00".

Amend line forty-seven (47) by striking "250,000.00" and inserting in lieu thereof "150,000.00".

Amend line fifty-two (52) by striking the figures "1,100,000.00" and inserting in lieu thereof the figure "900,000.00".

Strike all of lines fifty-three (53), sixty-one (61) and seventy-four (74).

DEWEY E. GOODE.

NEIL E. JOHNS.

JACK MILROY.

SCOTT SWISHER.

On the Part of the House.

D. C. NOLAN.

JOHN A. WALKER.

CARL H. RINGGENBERG.

GEORGE E. O'MALLEY.

On the Part of the Senate.

On motion of Senator Nolan, the report was adopted.

On motion of Senator Nolan, the recommendations and amendments contained therein were adopted.

Senator Stuart moved that the bill be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Anderson	Elwood	Molison	Shoeman
Boothby	Fisher	Nolan	Stuart
Buck	Gillespie	O'Connor	Tate
Burton	Harbor	O'Malley	Turner
Butler	Henry	Prentis	Vest
Coleman	Hoffman	Price	Walker
Dailey	Hoxie	Prince	Watson
Dewel	Lynes	Putney	Weber
Dykhouse	McCurdy	Rigler	Weiss
Elijah	McManus	Ringgenberg	Wormley

Nays, 2:

Long

Miller

Absent or not voting, 8:

Byers	Grimstead	Schroeder	Shaff
Evans	McFarlane	Scott	Utzig

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

THIRD READING OF BILLS

On motion of Senator Nolan, House File 388, a bill for an act to amend chapter sixteen (16), Code 1954, relating to the superintendent of printing, was taken up and considered.

Senator Nolan 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	Fisher	Miller	Shoeman
Boothby	Gillespie	Molison	Stuart
Buck	Harbor	Nolan	Tate
Burton	Henry	O'Connor	Turner
Butler	Hoffman	O'Malley	Vest
Coleman	Hoxie	Prentis	Walker
Dailey	Long	Price	Watson
Dewel	Lynes	Prince	Weber
Dykhouse	McCurdy	Putney	Weiss
Elijah	McManus	Rigler	Wormley
Elwood			

Nays, none.

Absent or not voting, 9:

Byers	McFarlane	Schroeder	Shaff
Evans	Ringgenberg	Scott	Utzig
Grimstead			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

STATEMENT FOR THE JOURNAL

During the heat of debate on a motion to withdraw a reapportionment proposal from the sifting committee some statements were made critical of the legislative redistricting committee procedure. The committee was a single purpose committee. Four of the seven members had proposals on which they had worked long and hard. Nevertheless the committee, by unanimous vote, brought out a compromise proposal even though for some members the proposal would have meant less representation than they now had. That proposal was brought out April 11 and, with some other six proposals by other Senators, was referred to the sifting committee. None was brought out of the sifting committee. The legislative redistricting committee of Senators Grimstead, McFarlane, McManus, O'Connor, Walker and Miller was as conscientious and high-minded a group as it has ever been my pleasure to work with.

DUANE E. DEWEL, *Chairman,*
Legislative Redistricting Committee.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Evans, 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 291 and 393; also, House Joint Resolutions 22 and 24; also House Files 64 (re-enacted), 435, 440, 500, 554, 578 and 579.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 291 and 393; also, House Joint Resolutions 22 and 24; also, House Files 64 (re-enacted), 435, 440, 500, 554, 578 and 579.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 3d day of May, 1957, sent to the Governor for his approval: Senate Files 47, 81, 83, 135, 227, 291, 393, 448, 490 and 491.

NORVAL EVANS, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 2, 1957, the Governor had approved the following bills:

Senate File 37, relating to toll roads.

Senate File 49, relating to compensation of court reporters and clerk of the grand jury.

Senate File 130, relating to status of peace officer upon policy serving under the custodian of public buildings.

Senate File 131, relating to the substitution of the word "superintendent" for the word "custodian".

Senate File 167, relating to the control and regulation of motor carriers of liquid products in bulk.

Senate File 249, relating to business managers at institutions under the Board of Control.

Senate File 349, relating to the qualifications of a public accountant.

Senate File 359, relating to police and fireman pensions.

Senate File 414, relating to warehouses for agricultural products.

Senate File 417, relating to the corporate powers of the board of trustees of the Congregational Church and Society of Burlington.

Senate File 447, relating to disabled and retired firemen's and policemen's pensions.

Senate File 476, relating to town of Maynard, Fayette County, in the conduct of an election on the proposition of incurring of indebtedness and issuing bonds for town hall purposes.

COMMUNICATION FROM THE GOVERNOR

The following communication was received:

THE HONORABLE MELVIN D. SYNHORST
Secretary of State
State House
Local

Dear Sir:

I hereby transmit Senate File 872, an Act relating to compensation of members of the General Assembly, the Lieutenant Governor, and the Speaker of the House of Representatives, for your action, as provided in Section 3.5, Code of Iowa, 1954. Senate File 372 was received in the office of the Governor April 29, 1957.

Respectfully
s/ **HERSCHEL C. LOVELESS,**
Governor.

This bill (Senate File 372), having remained with the Governor three days (Sunday excepted), the General Assembly being in session, has become a law this 3rd day of May, 1957.

ANNOUNCEMENT

Edna Gillespie stated that she had just been handed an envelope by floor leader, Senator Nolan, on behalf of the Senators present, containing \$37.00 with the following greetings:

"With the compliments of the Senators to our friends at the desk. Have a good dinner on us."

Edna expressed the appreciation of a loyal and grateful crew.

On motion of Senator Nolan, the Senate recessed until the fall of the gavel.

The Senate reconvened, President Nicholas presiding.

Senator Dewel asked and received unanimous consent that Senate File 457, section 29, relating to the appropriation to the "State Department of Public Instruction" be corrected by striking "eight hundred ninety-two thousand one hundred twenty-five dollars (\$892,125.00)", the total appropriated, and inserting in lieu thereof "nine hundred forty-two thousand one hundred twenty-five dollars (\$942,125.00)", to conform with the House amendment increasing the appropriation for "Vocational Rehabilitation" from \$350,000.00 to \$400,000.00.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Fisher, 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 23, 324, 453, 457, 460 and 497; also, House Files 2, 40, 74, 75, 77, 86, 119, 124, 153, 155, 167, 183, 229, 272, 296, 313, 330, 353, 388, 417, 418, 421, 422, 423, 437, 447, 457, 469, 471, 484, 505, 544, 562, 564, 565, 566, 567, 569, 571, 573, 585, 589, 591, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604 and House Joint Resolution 8.

NORVAL EVANS,
Chairman Senate Committee.
WAYNE W. BALLHAGEN,
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 23, 324, 453, 457, 460 and 497; also, House Files 2, 40, 74, 75, 77, 86, 119, 124, 153, 155, 167, 183, 229, 272, 296, 313, 330, 353, 388, 417, 418, 421, 422, 423, 437, 447, 457, 469, 471, 484, 505, 544, 562, 564, 565, 566, 567, 569, 571, 573, 585, 589, 591, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604 and House Joint Resolution 8.

BILLS SENT TO THE GOVERNOR

Senator Evans, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 3d day of May, 1957, sent to the Governor for his approval: Senate Files 23, 324, 453, 457, 460 and 497.

NORVAL EVANS, *Chairman.*

Passed on file.

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Tate moved that a committee of three be appointed by the President of the Senate to notify the Governor that the Senate was ready to adjourn sine die.

The motion prevailed and the President of the Senate appointed as such committee Senators Tate, Fisher and O'Malley.

COMMITTEE TO NOTIFY THE HOUSE

Senator Butler moved that a committee of three be appointed by the President of the Senate to notify the House that the Senate was ready to adjourn sine die.

The motion prevailed and the President appointed as such committee Senators Butler, Prince and McCurdy.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to adjourn sine die.

REPORT OF COMMITTEE TO NOTIFY THE HOUSE

Senator Butler reported that the committee appointed to notify the House that the Senate was ready to adjourn sine die had performed its duty.

The report was received and the committee discharged.

REPORT OF COMMITTEE TO NOTIFY THE GOVERNOR

Senator Tate reported that the committee appointed to notify the Governor that the Senate was ready to adjourn sine die had performed its duty, and that the Governor had sent the following message:

STATE OF IOWA
Office of the Governor
Des Moines

The Honorable W. H. Nicholas,
Lieutenant Governor,
President of the Senate.

Honorable Members of the Fifty-seventh General Assembly:

At the close of the Fifty-seventh General Assembly, I would like to express my appreciation for the long hours of painstaking effort which the individual Senators and Representatives and the officers of the Senate and the House have devoted to their duties.

The Fifty-seventh General Assembly has made a significant contribution toward the improvement of the laws governing school organization in the State of Iowa. While the legislation enacted on school organization is not likely to be perfectly satisfactory to all interested groups, you are to be commended for the progress which has been made towards an improved educational system for the State.

Legislation enacted by the Fifty-seventh General Assembly provides a much needed and long overdue beginning for a more careful utilization of the State's water resources. This basic law will undoubtedly need to be supplemented by future sessions of the General Assembly, but the Bill which the members of the Fifty-seventh General Assembly enacted provides a very satisfactory foundation on which we can build.

The Fifty-seventh General Assembly has also made a significant beginning in improving our urban areas through the legislation enacted for urban renewal projects.

The Fifty-seventh General Assembly has also enacted legislation which will better enable the Mental Institutions under the Board of Control to perform their functions efficiently and economically.

By establishing a night time speed limit, the Fifty-seventh General Assembly has also reflected public opinion in the needs for some effective legislation to reduce highway accidents and fatalities. Again, the speed limit legislation may not be perfectly satisfactory, but it does provide a useful beginning on which future legislation can be based.

The legislation enacted by the Fifty-seventh General Assembly relative to the investment of state funds will also prove to be extremely useful in coming years. It provides for a sound system of financial management which will enable the State of Iowa to make proper use of its cash balances for the general relief of the tax paying public.

While the Fifty-seventh General Assembly, like previous sessions of the General Assembly, has not always arrived at unanimous decisions, it needs to be remembered that this is an inevitable feature of the democratic process. So long as differences are based on sincere motivations and clear cut analyses of the issues involved, the absence of unanimous views is not a cause for alarm.

Very truly yours,
s/ HERSCHEL C. LOVELESS,
Governor.

The message was received and the committee discharged.

FINAL ADJOURNMENT

In accordance with Senate Concurrent Resolution 28, duly adopted, the hour of 4:00 p.m., Friday, May 3, 1957, having arrived, President Nicholas declared the Senate of the Fifty-seventh General Assembly adjourned sine die.

SENATE BILLS APPROVED AFTER SESSION

The following list shows the Senate Files approved by the Governor after the close of the session, with the date of approval:

Following the "Bills Approved" is a copy of the letters of the Governor relative to the veto of the various bills after the close of the session, together with the date of the veto.

Senate File 345, relating to retirement credit for policemen and firemen who served in the armed forces. Approved May 7, 1957.

Senate File 47, relating to fishing, without permission of the owner of the premises. Approved May 9, 1957.

Senate File 81, relating to fire protection, fire safety and duties of the State Fire Marshal. Approved May 9, 1957.

Senate File 135, relating to police matrons and their compensation. Approved May 9, 1957.

Senate File 227, relating to the election register under permanent registration. Approved May 9, 1957.

Senate File 291, relating to the appointment of an alternate judge in municipal courts having only one judge. Approved May 9, 1957.

Senate File 393, relating to the Iowa Dairy Industry Commission. Approved May 9, 1957.

Senate File 490, relating to joint construction of swimming pools or airports by cities. Approved May 9, 1957.

Senate File 448, relating to the legislative research committee. Approved May 15, 1957.

Senate File 497, relating to retirement credit for policemen and firemen who served in the armed forces, and amending Senate File 345, Acts of the 57th G. A. Approved May 15, 1957.

Senate File 324, relating to the authority of cities and towns and boards of supervisors to regulate the hours during which intoxicating liquors may be consumed on the premises of private clubs or associations. Approved May 24, 1957.

Senate File 457, relating to biennial appropriations for various departments and various divisions; providing for the salary of the liquor control commissioners, and relating to the judicial and peace officers' retirement systems. Approved May 24, 1957.

Senate File 453, relating to moneys and credits tax. Approved May 31, 1957.

**SENATE BILLS DISAPPROVED AFTER SESSION
and
GOVERNOR'S VETO MESSAGE**

Senate File 491, relating to payment of state's share as an employer of taxes levied for support of retirement systems for public employees. Disapproved May 13, 1957.

The Honorable Melvin D. Synhorst,
Secretary of State,
State House,
Local.

Dear Sir:

I hereby transmit Senate File 491, an Act relating to the payment of the state's share as an employer of taxes levied for support of the Iowa employees retirement system and the Federal Social Security Act. Senate File 491 is disapproved for the following reasons:

First, the effect of Senate File 491 would be to shift at least \$975,000 of annual expenditure now being paid from other funds to the General Fund of the State of Iowa. In addition, another \$365,000 annually in county and federal reimbursements to the State would be placed in jeopardy by the proposed legislation. In view of the fact that the pressures on the General Fund are already greater, relative to revenues, than is the case in many of the funds which would be relieved by the proposed legislation, Senate File 491 would intensify the financial problems of the State of Iowa by placing additional demands on the already overburdened General Fund, for the relief of more adequately financed funds, such as the Road Use Tax Fund.

Second, if legislation making a transfer of the employers tax payments from the several funds to the General Fund is to be enacted, it should be done at the same time that appropriations for the various departments are being determined. Unless this is done, there is a strong probability that the net effect of the so-called "transfer" will be an automatic increase in departmental appropriations and expenditures from the General Fund.

Finally, Senate File 491 would not become effective until July 1, 1959. It is not sound practice to enact at this time fiscal legislation application to the next biennium. Therefore, it is respectfully suggested that if a measure of this type is to be enacted, applying to the fiscal year beginning July 1, 1959, it should be enacted by the Fifty-eighth General Assembly, not the Fifty-seventh General Assembly.

For the reasons enumerated above, I disapprove Senate File 491 this date, May 13, 1957.

Respectfully,
s/ **HERSCHEL C. LOVELESS,**
Governor.

Senate File 460, relating to property tax relief by amendments to the income, sales and use tax laws and providing for allocations of revenues arising from said taxes. Disapproved May 24, 1957.

The Honorable Melvin D. Synhorst,
Secretary of State,
State House,
Local.

Dear Sir:

I hereby transmit Senate File 460, an Act to provide property tax relief by amendments to the income, sales and use tax laws and providing for allocations of revenues arising from said taxes. Senate File 460 is disapproved for the following reasons:

First, in view of the probable size of the unencumbered balance in the General Fund of the State of Iowa on June 30, 1957, and the specific appropriations enacted by the 57th General Assembly, Senate File 460 would have raised more revenue than would have been required to meet the legitimate needs of the State during the coming biennium. As the citizens of Iowa are already bearing a disproportionately heavy tax load, the raising of revenues in excess of minimum needs would be contrary to the general welfare of the State.

Second, the Sales Tax is a regressive form of taxation falling with the heaviest impact upon those citizens least able to bear the costs of government. The stability of government is not promoted by placing heavy tax burdens on those groups least able to pay.

Third, the Sales Tax creates a competitive disadvantage for Iowa merchants operating near the borders of states imposing no sales tax. Almost one-third of the counties of Iowa adjoin states in which there is no sales tax, or a sales tax below the 2½ percent rate which would have been maintained by Senate File 460.

Fourth, Section 7, Senate File 460, provides for the dissipation of an estimated \$14 to \$15 million dollars of the General Fund balance—for payments to school districts—under conditions which would neither guarantee property tax relief, nor improve the organization and efficiency of the public school system.

For the reasons set forth above, I hereby disapprove Senate File 460 this date, May 24, 1957.

Respectfully yours,
s/ HERSCHEL C. LOVELESS,
Governor.

Senate File 23, relating to the assessment and levying of a tax on the flight property of air carriers. Disapproved May 31, 1957.

The Honorable Melvin D. Synhorst,
Secretary of State,
State House,
Local.

Dear Sir:

I hereby transmit Senate File 23, an Act relating to the assessment and levying of a tax on the flight property of air carriers. Senate File 23 is disapproved this date, May 31, 1957, for the following reasons:

First, Section 9 of Senate File 23 provides that sixty-five percent of the revenue from the proposed levy would go to the General Fund of the State of Iowa. This is contrary to recent State fiscal policy which has been based on the reservation of the property tax to local units of the government. If Senate File 23 were to become law, it would result in a levy, for State purposes, on a selected type of property. When the flight property of air carriers is subjected to property taxation, the net revenues therefrom should be received by local governments.

Second, the entire system of commercial air transport in seven north-central states is presently being reviewed by the Civil Aeronautics Board in the "Seven State Area Case." Until the results of this case are announced and implemented, it is unwise to establish a state tax policy covering the flight property of air carriers. Until such time as the air routes, particularly the routes of so-called "feeder lines" are established, it does not seem appropriate to set up the type of tax which would have been imposed by Senate File 23. By the inclusion of the number of arrivals and departures in the formula specified for the determination of the value of flight property taxable in Iowa, Senate File 23 would impair the development of air service in many cities and towns. Because of low traffic density, scheduled arrivals and departures would be held to a minimum or eliminated entirely in order to hold down the assessed value of flight property allocable to Iowa for tax purposes. But, given a period of time for the implementation of the CAB ruling in the Seven States Case, and the building up of a profitable volume of traffic, the airlines operating in the State, particularly the "feeder lines" will be in a more favorable position to bear property taxes on their flight equipment.

Respectfully,

s/ HERSCHEL C. LOVELESS,
Governor.

Senate File 83, relating to special assistant attorneys general to be assigned to various state departments and to provide for their compensation and expenses. Disapproved May 31, 1957.

The Honorable Melvin D. Synhorst,
Secretary of State,
State House,
Local.

Dear Sir:

I hereby transmit Senate File 83, an Act to provide for special assistant attorneys general to be assigned to various State departments and to provide for their compensation and expenses.

Senate File 83 would empower the Attorney General of the State of Iowa to "appoint and fix the compensation of assistant attorneys general" for six departments of State government, and to "appoint and fix the compensation of law-trained assistants" in four additional departments. Senate File 83 also provides that salaries, expenses, office space, and secretarial assistants shall be supplied from the funds of the various departments to which assistant attorneys and attorneys general are assigned by the Attorney General of Iowa.

In general, professional employees of each department of State government should be selected by the responsible officer, or board, of each department, subject to whatever standards of training, experience, and other qualifications are in effect for the various classifications of employees. To give the chief executive of one department the power to select employees of other departments does not make for clear-cut lines of responsibility in the several departments of State government. Nor is there any strong probability that the methods of selection, determination of salary, and assignment of legally trained personnel which would be established by Senate File 83 would effect economies in State government.

For the reasons indicated above, Senate File 83 is hereby disapproved.

Respectfully,

s/ HERSCHEL C. LOVELESS,
Governor.

IN MEMORIAM

Senate

LESLIE E. FRANCIS.....	April 4, 1871-February 11, 1957
WILLIAM LINNEVOLD.....	December 13, 1876-June 15, 1956
JULIUS A. NELSON.....	January 14, 1872-July 24, 1955
GEORGE B. PERKINS.....	August 11, 1874-October 4, 1955
CHRIS REESE.....	June 21, 1881-February 9, 1957
C. EMORY STEWART.....	October 3, 1897-September 20, 1956
W. ELDON WALTER.....	November 14, 1898-November 1, 1955

JOURNAL OF THE SENATE

MEMORIALS

LESLIE E. FRANCIS

MR. PRESIDENT: Your committee, appointed to prepare suitable resolutions commemorating the life, character and public service of the late Honorable Leslie E. Francis, begs leave to submit the following:

He was born April 4, 1871, on the farm near Spirit Lake, which his parents homesteaded in May, 1860, three years after the Indian massacre that started March 8, 1857, and he died February 11, 1957. He received his law degree from the State University of Iowa in 1893 and began his practice of law at Spirit Lake.

Mr. Francis married Mary Francis Dodge, who survives. Also surviving is a daughter, Mrs. Miriam Francis Dodge. A son, Merwyn, preceded him in death, February 24, 1924.

Mr. Francis was Dickinson County attorney from 1895 to 1901. He was elected State Senator in 1908 and reelected in 1912. He moved to Des Moines in 1918 to form a law partnership with former Attorney General, George Cosson. He was legal advisor to the Iowa Liquor Control Commission from soon after it was organized in 1934 until May, 1935.

Mr. Francis was a member of the Presbyterian Church, a Knight Templar and a member of the Shrine.

Be It Resolved by the Senate of the Fifty-seventh General Assembly: That in the passing of Leslie E. Francis, the State of Iowa has lost a valuable and honorable citizen and by this resolution tenders its sincere sympathy to the surviving members of the family.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the members of the family of the deceased.

HARRY E. WATSON,
J. T. DYKHOUSE,
GEORGE E. O'MALLEY,

Committee.

The resolution was unanimously adopted.

WILLIAM LINNEVOLD

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life and public service of the late Honorable William Linnevold of Decorah, Iowa, begs leave to submit the following:

William Linnevold was born in Decorah, Iowa, on the 13th day of December, 1876, son of George and Johanne Linnevold. He attended the rural schools of that area, Valder Business College, Normal School and Luther College. Senator Linnevold taught rural schools for two years. He served as post office clerk in Decorah, Iowa, for a period of six years. He was manager and secretary of the Nordness Creamery Company for five years. He became postmaster of the Decorah, Iowa, Post Office and served in that capacity continuously from 1923 until 1936. Senator Linnevold was vice president of the Iowa Mutual Tornado Insurance Association, Des Moines, Iowa, and was secretary of the Norwegian Protective Association from 1913 until the date of his death. He was an active director of the Security Trust and Savings Bank, Decorah, Iowa, and served as a member of the Board of Home Missions, Iowa District Evangelical Lutheran Church.

Senator Linnevold was elected as a member of the Iowa Senate from the Forty-second Senatorial District and served in the Iowa Senate for a period of eight years, from 1947 to 1954, inclusive.

Senator Linnevold was married to Edith Hamrey, who predeceased him in death. He was the father of four children: Ruth, Elizabeth, Willard and Paul. He lived on a farm in Winneshiek County, Iowa, which had been in the Linnevold family since 1863. Senator Linnevold died at Decorah, Iowa, on the 15th day of June, 1958.

Senator Linnevold was always vitally interested in farming activities and the problems of rural Iowa. In addition to these interests, he was regarded as an outstanding insurance agent and executive and enjoyed considerable success in this field due to his knowledge of the subject and his years of experience.

Senator Linnevold was always active in community and church affairs. He was an active and highly respected lay member of the Lutheran Church. Senator Linnevold's years in the Iowa Senate are recorded as a period in which he contributed a great deal in his conscientious and perceiving manner to the best interests of his District and the State of Iowa.

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 forward an enrolled copy to the members of the family of the deceased.

FRANK D. ELWOOD,
ROBERT L. RIGLER,
GEORGE L. SCOTT,

Committee.

The resolution was unanimously adopted.

 JULIUS A. NELSON

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Julius A. Nelson, begs leave to submit the following:

Julius A. Nelson was born of Danish parents in Cass County, Iowa, on January 14, 1872, and died at the Atlantic Memorial Hospital in Atlantic, Iowa, on July 24, 1955, at the age of 83 years.

Residing in Cass and adjoining Audubon County, Mr. Nelson received his early education in the rural schools and was a graduate of a local business college and also had several terms of normal training.

On January 1, 1902, he was united in marriage to Miss Elizabeth Brown, also a resident of Cass County, and to this union three children were born.

During his lifetime of residing in Cass County, he was the Vice President of the Farmers Savings Bank of Atlantic, Iowa, President of the local Atlantic Building and Supply Company, served on the Cass County Board of Trustees and was Treasurer of the Atlantic School Board. Mr. Nelson was elected Senator from the eighteenth district in 1918.

Survivors are Mrs. Nelson, one daughter, Mrs. Robert Martin of Red Oak, Iowa, two sons, James D. Nelson and Gail B. Nelson of Atlantic, Iowa.

Be It Resolved by the Senate of the Fifty-seventh General Assembly: That in the passing of the Honorable Julius A. Nelson, the state has lost a valuable, loyal and honorable citizen and one who has contributed unselfishly to his country, state and nation.

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 instructed to forward enrolled copies to the members of his family.

JOHN D. SHOEMAN,
RAYMOND R. GILLESPIE,
FRANCIS A. TURNER,

Committee.

The resolution was unanimously adopted.

GEORGE B. PERKINS

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life and public service of the late Honorable George B. Perkins, submits the following report:

George B. Perkins, son of George and Emeline M. (Larrabee) Perkins, was born August 11, 1874, in Fond du Lac, Wisconsin. His formal education was received in the public schools and the German-English Academy. While still a young man he went to Sac City, Iowa, where he took a position as bookkeeper in the Sac County State Bank in July, 1896.

In 1900 he was elected to the office of clerk of the district court and was re-elected in 1902. He served in this office until 1905. At this time he became the president of the First National Bank of Sac City and served in this capacity for many years.

Mr. Perkins was a Republican in politics and was mayor of Sac City in 1906. He was an alternate delegate to the Republican National Convention in 1908 in Chicago. Like his uncle, William Larrabee, former Governor of Iowa, he was interested in state politics and was an Iowa legislator in both the House and the Senate. He served in the Thirty-eighth and Thirty-ninth General Assembly as a Representative and in

the Fortieth, the Fortieth Extra and the Forty-first General Assemblies in the Senate. He was always greatly interested in the farm problems of Iowa and especially concerned with the building and improving of the highways throughout the state.

On June 12, 1899, he was united in marriage to Lola May Early, daughter of Judge D. Carr Early, a pioneer citizen of Sac City. Three children were born to Mr. and Mrs. Perkins: George Early of Bigford, Minnesota, Miriam (Mrs. C. H. Jeglum) of Swarthmore, Pennsylvania, and Eloise (Mrs. Eloise Kibbe) of Sac City.

Mr. Perkins was a member of the Presbyterian Church and held membership in Sac City Blue Lodge of Masons and the Rose Croix Chapter, and Commandery No. 38, Knights Templar.

Death came to Mr. Perkins October 4, 1955, at Sac City.

Therefore, Be It Resolved by the Senate of the Fifty-seventh General Assembly of Iowa: That in the passing of the Honorable George B. Perkins, the state has lost an able and honored citizen and the Senate tenders, by this resolution, its sincere sympathy to the surviving members of his family in their sorrow.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the members of the family of the deceased.

ALAN VEST,
LAURENCE BOOTHBY,
JOE COLEMAN,

Committee.

The resolution was unanimously adopted.

CHRIS REESE

MR. PRESIDENT: Your committee, appointed to prepare suitable resolutions commemorating the life, character and public service of the late Honorable Chris Reese of Algona, Iowa, begs leave to submit the following:

Chris Reese was born June 21, 1881 at Hovedgaard, Denmark. He came to the United States with his parents in 1891 and settled at Storm Lake. He was in the newspaper business since 1906 and edited the Lynn Grove Independent, Remsen News, Carroll Times, Marshalltown Marshalltownian, Marcus News, Fenton Reporter and the Whittemore Champion. He was co-editor of Upper Des Moines at Algona from 1941 to July, 1945, when he purchased Ocheyedan Press. He returned to Algona in 1947 and since then was with the Upper Des Moines.

Mr. Reese was elected to the Senate in 1932 and served in 1933 and during the special session in 1935. He was named to the State Highway Commission and later was Assistant State Printer until 1939.

Mr. Reese was a professional musician and past president of the Iowa Federation of Musicians Union. He had his own orchestra at one time.

Mr. Reese was a member of the Knights of Columbus, Calicex Society, Moose Lodge, Iowa Press Columnists and the Izaak Walton League.

Mr. Reese is survived by his wife, Margaret, daughters, Beverly (Mrs. Eugene Zender), Algona, and Marian (Mrs. Carl Seifried), Fari-bault, Minnesota; sons, Creston M. of Columbus, Ohio, and Donald M. of Tucson, Arizona, seven grandchildren and four great-grandchildren.

Be It Resolved by the Senate of the Fifty-seventh General Assembly: That in the passing of the Honorable Chris Reese the state has lost a valuable and honorable citizen and one who contributed unselfish service to the State of Iowa.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the members of the family of the deceased.

DUANE E. DEWEL,
JACOB GRIMSTEAD,
ARNOLD UTZIG,

Committee.

The resolution was unanimously adopted.

C. EMORY STEWART

MR. PRESIDENT: Your committee, appointed to prepare suitable resolutions commemorating the life, character and public service of the late C. Emory Stewart, begs leave to submit the following:

C. Emory Stewart was born in Mahaska County, Iowa, October 3, 1897, son of Albert W. and Ellen Evisa Stewart, and died September 20, 1956. He married Alice Marie Clayworth of Oskaloosa, Iowa, June 5, 1918. He was the father of three children, Albert W. Stewart, Anita Stewart Seitsinger and Virginia Stewart Moore. He was owner and operator of a farm consisting of 785 acres.

Mr. Stewart was an active member of the Methodist Church, the Farm Bureau, Kiwanis Club and Chamber of Commerce. He served three terms as Mahaska County Supervisor. He specialized in the production of pure bred Shorthorn cattle.

Mr. Stewart served in the Fifty-fifth and Fifty-sixth General Assemblies. He had been nominated by his party to run for another term.

He was a devoted and much loved husband, father and grandfather. His advice and counsel were sought by many. His reasoning was clear and his logic sound.

Mr. Stewart had six grandchildren, Steven Emory Seitsinger, Sandra Lee Stewart, Charles Emory Stewart II, Alan Wesley Stewart, Anita Marie Moore and Lloyd Edwin Moore.

Be It Resolved by the Senate of the Fifty-seventh General Assembly: That in the passing of C. Emory Stewart the State of Iowa has lost a valuable and honorable citizen and by this resolution tenders its sincere sympathy to the surviving members of the family.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be di-

rected to forward an enrolled copy to the members of the family of the deceased.

CARROLL F. MCCURDY,
W. C. MOLISON,
CARROLL PRICE,

Committee.

The resolution was unanimously adopted.

W. ELDON WALTER

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late W. Eldon Walter, begs leave to submit the following:

Eldon Walter was born near Marshalltown, Marshall County, November 14, 1898, son of Warren S. and Iva N. Walter. He received his education in the public schools graduating from the Beaman High School and Iowa State College.

Mr. Walter was united in marriage to Myrtle Bein of Beaman in 1928, and was the father of two daughters, Ardis Joan and Donna Elizabeth.

He started farming in 1923 and was actively engaged in farming near Beaman until his death. He promoted the general welfare of his community by working with numerous local groups. He was a member of the Methodist Church, several Masonic bodies, Odd Fellows Lodge, Sigma Pi Fraternity and the Republican party.

Mr. Walter was elected by the voters of Marshall County to represent Marshall County in the House of Representatives for the Forty-ninth, Fiftieth, Fiftieth Extra, Fifty-first, Fifty-second, and Fifty-second Extra General Assemblies and in the Senate for the Fifty-third, Fifty-fourth, Fifty-fifth, and Fifty-sixth General Assemblies.

Mr. Walter is survived by his widow, Myrtle of Beaman, his daughter, Ardis, who is with the Extension Department of the Iowa State College, his daughter, Betty of Beaman, one brother, Paul Walter of Union, Iowa, and one sister, Vivian (Mrs. I. H. Wentzien) of Gladbrook, Iowa.

There, Be It Resolved by the Senate of the Fifty-seventh General Assembly of Iowa: That in the passing of the Honorable Eldon Walter, our state has lost a fine citizen whose service to his community and whose representation of the citizens of Marshall County in the State Legislature have been most commendable and valuable.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate and that the Secretary of the Senate be directed to forward an enrolled copy to each member of the family of the deceased.

HOWARD C. BUCK,
SAMUEL H. BURTON,
LAWRENCE PUTNEY,

Committee.

The resolution was unanimously adopted.

Senate and House Companion Bills

S.J.R.	H.J.R.	S.F.	H.F.								
1	1	79	4	148	107	218	261	283	314	356	402
2	12	80	232	149	108	222	116	284	514	357	441
3	2	94	86	150	109	224	252	285	120	362	414
6	8	97	90	151	23	225	320	287	330	363	335
8	3	98	22	152	119	228	242	288	332	365	334
11	13	99	249	153	244	229	148	289	333	368	308
12	14	100	186	154	21	230	197	294	253	369	346
15	21	102	94	155	76	232	288	295	463	370	359
		104	81	156	188	233	271	296	349	384	508
		105	91	157	195	234	191	297	347	385	506
S.F.	H.F.	107	219	160	190	235	62	298	356	387	492
14	493	108	286	161	225	236	498	299	319	391	359
16	532	109	171	162	169	239	300	300	453	392	394
27	9	110	112	164	299	240	255	301	322	393	396
29	78	111	156	166	128	241	275	302	456	394	443
33	11	112	92	168	165	242	279	308	358	395	526
34	18	114	135	171	194	243	307	311	440	396	431
35	224	115	60	172	208	244	276	312	516	398	527
38	147	116	93	173	110	245	287	313	302	399	529
40	10	117	162	174	251	246	316	317	301	400	530
41	7	120	130	175	293	248	486	318	393	401	528
42	3	121	84	176	189	250	295	319	386	406	537
43	19	123	65	177	199	251	313	321	317	407	439
48	20	124	80	180	304	252	379	324	442	410	395
49	59	125	14	182	175	253	280	325	495	415	389
50	132	126	161	183	177	254	282	328	382	416	483
52	64	127	79	184	250	255	200	329	323	420	374
53	66	132	170	188	230	256	491	330	305	421	281
54	95	133	56	189	303	259	338	331	458	422	539
55	69	134	291	192	272	260	306	332	297	423	546
56	209	134	541	194	227	265	426	333	411	427	342
58	127	135	150	200	229	268	462	334	410	435	547
60	58	136	149	202	185	269	311	335	398	449	548
61	49	137	96	203	163	270	340	336	489	450	138
64	53	138	97	204	260	271	339	340	336	451	141
65	51	139	98	205	274	274	310	342	213	454	513
66	6	140	99	206	266	275	309	343	455	458	580
68	72	141	100	207	263	276	178	344	85	459	574
69	8	142	101	208	264	277	179	345	485	466	582
70	123	143	102	209	262	278	180	347	586	467	572
71	122	144	103	210	131	279	181	350	487	478	587
72	121	145	104	214	257	280	182	352	432	494	598
74	88	146	105	215	220	281	183	354	424	495	518
75	226	147	106	217	277	282	184				

RECORD OF SENATE BILLS IN SENATE

SENATE JOINT RESOLUTIONS AND SENATE FILES PASSED AND APPROVED—114

S. J. R. 3.

S. F.

1, 3, 7, 22, 31, 32, 34, 37, 39, 41, 47, 49, 57, 58, 61, 64, 65,
68, 78, 81, 88, 92, 93, 97, 101, 103, 107, 108, 109, 119, 130, 131, 132,
133, 135, 137, 143, 158, 161, 163, 167, 174, 180, 184, 185, 194, 198, 208, 219,
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436, 438, 443, 446, 447, 448, 453, 457, 461, 462, 463, 464, 465, 469, 470, 471,
472, 473, 474, 475, 476, 480, 482, 483, 484, 485, 486, 487, 488, 489, 490, 497.

Passed both Houses, vetoed by Governor—S.F. 23, 83, 460, 491

Became Law Without Governor's Signature—S.F. 372, 481

SEE PAGE 1223 FOR SENATE COMPANION BILLS

S. J. R.	Page	S. J. R.	Page
1 By Schroeder and Shaft. Relating to certain qualifica- tions of electors and age at which qualified citizens shall be entitled to the right of suffrage; reducing age from twenty-one to eighteen years.		congressional districts; 99 members in the House, with each county entitled to one member.	
Introduced, passed on file.....	28	Introduced, passed on file.....	93
Referred	73	Referred	105
		Amendments filed	201, 207
2 By McFarlane. Relating to proposed amendments to the Constitution of the State of Iowa, providing for appor- tionment of Senators and Representatives in the Gen- eral Assembly; basing repre- sentation of Senators on area and Representatives on population.		5 By McManus. Relating to a constitutional amendment re- districting the State of Iowa for the purpose of electing Senators and Representatives to the General Assembly, dividing the state into fifty legislative districts with each entitled to one Senator and at least one Representative; basing House representation on one for every 25,000 popu- lation; forbidding any county to be divided in forming a congressional or legislative district.	
Introduced, passed on file.....	41	Introduced, passed on file.....	93
Referred	73	Referred	105
Amendment filed	123	Amendment filed	235
3 By Hoxie and Harbor. Relat- ing to financing improve- ments to and expansion of city of Clarinda waterworks for joint use of city and Clarinda mental health insti- tute; authorizing Board of Control of state institutions to pay \$145,000 as its share of the cost.		6 By O'Malley and Lynes. Relat- ing to creation of a special committee to confer with the state legislature of Nebraska to make a study of the pre- sent boundary line between Nebraska and Iowa; to make report to Iowa legislature on or before March 15, 1957.	
Introduced, passed on file.....	41	Introduced, passed on file.....	93
Referred	73	Referred	105
Recommended passage	157, 543	Referred to appropriations.....	425
Referred to appropriations.....	176	Recommended passage	427
Committee reports adopted.....	571	Amendment filed	1001
Passed; ayes 41, nays none.....	571		
Reported enrolled	687	7 By Dewel. Relating to con- stitutional amendment ap- portioning Senators and Rep- resentatives of the General Assembly; providing for pe- riodical reapportionment; 50 Senators, to be elected from the several senatorial dis- tricts; each county to be en- titled to one Representative in the House with additional members according to popu- lation.	
Signed by President.....	687		
Sent to Governor.....	687		
Signed by Governor.....	727		
4 By Miller and Vest. Relating to constitutional amendment; repealing certain sections and substituting therefor sections relating to classifica- tion of Senators and repre- sentation in the Senate and House; providing 56 members in the Senate apportioned equally among the several			

S. J. R.	Page
Introduced, passed on file.....	103
Referred	112
Amendments filed	350, 351, 372

8 By Boothby, Gillespie and Price. Relating to compilation of a school directory; requiring the state Department of Public Instruction to issue an annual directory of names and salaries of all teachers and administration officials.	
Introduced, passed on file.....	110
Referred	122

9 By Prentis, Schroeder, Shaff, Rigler, Price, Watson, Weiss and Hoxie. Relating to creation of a cash working reserve balance in the state treasury; providing for disposition of any surplus funds over and above the operating fund of the state and the cash reserve fund.	
Introduced, passed on file.....	135
Referred	157
Recommended passage	297
Amendment filed	298
Committee report adopted.....	363
Amendments adopted	363, 364
Passed; ayes 38, nays 4.....	364

10 By Prentis. Relating to constitutional amendment in regard to apportionment of Senators and Representatives of the General Assembly among the counties; dividing into 50 senatorial districts and classifying by lot; one Senator for every 50,000 population and one Representative from each county.	
Introduced, passed on file.....	153
Referred	176

11 By Miller. Relating to addition of Article Three to the Constitution of Iowa, providing for initiative and referendum.	
Introduced, passed on file.....	194
Referred	207
Amendment filed	263

12 By Miller. Relating to constitutional amendment reducing the time required to amend the Constitution of Iowa.	
Introduced, passed on file.....	194
Referred	207

13 By Nolan. Relating to constitutional amendment in regard to apportionment of Senators and Representatives in the General Assembly; dividing the state into 55 senatorial districts and apportioning Senators according to area with one from each except the larger five counties which would be entitled to two Senators; counties each to constitute a representative district and each entitled to one representative except the large ones which would be entitled to three representatives.	
Introduced, passed on file.....	276
Referred	295

14 By O'Malley. Relating to payment of the prevailing wage rate to employees of contractors with the State of Iowa or its political subdivisions; making the rate as stated in Public Law No. 798 of 71st Congress of the United States, also the policy of the State of Iowa.	
Introduced, passed on file.....	382
Referred	425

15 By Prentis. Relating to creation of a special committee to make a study of lending practices; including practices of agencies engaged in making installment and consumer goods, regulation of repossession and court practices, rebate upon prepayment, misleading statements, unethical advertising and questionable methods employed to obtain business.	
Introduced, passed on file.....	389
Referred	425
Recommended passage	606
Referred to appropriations.....	612

16 By Legislative Redistricting. Relating to apportionment of Senators and Representatives in the General Assembly; constitutional amendments; Senate to have 50 members on population basis of 100,000 per district; House on population of 30,000; provisions for multiple of ratio.	
Introduced, referred	766
Amendments filed	817

S. F. Page

1 By Prentis, Elwood, Mollison and Henry. Relating to reorganization of school districts; requiring a district to maintain twelve grades by July 1, 1962.	
Introduced, passed on file.....	24
Referred	71
Recommended passage	131
Amendments filed	158, 177
Committee report adopted.....	180
Amendments withdrawn	180, 182
Amendments adopted	181, 182
Passed; ayes 44, nays 6.....	182
Amendments adopted	794
Concurred	795
Passed; ayes 42, nays 4.....	795
Explanation of vote.....	795
Receded	925
Amendment adopted	1048
Concurred	1048
Passed; ayes 40, nays 1.....	1043
Reported enrolled	1143
Signed by President.....	1143
Sent to Governor.....	1143
Signed by Governor.....	1184

2 By Prentis, Elwood, Mollison and Henry. Relating to providing standard aid to school districts to encourage reorganization of units; listing specific requirements in order to qualify.	
Introduced, passed on file.....	24
Referred	71
Recommended passage	157

S. F.	Page	S. F.	Page
Amendments filed	208, 218	Committee report adopted.....	119
Committee report adopted.....	212	Amendments adopted	119
Amendments adopted .. 224, 230,	232	Passed; ayes 50, nays none.....	119
Passed; ayes 33, nays 14.....	232	Reported enrolled	1000
3 By Prentis, Elwood, Mollison and Henry. Relating to supplemental aid to schools; changing basis of pay and providing more assistance.		Signed by President.....	1000
Introduced, passed on file.....	24	Sent to Governor.....	1001
Referred	71	Signed by Governor.....	1053
Recommended passage	157	8 By Prentis Elwood, Mollison and Henry. Relating to income taxes on non-Iowa corporations; providing for a proportionate credit of said tax to the tax on dividends paid by stockholders.	
Committee report adopted.....	249	Introduced, passed on file.....	25
Passed; ayes 45, nays none.....	249	Referred	72
Reported enrolled	964	9 By Prentis, Elwood, Mollison and Henry. Relating to taxation of net income of corporations allocable in Iowa; foreign corporations making sales in Iowa providing income from rents and royalties from tangible property having a situs in Iowa be assigned to Iowa.	
Signed by President.....	964	Introduced, passed on file.....	25
Sent to Governor.....	964	Referred	72
Signed by Governor.....	1058	10 By Prentis, Elwood, Mollison and Henry. Relating to assessment and taxation of certain personal property and exemptions therefrom; repealing personal property tax on all household furniture, including musical instruments, television receiving sets, air conditioners, home freezers and kitchen equipment.	
4 By Prentis, Elwood, Mollison and Henry. Relating to authorizing State Board of Regents to acquire new and repair and remodel buildings at the three state educational institutions; authorizing collection of building fees from students attending said institution; and to use said building fees as security for borrowing for construction of new buildings.		Introduced, passed on file.....	25
Introduced, passed on file.....	24	Referred	72
Referred	71	11 By Prentis, Elwood, Mollison and Henry. Relating to abolishing the five-mill tax on moneys and credits heretofore paid by individual taxpayers; substituting in lieu thereof a surtax on income from interest and dividends; retaining said tax on banks and corporations.	
Recommended passage	262	Introduced, passed on file.....	25
Committee of the whole.....	490	Referred	72
Amendments filed	505, 547	Recommended passage	122
Committee report adopted.....	540	Committee report adopted.....	154
Amendments adopted	619	Amendment adopted	154
Committee of the whole.....	619	Passed; ayes 37, nays 10.....	154
Passed; ayes 42, nays 7.....	619	11 By Prentis, Elwood, Mollison and Henry. Relating to abolishing the five-mill tax on moneys and credits heretofore paid by individual taxpayers; substituting in lieu thereof a surtax on income from interest and dividends; retaining said tax on banks and corporations.	
In order to be eligible for receipt thereof.		Introduced, passed on file.....	25
Introduced, passed on file.....	24	Referred	72
Referred	71	12 By Prentis, Elwood, Mollison and Henry. Relating to equalizing moneys and credits taxes paid by certain lending agencies, such as building and loan associations and credit unions, with the amount of said taxes paid by banks and corporations; repealing the one mill tax on savings and loan association shares.	
5 By Prentis, Elwood, Mollison and Henry. Relating to increase of state aid to public junior colleges; providing certain standards to be met		Introduced, passed on file.....	25
Recommended amendment, passage	131	Referred	72
Committee report adopted	195	13 By Prentis, Elwood, Mollison and Henry. Relating to abolishing the tax exemption on capital stock of certain corporations so as to equal-	
Amendment adopted	195		
Passed; ayes 44, nays 4.....	195		
Amended by House, messaged to Senate	663		
6 By Prentis, Elwood, Mollison and Henry. Relating to the Iowa income tax law; correlating it with provisions in federal Internal Revenue Code of 1954 for split income; exemption of \$600 a person and 10% standard deduction.			
Introduced, passed on file.....	25		
Referred	71		
7 By Prentis, Elwood, Mollison and Henry. Relating to state income taxes; amendments in line with changes in federal Internal Revenue Code of 1954, with respect to adjusted gross income.			
Introduced, passed on file.....	25		
Referred	71		
Recommended amendment, passage	106		

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ize the taxes paid by said corporations with taxes paid by other similar corporations and banks.	
Introduced, passed on file.....	26
Referred	72
14 By Prentiss, Elwood, Mollison and Henry. Relating to employee pension funds and exemption from taxation of such funds; exemption welfare funds from moneys and credits tax.	
Introduced, passed on file.....	26
Referred	72
Recommended amendment, passage	106
Amendment filed	351
15 By Prentiss, Elwood, Mollison and Henry. Relating to regulation, licensing and taxation of mobile homes and house trailers.	
Introduced, passed on file.....	26
Referred	72
Recommended passage	107
Amendments filed	122
Committee report adopted.....	120
Amendments adopted	127
Passed; ayes 46, nays 2.....	127
16 By Prentiss, Elwood, Mollison and Henry. Relating to definition of educational institutions which are exempt from real estate taxation.	
Introduced, passed on file.....	26
Referred	72
Recommended passage	138
Committee report adopted.....	269
Amendments filed	285, 371, 458
Amendment adopted	454
Amendment withdrawn	454
Failed; ayes 25, nays 23.....	455
Motion filed to reconsider vote	456, 484
Motion to reconsider, adopted..	537
Vote reconsidered	538
Amendment adopted	538
Passed; ayes 46, nays 3.....	539
17 By Prentiss, Elwood, Mollison and Henry. Relating to powers of state tax commission to adopt rules on standard of value for assessment purposes.	
Introduced, passed on file.....	26
Referred	72
Recommended passage	89
Committee report adopted.....	103
Passed; ayes 47, nays 1.....	104
Motion to reconsider, filed.....	111
18 By Prentiss, Elwood, Mollison and Henry. Relating to abolishing the residence requirement for appointments of county assessors.	
Introduced, passed on file.....	26
Referred	72
Recommended amendment, passage	131
Committee report adopted.....	182
Amendment adopted	182
Failed: ayes 22, nays 27.....	183
19 By Prentiss, Elwood, Mollison and Henry. Relating to abolishing the residence re-	

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quirement for appointments of city assessors.	
Introduced, passed on file.....	26
Referred	72
Recommended amendment, passage	131
Amendment filed	158
Committee report adopted.....	183
Amendments adopted	183
Failed; ayes 14, nays 34.....	183
20 By Prentiss, Elwood, Mollison and Henry. Relating to term of assessors in cities having population of more than ten thousand and less than one hundred twenty-five thousand; increasing term from four years to six years.	
Introduced, passed on file.....	27
Referred	72
21 By Prentiss, Elwood, Mollison and Henry. Relating to appointment, term, salary and removal of county assessor; requiring approval of State Tax Commission for re-appointment.	
Introduced, passed on file.....	27
Referred	72
Recommended amendment, passage	426
22 By Prentiss, Elwood, Mollison and Henry. Relating to written objections to proposed local municipal budgets; requiring filing of written detailed statements of objections.	
Introduced, passed on file.....	27
Referred	72
Recommended passage	176
Amendment filed	234
Committee report adopted.....	249
Amendment adopted	249
Passed; ayes 46, nays none.....	250
Reported enrolled	579
Signed by President.....	579
Sent to Governor.....	592
Signed by Governor.....	604
23 By Prentiss, Elwood, Mollison and Henry. Relating to assessment and levying of tax on flight property of air carriers in Iowa, making them subject to taxation at local tax rate.	
Introduced, passed on file.....	27
Referred	72
Recommended passage	122
Committee report adopted.....	154
Amendment filed	158
Amendment adopted	164
Passed; ayes 50, nays none....	164
Refused to concur; aye 1, nays 44	1098
Conference committee appointed	1119
Conference report and recommendations adopted	1152
Passed; ayes 43, nays 2.....	1153
Reported enrolled	1208
Signed by President.....	1209
Sent to Governor.....	1209
Vetoed by Governor.....	1214
24 By Prentiss, Elwood, Mollison and Henry. Relating to sales tax and repeal of pro-	

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vision providing for allocation of ten percent of receipts; providing for transfer thereof from road use to general tax fund.		31 By Tate, Schroeder, Elijah and Utzig. Relating to motor vehicle operators' and chauffeurs' license fees; increase thereof.	
Introduced, passed on file.....	27	Introduced, passed on file.....	28
Referred	72	Referred	72
25 By Prentiss, Elwood, Mollison and Henry. Relating to requirement of annual permit and payment of permit fee for use of highways by motor trucks, truck tractors and road tractors operated within state; each application to be accompanied by filing fee of twenty-five dollars and an annual permit fee of five dollars for each truck; maximum load 8,000 pounds; farm trucks exempted.		Recommended passage	112
Introduced, passed on file.....	27	Explanation of bill	112
Referred	72	Committee report adopted	145
Amendment filed	216	Amendment adopted	145
Recommended amendment, passage	426	Passed; ayes 46, nays 1.....	148
26 By Prentiss, Elwood, Mollison and Henry. Relating to establishment of motor vehicle reciprocity board to make and administer reciprocity agreements with other states regarding registration of motor vehicles and certain permit fee imposed upon motor trucks.		Refused to concur	857
Introduced, passed on file.....	27	Conference committee appointed	872
Referred	72	Conference report adopted	907
Recommended passage	427	Passed; ayes 43, nays 1.....	908
27 By Nolan, Dykhouse, Schroeder, McFarlane and Dewel. Relating to issuance and revocation of insurance agents licenses.		Reported enrolled	1088
Introduced, passed on file.....	28	Signed by President.....	1088
Referred	72	Sent to Governor.....	1089
Amendment filed	89	Signed by Governor.....	1144
Recommended amendment, passage	241	32 By Tate, Schroeder, Elijah, Utzig and Evans. Relating to compensation and number of members of Iowa Highway Safety Patrol; increasing maximum from 225 to 300.	
Committee report adopted	408	Introduced, passed on file.....	39
H. F. 9 substituted.....	408	Referred	72
Withdrawn	409	Recommended passage	112
28 By Dykhouse. Relating to temporary sales tax law enacted by Fifty-sixth General Assembly; repealing the extra half cent added in 1955.		Committee report adopted	149
Introduced, passed on file.....	28	Amendment adopted	150
Referred	72	Passed; ayes 44, nays 3.....	150
29 By Lynes and Shoeman. Relating to use of flashing dome lights on vehicles of rural mail carriers when delivering mail; permitting white or amber dome light.		Concurred	783
Introduced, passed on file.....	28	Passed; ayes 32, nays none....	783
Referred	72	Reported enrolled	850
Withdrawn	332	Signed by President	850
30 By Grimstead. Relating to selection of highway patrol; limiting membership to sixty percent of same political party.		Sent to Governor.....	850
Introduced, passed on file.....	28	Signed by Governor.....	920
Referred	72	33 By Gillespie. Relating to setting maximum speed limit upon Iowa highways; sixty-five miles per hour in daytime and fifty-five miles per hour in nighttime.	
		Introduced, passed on file.....	39
		Referred	72
		Recommended passage	132
		Committee report adopted	184
		Passed; ayes 38, nays 7.....	184
		Reported enrolled	214
		Signed by President	215
		Sent to Governor.....	215
		Signed by Governor	260
		34 By McFarlane, O'Malley, Buck, Shaft and Miller. Relating to limitation of hours of duty of members of fire department in cities of ten thousand population or more or under civil service; limiting to sixty-eight hours per week.	
		Introduced, passed on file.....	39
		Referred	72
		Recommended passage	132
		Committee report adopted	184
		Passed; ayes 38, nays 7.....	184
		Reported enrolled	214
		Signed by President	215
		Sent to Governor.....	215
		Signed by Governor	260
		35 By Schroeder and Shaft. Relating to expenses of judges; increasing from \$6 to \$9 per day allowance.	
		Introduced, passed on file.....	39
		Referred	72
		Recommended amendment, passage	261
		Committee report adopted.....	498
		Amendment adopted	499
		H. F. 224 substituted.....	499
		Withdrawn	500
		36 By McFarlane. Relating to civil liability of radio and	

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television stations for libelous statements of political candidates; exempting from liability political speeches not censored before broadcast.	
Introduced, passed on file.....	39
Referred	72
37 By McFarlane. Relating to the toll roads authority created by the 56th General Assembly; abolishment thereof.	
Introduced, passed in file.....	40
Referred	72
Recommended passage	106
Amendment filed	122
Committee report adopted.....	120
Amendments adopted	130
Passed; ayes 42, nays none.....	130
Reported enrolled	1168
Signed by President	1168
Sent to Governor.....	1168
Signed by Governor.....	1207
33 By McFarlane, Wormley, Miller, McManus and O'Malley. Relating to labor organization dues; repealing requirement that a spouse must sign an agreement permitting check-off of union dues.	
Introduced, passed on file.....	40
Referred	72
39 By Mollison, Nolan, O'Malley and Vest. Relating to vocational education; providing for acceptance of federal aid therefor under all acts of Congress.	
Introduced, passed on file.....	40
Referred	72
Recommended passage	106
Committee report adopted.....	120
Amendment adopted	120
Passed; ayes 44, nays 5.....	121
Reported enrolled	579
Signed by President	579
Sent to Governor.....	592
Signed by Governor.....	604
40 By Shoeman, Anderson, Boothby, Lynes and Dewel. Relating to adoption of central standard time; prohibiting state government departments, cities and towns from adopting daylight time.	
Introduced, passed on file.....	40
Referred	72
41 By Anderson, Walker, O'Malley, Mollison, Buck, Shoeman and McManus. Relating to old-age assistance funeral expenses; increasing amount allowable from \$150 to \$175 for funeral expenses of an old-age pensioner.	
Introduced, passed on file.....	40
Referred	72
Recommended amendment, passage	413
Sifting recommends calendar... 593	
Committee report adopted.....	725
Amendment adopted	726
Passed; ayes 44, nays none.....	726
Reported enrolled	894
Signed by President	894
Sent to Governor.....	894
Signed by Governor.....	1024
42 By Mollison. Relating to legalizing proceedings in es-	

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establishment of Keota Community School District in counties of Keokuk and Washington.	
Introduced, passed on file.....	40
Referred	72
Proof of publication, certified..	100
43 By Shaff. Relating to jury fees in municipal courts in class "C" cases and in certain misdemeanor cases; requiring counties rather than cities to pay jury fees in criminal cases in municipal courts.	
Introduced, passed on file.....	40
Referred	72
44 By Miller, Ringgenberg, Elwood, Elijah and Dalley. Relating to exemption of charitable, educational, and religious institutions and societies from sales tax on items used solely in places of worship owned or operated by said institutions and societies; making retroactive to January 1, 1956.	
Introduced, passed on file.....	40
Referred	72
Recommended passage	392
Amendments filed	429, 612
Sifting recommends calendar..	593
Committee report adopted.....	653
Point of order raised.....	653
Point of order withdrawn.....	654
Motion withdrawn	654
Amendments adopted	654, 655
Amendment withdrawn	655
Tabled; ayes 28, nays 17.....	655
Taken from table; ayes 38, nays 9	684
Passed; ayes 30, nays 17.....	685
Senator Dalley granted permission to remove his name as one of authors of the bill....	685
45 By McFarlane. Relating to lobbyists operating during sessions of the General Assembly; requiring all lobbyists to register with secretary of Senate and chief clerk of the House; such information by them to consist of name and address of employer, fee, expense account; alternate weeks detailed accounts to be made of expenditures and lists of persons to whom amounts paid, state purpose thereof.	
Introduced, passed on file.....	41
Referred	72
46 By Wormley and Anderson. Relating to artificial farm pond or body of water; exempting artificial ponds of individual owners from definition as "an attractive nuisance".	
Introduced, passed on file.....	41
Referred	72
47 By Wormley, Stuart and Anderson. Relating to fishing without permission of owners of premises which have been privately stocked with fish; establishing penalty	

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therefor, same as in hunting.	
Introduced, passed on file.....	41
Referred	72
Recommended passage	122
Committee report adopted.....	155
Passed; ayes 40, nays 5.....	155
Reported enrolled	1184
Signed by President.....	1184
Sent to Governor.....	1207
Signed by Governor	1211
48 By Grimstead and Ringgenberg. Relating to recall elections to remove elected officials in any city or town under any form of government; applicable to Des Moines.	
Introduced, passed on file.....	41
Referred	72
Recommended amendment, passage	73, 158
Amendments filed ... 80, 101, 132, 201	201
Committee reports adopted .. 85, 269	269
Amendments adopted	292
..... 85, 86, 291, 292,	86
Re-referred	293
Failed; ayes 9, nays 38.....	293
49 By Stuart, Anderson, McManus, Nolan, Rigler and Shoeman. Relating to compensation of shorthand reporters in district and municipal courts; increasing ten dollars each; with guaranteed minimum annual pay set at \$7200.	
Introduced, passed on file.....	41
Referred	72
Recommended amendment, passage	242
Amendment filed	242
Committee report adopted.....	410
Amendment adopted	410
Passed; ayes 36, nays 10.....	410
Concurred	1099
Passed; ayes 46, nays 1.....	1099
Reported enrolled	1168
Signed by President.....	1168
Sent to Governor	1168
Signed by Governor.....	1207
50 By Walker, Tate, Watson, Lynes, Butler, Dykhouse, Anderson, Schroeder and Burton. Relating to maximum length of motor vehicles; increasing to 45 feet maximum permissible for any motor vehicle and to 50 feet for combination of vehicles.	
Introduced, passed on file.....	41
Referred	72
Amendments filed	101, 107
Recommended passage	207
Committee report adopted.....	324
H. F. 132 substituted.....	324
Withdrawn	325
51 By Vest and Mollison. Relating to election of county board members and eligibility of residents of school districts belonging to a county to be elected to a county board of education; requiring division of county into four districts with each to elect a member to the county board of education; providing so no district will have territory in more than one district.	

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Introduced, passed on file.....	41
Referred	73
52 By Shoeman. Relating to care of neglected, dependent and delinquent children; providing for care in an institution, with juvenile court having jurisdiction over children in private institutions and jurisdiction of any minor violating the law.	
Introduced, passed on file.....	61
Referred	79
Withdrawn	950
53 By Tate, Schroeder, Elwood and Dykhouse. Relating to qualifying, licensing and supervision of life insurance agents; requiring a first-time applicant as agent, take written examinations before being issued license.	
Introduced, passed on file.....	61
Referred	79
54 By Tate. Relating to emergency vehicles; authorizing any city or town council to designate ambulances or other disaster vehicles as emergency vehicles; issuance of permits.	
Introduced, passed on file.....	61
Referred	79
Amendment filed	263
55 By Tate, Stuart, Boothby, Dewel, Mollison and Dykhouse. Relating to trading stamps and similar devices; requiring firm furnishing stamps pay annual license fee of \$100; post \$20,000 bond; pay annual 10% tax on gross receipts; and each retailer using said stamps to pay annual fee of \$10.00.	
Introduced, passed on file.....	61
Referred	79
Amendment filed	79
56 By Anderson, Buck, Butler, Dykhouse, Evans, Long and Lynes. Relating to picketing in labor disputes or activity; making it unlawful to interfere with another in his work, employment or business by force, threats, violence or intimidation; to obstruct free ingress or egress from any premises or free use of sidewalk or conveyance; to threaten family of employer or employee; authorizing court injunctions, protecting civil rights of citizens.	
Introduced, passed on file.....	61
Referred	79
Recommended passage	530
57 By Grimstead. Relating to sale and distribution of poisons; prohibiting sale of cleaning fluids and formaldehyde by any but licensed pharmacists.	
Introduced, passed on file.....	62
Referred	79
Recommended amendment, passage	234

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Amendment filed	235
Committee report adopted.....	337
Amendment adopted	337
Passed; ayes 45, nays none....	338
Reported enrolled	687
Signed by President	687
Sent to Governor	687
Signed by Governor.....	727
58 By Nolan. Relating to taxation on land acquired by federal government for flood control purposes; authorizing the treasurer of any county wherein is situated such land to cancel any taxes or tax assessments after being acquired by federal government.	
Introduced, passed on file.....	62
Referred	79
Recommended passage	491
Committee reports adopted.....	556
Amendment adopted	556
Passed; ayes 46, nays none....	556
Reported enrolled	687
Signed by President	687
Sent to Governor	687
Signed by Governor.....	727
59 By Vest, Nolan, O'Malley, Dewel and Schroeder. Relating to recovery of civil damages due to malicious or willful destruction of property by minors; making parents liable for such destruction to public property by their children under 18 years of age.	
Introduced, passed on file.....	62
Referred	79
60 By Nolan. Relating to annexation of territorial property owned by state of Iowa, and adjoining any city or town; permitting city or town so to do by publication and notice to the state department having control over the property.	
Introduced, passed on file.....	62
Referred	79
Recommended passage	316
Committee report adopted.....	419
H. F. 58 substituted.....	419
Withdrawn	420
61 By O'Malley. Relating to increase in number of judges in seventh and ninth judicial districts.	
Introduced, passed on file.....	74
Referred	89
Amendments filed	90, 351, 392
Recommended amendment, passage	242
Committee report adopted.....	333
Amendments adopted	401, 402
Amendments withdrawn	401, 402
Passed; ayes 46, nays none....	402
Reported enrolled	456
Signed by President	456
Sent to Governor	456
Signed by Governor.....	485
62 By Elwood and Rigler. Relating to transfer and conveyance of property to the state, in the name of State Board of Social Welfare; recipients of old-age assistance.	

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Introduced, passed on file.....	74
Referred	89
63 By Prentiss. Relating to speed limit for any vehicle drawing another vehicle; increasing from 40 miles per hour to 50 miles per hour.	
Introduced, passed on file.....	74
Referred	89
64 By Shoeman, Butler, Utzig, Boothby, Burton, Prince and Vest. Relating to bang's disease; prohibiting sale of cattle unless accompanied by a negative brucellosis test report issued by an accredited veterinarian, conducted within thirty days.	
Introduced, passed on file.....	74
Referred	89
Amendments filed	107, 123, 132, 209
Recommended amendment, passage	188
Committee report adopted.....	305
Amendments withdrawn	306
Amendments adopted	306, 307
Passed; ayes 47, nays none....	307
Concurred	361
Passed; ayes 46, nays none....	364
Reported enrolled	387
Signed by President	387
Sent to Governor	412
Signed by Governor.....	446
65 By Shoeman, Butler, Utzig, Boothby, Burton and Prince. Relating to mandatory county-wide brucellosis tests; requiring all cattle in county be tested for bang's disease whenever petitions signed by 75% of resident owners of breeding cattle in county shall be presented to the state Department of Agriculture.	
Introduced, passed on file.....	74
Referred	89
Recommended amendment, passage	189
Committee report adopted.....	307
Amendment adopted	305
Passed; ayes 46, nays none....	308
Concurred	397
Passed; ayes 47, nays none....	398
Reported enrolled	760
Signed by President	760
Sent to Governor	760
Signed by Governor.....	771
66 By Molison, Anderson, Weber, Hoxie, Elijah, Ringenberg, Rigler, Wormley and Scott. Relating to insurance coverages authorized for mutual fire, tornado, hail-storm and other insurance associations.	
Introduced, passed on file.....	75
Referred	89
Recommended passage	241
Committee report adopted.....	334
H. F. 6 substituted.....	334
Withdrawn	334
67 By Hoxie, Gillespie, Anderson and O'Connor. Relating to use of firearms; prohibiting firing over highways within 200 yards of farm buildings and feed lots, with-	

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out the permission of the owner or occupant thereof.		paid to the widow to \$75 per month, based on one-fourth of deceased member's final active duty compensation.	
Introduced, passed on file.....	75	Introduced, passed on file.....	75
Referred	89	Referred	89
Amendment filed	107	Recommended passage	215
68 By Butler, Nolan, Anderson and Lynes. Relating to pharmacy and enforcement of basic standards and requirements for distribution of medicinal drugs, chemicals and poisons; providing for licensing of such distributors; penalties provided for violations.		Committee report adopted.....	482
Introduced, passed on file.....	75	H. F. 121 substituted.....	482
Referred	89	Withdrawn	483
Recommended passage	177	73 By Dykhouse. Relating to required interval between certain classes of motor vehicles upon highways; increasing from 300 feet to 500 feet as distance to be kept between truck or truck-trailer and another truck or truck-trailer.	
Amendment filed	177	Introduced, passed on file.....	75
Committee report adopted.....	252	Referred	89
Amendments adopted	253	Recommended passage	232
Passed; ayes 45, nays none	253	Committee report adopted.....	325
Concurred	321	Passed; ayes 45, nays 1.....	326
Passed; ayes 43, nays none	321	74 By Schroeder, Byers, Dewel, O'Malley, Walker, Elwood, Dalley and McFarlane. Relating to appointment of civil service commissioners in cities; reducing population limit of cities from eight thousand to five thousand in order to have civil service commissioners.	
Reported enrolled	347	Introduced, passed on file.....	76
Signed by President.....	347	Referred	89
Sent to Governor	347	Recommended passage	177
Signed by Governor.....	424	Committee report adopted.....	253
69 By Dewel. Relating to records and reports of recipients of public aid; permitting social welfare boards to file monthly instead of quarterly reports of names of recipients of aid to dependent children; authorizing omission of addresses.		Failed; ayes 19, nays 29.....	291
Introduced, passed on file.....	75	75 By Buck. Relating to number of directors to be elected in certain community school districts; based on population and date on which district became effective.	
Referred	89	Introduced, passed on file.....	76
70 By McFarlane, Byers, Dalley, Miller, O'Malley, Tate and Shaff. Relating to retirement benefits, accidental death and ordinary death benefits as provided in retirement systems for policemen and firemen; increasing death benefit to widow from fifty to seventy-five percent of the last year's salary; and from \$10 to \$20 for children.		Referred	89
Introduced, passed on file.....	75	Recommended passage	200
Referred	89	Amendment filed	208
Recommended passage	215	Committee report adopted.....	304
Committee report adopted.....	404	H. F. 226 substituted.....	304
H. F. 123 substituted.....	483	Withdrawn	305
Withdrawn	464	76 By Rigler, McFarlane, Byers, Tate, Long, Dykhouse, Gillespie, Henry, Miller, Shoeman, Shaff, Schroeder, Harbor and Putney. Relating to public utility regulation; providing for creation of the Iowa Public Service Commission; abolishing the Iowa State Commerce Commission; to include all public utilities, public and private and cooperative; gas, water, electricity, heat, telephone, telegraph, transportation service with power.	
71 By McFarlane, Byers, Miller, O'Malley, Tate and Shaff. Relating to disabled and retired firemen's and policemen's pensions payable to surviving spouse; adding a paragraph repealing requirement applying only to any marriage contracted prior to March 2, 1934.		Introduced, passed on file.....	76
Introduced, passed on file.....	75	Referred	89
Referred	89	Amendment filed	190
Recommended passage	215	77 By Rigler. Relating to increasing liability limits of insurance a county board of supervisors may purchase to protect county employees from liability for certain acts committed in performance of	
Committee report adopted.....	481		
H. F. 122 substituted.....	481		
72 By McFarlane, Byers, Dalley, Miller, O'Malley, Tate and Shaff. Relating to disabled and retired firemen's and policemen's pensions; increasing the minimum sum to be			

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their duties; property damage and personal injury increased from \$25,000 to \$50,000.	
Introduced, passed on file.....	77
Referred	89
Recommended passage	261
Committee report adopted.....	429
Amendment adopted	439
Amendment withdrawn	439
Passed; ayes 42, nays 2.....	439
 78 By Rigler, Elwood, Lynes and Nolan. Relating to proof of financial ability of motor vehicle common carriers of passengers to respond to legal liability to such persons for damages or injuries; permitting busses to substitute proof of solvency and financial ability in place of liability insurance or surety bond.	
Introduced, passed on file.....	77
Referred	89
Recommended passage	242
Committee report adopted.....	409
Passed; ayes 46, nays 1.....	410
Reported enrolled	850
Signed by President.....	850
Sent to Governor.....	850
Signed by Governor.....	920
 79 By Mollson. Relating to legalizing organization proceedings in establishment of Tri-county Community School District in counties of Keokuk, Poweshiek and Mahaska.	
Introduced, passed on file.....	81
Referred	100
Proof of publication, certified..	100
 80 By Rigler. Relating to equipment of rail track motor cars used or furnished by railroad for transporting employees; requiring cabs be furnished to protect employees from weather.	
Introduced, passed on file.....	81
Referred	100
Amendment filed	328
 81 By Watson, McFarlane and Boothby. Relating to transfer of administration statutes regarding fire protection in hotels, from the department of agriculture to fire marshal.	
Introduced, passed on file.....	81
Referred	100
Recommended passage	190
Committee report adopted.....	308
Passed; ayes 45, nays none.....	308
Concurred	1109
Passed; ayes 41, nays none.....	1101
Reported enrolled	1184
Signed by President.....	1184
Sent to Governor.....	1207
Signed by Governor.....	1211
 82 By Watson, McFarlane and Boothby. Relating to powers and duties of the Attorney General; prohibiting him from using state agents for liquor enforcement.	
Introduced, passed on file.....	81
Referred	100
 83 By Watson, McFarlane and Boothby. Relating to special assistant attorneys general	

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to be appointed by Attorney General and assigned by him to certain state departments and compensation fixed by him.	
Introduced, passed on file.....	82
Referred	100
Amendments filed	285, 372, 594, 624, 702
Recommended passage	391
Sifting recommends calendar..	604
Committee report adopted.....	682
Amendments adopted	682, 683, 724, 725
Passed; ayes 44, nays none.....	725
Concurred	1100
Passed; ayes 47, nays none.....	1100
Reported enrolled	1184
Signed by President.....	1184
Sent to Governor.....	1207
Vetoed by Governor.....	1215
 84 By Watson, McFarlane and Boothby. Relating to division of personnel; adding a new section, assigning to administration of personnel to the executive council; transferring personnel division and personnel from comptroller to executive council.	
Introduced, passed on file.....	82
Referred	100
Recommended amendment, passage	112
Committee report adopted.....	256
Amendments adopted	256
Passed; ayes 27, nays 14.....	256
Explanations of votes.....	257
 85 By Watson, McFarlane and Boothby. Relating to transfer of administration of securities laws from commissioner of insurance to Secretary of State.	
Introduced, passed on file.....	82
Referred	100
Recommended passage	188
Re-referred	404
 86 By Watson, McFarlane and Boothby. Relating to creation of a division of occupational registration in office of Secretary of State; defining duties of said division; transferring license issuing, clerical and other administrative duties from certain licensing boards to said division; consolidation of issuance of occupational licenses now handled by service boards.	
Introduced, passed on file.....	82
Referred	100
 87 By Watson, McFarlane and Boothby. Relating to supervision and regulation of certain loan corporations; placing regulation of "Morris type plan Banks" under State Auditor; this act to be known as "Iowa Industrial Loan Law".	
Introduced, passed on file.....	82
Referred	101
 88 By Watson, McFarlane and Boothby. Relating to custody and approval of bonds of certified public accountants, to transfer from Auditor of	

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State to State Accountancy Board.	
Introduced, passed on file.....	82
Referred	101
Recommended passage	315
Amendments filed	351, 638
Committee report adopted.....	705
Amendments adopted	706
Passed; ayes 43, nays none.....	706
Reported enrolled	1000
Signed by President	1000
Sent to Governor.....	1001
Signed by Governor	1058
89 By Watson, McFarlane and Boothby. Relating to audits of accounts of each town by State Auditor; requiring such audits at least once in each five years; now optional with towns.	
Introduced, passed on file.....	83
Referred	101
Recommended amendment, passage	315
90 By Watson, McFarlane and Boothby. Relating to creation of appointive Iowa State Commerce Commission; abolishing the present elective commission after expiration of terms for which elected; governor to appoint but senate approval required.	
Introduced, passed on file.....	83
Referred	101
Amendment filed	123
Recommended amendment, passage	316
91 By Watson, McFarlane and Boothby. Relating to jurisdiction of state forest nursery; transferring from State Conservation Commission to Iowa State College of Agriculture and Mechanic Arts, at Ames.	
Introduced, passed on file.....	83
Referred	101
92 By Watson, McFarlane and Boothby. Relating to appropriations to members of the legislative government; organization study committee; Harry E. Watson, Arch W. McFarlane, Laurence M. Boothby, Dewey E. Goode, Clark H. McNeal and Mahlon N. Brown.	
Introduced, passed on file.....	83
Referred	101
Recommended passage.....	296
Committee report adopted	361
Passed; ayes 47, nays none.....	361
Reported enrolled	518
Signed by President	518
Sent to Governor.....	518
Signed by Governor.....	542
93 By Anderson, Miller and McFarlane. Relating to exemption of animals from property tax; exempting all livestock and fur-bearing animals under one year of age.	
Introduced, passed on file.....	83
Referred	101
Recommended passage	190
Committee report adopted	309

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Passed; ayes 43, nays 4	309
Reported enrolled	1000
Signed by President	1000
Sent to Governor	1001
Signed by Governor.....	1058
94 By Putney and Dykhouse. Relating to penalty for third and all subsequent offenses for operating a motor vehicle while intoxicated; to reduce penalty.	
Introduced, passed on file.....	83
Referred	101
95 By Putney and Dykhouse. Relating to making mandatory, suspension of driver's license for refusal to submit to a blood test or chemical test when arresting officer has reason to believe that prior to arrest the person was driving under the influence of intoxicating liquor.	
Introduced, passed on file.....	83
Referred	101
96 By McManus. Relating to judicial retirement system; entitling thereto judges 67 years old who have had 22 years of continuous service.	
Introduced, passed on file.....	84
Referred	101
97 By Walker, Ringgenberg, Wormley, Gillespie, McCurdy, Coleman, Hoffman and Butler. Relating to filing of claims for refund of the gasoline tax; issuance of gas tax refund permits to continue in effect until revoked; claims subject to penalty for falsification.	
Introduced, passed on file.....	84
Referred	101
Amendment filed	243
Recommended amendment, passage	262
Committee report adopted	335
Amendment adopted	335
Passed; ayes 45, nays none.....	335
Concurred	403
Passed; ayes 46, nays none.....	403
Reported enrolled	424
Signed by President.....	424
Sent to Governor.....	424
Signed by Governor	446
98 By Vest. Relating to legalizing organization proceedings of Odebolt-Arthur Community School District in counties of Sac, Crawford and Ida.	
Introduced, passed on file.....	84
Referred	101
Proof of publication, certified..	283
Withdrawn	562
99 By Tate and Hoxie. Relating to motor vehicles; requiring each motor-propelled road machine operating on the highway, to carry in vertical position a ten-foot pole topped by a square red flag.	
Introduced, passed on file.....	84
Referred	101
Amendments filed	351, 414
Recommended amendment, passage	392

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100 By Schroeder, Shaff and Henry. Relating to terms of county officers; extending terms of all except county attorney, from two years to four years.	
Introduced, passed on file.....	84
Referred	101
101 By O'Malley and Schroeder. Relating to legalizing sale of land to Central Lutheran Church of Des Moines, by executive council; correcting legal description used in legalizing act of 1953 authorizing said sale of land north of Grand avenue in Des Moines.	
Introduced, passed on file.....	84
Referred	101
Recommended passage	242
Committee report adopted.....	313
Passed; ayes 42, nays none....	313
Reported enrolled	687
Signed by President.....	687
Sent to Governor.....	687
Signed by Governor.....	727
102 By Coleman, Butler, Walker, Vest, Tate, O'Malley, Watson, Ringgenberg, Utzig and Weiss. Relating to dredging and improvement of North Twin Lake in Calhoun county; appropriation of \$350,000 to State Conservation Commission therefor.	
Introduced, passed on file.....	91
Referred	105
Amendment filed	132
Recommended passage	339
Referred to appropriations....	348
103 By Stuart, Dewel, Dykhouse, Weiss, Shaff, Butler, Harbor and Prince. Relating to establishment and licensing of game breeding and shooting preserve areas; prescribing requirements and regulations; license and other fees.	
Introduced, passed on file.....	91
Referred	105
Recommended passage	200
Committee report adopted.....	310
Amendments adopted	310
Passed; ayes 31, nays 4.....	311
Reported enrolled	604
Signed by President.....	604
Sent to Governor.....	604
Signed by Governor.....	637
104 By Nolan, Byers, Lynes, O'Malley, Burton, Ringgenberg and McFarlane. Relating to elimination of the pre-audit of expenditures of institutions under control of state Board of Regents and expenditures of state Fair Board.	
Introduced, passed on file.....	91
Referred	105
Withdrawn	333
105 By Ringgenberg and McFarlane. Relating to taxation of state-owned property when additional school facilities are required beyond the permanent debt limit; authorizing school corporation to	

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tax state-owned property to redeem bonds of school district under stated conditions, including attendance at the school of twenty percent or more of pupils having one or more parents employed by the state or attending one of the state's institutions of higher learning.	
Introduced, passed on file.....	91
Referred	105
106 By Watson. Relating to appointment and compensation of probation officers and secretaries in the juvenile courts; authorizing district court judges to appoint said officers, women as well as men and fix the salaries.	
Introduced, passed on file.....	91
Referred	105
Recommended amendment, passage	593
107 By Watson. Relating to use of public lands and waters, regulation thereof by Conservation Commission empowered to use their discretion to issue or revoke building permits as pliers, fences and any structures along shore lines.	
Introduced, passed on file.....	92
Referred	105
Recommended passage	200
Committee report adopted.....	311
Passed; ayes 44, nays none....	346
Reported enrolled	604
Signed by President.....	604
Sent to Governor.....	604
Signed by Governor.....	637
108 By Henry, Stuart, McManus and Lynes. Relating to qualifications for registration of professional engineers; requiring four years in place of two years of experience to qualify.	
Introduced, passed on file.....	92
Referred	105
Recommended passage	176
Committee report adopted.....	254
Failed; ayes 19, nays 25.....	254
Motion to reconsider, filed....	260
Reconsidered, placed on calendar	269
Amendment filed	372
Amendment adopted	400
Passed; ayes 39, nays 5.....	400
Reported enrolled	518
Signed by President.....	518
Sent to Governor.....	518
Signed by Governor.....	564
109 By Schroeder, Butler and Boothby. Relating to investment of funds of life insurance companies and associations; authorizing life insurance companies to invest reserve funds in personal property.	
Introduced, passed on file.....	92
Referred	105
Amendment filed	133
Recommended passage	368
Committee report adopted.....	556
Amendments withdrawn	557
Amendments adopted	557
Passed; ayes 44, nays 1.....	557

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Reported enrolled	687	number of councilmen in all cities under council-manager government by popular election; at present time affecting only Webster City.	
Signed by President.....	687	Introduced, passed on file.....	102
Sent to Governor.....	687	Referred	112
Signed by Governor.....	727		
110 By Schroeder. Relating to appropriation of \$250,000 to State Board of Regents for construction, materials and equipment necessary for a firemanship and civil defense training center and fire protection building to be located on campus of Iowa State College at Ames.		117 By Walker, Ringgenberg, Wormley, Gillespie, McCurdy, Coleman, Hoffman and Butler. Relating to sales on farm chemicals and motor vehicle fuel used in farm tractors exempting from sales tax weed and insect spraying chemicals and personal property used in farm implements.	
Introduced, passed on file.....	92	Introduced, passed on file.....	102
Referred	105	Referred	112
111 By Tate, Ringgenberg, Stuart, Rigler, Anderson, Henry and Buck. Relating to removal of the limitation of tax levy which may be made by school districts to pay interest and to retire bonds.		Recommended passage	241
Introduced, passed on file.....	92	Committee report adopted.....	539
Referred	105	H. F. 162 substituted.....	583
Recommended passage	427	Withdrawn	591
Amendment filed	669		
112 By Henry and Rigler. Relating to licensure of chiropractors; requiring completion of at least two years in an accredited college; not applicable to any who on or before December 31, 1956, had graduated from or enrolled in a college of chiropractic.		118 By Miller. Relating to minimum capital structure for banks located in suburbs of cities having population between 80,000 and 130,000; reducing said capital from \$100,000 to \$50,000; applicable to bank in Leeds, a suburb of Sioux City.	
Introduced, passed on file.....	92	Introduced, passed on file.....	103
Referred	105	Referred	112
113 By Lynes, Long and O'Malley. Relating to power of state Board of Public Instruction; to appoint a superintendent of public instruction; repealing the four-year term thereof and requirement of confirmation by two-thirds of Senate.		Amendment filed	263
Introduced, passed on file.....	92		
Referred	105	119 By Schroeder, Miller and O'Malley. Relating to employment agency fees; limiting charge for procurement of employment paying less than \$250 per month to 25 percent of wages paid for first month, and not in excess of 5 percent of annual gross earnings.	
114 By Tate. Relating to unemployment compensation liability of employers engaged in seasonal employment; repealing chapter eighty (80), Acts of 56th General Assembly; defining unemployment compensation liability, seasonal industries, period and worker; benefits based on base period formula.		Introduced, passed on file.....	109
Introduced, passed on file.....	92	Referred	121
Referred	105	Recommended amendment, passage	261
Referred to social security....	295	Committee report adopted.....	420
115 By Butler, Watson and Nolan. Relating to fees to be collected by State Department of Health in practice of barbering; increasing annual renewal fee to practice barbering to \$5.00, and to \$3.00 for license to operate a barber shop.		Amendment adopted.....	420
Introduced, passed on file.....	102	Passed; ayes 39, nays none....	420
Referred	112	Concurred	830
Withdrawn	462	Passed; ayes 48, nays none....	830
116 By Walker. Relating to increase from three to five in		Reported enrolled	894
		Signed by President.....	894
		Sent to Governor.....	894
		Signed by Governor.....	1024
		120 By Boothby, Schroeder and Butler. Relating to group insurance; authorizing inclusion of dependents of persons insured under group policies, and health and accident policies; permitting employers and labor unions to jointly provide life insurance and school districts to provide for their employees.	
		Introduced, passed on file.....	109
		Referred	121
		Amendments filed	177, 263
		Recommended passage	296
		Sifting recommends calendar...	604
		Committee report adopted.....	801
		H. F. 130 substituted.....	801
		Withdrawn	802
		121 By Boothby, Schroeder and Butler. Relating to medical	

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examination of applicants for life insurance; repealing the ten thousand dollar limitation on amount of life insurance policy without medical examination.	
Introduced, passed on file.....	109
Referred	121
Recommended passage	296
Committee report adopted.....	421
H. F. 84 substituted.....	421
Withdrawn	421
122 By Coleman and McCurdy. Relating to business of buying, selling, receiving or dealing in eggs so as to make candling and grading of eggs compulsory only for eggs traded in interstate commerce.	
Introduced, passed on file.....	109
Referred	121
Amendments filed	177, 298
123 By Harbor, Hoxie, Prince, Shoeman, Turner and Evans. Relating to regulation of business of buying, selling, receiving or dealing in eggs; repealing mandatory requirement that all eggs must be graded; permitting sale of candled current receipt eggs without grading.	
Introduced, passed on file.....	109
Amendment filed	113
Referred	121
124 By O'Malley. Relating to waterworks employees group insurance; authorizing Des Moines waterworks trustees to include dependents of employees.	
Introduced, passed on file.....	110
Referred	121
Amendment filed	191
Recommended amendment passage	296
Withdrawn	412
125 By Boothby, Gillespie and Price. Relating to election of school directors; setting up optional plans; division of entire district into designated geographical sub-districts to be known as director districts; fair representation on board of a newly organized community school district as well as existing districts.	
Introduced, passed on file.....	110
Referred	122
Withdrawn	679
126 By Tate, Butler, Anderson, Coleman and Miller. Relating to use of vending machines in sale of cigarettes; providing for licensing of such machines; legalizing sale from vending machines by retailers licensed to sell cigarettes; penalty for illegal operation thereof.	
Introduced, passed on file.....	110
Referred	122
Recommended passage	157
Committee report adopted.....	205
Amendments filed	218, 234, 243
Failed; ayes 23, nays 24.....	212

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Motion to reconsider, filed.....	214
Vote reconsidered	231
H. F. 161 substituted.....	359
Withdrawn	360
Point of order raised.....	374
127 By Walker. Relating to authorizing a review by county engineer of plans, specifications and contracts for paving work on public streets of cities not employing a city engineer.	
Introduced, passed on file.....	114
Referred	129
128 By Nolan. Relating to sanitary facilities for railroad employees; requiring washing facilities in all dressing rooms of employees.	
Introduced, passed on file.....	114
Referred	129
129 By Elwood, Nolan, Dailey and Utzig. Relating to the Iowa employment security law; requiring all public bodies to pay 3 percent on payroll to make all public employees eligible for unemployment compensation.	
Introduced, passed on file.....	114
Referred	129
130 By Lynes. Relating to status of police serving under custodian of public buildings; conferring status of peace officer thereon when serving in and about capitol and other state buildings at the seat of government.	
Introduced, passed on file.....	114
Referred	129
Sifting recommends calendar... ..	659
Amendment adopted	786
Passed; ayes 34, nays none.....	786
Reported enrolled	1168
Signed by President.....	1168
Sent to Governor.....	1168
Signed by Governor.....	1207
131 By Lynes. Relating to title of custodian of state public buildings as it now appears in certain chapters of the Code 1954; changing title to superintendent of buildings and grounds.	
Introduced, passed on file.....	115
Referred	129
Amendment filed	133
Sifting recommends calendar.. ..	659
Amendments adopted	787
Passed; ayes 30, nays none.....	787
Reported enrolled	1168
Signed by President.....	1168
Sent to Governor.....	1168
Signed by Governor.....	1207
132 By Rigler. Relating to legalizing proceedings of Independent School District of Lawler, Chickasaw county, in issuance of bonds and construction of gymnasium.	
Introduced, passed on file.....	115
Referred	129
Recommended passage	176
Proof of publication, certified..	233
Committee report adopted.....	254
Passed; ayes 47, nays none.....	255
Reported enrolled	387

S. F.	Page	S. F.	Page
Signed by President.....	387	137 By Anderson, Watson,	
Sent to Governor.....	412	Weber, Elwood, Wormley,	
Signed by Governor.....	446	Mollison, Tate and Lynes. Relating to classification of lands within a proposed drainage or levee district prior to establishment of such district; permitting persons to petition for, or group of persons owning land within proposed district to request a classification of lands so as to apportion and fix share of cost against each tract of land.	
133 By Hoxie, Gillespie, Anderson, Boothby, Butler, Coleman, Evans, Fisher, Grimstead, Harbor, Mollison, Price, Prince, Putney, Ringgenberg, Turner, Utzig, Walker, Weber, Weiss, Miller and O'Connor. Relating to operation of motor vehicles upon highways; regulating speed thereof; limiting maximum to 25 miles per hour in urban district except subject to local authorities' jurisdictions and ordinances; fifty miles on secondary road system; 55 miles per hour on all other streets during nighttime; 65 miles per hour during daytime; except on limited access divided highways with two or more lanes of traffic in each direction on which limits may be established by commission not to exceed 70 miles per hour.		Introduced, passed on file.....	116
Introduced, passed on file.....	115	Referred	129
Referred	129	Recommended passage	297
Recommended passage	234	Committee report adopted.....	558
Amendments filed 243, 263, 372, 393, 415, 428, 447, 448, 458,	505	Passed; ayes 45, nays none.....	558
Committee report adopted.....	406	Report enrolled	687
Amendments adopted	510, 524, 525, 526, 527,	Signed by President.....	687
528	528	Sent to Governor.....	687
Amendments withdrawn	528	Signed by Governor.....	727
Passed; ayes 33, nays 16.....	529	138 By Anderson, Watson,	
Point of order raised.....	939	Weber, Elwood, Wormley,	
Concurred	939	Mollison, Tate and Lynes. Relating to classification of lands benefited by lateral ditches and drains in levee and drainage districts; to place cost on persons receiving benefit of such improvement or repair.	
Passed; ayes 39, nays 7.....	940	Introduced, passed on file.....	116
Reported enrolled	1023	Referred	129
Signed by President.....	1024	Recommended passage	297
Sent to Governor.....	1024	Re-referred	559
Signed by Governor.....	1089	139 By Anderson, Watson,	
134 By Nolan. Relating to compensation of election judges and clerks in primary and general elections; increasing from seventy-five cents an hour to one dollar an hour.		Weber, Elwood, Wormley,	
Introduced, passed on file.....	115	Mollison, Tate and Lynes. Relating to provision for adjustment of classification of land in drainage or levee districts when such lands are either taken for or are abandoned as highway or railroad right-of-way; providing a specific method to correct assessment on additional land taken for right-of-way for highways or railroads.	
Referred	129	Introduced, passed on file.....	116
Amendment filed	133	Referred	129
135 By Miller. Relating to police matrons and their compensation; requiring payment of the same compensation as paid to patrolmen of the same class in city or town where employed.		140 By Anderson, Watson,	
Introduced, passed on file.....	115	Weber, Elwood, Wormley,	
Referred	129	Mollison, Tate and Lynes. Relating to rate of interest on levee and drainage district assessments, warrants, improvement certificates and bonds; increasing maximum interest rates in assessments from four to six percent.	
Recommended passage	369	Introduced, passed on file.....	116
Committee report adopted.....	557	Referred	129
Passed; ayes 32, nays 9.....	558	141 By Anderson, Watson,	
Reported enrolled	1184	Weber, Elwood, Wormley,	
Signed by President.....	1184	Mollison, Tate and Lynes. Relating to reclassification of lands in drainage and levee districts; providing method for lands taken for highway right-of-way and railroad right-of-way.	
Sent to Governor.....	1207	Introduced, passed on file.....	116
Signed by Governor.....	1211	Referred	129
136 By Miller. Relating to license plates of motor vehicles and trailers; requiring issuance of one instead of two annual license plates for each.		Recommended passage	370
Introduced, passed on file.....	115	Committee report adopted	559
Referred	129		

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Re-referred	559
Withdrawn	955
142 By Anderson, Watson, Weber, Elwood, Wormley, Mollison, Tate and Lynes. Relating to letting of contracts by bids by drainage and levee districts; permitting expenditure up to five thousand dollars therefor without necessity of letting contract by bids.	
Introduced, passed on file.....	116
Referred	129
143 By Anderson, Watson, Weber, Elwood, Wormley, Mollison, Tate and Lynes. Relating to annexation of additional lands in drainage or levee district and basis for assessments upon such lands; permitting drainage board to annex and charge additional lands only for their share of cost of any repair of improvement based on the benefits derived.	
Introduced, passed on file	116
Referred	129
Recommended passage	297
Committee report adopted.....	559
Passed; ayes 44, nays none.....	559
Reported enrolled	687
Signed by President	687
Sent to Governor	687
Signed by Governor	727
44 By Anderson, Watson, Weber, Elwood, Wormley, Mollison, Tate and Lynes. Relating to acquisition of easements for meander by drainage or levee districts; authorizing governing bodies to acquire necessary lands or easements for right-of-way in straightening or changing watercourse.	
Introduced, passed on file.....	116
Referred	129
Recommended passage	370
Committee report adopted.....	559
H. F. 103 substituted.....	583
Withdrawn	589
45 By Anderson, Watson, Weber, Elwood, Wormley, Mollison, Tate and Lynes. Relating to authority of drainage and levee districts to make improvements exceeding original cost of district plus existing subsequent improvements; providing a majority of landowners in the district owning 70 percent of the land the right to stop a given improvement if they so desire.	
Introduced, passed on file.....	116
Referred	129
Recommended indefinite postponement	339
Re-referred	376
Withdrawn	914
146 By Anderson, Watson, Weber, Elwood, Wormley, Mollison, Tate and Lynes. Relating to assessment of costs between two or more drainage districts which outlet	

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into the same ditch, drain or natural watercourse for improvements, repairs, and for maintenance of such ditch, drain or natural watercourse; requiring commission with jurisdiction in two or more districts to give consideration or credit to the district which has the settling basin.	
Introduced, passed on file.....	117
Referred	129
Recommended passage	370
Withdrawn	909
147 By Anderson, Watson, Weber, Elwood, Wormley, Mollison, Tate and Lynes. Relating to elections in drainage or levee districts; permitting landowners assessed for benefit of drainage to petition for proper proportional number of votes according to land area involved.	
Introduced, passed on file.....	117
Referred	129
Recommended indefinite postponement	340
148 By Anderson, Watson, Weber, Elwood, Wormley, Mollison, Tate and Lynes. Relating to personal liability for official acts of trustees of levee or drainage districts; removing liability of trustees to pay damages personally for injuries to employees.	
Introduced, passed on file.....	117
Referred	129
Recommended passage	297
Amendment filed	613
149 By Anderson, Watson, Weber, Elwood, Wormley, Mollison, Tate and Lynes. Relating to regulation of weather modification by mechanical or chemical means; regulation of firms engaged in "rain making" by licensing them annually \$25 and requiring monthly reports to Secretary of Agriculture as to operation zone, methods, fees, results.	
Introduced, passed on file.....	117
Referred	129
150 By Anderson, Watson, Weber, Elwood, Wormley, Mollison, Tate and Lynes. Relating to authorizing payment of organizational expenses of subdistricts of soil conservation districts from proceeds of tax levied for such subdistricts.	
Introduced, passed on file.....	117
Referred	129
Withdrawn	913
151 By Buck, Fisher, Vest, McFarlane, Walker, Elijah, Utzig and Harbor. Relating to constructing a building, equipped for care of infirm at Iowa Soldiers Home; authorizing board of control of state institutions to proceed; appropriation of \$2,000,000.00 therefor.	

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Introduced, passed on file.....	117	Referred	129
Referred	129	Proof of publication, certified.	206, 491
Reported without recommenda- tion	284	157 By Printing. Relating to publication and printing of official publication notices; authorizing state Printing Board to prescribe the style, manner and form thereof; clarification of existing laws. Introduced, placed on calendar.	124
Referred to appropriations.....	295	Amendment filed	158
152 By Harbor. Relating to proceedings of county Board of Education; requiring quar- terly publication of proceed- ings; bills and claims allowed and reason therefor.		H. F. 195 substituted	243
Introduced, passed on file.....	117	Withdrawn	249
Referred	129	158 By McFarlane. Relating to authority of state Conserva- tion Commission to acquire or lease property for devel- opment as state forests and conservation areas subject to regular tax levies; repealing certain sections of the Code 1954 in conflict with other laws.	
Recommended amendment, pas- sage	519	Introduced, passed on file.....	124
Amendment filed	520	Referred	152
153 By O'Malley. Relating to publication and proof of pub- lication of proceedings in causes of action in municipal court; in district of 150,000 population; applicable to Des Moines, requiring publication in a newspaper of general circulation in said city.		Recommended passage	544
Introduced, passed on file.....	118	Sifting recommends calendar... ..	592
Referred	129	Committee report adopted.....	679
Recommended passage	316	Passed; ayes 45, nays none.....	679
Committee report adopted	422	Reported enrolled	850
Passed; ayes 39, nays none.....	422	Signed by President	850
154 By Nolan, Butler, Dailey, O'Malley and Elijah. Relat- ing to pathology and radiol- ogy services in hospitals; definitions of terms; provid- ing that the principles agreed by Iowa Hospital Association and Iowa Medical Society to the effect that pathology, radi- ology and X-ray services per- formed in hospitals be con- sidered medical services, not hospital services and a physician to be in charge of such hospital facilities.		Sent to Governor.....	850
Introduced, passed on file.....	118	Signed by Governor.....	920
Referred	129	159 By Wormley, Stuart, O'Mal- ley, Lynes, Hoxie, Nolan and Anderson. Relating to speed limits for motor vehicles; maximum 70 miles per hour on any limited access divided highway with two or more lanes of traffic in each di- rection; with minimum of 35 miles per hour.	
Recommended passage	297	Introduced, passed on file.....	125
Amendment filed	372	Referred	152
Sifting recommends calendar... ..	543	Amendments filed	158, 393, 447, 547, 548, 566, 594
Committee report adopted.....	652	Recommended amendment, pas- sage	234
H. F. 21 substituted	652	Committee report adopted.....	406
Withdrawn	669	Amendments adopted	534, 600, 602
155 By Walker, Buck and An- derson. Relating to insuring and indemnifying drivers of emergency vehicles; to in- clude townships; indemnify- ing firemen, police for dam- ages as result of operation of emergency vehicles.		Amendments withdrawn 535, 601, ..	602
Introduced, passed on file.....	118	Passed; ayes 39, nays 10.....	602
Referred	129	160 By Weiss. Relating to ter- ritory to be included in re- organized school districts; au- thorizing reorganization into single district of contiguous territory located in three or more districts if petitioned for; excluding negatively vot- ing district; subject to ap- proval of county board of education.	
Recommended amendment, pas- sage	369	Introduced, passed on file.....	125
Sifting recommends calendar... ..	543	Referred	152
Amendment filed	555	161 By Judiciary 1. Relating to compensation for executors and administrators; increas- ing fees by basing them on gross assets of estate listed in probate inventory for Iowa inheritance tax purposes.	
Committee report adopted	678	Introduced, placed on calendar.	125
H. F. 76 substituted	678	Amendment adopted	205
Withdrawn	724	Passed; ayes 45, nays none.....	205
156 By Weiss. Relating to legalizing proceedings for organization of Manila Com- munity School District, in counties of Crawford and Shelby; fixing of boundaries.		Concurred	255
Introduced, passed on file.....	118	Passed; ayes 45, nays none.....	365

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Reported enrolled	271
Signed by President.....	271
Sent to Governor.....	271
Signed by Governor.....	296
162 By Judiciary 1. Relating to notice of appraisal for inheritance tax purposes; empowering district court judges to prescribe form of notice; authorizing mailing said notice if not practical to serve notice.	
Introduced, placed on calendar.	125
H. F. 169 substituted.....	196
Withdrawn	196
163 By Judiciary 1. Relating to decree of distribution in estates of decedents; repealing chapter 267, Acts of 56th General Assembly; empowering district judges to determine division of property among heirs in an intestate estate.	
Introduced, placed on calendar.	125
Amendment filed	191
Amendment adopted.....	196
Passed; ayes 40, nays 7.....	197
Reported enrolled	518
Signed by President.....	518
Sent to Governor.....	518
Signed by Governor.....	542
164 By Miller, McFarlane and O'Malley. Relating to disability retirement of policemen and firemen; entitling retired disabled officers to return to duty and receive same pension they would have received if disability had continued.	
Introduced, passed on file.....	125
Referred	152
Recommended passage	392
Sifting recommends calendar.....	604
Committee report adopted.....	800
H. F. 239 substituted.....	800
Withdrawn	801
165 By Lynes and Nolan. Relating to confirmation of appointments to state offices, extending term of appointive officers subject to confirmation until successor is confirmed; deeming nomination confirmation if Senate fails to act within fifteen days.	
Introduced, passed on file.....	125
Referred	152
166 By Anderson, Watson, Weber, Wormley, Elwood, Mollson, Tate and Lynes. Relating to conservation and regulation of water resources; enacting a water code.	
Introduced, passed on file.....	126
Referred	152
167 By Dewel, Rigler and Burton. Relating to control and regulation of motor carriers of liquid products in bulk; requiring certificate from Commerce Commission to transport gasoline therein.	
Introduced, passed on file.....	126
Referred	152
Amendments filed	316, 393, 852
Recommended passage	485

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Sifting recommends calendar..	742
Committee report adopted.....	812
Amendments withdrawn	835
Amendments adopted	838, 863
Passed; ayes 42, nays 6.....	863
Reported enrolled	1119
Signed by President.....	1119
Sent to Governor.....	1120
Signed by Governor.....	1207
168 By Miller, Butler, O'Malley and Walker. Relating to minimum state retirement allowance payments to certain employees in public schools who retired prior to July 4, 1953; appropriation therefor providing minimum of \$75 per month; appropriation therefor.	
Introduced, passed on file.....	126
Referred	152
Recommended passage and be referred to appropriations....	215
Amendment filed	965
169 By Schroeder. Relating to game breeding and shooting preserve area, providing for establishment, licensing and regulation thereof by state Conservation Commission; authorizing annual license fee \$20.	
Introduced, passed on file.....	126
Referred	152
170 By Dykhouse, Watson, Walker, Boothby, Putney, Lynes, Nolan, Long, Evans, O'Malley and Tate. Relating to preaudit of Highway Commission's accounts, eliminating the comptroller's special auditor by repealing the section of Code.	
Introduced, passed on file.....	126
Referred	152
171 By Rigler, Dailey and Buck. Relating to gifts of securities and money to minors; making law uniform with reference thereto.	
Introduced, passed on file.....	126
Referred	152
172 By Long, Anderson, Dykhouse and Boothby. Relating to support of inmates of certain state institutions and to payment of cost thereof; transferring tax levy to state general fund; obligating Board of Control to enforce county obligation as to all sums advanced by the state.	
Introduced, passed on file.....	134
Referred	156
173 By Weiss. Relating to installments of assessments for costs incident to adoption by drainage district boards of a federal plan of improvement for said board; increasing from three to twenty, the number of installments so as to spread the three-year payment over twenty years.	
Introduced, passed on file.....	134
Referred	156
174 By Motor Vehicles. Relating to flashing lights on ve-	

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hicles; permitting flashing directionals as signal warnings on trailers and trucks disabled while on highway.		Failed; ayes 17, nays 32.....	840
Introduced, placed on calendar.	134	Explanations of votes.....	840, 841
Passed; ayes 40, nays none....	199	180 By Miller. Relating to deductions for Iowa income tax purposes; making fiduciary and corporation income taxes same as for individuals.	
Reported enrolled	850	Introduced, passed on file.....	135
Signed by President.....	850	Referred	157
Sent to Governor.....	850	Recommended passage	263
Signed by Governor.....	920	Amendments filed	272, 547
175 By Miller. Relating to deduction of certain taxes for Iowa income tax purposes; permitting deduction from gross income for amounts paid for railroad and Iowa retirement benefits.		Sifting recommends calendar....	659
Introduced, passed on file.....	134	Committee report adopted.....	901
Referred	157	Amendments adopted	901
Amendment filed	209	Passed; ayes 43, nays none....	902
Recommended amendment, passage	262	Reported enrolled	1023
Motion to suspend rules, page 591, withdrawn	598	Signed by President.....	1024
176 By Dykhouse, Tate, Gillespie and Dewel. Relating to renewal of licensure of chiropractors; requiring attendance of applicants, in year preceding application renewal, at a two-day educational seminar authorized by board of chiropractic examiners.		Sent to Governor.....	1024
Introduced, passed on file.....	134	Signed by Governor.....	1089
Referred	157	181 By Miller. Relating to re-employment after retirement of public employees; entitling retired public employees to earn over \$800 without losing retirement benefits.	
Recommended passage	520	Introduced, passed on file.....	135
177 By McManus and Dailey. Relating to the union shop; providing it shall be unlawful for employers and employees to enter into agreement containing union shop membership provisions.		Referred	157
Introduced, passed on file.....	135	182 By Henry. Relating to granting permission to cities and towns to construct and lease public buildings for use of federal government; construction to be financed by revenue bonds.	
Referred	157	Introduced, passed on file.....	153
Referred to appropriations.....	295	Referred	176
178 By Prentis. Relating to authorizing the Highway Commission for primary roads, and the county Boards of Supervisors for secondary roads, to establish danger zones and specify maximum speed limits for operation of motor vehicles in such zones.		Withdrawn	723
Introduced, passed on file.....	135	183 By McCurdy. Relating to marking of ballots by absentee voters; requiring said marking in presence of oath administering officer as well as two other persons of different party affiliations.	
Referred	157	Introduced, passed on file.....	153
179 By Prentis and Lynes. Relating to distribution of a portion of sales tax receipts to primary roads and streets; authorizing state Treasurer to redistribute 10 percent to road use tax fund with 7 percent going to primary third lane or "creeper" lanes, and 3 percent to urban street construction funds in cities and towns.		Referred	176
Introduced, passed on file.....	135	184 By O'Malley, Schroeder and Nolan. Relating to rehabilitation, clearance and redevelopment of slums and blighted areas in cities and towns; "urban renewal law"; planning for cities and towns to re-locate families to places with sanitary accommodations; provide parks, playgrounds, compelling rehabilitation of building; only to make plans for urban renewal building project.	
Referred	157	Introduced, passed on file.....	160
Referred to highways.....	179	Referred	157
Amendments filed	243, 818	Recommended passage	272
Recommended amendment, passage	637	Amendments filed	285, 414, 447
Sifting recommends calendar ..	742	Committee report adopted.....	422
Committee report adopted.....	812	Amendments adopted	437, 438, 464
Amendments adopted	839, 840	Passed; ayes 49, nays 1.....	464
Point of order raised.....	839	Reported enrolled	659
		Signed by President.....	656
		Sent to Governor.....	658
		Signed by Governor.....	687
		185 By Anderson and Lynes. Relating to crossing highways with tile drains; requiring all expense of installing such drains shall be paid from primary and secondary road funds.	

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Introduced, passed on file.....	160
Referred	187
Recommended passage	350
Amendment filed	579
Committee report adopted.....	632
Amendment adopted	632
Passed; ayes 42, nays none.....	633
Reported enrolled	1000
Signed by President.....	1000
Sent to Governor.....	1001
Signed by Governor.....	1058
 186 By Schroeder. Relating to preservation and destruction of court records so as to conserve valuable space in court houses; authorizing clerks of district court to destroy files of settled cases; or cases so ordered by court; and to transfer to museum, institution or school, articles of historical value instead of being destroyed.	
Introduced, passed on file.....	160
Referred	187
 187 By Dewel and Butler. Relating to licenses to operate motor vehicles; authorizing issuance of license to anyone fourteen years of age to operate a motor driven cycle restricted to five brake horsepower; parents consent required.	
Introduced, passed on file.....	160
Referred	187
 188 By Dykhouse, Schroeder, Miller, Henry, Watson and McFarlane. Relating to reimbursement to utilities for non-betterment costs associated with relocation of facilities occasioned by Federal Aid highway projects; requiring the state to reimburse utilities therefor.	
Introduced, passed on file.....	161
Referred	187
Recommended passage	284
Amendment filed	284
 189 By Miller, Butler, Henry, Ringgenberg, O'Connor, Utzig, Schroeder, Price, Burton, O'Malley, McFarlane, Dalley, Lynes and Harbor. Relating to industrial development in Iowa by providing for acquisition of sites, construction, extension of industrial buildings by cities and towns for prescribed purposes; authorizing issuance of revenue bonds; providing for payment of certain sums in lieu of taxes to the State of Iowa and to political subdivisions thereof.	
Introduced, passed on file.....	161
Referred	187
Amendment filed	272
 190 By Stuart. Relating to consent to adoption of children; forbidding private adoptions; requiring approval by state Board of Social Welfare before legal custodian can consent to adoption.	
Introduced, passed on file.....	161
Referred	187

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 191 By Stuart. Relating to aid for legislative interim committees from public employees; authorizing said committees created to function primarily in the interim between sessions of the General Assembly to request services from any state employee and make compensation therefor from any funds available to said committee.	
Introduced, passed on file.....	161
Referred	187
 192 By Price and Evans. Relating to mortgages on personal property exempt from execution; providing a mortgage of a motor vehicle given to secure payment for repair of said vehicle need be signed by owner only and signature of spouse not required.	
Introduced, passed on file	161
Referred	188
 193 By Schroeder and Vest. Relating to Iowa Public Employees Retirement System; giving employees of cities and counties optional choice of joining.	
Introduced, passed on file.....	161
Referred	188
 194 By Cities and Towns. Relating to compensation of mayors in cities under special charter; establishing maximum limit of increase that can be set by ordinance; increasing from \$6,000 to \$8,500.	
Introduced, placed on calendar.	180
Passed; ayes 46, nays none.....	309
Reported enrolled	563
Signed by President.....	563
Sent to Governor.....	563
Signed by Governor.....	592
 195 By Tate and Anderson. Relating to auctioneers; repealing chapter 546, Code 1954, in regard to nonresident auctioneers; substituting new chapter relating to licensing of all auctioneers crying sales within the state; requiring licensing by Secretary of State, annually, fee ten dollars and requiring filing of \$1,000 bond.	
Introduced, passed on file.....	180
Referred	200
Amendment filed	216
Recommended amendment, passage	349
 196 By Elijah and Dalley. Relating to reduction of maximum penalty for minors convicted of a violation of beer and malt liquor laws; reducing from \$1,000 to \$100 or imprisonment in county jail not to exceed thirty days.	
Introduced, passed on file	192
Referred	207
Recommended passage	457
Committee report adopted.....	560
Passed; ayes 46, nays none....	560

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197 By Wormley, Harbor and Hoxie. Relating to equipping motor vehicles with safety devices or belts; requiring that after December 31, 1958, all new motor vehicles sold shall be equipped with devices facilitating attachment of safety belts for all passengers normally accommodated therein.		Relating to creation and establishment of a merit commission for employment purposes; preventing and prohibiting discrimination in employment based on race, color, creed, religion or national origin; establishing methods and procedures for this purpose; five-member board; appropriation therefor.	
Introduced, passed on file.....	192	Introduced, passed on file.....	193
Referred	207	Referred	207
Amendment filed	397	Amendments filed	318, 447
Reported without recommendation	492		
198 By Judiciary 1. Relating to payment of witness fees in jury trials of criminal cases in district courts; authorizing the county to pay upon certification of attendance.		203 By Hoxie, Mollson, Hoffman and McCurdy. Relating to regulation of manufacture, distribution and sale of mixed fertilizers, fertilizer materials, commercial fertilizers and soil amendments; license inspection and regulation to include newly developed processes and materials now in common use.	
Introduced, placed on calendar..	192	Introduced, passed on file.....	193
Passed; ayes 43, nays none.....	312	Referred	207
Reported enrolled	579	Recommended amendment, passage	315
Signed by President.....	579	Amendments filed	372, 458, 548, 613
Sent to Governor.....	592	Sifting recommends calendar....	543
Signed by Governor.....	604	Committee report adopted.....	621
		H. F. 163 substituted	662
199 By Gillespie, Elijah, O'Connor, Boothby, Dalley and Weiss. Relating to making available federal funds to be used for aid to permanently and totally disabled persons; to appropriate county and state funds therefor; under supervision of State Board of Social Welfare to persons between ages of 18 and 65.		Withdrawn	667
Introduced, passed on file.....	193		
Referred	207	204 By Schroeder. Relating to prohibiting billboards on land adjacent to limited access divided lane highways comprising part of the national system of interstate and defense highways; because national scenic beauty should be protected, areas soon become cluttered, lives and property of persons traveling on such highways are endangered by vision being obstructed, and attention of drivers of motor vehicles is diverted by hazards created thereby.	
200 By Stuart and Hoffman. Relating to entry and admittance of minors into billiard halls and poolrooms where beer is sold; empowering city council to establish by ordinance the minimum age limit for minors.		Introduced, passed on file.....	193
Introduced, passed on file.....	193	Referred	207
Referred	207		
201 By McManus, Stuart, Nolan, Lynes, Rigler, Shoeman, Ellwood and Hoffman. Relating to required courses of study in certain schools; requiring high school pupils to take four semesters of mathematics, four of foreign language or Latin, four of science, six of English and two of ancient or European history.		205 By O'Malley and Henry. Relating to administration of the poor laws; repealing power of Board of Supervisors to give notice to depart from the county to a person who may become a public charge; providing that two years of continuous residence become legal settlement in any county.	
Introduced, passed on file.....	193	Introduced, passed on file.....	194
Referred	207	Referred	207
Recommended amendment, passage	348	Recommended passage	457
Committee report adopted.....	560	Amendment filed	520
Amendments adopted	561		
Passed; ayes 32, nays 8.....	561	206 By Schroeder. Relating to creation and maintenance of a state office of civil defense with county local subdivisions thereof; in the Iowa Development Commission; providing emergency power to Governor; appropriations and penalties; to be known as the "Iowa Civil Defense Act of 1957."	
Motions filed to reconsider vote.	578		
Motion to reconsider prevailed.	600		
Amendments filed	702		
Amended by striking the enacting clause	719		
202 By O'Malley, Mollson, Miller, Ringenberg, Utzig, Schroeder, Henry, Tate, Anderson, Wormley and Nolan.			

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Introduced, passed on file.....	194
Referred	207
Referred to cities and towns...	425
 207 By Nolan. Relating to licensing and examination of electricians by a municipality, under all forms of government; requiring licensing and placing it under general powers of cities and towns.	
Introduced, passed on file.....	203
Referred	216
Recommended passage	298
Committee report adopted.....	336
Amendment filed	351
Amendments adopted	365
Passed; ayes 34, nays 4.....	365
 208 By Nolan. Relating to street improvements and reconstruction; authorizing "widening" as one method of improvement, levying of special assessment against benefited property therefor.	
Introduced, passed on file.....	203
Referred	216
Recommended passage	298
Committee report adopted.....	422
Amendment adopted	436
Passed; ayes 40, nays none.....	436
Reported enrolled	850
Signed by President.....	850
Sent to Governor.....	850
Signed by Governor.....	920
 209 By McFarlane. Relating to group insurance of employees of cities having population of 10,000 or more; requiring cities to provide both accident and health insurance to be paid solely by employees who elect to participate in the plan.	
Introduced, passed on file.....	203
Referred	216
Amendment filed	245
 210 By Buck, Wormley and Hoxie. Relating to stops at through highways; permitting use of both stop and yield signs at intersections.	
Introduced, passed on file.....	204
Referred	216
Recommended passage	392
 211 By Coleman. Relating to suspension and revocation of a motor vehicle operator's license, chauffeur's license and driving privilege of persons under age of 18 years; requiring suspension after involvement in two driving accidents.	
Introduced, passed on file.....	204
Referred	216
 212 By Dykhouse. Relating to time of filing resolution with county auditor for mandatory levy; fixing date thereof as before first day of October of year preceding year in which said levy shall begin.	
Introduced, passed on file.....	204
Referred	216
Withdrawn	958
 213 By Buck, Elijah, Fisher and Hoxie. Relating to abol-	

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ishment of the death penalty as a punishment for certain crimes; substituting therefor imprisonment for life or a term of years.	
Introduced, passed on file.....	211
Referred	233
 214 By Rigler and Harbor. Relating to operation of a motor vehicle while intoxicated; providing for testing of body substances; providing for administration of tests, revocation of operators license, administrative hearings, judicial review, interpretation of tests, and proof in civil or criminal actions; making tests mandatory.	
Introduced, passed on file.....	211
Referred	233
Amendment filed	520
 215 By Henry, O'Malley, Dykhouse and Ringgenberg. Relating to duties of State Highway Commission; requiring preparation and publishing of a long-range program of work planned for ten year period; revision thereof once in five years; annual publication of sufficiency rating report showing relative conditions of primary roads; annual plan of definite improvement projects for next calendar year; purpose, to provide cities and towns opportunity to plan for future of their own roads.	
Introduced, passed on file.....	211
Referred	233
Recommended passage	284
 216 By Prentis and Schroeder. Relating to a safety inspection of motor vehicles by the state or a city prior to registration of such motor vehicle; Department of Public Safety to appoint and license motor vehicle inspection stations, privately owned; requiring inspections to be made annually sixty days before registration.	
Introduced, passed on file.....	211
Referred	233
Amendment filed	340
 217 By Elijah. Relating to investment of funds by banks and trust companies in federal farm credit securities and modifying the limitations now existing; clarifying law; authorizing investment not to exceed 10 percent of total assets in bonds or debentures issued by any federal land bank.	
Introduced, passed on file.....	211
Referred	233
Withdrawn	481
 218 By Social Security. Relating to employment security law as amended by 56th General Assembly, amending in regard to manner of computing employers' tax rates and charging benefits paid to em-	

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employers' reserve accounts; defining the term "computation date," redefining the terms "annual payroll" and "average annual payroll"; limiting the total wage credits accrued to employees' account.	
Introduced, placed on calendar	211
H. F. 261 substituted	404
Withdrawn	405
219 By Tax Revision. Relating to periods of limitations and other administrative provisions of the Iowa income tax law; extending period of limitation for examination for state Tax Commission to six months from date of final disposition of any controversy between taxpayer and Internal Revenue Service.	
Introduced, placed on calendar	211
Amendment adopted	405
Passed; ayes 46, nays none	405
Reported enrolled	850
Signed by President	850
Sent to Governor	850
Governor requested to return for correction (S.C.R. 29)	880
Returned for correction	889
Returned to House	890
Concurred	940
Passed; ayes 46, nays 2	940
Signed by President	1024
Sent to Governor	1024
Signed by Governor	1089
220 By Weis. Relating to approval by Highway Commission of certain contracts for secondary road construction work; authorizing Board of Supervisors to let contracts for increased amounts without Highway Commission approval.	
Introduced, passed on file	221
Referred	240
221 By McFarlane. Relating to payment of municipal special assessments for streets and sewers; to make first special assessment of up to \$25.00 without interest.	
Introduced, passed on file	221
Referred	240
Sifting recommends calendar	687
Passed; ayes 47, nays none	807
Reported enrolled	1023
Signed by President	1024
Sent to Governor	1024
Signed by Governor	1089
222 By Schroeder. Relating to proofs of financial responsibility and security required by Motor Vehicle Responsibility Law; increasing liability limits to same recommended in the Uniform Motor Vehicle Code; \$10,000 bodily injury or death of one person; \$20,000 for two or more persons and \$5,000 property damage.	
Introduced, passed on file	221
Referred	240
Recommended passage	485
Sifting recommends calendar	564
Committee report adopted	651

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H. F. 116 substituted	651
Withdrawn	651
223 By Schroeder. Relating to authorizing counties to issue bonds to finance the acquisition of lands, buildings and equipment for parks, preserves, parkways, recreation centers and other conservation areas to be managed by the county conservation board and to authorize counties to use the power of eminent domain to acquire land for such purposes; Conservation Board to petition county board to borrow money and issue bonds to secure such indebtedness and county board to submit question to people of county at an election.	
Introduced, passed on file	221
Referred	240
Recommended passage	485
224 By O'Malley, Lynes, Byers and Burton. Relating to speed limit of vehicles in state parks; increasing from 15 miles per hour to 35 miles per hour; empowering state Conservation Commission to declare lower speed limits at points of congestion or danger.	
Introduced, passed on file	221
Referred	314
Recommended passage	314
Withdrawn	915
225 By Weiss. Relating to refund of motor vehicle fuel tax to cities, towns and counties; entitling them to refund of tax on fuel used in any publicly-owned vehicle.	
Introduced, passed on file	221
Referred	240
226 By Shoeman, Elwood and O'Malley. Relating to increasing salaries of the members of the state Board of Social Welfare; increasing from \$5,500 to \$6,500.	
Introduced, passed on file	221
Referred	240
227 By Schroeder. Relating to election register under permanent registration; requiring city clerks in such cities to record date the person last voted and state party affiliation given for primary election.	
Introduced, passed on file	221
Referred	240
Recommended passage	504
Committee report adopted	706
Passed; ayes 43, nays none	707
Reported enrolled	1184
Signed by President	1184
Sent to Governor	1207
Signed by Governor	1211
228 By Schroeder, Dalley, Shoeman and Lynes. Relating to vocational rehabilitation: The Federal Vocational Rehabilitation Act; clarify-	

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ing language and responsibilities of State Board of Public Instruction in regard thereto.	
Introduced, passed on file.....	222
Referred	240
Withdrawn	465
229 By Highways. Relating to license fees imposed on motor fuel; making permanent the six-cent tax.	
Introduced, placed on calendar	222
Amendment adopted	334
Amendment filed	373
Passed; ayes 38, nays 7.....	385
Explanation of vote.....	385
Refused to concur.....	599
Conference committee appointed	646
Conference report	726
Conference report adopted.....	739
Passed; ayes 41, nays 9.....	739
Reported enrolled	760
Signed by President.....	760
Sent to Governor.....	760
Signed by Governor.....	771
230 By Aeronautics. Relating to moneys received by Treasurer of State on account of aviation gasoline; the refund thereof and the transfer of the unrefunded portion thereof to be credited to the state aviation fund, rather than return to general state treasury.	
Introduced, placed on calendar	222
Withdrawn	436
231 By Hoxie, Henry, Weiss, McFarlane, Burton, Dykhouse, Stuart, Fisher and Dewel. Relating to license fees for hunting and fishing; increasing each fifty cents.	
Introduced, passed on file.....	222
Referred	240
Amendments filed	272, 341
Recommended amendment, passage	328
232 By Hoxie, Henry, Weiss, McFarlane, Burton, Dykhouse, Stuart, Fisher and Dewel. Relating to salaries of state conservation officers; increasing tax according to years of service from \$3450 per year for first year of service to a maximum of \$4200; annual increase to be \$100 until maximum be reached.	
Introduced, passed on file.....	222
Referred	240
233 By Weiss. Relating to method of designating township polling places outside territorial limits of townships when a suitable polling place does not exist within the township; empowering Board of Supervisors to designate a place outside but of convenient access to voters.	
Introduced, passed on file.....	222
Referred	241
Recommended passage	505
Committee report adopted.....	633
Amendment adopted	646
Passed; ayes 45, nays none.....	668

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Reported enrolled	850
Signed by President.....	850
Sent to Governor.....	850
Signed by Governor.....	920
234 By Tate, Vest, McFarlane, Burton, Miller, Shoeman, Butler, O'Malley and Walker. Relating to the compensation of county officers; increasing each annual salary.	
Introduced, passed on file.....	222
Referred	241
Amendments filed	298, 789-790, 818, 819
Recommended amendment, passage	607
Sifting recommends calendar.....	742
Committee report adopted.....	813
Amendments withdrawn	843, 845
Amendments adopted	844, 845
Passed; ayes 43, nays 3.....	845
Refused to concur.....	1021
Conference committee appointed	1047
Conference report adopted.....	1049
Passed; ayes 46, nays 2.....	1049
Reported enrolled	1143
Signed by President.....	1143
Sent to Governor.....	1143
Signed by Governor.....	1184
235 By Tate. Relating to appropriation of \$250,000 for dredging Crystal Lake in Hancock county.	
Introduced, passed on file.....	222
Referred	241
Recommended passage	241
Referred to appropriations.....	564
236 By Wormley. Relating to exclusion of roads abutting or adjacent to state parks from the state park road system and to provide for concurrent jurisdiction as to certain roads within state parks with the state Highway Commission or the county board of supervisors and the state Conservation Commission.	
Introduced, passed on file.....	222
Referred	241
Recommended passage	350
Amendment filed	548
Sifting recommends calendar.....	742
Committee report adopted.....	947
Amendment adopted	947
Passed; ayes 45, nays none.....	947
Reported enrolled	1143
Signed by President.....	1143
Sent to Governor.....	1143
Signed by Governor.....	1184
237 By Utzig, Schroeder, Elljah and O'Connor. Relating to increases from five thousand dollars to fifteen thousand dollars, the amount that can be spent on secondary road or bridge construction work without advertisement and public letting.	
Introduced, passed on file.....	223
Referred	241
238 By Utzig, Nolan, Fisher, Shoeman and Butler. Relating to psychiatric examination of persons seeking instruction in the operation of aircraft; requiring no air	

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school nor instructor shall accept any student for such instruction until so examined and certified as of sound mind and capable of receiving training; list of questions to be answered in application.		and towns; providing that in towns each trustee shall receive compensation of not more than \$100.00 per year; in cities, not more than \$300.00.	
Introduced, passed on file.....	223	Introduced, placed on calendar	237
Referred	241	Passed; ayes 36, nays none.....	423
Amendment filed	329	Reported enrolled	687
239 By Long, Shoeman, Tate, Henry and Molison. Relating to unemployment compensation; increasing maximum weekly benefit amount to \$32.00 and making minimum \$10.00; increasing maximum duration of benefits from 24 weeks to 26 weeks; providing for notices to be sent by the commission to employers of benefit payments; procedures for correction of errors.		Signed by President.....	687
Introduced, passed on file.....	223	Sent to Governor.....	687
Referred	241	Signed by Governor.....	727
240 By McFarlane, O'Malley, Dailey, Coleman, Ringgenberg and Henry. Relating to railroad company abandoning or changing location of any shop or terminal in this state without consent of Iowa State Commerce Commission; prescribing procedure for securing consent therefor; providing penalty for violation.		245 By Elijah. Relating to traffic laws for school busses transporting children to and from a public or private school; inserting the words "or private" in law as it now stands.	
Introduced, passed on file.....	236	Introduced, passed on file.....	237
Referred	260	Referred	260
Recommended passage	491	Recommended passage	485
241 By Tate. Relating to legalizing action of Board of Supervisors of Hancock county in transferring funds from general county fund to secondary road maintenance fund; funds expended \$15,320.71.		Sifting recommends calendar...	543
Introduced, passed on file.....	236	Committee report adopted.....	648
Referred	260	H. F. 287 substituted	648
Proof of publication certified...	387	Withdrawn	649
242 By Cities and Towns. Relating to river-front improvement commissions; requiring submission by them of all plans and specifications to the Iowa Natural Resources Council instead of Executive Council as at present.		246 By Dalley, Weber and McManus. Relating to election and terms of office of trustees in levees or drainage districts having pumping stations; legalizing election of present acting members of boards; applicable to four counties: Lee, Des Moines, Louisa and Muscatine.	
Introduced, placed on calendar	237	Introduced, passed on file.....	237
H. F. 279 substituted.....	483	Referred	260
Withdrawn	484	Recommended passage	370
243 By Cities and Towns. Relating to protection from floods by cities and towns; authorizing flood control work both within and without city limits.		Committee report adopted.....	496
Introduced, placed on calendar	237	Passed; ayes 47, nays none.....	496
Passed; ayes 38, nays none.....	423	Reported enrolled	604
Reported enrolled	563	Committee report adopted.....	496
Signed by President	563	Signed by President.....	604
Sent to Governor.....	563	Sent to Governor.....	604
Signed by Governor.....	592	Signed by Governor.....	637
244 By Cities and Towns. Relating to compensation of waterworks trustees in cities		247 By Dalley, Weber and McManus. Relating to establishment and maintenance of pumping stations in drainage or levee districts, by adding a new section so as to extend chapter 461, Code 1954, to include levee districts maintaining levees for protection of drainage districts having pumping stations.	
Introduced, placed on calendar	237	Introduced, passed on file.....	237
Passed; ayes 38, nays none.....	423	Referred	260
Reported enrolled	563	Recommended passage	370
Signed by President	563	Committee report adopted.....	496
Sent to Governor.....	563	Passed; ayes 47, nays none.....	497
Signed by Governor.....	592	Concurred	781
		Passed; ayes 41, nays none.....	781
		Reported enrolled	850
		Signed by President.....	850
		Sent to Governor.....	850
		Signed by Governor.....	920
		248 By Dalley, Weber and McManus. Relating to drainage and levee districts with pumping stations; requiring said districts to certify to county auditor at least twenty days before any election, the date, place and purpose of such an election.	
		Introduced, passed on file.....	237
		Referred	260
		Recommended passage	371

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249 By McFarlane. Relating to business managers at institutions under the state Board of Control; empowering the executive officer of each institution to appoint a business manager subject to approval of Board of Control.	
Introduced, passed on file.....	237
Referred	260
Recommended passage	623
Sifting recommends calendar...	659
Committee report adopted.....	902
Passed; ayes 43, nays none.....	902
Reported enrolled	1168
Signed by President.....	1168
Sent to Governor.....	1168
Signed by Governor.....	1207
250 By Elwood, Fisher, Price, Evans and Shaff. Relating to income, corporation and sales tax; providing that in computing the amount of sales tax the retailer shall be entitled to a credit or discount for prompt payment and as remuneration for his costs of collecting and remitting the tax; amount of credit or discount to be allowed to retailer, three percent of sales taxes shown in said return.	
Introduced, passed on file.....	238
Referred	260
251 By Weber. Relating to release of mortgages requiring mortgagee to release chattel mortgage promptly after payment; and to pay release fee to county recorder.	
Introduced, passed on file.....	238
Referred	260
252 By Schroeder. Relating to regulation, licensing and control of dispensing opticians; requiring licensing, regulating their advertising and prohibiting fee splitting.	
Introduced, passed on file.....	238
Referred	260
Amendment filed	458, 624
253 By Cities and Towns. Relating to use of county jails for confinement of such persons as may be subject to imprisonment under the provisions of city or town ordinances; re-enacting a repealed law giving cities or towns the right to use county jails for violators of city ordinances with cost being paid to the county.	
Introduced, placed on calendar	238
Passed; ayes 44, nays none.....	337
Reported enrolled	456
Signed by President.....	456
Sent to Governor.....	456
Signed by Governor.....	501
254 By Cities and Towns. Relating to group insurance for municipal employees; making applicable to all cities and towns for all employees.	
Introduced, placed on calendar	238
H. F. 282 substituted	539
Withdrawn	540

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255 By Schroeder. Relating to recording of instruments; filed for recordation with county recorder on which signatures are illegible; requiring signatures be typed as well as signed beneath original signatures or accompanied by affidavit for record with instrument giving correct spelling; not applicable to military papers nor to wills or court records.	
Introduced, passed on file.....	238
Referred	260
256 By Harbor, Anderson and Hoxie. Relating to flood and soil erosion control and watershed improvements; authorizing Board of Supervisors to construct, operate and maintain projects on lands under county jurisdiction.	
Introduced, passed on file.....	246
Referred	271
Referred to water rights.....	295
Recommended passage	371
Committee report adopted.....	629
Passed; ayes 39, nays none.....	629
Reported enrolled	850
Signed by President.....	850
Sent to Governor.....	850
Signed by Governor.....	920
257 By Dykhouse. Relating to exemption of certain vehicles from registration; any school bus used exclusively to transport pupils to and from an accredited school; including private schools.	
Introduced, passed on file.....	246
Referred	271
258 By Weber. Relating to transportation of children from charitable institutions to schools; providing state aid for such transportation.	
Introduced, passed on file.....	246
Referred	271
259 By Lynes. Relating to chapter 277, Acts of the Fifty-sixth General Assembly, an act which authorized the executive council to lease a part of the capitol grounds to the Central Lutheran Church of Des Moines, Iowa; in which a mistake was made in the legal description, herein corrected.	
Introduced, passed on file.....	246
Referred	271
Recommended passage	391
Committee report adopted.....	634
H. F. 338 substituted.....	634
Withdrawn	635
260 By Henry, Tate and McFarlane. Relating to time to commence the mandatory levy for the interest and retirement fund of bonds of political subdivisions; requiring state Tax Commission to certify tax levy for bond issue to county auditor before October if tax is to be levied for following year.	

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Introduced, passed on file.....	247	hicle contract purchases, including insurance.	
Referred	272	Introduced, placed on calendar.	266
261 By Tate. Relating to authority of county Boards of Supervisors to permit, regulate, prohibit and license dumps, junk dealers and similar establishments and places; authorizing regulations outside city or town limits.		Amendments filed	328, 352, 428, 447, 486, 520
Introduced, passed on file.....	247	270 By Turner and Butler. Relating to maintenance and improvement of Lake of Three Fires in Taylor county; providing for appropriation to state Conservation Commission to repair dam, spillway and beach head.	
Referred	272	Introduced, passed on file.....	266
262 By Prentiss. Relating to eliminating liens against estates for recipients of old age assistance who die after July 4, 1957; all claims by the state to be cancelled.		Referred	284
Introduced, passed on file.....	247	Recommended passage	391
Referred	272	Referred to appropriation.....	425
263 By Schroeder and Shaff. Relating to any release of liability for personal injury which is obtained while the injured party is confined in a hospital; providing it shall be void.		271 By Dykhouse, Anderson, Weiss, Putney, Stuart, McFarlane, Boothby, Walker, Lynes, Byers and O'Connor. Relating to employment of minors; permitting employment in bowling alleys but not where beer is sold.	
Introduced, passed on file.....	247	Introduced, passed on file.....	266
Referred	272	Referred	284
Recommended passage	457	Amendment filed	328
264 By Butler. Relating to an appropriation for dredging Lizard Lake in Pocahontas county; one hundred thousand dollars.		272 By Walker. Relating to prohibiting officers of the State or its agencies or members or employees of the General Assembly from performing certain actions involving a conflict of interest with their official duties; to prevent their selling any goods to the State except on contracts after competitive bids.	
Introduced, passed on file.....	247	Introduced, passed on file.....	266
Referred	272	Referred	284
Recommended passage	544	273 By Putney. Relating to the Iowa Horse and Mule Breeders Association; repealing law entitling it to state aid.	
Referred to appropriations.....	564	Introduced, passed on file.....	266
265 By Schools and Educational Institutions. Relating to minimum enrollment in public schools; prohibiting hiring a teacher for elementary schools with less than eight pupils; five now required.		Referred	294
Introduced, placed on calendar.	247	Recommended passage	606
H. F. 426 substituted.....	570	274 By O'Malley and Miller. Relating to employment security and benefits payable thereunder; increasing maximum weekly unemployment compensation from thirty to thirty-six dollars per week; and minimum from five to fifteen dollars per week.	
Withdrawn	571	Introduced, passed on file.....	266
266 By Putney. Relating to registration of animals; repealing law.		Referred	284
Introduced, passed on file.....	247	275 By Miller and O'Malley. Relating to employment security and benefits derived thereunder; allowing benefits based on quitting work on advice of a physician.	
Referred	272	Introduced, passed on file.....	266
267 By Harbor. Relating to closing of all state and county offices on legal holidays.		Referred	284
Introduced, passed on file.....	265	276 By Tate, Butler, Byers, Nolan, O'Malley, Buck, McManus, Utzig, Henry, Elljah and Walker. Relating to appropriation of funds to state Board of Regents for capital improvements, repairs and alterations at state institutions; \$1,090,000 to be allo-	
Referred	284		
268 By Motor Vehicles. Relating to the registration of vehicles domiciled outside of Iowa and owned by an Iowa resident; to exempt from registration if legally licensed in that out-of-state area.			
Introduced, placed on calendar.	265		
269 By Motor Vehicles. Relating to motor vehicle dealers, amending Iowa Motor Vehicle Dealers' Licensing Act; requiring that dealers make full disclosure of all financial transactions of motor ve-			

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cated to institutions in stated amounts.	
Introduced, passed on file.....	274
Referred	295
277 By Tate, Butler, Byers, Nolan, O'Malley, Buck, McManus, Utzig, Henry, Elijah and Walker. Relating to continued operation of Mental Health Institutes under war conditions, authorizing their use as emergency general hospitals; additional powers delegated to superintendents thereof in case of loss of contact with State House due to enemy action.	
Introduced, passed on file.....	274
Referred	295
278 By Tate, Butler, Byers, Nolan, O'Malley, Buck, McManus, Utzig, Henry, Elijah and Walker. Relating to exemption of employees of institutions under Board of Control from division of personnel; applicable in part to physicians.	
Introduced, passed on file.....	275
Referred	295
279 By Tate, Butler, Byers, Nolan, O'Malley, Buck, McManus, Utzig, Henry, Elijah and Walker. Relating to creation of a state department of mental health with a mental health advisory committee and a director of mental health; prescribing their powers and duties; appropriation therefor.	
Introduced, passed on file.....	275
Amendments filed	286
Referred	295
Recommended passage	594
Referred to appropriations.....	612
280 By Tate, Butler, Byers, Nolan, O'Malley, Buck, McManus, Utzig, Henry, Elijah and Walker. Relating to renaming of State Psychopathic Hospital, redefining its purposes and role as a mental health training and research center; providing for local transfer of certain patients; acceptance of gifts and grants; name to be Iowa Mental Health Training and Research Center; integration more closely with University medical school and with state mental hospitals under Board of Control.	
Introduced, passed on file.....	275
Amendment filed	286
Referred	295
281 By Tate, Butler, Byers, Nolan, O'Malley, Buck, McManus, Utzig, Henry, Elijah and Walker. Relating to establishment of a permanent mental health research fund to provide for improvement in care, diagnosis and treatment and mental and emotional illness and mental retardation and through research, for prevention of such conditions; appropriation therefor.	

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Introduced, passed on file.....	275
Amendment filed	286
Referred	295
282 By Tate, Butler, Byers, Nolan, O'Malley, Buck, McManus, Utzig, Henry, Elijah and Walker. Relating to changing name of State Psychopathic Hospital to Iowa Mental Health Training and Research Center.	
Introduced, passed on file.....	275
Amendment filed	287
Referred	295
283 By O'Malley and Miller. Relating to increase in salaries of judges of municipal courts in cities of 75,000 or more inhabitants; affecting only two cities in Iowa at present.	
Introduced, passed on file.....	275
Referred	295
Amendment filed	614
284 By Putney. Relating to hog-cholera virus and serum; to prohibit sale thereof after January 1, 1960.	
Introduced, passed on file.....	275
Referred	295
285 By O'Malley. Relating to powers of county Boards of Supervisors relative to county zoning; enabling supervisors to enact a zoning ordinance without relying on majority vote of property owners.	
Introduced, passed on file.....	276
Referred	295
Sifting recommends calendar...	816
Amendment adopted	887
Passed; ayes 33, nays 8.....	887
286 By Putney. Relating to certain requirements for district, superior and municipal court judges; to withhold salaries if docket not cleared.	
Introduced, passed on file.....	276
Referred	296
287 By Schroeder. Relating to procedure under power of eminent domain; to enable landowners whose property will be condemned for interstate system highways to delay paying the capital gain tax one year.	
Introduced, passed on file.....	276
Referred	296
Recommended passage	607
288 By Schroeder. Relating to construction of interstate system highways; preserving to adjoining property owners access to their lands; requiring the State to furnish affected landowner said access.	
Introduced, passed on file.....	276
Referred	296
Reported without recommendation	579
289 By Schroeder. Relating to construction of fences along boundaries of interstate sys-	

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tem highways; requiring the State to build and maintain a light fence at such boundaries.	
Introduced, passed on file.....	276
Referred	296
290 By Tate. Relating to prior service credit under the Iowa Public Employee's Retirement System; allowing employees who did not apply before 1953 for prior service credit to have until October 1, 1958, to apply.	
Introduced, passed on file.....	276
Referred	296
291 By Dailey. Relating to appointment of an alternate judge in municipal courts having only one (1) judge; such alternate judge to act only during the absence or vacation of the regular judge.	
Introduced, passed on file.....	288
Referred	314
Recommended passage	503
Committee report adopted.....	633
Amendments filed	659, 689
Amendment adopted	700
Point of order raised.....	700
Passed; ayes 42, nays 3.....	701
Concurred	1151
Passed; ayes 44, nays 2.....	1151
Reported enrolled	1207
Signed by President.....	1207
Sent to Governor.....	1207
Signed by Governor.....	1211
292 By Miller. Relating to restrictions on the issuance of liquor permits; clarifying and adding to the grounds for revocation of permits; confining to those applicants who within preceding two years have not been found guilty of any misdemeanor or felony.	
Introduced, passed on file.....	289
Referred	314
293 By Butler. Relating to political affiliation of employees in state liquor stores; requiring it not be a factor in action taken on application.	
Introduced, passed on file.....	289
Referred	314
294 By Utzig and Schroeder. Relating to communication with others by arrested persons upon imprisonment; requiring peace officer shall permit said arrested person immediately upon arrival at place of imprisonment to call or consult any other person or practicing attorney of his own choosing; penalties for peace officers violating provisions hereof.	
Introduced, passed on file.....	289
Referred	314
Recommended passage	428
Sifting recommends calendar..	564
Amendment filed	595
Committee report adopted.....	652
Amendment adopted	677
Passed; ayes 42, nays 6.....	677

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295 By Cities and Towns. Relating to use of posting of summaries of council proceedings in certain cities and towns in lieu of all publication in certain cities or towns where no newspaper of general circulation is published.	
Introduced, placed on calendar..	289
296 By Harbor. Relating to permissible gross weight of vehicles carrying a load of cracked corn under the registration of such vehicles; entitling cracked corn to a tolerance under raw farm products.	
Introduced, passed on file.....	289
Referred	314
297 By O'Malley. Relating to claims against school corporations; empowering a school board to hire a certified public accountant to audit all claims.	
Introduced, passed on file.....	289
Referred	314
Recommended amendment, passage	413
Sifting recommends calendar..	564
Committee report adopted	651
Amendment withdrawn	723
Passed; ayes 44, nays none.....	724
Reported enrolled	1000
Signed by President.....	1000
Sent to Governor.....	1001
Signed by Governor.....	1058
298 By O'Malley. Relating to legalizing proceedings of city council of City of West Des Moines in issuance of swimming pool bonds and levy of taxes.	
Introduced, passed on file.....	289
Referred	314
Proof of publication certified..	327
Recommended passage	502
Committee report adopted.....	634
H. F. 356 substituted.....	634
Withdrawn	634
299 By Ringgenberg. Relating to an appropriation for an engineering survey preparatory to establishment of a state-owned lake in Boone county; \$15,000.00.	
Introduced, passed on file.....	290
Referred	314
Recommended passage	545
Referred to appropriations.....	564
300 By Dailey, Walker, Utzig, Coleman, Nolan, Anderson, Elwood, O'Malley, Weiss, Rigger, Hoffman and McCurdy. Relating to boards of arbitration in disputes between employees and employers; regarding wages or working conditions between state or any department or any political subdivision.	
Introduced, passed on file.....	290
Referred	314
301 By Schroeder, Nolan and O'Malley. Relating to making of small loans so as to	

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Increase maximum amount of loan; regulation rate of interest on such loans, and providing penalties for excessive interest.	
Introduced, passed on file.....	301
Referred	327
302 By Insurance. Relating to number of directors in insurance companies other than life companies; removing the requirement that the number must be stated in the Articles of Incorporation.	
Introduced, placed on calendar.	301
Passed; ayes 46, nays none....	439
Reported enrolled	604
Signed by President.....	604
Sent to Governor.....	604
Signed by Governor.....	637
303 By O'Connor. Relating to fire protection in hotels; providing penalties for persons who, in any hotel, rooming house or other place of public abode, attempts to smoke cigarettes or other forms of tobacco in careless manner and sets fire to any household fittings.	
Introduced, passed on file.....	301
Referred	327
Recommended passage	593
Amendment filed	613
304 By Stuart. Relating to public school transportation; limiting free transportation to elementary pupils in towns of less than 20,000 population living more than two miles from the school; and withdrawing free transportation given to high school pupils residing within city of same population.	
Introduced, passed on file.....	301
Referred	327
Recommended passage	413
Committee report adopted.....	815
Amendment adopted	815
Passed; ayes 42, nays none....	815
305 By Appropriations. Relating to appropriations to members of the Iowa Legislative Research committee, namely: W. C. Stuart, George O'Malley, Lawrence Putney, Jay C. Colburn, Scott Swisher and Bert K. Fairchild.	
Introduced, placed on calendar.	301
Passed; ayes 46, nays none....	362
Reported enrolled	518
Signed by President.....	518
Sent to Governor.....	518
Signed by Governor.....	542
306 By Appropriations. Relating to appropriations to members of the Iowa Taxation Study committee, namely: Frank D. Elwood, Henry E. Heideman, Herman M. Knudson, Wilbur C. Mollson, X. T. Prentis, Jay C. Colburn, Blythe C. Conn, Jim O. Henry, W. J. Johannes and Edward Oppedahl.	
Introduced, placed on calendar.	301
Passed; ayes 45, nays none....	362
Reported enrolled	518

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Signed by President.....	518
Sent to Governor.....	518
Signed by Governor.....	542
307 By Appropriations. Relating to appropriations to ex-officio members of the advisory investment board of the Iowa Public Employees' Retirement System, namely: Arch W. McFarlane and A. L. Mensing.	
Introduced, placed on calendar.	302
Passed; ayes 49, nays none....	363
Reported enrolled	518
Signed by President.....	518
Sent to Governor.....	518
Signed by Governor.....	543
308 By Dewel. Relating to the use of live birds as targets; including in the list, as permissible, domestic pheasants.	
Introduced, passed on file.....	302
Referred	327
Recommended passage	545
309 By Miller, Henry, Harbor, Boothby, Dykhouse and Weiss. Relating to sales tax differential between Iowa and border states, providing relief to border cities and towns located within five miles of town in a bordering state; reducing the sales tax therein to not greater than rate imposed in said city or town in border state.	
Introduced, passed on file.....	302
Referred	327
310 By Walker. Relating to creation in Department of Justice with Attorney General as head thereof, a division of criminal investigation including a bureau of identification; to transfer the existing division and bureau to the Department of Justice; to provide for appointment of special agents in the division; qualifications and salaries; transfer of certain duties from department of Public Safety to Department of Justice.	
Introduced, passed on file.....	302
Referred	327
311 By Schroeder, Ringgenberg, Hoxie, Anderson and Walker. Relating to motor fuel tax law, amending, revising, codifying, repealing and substituting a new law; imposing an excise tax on motor fuel and special fuel used to propel highway motor vehicles; providing certain exemptions, refunds and credit; providing for administration and enforcement of this act and disposition of proceeds thereof.	
Introduced, passed on file.....	302
Referred	327
Recommended passage	546
Sifting recommends calendar	564
Amendments filed	625, 688
Committee report adopted.....	650
H. F. 440 substituted.....	767
Withdrawn	780

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312 By Miller. Relating to prohibiting advertisements wherein it is suggested to residents of Iowa that they can save tax by making purchases from merchants in other states without a statement that items so purchased are subject to the Iowa use tax; also prohibiting the printing, publication and dissemination of such advertisements; including radio and television.		from general property taxes while being so handled.	
Introduced, passed on file.....	302	Introduced, passed on file.....	320
Referred	327	Referred	339
313 By Putney and Nolan. Relating to payment of wages of railroad employees; changing from semi-monthly to weekly.		Amendments filed	459-
Introduced, passed on file.....	303	460, 579, 742, 966, 1001, 1024, 1059	
Referred	327	Sifting recommends calendar... 816	
314 By Governmental Affairs. Relating to personnel administration of certain state employees; creating a division of personnel composed of the State Auditor, Attorney General and State Comptroller.		Amendments adopted	883, 1010, 1011, 1104
Introduced, placed on calendar. 303		Vote reconsidered	1103
315 By Wormely, Stuart, Price, O'Connor, Coleman, McCurdy, Prince, Fisher, Hoffman and Turner. Relating to pre-session conference for legislators; providing such a conference to aid newly elected legislators and make available certain information in regard to legislative work.		Amendment withdrawn	1104
Introduced, passed on file.....	303	Passed; ayes 32, nays 7.....	1104
Referred	327	319 By O'Malley and Prince. Relating to purchase of land to be used as outdoor recreational facilities in either Polk or Dallas County; appropriation of \$296,300 therefor.	
316 By Hoxie and Ringgenberg. Relating to livestock scales; requiring that those acquired after January 1, 1958, shall be equipped with a type registering beam or printer dial.		Introduced, passed on file.....	320
Introduced, passed on file.....	319	Referred	339
Referred	339	Recommended passage	545
Amendment filed	352	Referred to appropriations.....	564
317 By Dewel, O'Malley, Butler, Walker and Evans. Relating to licensing and regulating persons engaged in business of dealing in new and used farm machinery within the state of Iowa; fixing scope of regulation, terms, conditions, sale contracts between manufacturers or distributors and farm machinery dealers; to prohibit coercion; establish license fee fund; penalties for non-compliance.		320 By Vest, Dewel, Shoeman and Long. Relating to licensing and regulation of the making of installment loans of \$3,000 or less; fixing maximum charges on such loans; providing penalties; to be known as Installment Loan Act.	
Introduced, passed on file.....	319	Introduced, passed on file.....	320
Referred	339	Referred	339
Recommended passage	503	321 By Stuart, Fisher and Gillespie. Relating to powers and duties of board of trustees of county hospitals; authorizing vacancies to be appointed by board of supervisors from list of names submitted by said board; and enabling board to produce insurance policies required for prudent management of hospital, including public liability, malpractice, vehicle liability and workmen's compensation.	
318 By Nolan and Walker. Relating to an excise tax on handling of food products by manufacturers, processor, warehouse men and other handlers except retailers and original growers or producers; exempting food products		Introduced, passed on file.....	330
		Referred	343
		322 By Weiss. Relating to road tax fund; to apportion among cities and incorporated towns on basis of motor vehicle registration; increasing secondary road construction share and urban street share.	
		Introduced, passed on file.....	340
		Referred	348
		323 By Tax Revision. Relating to making suppliers of tangible personal property jointly and severally liable with their retailers for sales taxes; penalties provided where the suppliers retain title to the goods to be sold or proceeds from their sale upon default in payment of such taxes and penalties by such retailers.	
		Introduced, placed on calendar..	331
		324 By O'Malley. Relating to the authority of cities and towns to regulate the hours during which intoxicating liquors may be consumed on	

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the premises of private clubs or associations; authorizing cities and towns and boards of supervisors to adopt ordinances therefor.	
Introduced, passed on file.....	331
Referred	348
Sifting recommends calendar...	658
Amendment filed	688
Passed; ayes 42, nays 4.....	804
Concurred	1195
Passed; ayes 40, nays 5.....	1195
Reported enrolled	1208
Signed by President.....	1209
Sent to Governor.....	1209
Signed by Governor.....	1211
325 By Watson, Tate, Dewel, Lynes, Coleman, Long, Butler, O'Malley, Miller and Dykhouse. Relating to appropriation for payment of a portion of the cost of completing the construction of sanitary sewer facilities by the Iowa Great Lakes sanitary district, which includes Spirit Lake, East Okoboji Lake, West Okoboji Lake and other state-owned waters in Dickinson County.	
Introduced, passed on file.....	331
Referred	348
Re-referred	1108
Sifting recommends calendar...	1108
Recommended passage	1112
Committee report adopted	1137
Passed; ayes 37, nays 6.....	1137
326 By Burton and O'Malley. Relating to providing health and accident insurance for employees of an association having group insurance on a franchise plan; employees to be included when 50 per cent of the insurable so elect.	
Introduced, passed on file.....	331
Referred	348
Amendment filed	493
327 By Long, Shoeman, Tate, Henry and Mollison. Relating to unemployment compensation; increasing maximum weekly benefit amount to \$32 and making minimum \$10; increasing maximum duration of benefits from 24 weeks to 26 weeks; providing for notices to be sent by the commission to employers of benefit payments; procedures for correction of errors.	
Introduced, passed on file.....	331
Referred	348
Amendment filed	505
Recommended passage	610
328 By Hoxie. Relating to exemption from taxation those lands in use as settling basins in drainage districts.	
Introduced, passed on file.....	331
Referred	348
Amendment filed	539
329 By Putney. Relating to Qualifications of commissioners of memorial halls and monuments; broadening and generalizing designation of organizations that may qual-	

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ify for representation on commissions and boards; striking individual names and using "a national veterans organization that is active in the community and has been organized for at least five years."	
Introduced, passed on file.....	332
Referred	348
Recommended passage	531
Withdrawn	907
330 By Harbor, Turner, Shoeman and Coleman. Relating to driver education courses in all public high schools; requiring all such schools offer said courses starting in September 1960; providing state aid to these courses; denying issuance of driver's license to those under 18 who haven't passed such a course.	
Introduced, passed on file.....	332
Referred	348
331 By Butler. Relating to dredging and improving Storm Lake in Buena Vista County; appropriation of \$500,000.00 to state conservation commission for said purpose.	
Introduced, passed on file.....	342
Referred	368
332 By Putney. Relating to disposition of unclaimed property, making uniform the law with reference thereto; permitting the State to possess unclaimed assets in banks, trust companies, financial organizations, banks, insurance and safety deposit boxes.	
Introduced, passed on file.....	343
Referred	368
333 By Stuart. Relating to establishment of an Iowa recreation board of six members appointed by the Governor.	
Introduced, passed on file.....	343
Referred	368
Recommended indefinite postponement	545
Re-referred	582
334 By Wormley. Relating to notices mailed by landlord to tenant to terminate farm tenancies; permitting mailing by registered mail.	
Introduced, passed on file.....	343
Referred	368
335 By Shaff. Relating to legalizing issuance of fire department bonds by city council of Clinton.	
Introduced, passed on file.....	343
Proof of publication certified...	348
Referred	368
Recommended passage	412
Committee report adopted.....	434
Passed; ayes 43, nays none.....	434
Reported enrolled	501
Signed by President.....	501
Sent to Governor.....	501
Signed by Governor.....	542
336 By Long. Relating to the county school system; removing the control by coun-	

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ty superintendent from all high school districts having their own superintendents; putting under control of county board of education.		animals slaughtered because of tuberculosis infection; reducing amount of payment; putting on same basis as federal government.	
Introduced, passed on file.....	343	Introduced, passed on file.....	354
Referred	368	Referred	390
337 By McManus. Relating to duties of the state Tax Commission; removing duty of adjusting city valuations with other valuations in the county.		Recommended passage	456
Introduced, passed on file.....	343	Sifting recommends calendar....	542
Referred	368	Committee report adopted.....	647
338 By McManus. Relating to allowance of an attorney fee in certain workmen's compensation cases; requiring employer to pay additional fees; penalties provided for soliciting employment for a lawyer.		Passed; ayes 46, nays none....	648
Introduced, passed on file.....	343	345 By Ringgenberg. Relating to the retirement credit for policemen and firemen who are absent while serving in the armed services; preserving pension credit therefor.	
Referred	368	Introduced, passed on file.....	354
339 By McManus. Relating to notification of decision of a deputy industrial commissioner or board of arbitration; authorizing notification by registered mail.		Referred	390
Introduced, passed on file.....	343	Recommended passage	610
Referred	368	Sifting recommends calendar....	659
340 By Shaff. Relating to power of Iowa State Commerce Commission to resolve controversies between public utilities or common carriers, and cities or towns as to rates; quality of service and other matters; conferring such powers.		Committee report adopted.....	711
Introduced, passed on file.....	343	Passed; ayes 43, nays none....	711
Referred	368	Reported enrolled	1168
341 By Dalley. Relating to the frequency of pay days for railroad employees, the period of time within which the pay must be given to such employee and time of starting pay days.		Signed by President.....	1168
Introduced, passed on file.....	344	Sent to Governor.....	1168
Referred	368	Signed by Governor.....	1211
342 By Harbor. Relating to state aid to persons or corporations who first discover crude oil in this state; making an appropriation of \$75,000 therefor.		346 By Cities and Towns. Relating to urban transit companies and systems; providing for annual license fees for transit system vehicles, and making certain tax provisions of law inapplicable.	
Introduced, passed on file.....	354	Introduced, placed on calendar.....	354
Referred	390	Sifting recommends calendar....	593
Recommended passage	504	Amendment filed	595
Referred to appropriations....	518	H. F. 372 substituted	738
343 By O'Malley. Relating to emergency relief to school districts suffering confiscatory taxation, providing for reimbursement to taxpayers therein for taxes over 100 mills efficiently spent for school purposes.		Withdrawn	739
Introduced, passed on file.....	354	347 By Nolan. Relating to the salary of Iowa Highway Commissioners, increasing each from \$4,500 to \$5,500.	
Referred	390	Introduced, passed on file.....	354
Recommended passage	504	Referred	390
Referred to appropriations....	518	348 By Elwood. Relating to the collection of fees by the clerk of the district court; including payment of 25 cents per 100 words for recording probate matters.	
344 By Gillespie, Mollson, Anderson, Lynes and Boothby. Relating to amount paid for		Introduced, passed on file.....	355
		Referred	390
		Recommended passage	457
		349 By Elwood and Rigler. Relating to qualifications for examination for certification as a public accountant; requiring three years employment in state income tax division to qualify in that field.	
		Introduced, passed on file.....	355
		Referred	390
		Sifting recommends calendar....	594
		Passed; ayes 44, nays none....	951
		Reported enrolled	1168
		Signed by President.....	1168
		Sent to Governor.....	1168
		Signed by Governor.....	1207
		350 By Grimstead. Relating to dredging of Rice Lake in Winnebago and Worth Counties; providing appropriation of \$100,000.	
		Introduced, passed on file.....	355
		Referred	390
		Recommended passage	545
		Referred to appropriations....	564

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351 By O'Malley. Relating to workmen's compensation law; increasing medical and hospital allowances and weekly benefits thereunder.	
Introduced, passed on file.....	355
Referred	390
352 By Butler and Prince. Relating to official newspapers; reducing minimum population requirement for selection of official newspapers enabled to name three official papers; population limit minimum reduced from 15,000 to 10,000.	
Introduced, passed on file.....	355
Referred	390
Recommended passage	604
353 By Price. Relating to an engineering survey preparatory to establishment of a state-owned lake in Marlon County; appropriation of \$15,000 therefor.	
Introduced, passed on file.....	355
Referred	390
Recommended passage	545
Referred to appropriations.....	564
354 By O'Malley. Relating to closed period for training bird dogs; providing for closed period for training all hunting dogs rather than limiting period to bird dogs alone.	
Introduced, passed on file.....	355
Referred	390
Recommended passage	546
355 By O'Malley. Relating to labor union membership; requiring membership in the union before or after 30 days of employment; legalizing the "closed shop."	
Introduced, passed on file.....	355
Referred	390
356 By Nolan. Relating to encumbrances on platted areas; allowing property to be platted without requiring the public utilities companies to release their easement before platting.	
Introduced, passed on file.....	355
Referred	390
Recommended passage	457
Committee report adopted.....	572
Passed; ayes 41, nays none.....	572
Reported enrolled	850
Signed by President.....	850
Sent to Governor.....	850
Signed by Governor.....	920
357 By Schroeder. Relating to establishment of a Mississippi River Parkway Planning Commission of 10 members appointed by the Governor to act for the State of Iowa in cooperation with federal agencies and the Iowa State Highway Commission in the location, planning and construction of the Parkway; authorizing appointment of a planning commission there-	

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for; appropriation for expenses.	
Introduced, passed on file.....	356
Referred	390
358 By Schroeder. Relating to hearings by county Board of Education; changing appeal thereto from county superintendent.	
Introduced, passed on file.....	356
Referred	390
359 By Mollison. Relating to minimum population requirement of cities in which one-half (1/2) mill tax levy is permitted for police and firemen pensions; reducing population requirement to 6,500 instead of 17,000.	
Introduced, passed on file.....	356
Referred	390
Recommended passage	543
Sifting recommends calendar... 637	
Committee report adopted..... 903	
Passed; ayes 38, nays 2..... 903	
Reported enrolled	1168
Signed by President.....	1168
Sent to Governor.....	1168
Signed by Governor.....	1207
360 By Highways. Relating to throwing or depositing substances on the highway; making punishable by fine of \$25.	
Introduced, placed on calendar..	356
261 By Rigler. Relating to the license fees imposed on hotels for class "B" permits; increasing the range from \$100 to \$300, instead of \$100 to \$250.	
Introduced, passed on file.....	356
Referred	390
362 By Nolan, Schroeder, Wormley, Evans and Shaff. Relating to workmen's compensation; redefining certain terms; increasing maximum weekly benefit amount to \$34; providing and authorizing special case settlements, providing for crediting payments otherwise made; repealing several sections.	
Introduced, passed on file.....	377
Referred	425
Recommended passage	611
Amendment filed	626
363 By Nolan. Relating to amount of inspection fee to be collected from pipeline companies; increasing from 25 to 40 cents per inch of diameter per mille.	
Introduced, passed on file.....	377
Referred	425
364 By Nolan. Relating to employees charged with the administration and enforcement of the laws under the Commerce Commission; conferring general powers of peace officers on those appointed by the Commission.	
Introduced, passed on file.....	377
Referred	425

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365 By Nolan. Relating to duties of Commerce Counsel; empowering him to appear before tribunals other than interstate commission which have jurisdiction over all types of public utilities; to protect the interest of Iowa communities.	
Introduced, passed on file.....	377
Referred	425
366 By Putney and Lynes. Relating to the forestry program in Iowa; creating a forestry division in the state Conservation Commission, with the administrative responsibility resting with the state forester.	
Introduced, passed on file.....	377
Referred	425
Amendment filed	486
Recommended amendment, passage	609
367 By Henry and Nolan. Relating to licensing and qualifications of physical therapists.	
Introduced, passed on file.....	378
Referred	425
368 By Cities and Towns. Relating to milldams—exempting them from payment of fees as for power dams; exempting improvements for recreational purposes from payment of permit, inspection and license fees, if open to public without charge.	
Introduced, placed on calendar.	378
Amendment filed	486
Amendment withdrawn	573
H. F. 308 substituted.....	573
Withdrawn	573
369 By Cities and Towns. Relating to annexation of territory to cities and towns; permitting submission of annexation question at either a municipal or special election.	
Introduced, placed on calendar.	378
H. F. 346 substituted.....	573
Withdrawn	574
370 By Walker. Relating to automobile registration plates for holders of amateur radio station licenses; providing that any holder of an official amateur radio license in good standing be issued special registration plates for his motor vehicle; registration fee \$1.	
Introduced, passed on file.....	378
Referred	425
Recommended passage	486
371 By McManus. Relating to compensation of inheritance tax appraisers; to be fixed by court and paid by clerk of district court from county funds, with reimbursement to county by the estate of decedent or owners of property appraised.	
Introduced, passed on file.....	378
Referred	425

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372 By Miller, Shoeman, Henry, Long, Nolan, Schroeder, Mollison, Butler, O'Connor, Harbor, Prentiss, Buck, Prince, Byers, Hoffman, Shaff, Coleman, Vest, O'Malley, Price, Evans, Tate, Stuart, Elwood, Turner, Rigler and McCurdy. Relating to compensation of members of the General Assembly, the Lieutenant Governor, and the Speaker of the House of Representatives; removing the one-hundred-day limit for compensation; putting it on a per diem basis at thirty dollars per day for regular or extra sessions, plus mileage of 7 cents per mile both going to and returning from sessions, regular or extra.	
Introduced, passed on file.....	378
Referred	425
Amendment filed	715
Petition filed to withdraw from sifting	874
Point of order raised.....	1017
Amendments adopted	1017
Passed; ayes 29, nays 18.....	1017
Concurred	1050
Passed; ayes 32, nays 16.....	1050
Reported enrolled	1119
Signed by President.....	1119
Sent to Governor.....	1120
Became law without Governor's signature	1208
373 By Miller. Relating to old age assistance; restoring the reduction made by the state board in compliance with Public Law 271, 74th Congress, in regard to federal social security payments received.	
Introduced, passed on file.....	378
Referred	425
374 By Miller. Relating to the time for filing of claims for veteran's property tax exemptions.	
Introduced, passed no file.....	378
Referred	425
Recommended passage	531
375 By Elwood. Relating to service of notice of hearing pertaining to the vacation and closing of any road, or railroad crossing; requiring that notice of such hearing be served upon owners of record and all mortgage holders 20 days prior to said hearing.	
Introduced, passed on file.....	379
Referred	425
376 By McManus. Relating to establishment of fire districts, in townships and included or adjacent cities and towns; which fire districts shall have power to acquire, rent, maintain and operate fire fighting equipment; providing for the levy of taxes for such purposes.	
Introduced, passed on file.....	379
Referred	425
377 By Shaff and Schroeder. Relating to repeal of the	

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personal net income tax provisions contained in chapter 422, Code 1954.	
Introduced, passed on file.....	379
Referred	425
 378 By Long and Stuart. Relating to the use of certified mail for mailings required or permitted by statute and defining certified mail as any form of mail service where post office provides mailer with a receipt of mailing.	
Introduced, passed on file.....	379
Referred	425
Recommended passage	492
Sifting recommends calendar... 564	
Committee report adopted.....	652
Passed; ayes 46, nays none.....	652
Reported enrolled	1000
Signed by President.....	1000
Sent to Governor.....	1001
Signed by Governor.....	1089
 379 By Miller. Relating to the time for filing objections to inheritance tax appraisements; extending time to six months in lieu of 20 days.	
Introduced, passed on file.....	379
Referred	425
Recommended passage	546
 380 By Schroeder. Relating to revocation of disposition of a body after death; granting the testator or grantor the right to revoke at any time prior to his death.	
Introduced, passed on file.....	379
Referred	425
 381 By Molison and Wormley. Relating to an appropriation to Rock Creek Lake, Jasper County, \$59,500.	
Introduced, passed on file.....	379
Referred	425
 382 By Schroeder and Shaff. Relating to the trial on appeal of assessment of property for taxation.	
Introduced, passed on file.....	379
Referred	425
 383 By Schroeder and Dalley. Relating to payment for care of tuberculosis patients in public institutions; providing that treatment and care shall be free to any resident of Iowa.	
Introduced, passed on file.....	379
Referred	425
 384 By Utzig. Relating to boards of trustees of county hospitals; permitting them to lease hospital facilities when not needed for the purpose for which acquired; to be leased to the county or any political subdivision for any public purpose.	
Introduced, passed on file.....	380
Referred	425
Withdrawn	911
 385 By Utzig. Relating to county supervisors, permitting them to acquire the use of real	

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estate for county purposes by means other than purchase.	
Introduced, passed on file.....	380
Referred	425
Withdrawn	910
 386 By Miller. Relating to salaries of deputy sheriffs; authorizing in counties of 80,000 or more that the first and second deputies shall receive an annual salary of 85 per cent of the salary of his principal.	
Introduced, passed on file.....	380
Referred	425
 387 By Utzig, O'Connor, Hoffman, Walker and Burton. Relating to control and regulation of automobile utility trailers; definitions; Interstate and intrastate reciprocity provisions.	
Introduced, passed on file.....	380
Referred	425
Recommended passage	486
Amendment filed	548
 388 By McManus. Relating to the frequency of resubmission of the question of adopting any change in the form of municipal government; extending from two to six years.	
Introduced, passed on file.....	380
Referred	425
 389 By Miller, O'Malley and Schroeder. Relating to salaries of deputies; authorizing in counties of 100,000 population or more, that first and second deputies, and any deputy in charge of motor vehicle registration department shall receive an annual salary of 80 per cent of his principal; also other provisions for counties requiring more than two deputies.	
Introduced, passed on file.....	380
Referred	425
 390 By Lynes. Relating to unemployment compensation in the cheese industry; confining benefits to only those earning wages of \$200 or more for employment performed for one or more other employers during base period.	
Introduced, passed on file.....	380
Referred	425
 391 By Lynes. Relating to automobile registration plates for holders of amateur radio station licenses; providing that any holder of an official amateur radio license in good standing be issued special registration plates for his motor vehicle; registration fee \$1.	
Introduced, passed on file.....	380
Referred	425
 392 By Lynes. Relating to the Iowa Dairy Industry Commission; increasing pay to members thereof from \$5 per day to \$15; and mileage from	

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5 cents per mile to 10 cents per mile.		come to June 30, 1959.	
Introduced, passed on file.....	380	Introduced, passed on file.....	381
Referred	425	Referred	426
		Recommended passage	612
393 By Lynes. Relating to the Iowa Dairy Industry Commission; authorizing acceptance and expenditure of gifts and other funds for promotional work other than being limited to the excise tax.		401 By O'Malley. Relating to the road use tax, eliminating therefrom apportionment of the state tax; crediting 10 percent of the net receipts to the state general fund.	
Introduced, passed on file.....	381	Introduced, passed on file.....	382
Referred	425	Referred	426
Sifting recommends calendar..	659	402 By Dewel, Nolan, O'Malley and Henry. Relating to investment of funds of savings banks; to authorize investment of 10 percent, in obligations issued, assumed or guaranteed by International Bank for Reconstruction and Development.	
Passed; ayes 35, nays none....	786	Introduced, passed on file.....	382
Reported enrolled	1207	Referred	426
Signed by President	1207	Amendment filed	458
Sent to Governor.....	1207	Recommended indefinite postponement	502
Signed by Governor.....	1211	Re-referred	522
394 By Evans. Relating to the tuition and transportation of pupils to other districts; permitting local school district to close elementary schools and send their children to another school without having to pay tuition outside of district.		403 By Butler and Weiss. Relating to carrying guns in vehicles on a public highway; prohibiting all persons except peace officers from carrying a loaded gun in vehicle.	
Introduced, passed on file.....	381	Introduced, passed on file.....	382
Referred	425	Referred	426
395 By Wormley and Anderson. Relating to definition of vagrancy; repealing old law defining vagrants as campers trading horses along highway.		Recommended passage	607
Introduced, passed on file.....	381	404 By Schroeder. Relating to mechanics' liens and giving them preference over other liens.	
Referred	425	Introduced, passed on file.....	382
396 By Shoeman and Henry. Relating to completion of an artificial lake in Shelby county; appropriation of \$60,000 therefor.		Referred	426
Introduced, passed on file.....	381	Withdrawn	617
Referred	425	405 By Shaff. Relating to tax on freight line and equipment companies; subjecting common carrier trucks to same local millage rate as railroad equipment cars.	
397 By Elwood. Relating to filing of budget estimates, notice of hearing and filing; permitting amendments after hearings prior to September 1.		Introduced, passed on file.....	382
Introduced, passed on file.....	381	Referred	426
Referred	426	406 By Elijah, Dailey, Dewel, Boothby, Gillespie, Grimstead, Hoffman, Anderson, O'Malley and Miller. Relating to establishment and operation of a state program for treatment and rehabilitation of alcoholics; and study and prevention of alcoholism; appropriation, setting up the "alcoholism control fund" made up of 20 cents from each dollar paid for individual permit; state Board of Regents to be in control and appoint an administrative director.	
398 By O'Malley. Relating to temporary amendments to continue present income tax rates, exemptions and manner of payment so as to provide funds for biennium; increasing rate on taxable income above \$6,000 from 4 percent to 4.8 percent.		Introduced, passed on file.....	388
Introduced, passed on file.....	381	Referred	426
Referred	426	Recommended amendment, passage	604
399 By O'Malley. Relating to revision of the formula by which income of corporations is to be apportioned between the State of Iowa and the other states for purposes of the Iowa income tax.		Referred to appropriations.....	612
Introduced, passed on file.....	381	407 By Butler, Utzig and Burton. Relating to licensing and control of retail sale of prod-	
Referred	426		
400 By O'Malley. Relating to continuance of the present rate of tax on corporate in-			

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ucts sold by Iowa state liquor stores; designed to eliminate bootlegging from the State of Iowa.	
Introduced, passed on file.....	388
Referred	426
408 By Watson, Lynes, Shoeman, Dykhouse, Tate and Boothby. Relating to erecting and equipping an addition to the state historical building; appropriation of \$900,000.	
Introduced, passed on file.....	388
Referred	426
409 By Watson. Relating to compensation of the treasurer of a district school board; authorizing the board to pay not to exceed \$500 a year.	
Introduced, passed on file.....	388
Referred	426
Amendment filed	493
410 By Lynes. Relating to the Iowa Dairy Industry Commission; authorizing an increase in the excise tax, from one-half cent per pound to two cents per hundred weight; a "check-off" for promotional work.	
Introduced, passed on file.....	388
Referred	426
411 By Schroeder. Relating to exemptions under the use tax imposed by section 423, Code 1954; exempting property used in reclaiming or processing metals.	
Introduced, passed on file.....	388
Referred	426
412 By McFarlane. Relating to providing an alternate plan for elimination of the need for viaducts and underpasses through relocating, depressing, elevating or consolidating main line and belt line railroad trackage; empowering cities to join railroads in payment of share of costs therefor.	
Introduced, passed on file.....	388
Referred	426
413 By Shoeman and Nolan. Relating to coroner's qualifications and fees; providing that candidates for election shall be a licensed physician or osteopathic physician; increasing fees thereof.	
Introduced, passed on file.....	388
Referred	426
414 By Weber. Relating to warehouses for agricultural products; limiting storage of bulk grain to licensed warehouses.	
Introduced, passed on file.....	389
Referred	426
Recommended passage	530
Sifting recommends calendar...	604
Committee report adopted.....	681
Amendment adopted	681
Passed; ayes 46, nays none.....	681
Reported enrolled	1168
Signed by President.....	1168

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Sent to Governor.....	1168
Signed by Governor.....	1207
415 By Butler. Relating to the appointment of a nominee by banking institutions acting in a fiduciary capacity; permitting transfer and registration of securities in name of a nominee.	
Introduced, passed on file.....	389
Referred	426
Withdrawn	960
416 By Walker, Ringgenberg, Coleman, Weiss, Turner, Burton, Hoffman, Prince, Dewel, Lynes, Dykhouse and Nolan. Relating to sheriffs' and deputy sheriffs' uniforms; providing each full time sheriff and each full time deputy sheriff an allowance of \$150 per year for purchase and maintenance of uniforms.	
Introduced, passed on file.....	389
Referred	426
417 By Dailey. Relating to Acts of the Eleventh General Assembly, in regard to corporate powers of the board of trustees of the Congregational Church and Society of Burlington; repealing the law limiting them to ownership of \$100,000 worth of property.	
Introduced, passed on file.....	389
Referred	426
Recommended passage	623
Sifting recommends calendar...	894
Committee report adopted.....	951
Passed; ayes 44, nays none.....	951
Reported enrolled.....	1168
Signed by President.....	1168
Sent to Governor.....	1168
Signed by Governor.....	1207
418 By Prentis, Nolan, Lynes and Vest. Relating to creation of an educational sales and use tax fund; permanently increasing the sales tax to 3 percent; prescribing the allocation thereto of the revenue raised from 1 percent of the tax, and levy of an excise tax on certain property; to be used for certain school aid.	
Introduced, passed on file.....	389
Referred	426
419 By Prentis, Nolan, Lynes and Vest. Relating to appropriations of \$12,000 to the service compensation fund created to pay the Korean veterans' bonus.	
Introduced, passed on file.....	389
Referred	426
420 By Cities and Towns. Relating to establishment of an urbanized area for cities having population of 15,000 or more; defining the limits of said urbanized area; prohibiting the incorporation of a new municipality within such urbanized area; creating a buffer area around larger cities a distance of three miles from corporate limits.	

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Introduced, placed on calendar.	400	427 By Conservation. Relating to state Conservation Commission construction permits; eliminating duplication of payment of fees and duplication of effort in work related to flood control.	488
H. F. 374 substituted.	574	Introduced, placed on calendar.	488
Withdrawn	575	Withdrawn	914
421 By Cities and Towns. Relating to sum total of annual dues collectible by League of Iowa Municipalities; increasing from 35 to 45.		428 By Tax Revision. Relating to the income tax; correlating exemptions and deductions with the federal income tax law.	
Introduced, placed on calendar.	400	Introduced, placed on calendar.	488
H. F. 281 substituted.	575	429 By Motor Vehicles. Relating to transportation of instruments of husbandry and commercial fertilizers; exempting from motor vehicle registration equipment transporting commercial fertilizer.	
Withdrawn	576	Introduced, placed on calendar.	488
422 By Military Affairs. Relating to empowering the World War II service compensation board to pay a bonus to applicants who filed between July 1, 1953 and June 30, 1957, inclusive; making an appropriation therefor.		Sifting recommends calendar.	564
Introduced, placed on calendar.	400	Amendment filed	580
Amendment filed	566	Amendment adopted	649
H. F. 539 substituted.	576	Passed; ayes 45, nays none.	649
Withdrawn	577	Reported enrolled	1000
423 By Military Affairs. Relating to an appropriation of \$25,000 annually to the Disabled American Veterans of Iowa to be used to provide assistance to disabled veterans and their families in obtaining compensation and benefits from the United States government.		Signed by President	1000
Introduced, referred	416	Sent to Governor	1001
Re-referred	426	Signed by Governor	1058
424 By Appropriations. Relating to appropriations to members of the committee on interstate cooperation, namely: L. A. Falvey, Earl A. Miller, Gladys S. Nelson, Emil L. Novak, Carl H. Ringgenberg, W. H. Tate, Frank R. Thompson, Jacob Van Zwol, Ted D. Clark, Duane E. Dewel, J. T. Dykhouse, Edward J. McManus, Charles W. Nelson, the estate of W. Eldon Walter, and DeVere Watson; total appropriations, \$8,863.45.		430 By Judiciary 1. Relating to permitting the state Board of Social Welfare to temporarily employ attorneys to serve in administration of public welfare laws.	
Introduced, placed on calendar.	450	Introduced, placed on calendar.	488
Committee report adopted.	537	431 By Judiciary 1. Relating to prevention by permanent injunction of the unlicensed operation of children's boarding homes; empowering the state Board of Social Welfare to seek injunction to close such places.	
Amendment adopted	537	Introduced, placed on calendar.	488
Passed; ayes 44, nays none.	537	Amendment filed	638
Reported enrolled	741	Amendment adopted	709
Signed by President	741	H. F. 464 substituted.	709
Sent to Governor	742	Withdrawn	709
Signed by Governor	772	432 By Judiciary 1. Relating to liability insurance for public employees; authorizing all public commissions, boards, departments and agencies to purchase and pay premiums.	
425 By Judiciary 1. Relating to limitation on aid to dependent children; permitting district court judges to allow more than \$175 per month aid to dependent children in one family upon application to the court through the county social welfare director.		Introduced, placed on calendar.	488
Introduced, placed on calendar.	462	Amendment filed	505
426 By Judiciary 2. Relating to time off for employees to vote at general election; making a correction in the statute; repealing section 49.109, Code 1954, which was replaced by a new law in 1955.		H. F. 364 substituted.	630
Introduced, placed on calendar.	462	Withdrawn	632
		433 By Judiciary 1. Relating to consent to adoption and legalizing certain consents made prior to January 1, 1957; where homes of adopting parents were not disclosed in adoption papers.	
		Introduced, placed on calendar.	508
		Sifting recommends calendar.	543
		Amendment filed	580
		Amendments adopted	620, 662
		Passed; ayes 46, nays none.	662
		Reported enrolled	964
		Signed by President	964
		Sent to Governor	964
		Signed by Governor	1058

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434 By Judiciary 2. Relating to powers of the Liquor Control Commission; prohibiting the sale of liquor in bottles representing elephants or donkeys. Introduced, placed on calendar..	508
435 By Board of Control. Relating to widows of veterans and their admission to the Iowa Soldiers' Home at Marshalltown; requiring the widow shall have been the wife of said veteran for at least ten years immediately prior to his death. Introduced, placed on calendar.. Sifting recommends calendar.. H. F. 547 substituted..... Withdrawn	508 894 952 952
436 By Agriculture. Relating to veterinary medicine; repealing lines in section 7, chapter 105, Acts of the Fifty-sixth General Assembly, preventing veterinary technicians from making slide-tests for Brucellosis. Introduced, placed on calendar.. Sifting recommends calendar.. Passed; ayes 46, nays none.... Reported enrolled	522 543 647 1000
Signed by President..... Sent to Governor..... Signed by Governor.....	1000 1001 1058
437 By Agriculture. Relating to the regulation of the business of buying, selling, receiving or dealing in eggs; requiring payment of a license of \$2.00 for each establishment at which said business is conducted; definitions of terms used. Introduced, placed on calendar.. Sifting recommends calendar.. Amendment filed	522 593 741
.....659, 669, 670, 727, 743, Re-referred to sifting.....	740
438 By Military Affairs. Relating to official bonds of members of soldiers relief commission; requiring the county to pay the premium on surety bonds therefor. Introduced, placed on calendar.. Committee report adopted..... Amendments adopted	533 709 709 710
Passed; ayes 45, nays none.... Reported enrolled	1000
Signed by President..... Sent to Governor..... Signed by Governor.....	1000 1001 1058
439 By Military Affairs. Relating to compensation of members of soldiers relief commission; increasing from two to four dollars per diem. Introduced, placed on calendar.	533
440 By Military Affairs. Relating to assisting certain severely disabled veterans; exemption from paying motor vehicle license fee; certain requirements therefor. Introduced, placed on calendar.	533

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441 By Insurance. Relating to accident and health insurance; permitting insurance companies to provide weekly benefits for injuries sustained while in or entering or alighting from or through being struck by an automobile. Introduced, placed on calendar.	534
442 By Insurance. Relating to filing of annual statements by insurance companies; authorizing insurance commissioner to give life and other than life insurance companies extension of time beyond March 1st to file annual statement. Introduced, placed on calendar.	534
443 By Appropriations. Relating to appropriations to members of the Iowa Study Committee on Water Rights and Drainage Laws, namely: Conway E. Morris, Wendell Pendleton, Carl T. Anderson, A. J. Johnson, James Hudson, James Foster and George Aherns; total \$1,680. Introduced, placed on calendar. Passed; ayes 48, nays none.... Reported enrolled	551 620 850 850 850
Signed by President..... Sent to Governor..... Signed by Governor.....	921
444 By Interstate Cooperation. Relating to affiliation of the State of Iowa with the Council of State Governments for the purpose of facilitating the cooperation of the State of Iowa with the units of government of the several states which belong to said Council, and of the United States; authorizing affiliation of Iowa therewith; changing the name from Committee to Iowa Commission; duties of members, appointment, compensation. Introduced, placed on calendar. Sifting recommends calendar.. Amendment filed	551 742 1024 1030
Withdrawn	1030
445 By Motor Vehicles. Relating to brake requirements of vehicles and performance ability of brakes on vehicles; repealing requirement for front brakes on trucks and truck-tractors with three or more axles; specific requirements according to axle-weight. Introduced, placed on calendar.	551
446 By Judiciary 2. Relating to legalizing issuance of bonds for construction of a new police station and fire station in combination in Keokuk. Introduced, placed on calendar. Proof of publication certified.. Sifting recommends calendar.. Passed; ayes 45, nays none.... Reported enrolled	598 591 604 802 1143
Signed by President..... Sent to Governor..... Signed by Governor.....	1143 1143 1185

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447 By Judiciary 1. Relating to disabled and retired firemen's and policemen's pensions; entitling husband of deceased police matron to her pension.		Concurred	1170
Introduced, placed on calendar.	617	Passed; ayes 44, nays 3	1170
Sifting recommends calendar ..	687	Reported enrolled	1203
Passed; ayes 43, nays none	903	Signed by President	1209
Reported enrolled	1168	Sent to Governor	1209
Signed by President	1168	Signed by Governor	1211
Sent to Governor	1168	454 By Social Security. Relating to definition of an employer under the employment security law; defining as one who employs four individuals for 20 weeks a year.	
Signed by Governor	1207	Introduced, placed on calendar.	618
448 By Judiciary 1. Relating to legislative research committee and legislative research bureau; defining their duties; repealing chapter 48, Acts of the Fifty-sixth General Assembly.		Sifting recommends calendar ..	637
Introduced, placed on calendar ..	617	H. F. 513 substituted	869
Sifting recommends calendar ..	687	Withdrawn	870
Passed; ayes 41, nays none	903	455 By Board of Parole. Relating to treatment of inmates of the Iowa State penitentiary and of the men's reformatory and women's reformatory; authorizing the Board of Parole to send prisoners on parole from those institutions to the hospital of the medical college of the State University for treatment and care without securing orders of the court.	
Concurred	1101	Introduced, placed on calendar ..	629
Passed; ayes 42, nays none	1101	456 By Highways. Relating to rounding of corners in establishing highways; requiring consent of owner if ground to be taken has a dwelling house, lawn and ornamental trees connected therewith and located at such corner.	
Reported enrolled	1184	Introduced, referred to sifting ..	641
Signed by President	1184	457 By Appropriations. Relating to biennial appropriation for various departments and various divisions; providing for the salary of the liquor control commissioners; judicial and peace officers' retirement systems.	
Sent to Governor	1207	Introduced, placed on calendar ..	641
Signed by Governor	1211	Amendments filed .. 671, 688, 689, 690	
449 By Judiciary 1. Relating to authorizing issuance of a land patent in Van Buren County to Anthony Crook; on certain school land sold by the state in 1852.		Amendments adopted .. 692, 693, 694	
Introduced, placed on calendar.	617	Amendment withdrawn	694
Sifting recommends calendar ..	659	Passed; ayes 47, nays none	696
H. F. 548 substituted	784	Returned to House on request ..	784
Withdrawn	785	Refused to concur	1109
450 By Board of Control. Relating to superintendents of Woodward State Hospital and School, and Glenwood State School; repealing requirement that superintendents must be physicians.		Conference committee appointed	1119
Introduced, placed on calendar.	617	Conference report adopted .. 1123-1129	
Withdrawn	718	Passed; ayes 48, nays none	1129
451 By Board of Control. Relating to transfer of inmates of Woodward State Hospital and School, and Glenwood State School; granting authority to Board of Control to transfer inmates to county homes of their resident counties.		Second conference committee appointed	1146
Introduced, placed on calendar.	617	Conference report, recommendations and amendments adopted	1161
452 By Judiciary 1. Relating to gift enterprises; repealing statute barring offering of premiums with merchandise sold.		Passed; ayes 46, nays none	1162
Introduced, placed on calendar.	618	Third conference committee appointed	1174
453 By Ways and Means. Relating to repeal of the five-mill tax on moneys and credits for individuals, substituting a surtax on certain income from interest and dividends; providing for moneys and credits tax on certain specific property.		Third conference report, amendments and recommendations adopted	1183
Introduced, placed on calendar.	618	Passed; ayes 41, nays 4	1183
Amendments filed	659, 875	Unanimous consent given to correct appropriation figures ..	1203
Amendment adopted	1115	Reported enrolled	1208
Amendment withdrawn	1115	Signed by President	1209
Passed; ayes 32, nays 6	1115	Sent to Governor	1209
		Signed by Governor	1211
		458 By Judiciary 1. Relating to regulation of registration, issuance, and sale of securi-	

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ties and to the regulation of securities dealers; definitions of terms.	
Introduced, referred to sifting..	660
459 By Agriculture. Relating to requiring a bond for sale-barn operators; definitions; penalties for violations.	
Introduced, referred to sifting..	673
460 By Ways and Means. Relating to property tax relief by amendments to the income, sales and use tax laws and providing for allocations of revenues arising from said taxes; making permanent the 2½ per cent sales tax, 3 per cent corporation income tax; an allotting revenue from 1 per cent of sales tax for state aid to local schools and agricultural land tax credit.	
Introduced, placed on calendar..	692
Amendments filed	
.....702, 727, 728, 744,	745
Request and motion withdrawn	748
Referred to appropriations....	748
Recommended passage	749
Rules suspended	749
Committee report adopted.....	749
Amendments withdrawn	749, 750
Amendments adopted	750, 754
Passed; ayes 28, nays 21.....	757
Point of order raised.....	757
Call of the Senate requested....	1069
Refused to concur.....	1070
Conference committee appointed	1080
Call of the Senate requested	1131
Conference committee report.....	
.....1131-1132	
Conference report adopted.....	1133
Amendments adopted	1133
Passed; ayes 30, nays 20	1133
Second conference committee appointed	1156
Conference report adopted.....	1163
Point of order raised.....	1164
Recommendations and amendments adopted	1164
Passed; ayes 30, nays 18.....	1164
Reported enrolled	1208
Signed by President.....	1209
Sent to Governor.....	1209
Vetoed by Governor.....	1213
461 By Appropriations. Relating to biennial appropriation to state comptroller from motor vehicle fuel tax fund for use in defraying expenses in keeping necessary records in motor vehicle fuel tax department.	
Introduced, placed on calendar..	705
Passed; ayes 50, nays none.....	730
Reported enrolled	894
Signed by President.....	894
Sent to Governor.....	894
Signed by Governor.....	945
462 By Appropriations. Relating to authorizing expenditures by state Highway Commission from the primary road fund for biennium beginning July 1, 1957, and ending June 30, 1959.	
Introduced, placed on calendar..	705
Passed; ayes 50, nays none.....	731
Concurred	973

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Passed; ayes 42, nays 1.....	973
Reported enrolled	1058
Signed by President.....	1058
Sent to Governor.....	1058
Signed by Governor.....	1143
463 By Appropriations. Relating to biennial appropriation from primary road fund to the Industrial Commission for payment of workmen's compensation claims of employees of the state Highway Commission.	
Introduced, placed on calendar..	705
Passed; ayes 50, nays none.....	731
Reported enrolled	894
Signed by President.....	894
Sent to Governor.....	894
Signed by Governor.....	945
464 By Appropriations. Relating to appropriation from the general fund of the state of Iowa for the biennium beginning July 1, 1957, and ending June 30, 1959, to the Social Welfare Department for the purpose of aid to the blind fund, aid to dependent children fund, child welfare fund, emergency fund and the old-age assistance fund; distribution thereof.	
Introduced, placed on calendar..	705
Rules suspended	733
Point of order raised	733
Amendments adopted	734
Passed; ayes 38, nays 10.....	734
Explanation of vote.....	734
Returned to House.....	972
Concurred	1034
Passed; ayes 49, nays none.....	1034
Reported enrolled	1119
Signed by President.....	1119
Sent to Governor.....	1120
Signed by Governor.....	1168
465 By Appropriations. Relating to appropriation from the general fund of the State of Iowa for the biennium beginning July 1, 1957, and ending June 30, 1959, to the Board of Regents for the support, maintenance, equipment, repairs, replacements or alterations of institutions under said Board of Regents.	
Introduced, placed on calendar..	705
Passed; ayes 50, nays none.....	736
Amendments filed	898, 966-968
Amendment withdrawn	975
Amendments adopted	975, 976
Concurred	976
Refused to concur.....	976
Passed; ayes 47, nays 2.....	976
Reported enrolled	1143
Signed by President.....	1143
Sent to Governor.....	1143
Signed by Governor.....	1185
466 By Public Health. Relating to licenses to practice medicine and surgery; applicable to refugee doctors, authorizing the medical examiners to accept in lieu of diploma from a medical college approved by them, a number of specific qualifications.	
Introduced, referred	730

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Sifting recommends calendar...	816
Amendment filed	875
H. F. 582 substituted.....	884
Withdrawn	886
467 By Public Health. Relating to licensing, inspection and regulation of nursing homes and custodial homes; providing for regulations, enforcement proceedings and penalties; requiring securing of licenses from state Department of Health and inspection approval by fire marshal.	
Introduced, referred	748
Sifting recommends calendar...	816
H. F. 572 substituted.....	870
Withdrawn	881
468 By Ways and Means. Relating to the income tax on individuals and corporations; increasing state tax rates and increasing certain deductions.	
Introduced, placed on calendar..	748
Amendments filed	773, 850, 1120
Rules suspended	1147
Amendments adopted	1148
Passed; ayes 37, nays 6.....	1148
469 By Appropriations. Relating to appropriations from the general fund for biennium beginning July 1, 1957, and ending June 30, 1959, to the state Fair Board for the purpose of state aid to agricultural societies; county and district fairs.	
Introduced, placed on calendar..	775
Passed; ayes 49, nays none....	826
Reported enrolled	964
Signed by President	964
Sent to Governor.....	964
Signed by Governor	1058
470 By Appropriations. Relating to an appropriation from the general fund to the state soil conservation committee to carry on specified soil conservation work in districts as provided in chapter 467A, Code 1954; \$400,000 per year.	
Introduced, placed on calendar..	775
Passed; ayes 48, nays none....	827
Reported enrolled	964
Signed by President	964
Sent to Governor.....	964
Signed by Governor.....	1058
471 By Appropriations. Relating to creation of the general contingent fund of the state for the biennium beginning July 1, 1957, and appropriating thereto the sum of two million dollars from the general fund of the state, specifying the purposes for which the appropriation may be used; providing for report of disposition made of the fund.	
Introduced, placed on calendar. 775	
Passed; ayes 49, nays none....	828
Reported enrolled	964
Signed by President	964
Sent to Governor.....	964
Signed by Governor.....	1058

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472 By Appropriations. Relating to an appropriation from the general fund of the state of Iowa, to the department of public instruction, \$10,000, for use as a revolving fund for the Veterans Administration, \$5,000 for the school lunch program, and \$40,000 for mentally retarded children and students, who fail to complete their high school education.	
Introduced, placed on calendar. 775	
Amendment filed	817
Amendments adopted	828
Passed; ayes 49, nays none....	829
Reported enrolled	1023
Signed by President	1024
Sent to Governor.....	1024
Signed by Governor	1689
473 By Appropriations. Relating to appropriation from the Iowa public employees retirement system fund, \$296,240 to the Employment Security Commission for the costs of administration of chapter 97B, Code 1954.	
Introduced, placed on calendar. 775	
Passed; ayes 49, nays none....	829
Reported enrolled	964
Signed by President.....	964
Sent to Governor.....	964
Signed by Governor.....	1058
474 By Appropriations. Relating to appropriation from the general fund of the state to the national guard and state guard for the purpose of various capital improvements, repairs, replacements, alterations, equipment and rehabilitation.	
Introduced, placed on calendar. 776	
Amendment filed	851
Amendment withdrawn	860
Passed; ayes 48, nays 1.....	860
Reported enrolled	1023
Signed by President.....	1024
Sent to Governor.....	1024
Signed by Governor.....	1089
475 By Appropriations. Relating to appropriation from the general fund of the state to the Department of Agriculture for vehicles with equipment; \$40,000 to be used for labor and material and for purchases of five new hoist assemblies and five new trucks.	
Introduced, placed on calendar. 776	
Amendment filed	851
Amendment adopted	860
Passed; ayes 48, nays none....	860
Concurred	978
Passed; ayes 48, nays 1.....	978
Reported enrolled	1058
Signed by President.....	1058
Sent to Governor.....	1058
Signed by Governor.....	1143
476 By Judiciary 2. Relating to legalizing council proceedings in Maynard, Fayette County, in election and issuance of bonds for town hall.	
Introduced, referred to sifting..	823
Sifting recommends calendar...	873

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Proof of publication certified..	891
Passed; ayes 48, nays none....	995
Reported enrolled	1168
Signed by President.....	1168
Sent to Governor.....	1168
Signed by Governor.....	1207
477 By Judiciary 2. Relating to legalizing action of board of supervisors of Emmet County in allocating a bonds sale fund to courthouse building fund.	
Introduced, referred	823
Sifting recommends calendar..	894
Action expunged	977
Withdrawn	977
478 By Social Security. Relating to federal social security taxes on Iowa public employees; legalizing collection of additional ¼ percent tax, which they have been paying since January 1.	
Introduced, referred	824
Sifting recommends calendar..	894
H. F. 587 substituted	952
Withdrawn	953
479 By Social Security. Relating to acquiring land and providing permanent offices to be used by the Iowa employment security commission; authorizing use of \$400,000 federal funds made available.	
Introduced, referred	854
480 By Claims. Relating to appropriations to certain named persons in settlement of claims made against the state of Iowa; \$27,314.81.	
Introduced, referred	855
Reported without recommendation	895
Committee report adopted.....	926
Passed; ayes 45, nays 3.....	926
Reported enrolled	1023
Signed by President.....	1024
Sent to Governor.....	1024
Signed by Governor.....	1089
481 By Claims. Relating to appropriations to certain counties in settlement of drainage assessment claims against the state of Iowa; authorizing payment from Conservation Commission funds.	
Introduced, referred	855
Reported without recommendation	895
Amendment filed	921
Committee report adopted.....	927
Amendment withdrawn.....	927
Amendment adopted	927
Passed; ayes 38, nays 9.....	928
Reported enrolled	1023
Signed by President.....	1024
Sent to Governor.....	1024
Became law without Governor's signature	1144
482 By Claims. Relating to appropriations to certain named persons in settlement of claims made against the state of Iowa; authorizing payment from general fund for sales and use tax refunds and agricultural land tax credit to certain public bodies.	

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Introduced, referred	855
Reported without recommendation	895
Committee report adopted.....	928
Passed; ayes 40, nays 5.....	928
Reported enrolled	1088
Signed by President.....	1088
Sent to Governor.....	1089
Signed by Governor.....	1144
483 By Claims. Relating to appropriations to certain named persons in settlement of claims made against the state of Iowa; for professional services.	
Introduced, referred	855
Reported without recommendation	895
Amendment filed	896
Committee report adopted.....	929
Amendment adopted	929
Passed; ayes 43, nays 4.....	929
Reported enrolled	1058
Signed by President.....	1058
Sent to Governor.....	1058
Signed by Governor.....	1143
484 By Claims. Relating to appropriations to certain named persons in settlement of claims made against the State of Iowa; from gasoline tax refund to Chicago, Milwaukee, St. Paul and Pacific Railroad Company.	
Introduced, referred	855
Reported without recommendation	895
Committee report adopted	929
Passed; ayes 44, nays 3.....	929
Reported enrolled	1058
Signed by President.....	1058
Sent to Governor.....	1058
Signed by Governor.....	1143
485 By Claims. Relating to appropriations to certain named persons in settlement of claims made against the state of Iowa; for capitol repairs and military service tax credit.	
Introduced, referred	855
Reported without recommendation	895
Committee report adopted.....	930
Passed; ayes 44, nays 3.....	930
Reported enrolled	1088
Signed by President.....	1088
Sent to Governor.....	1089
Signed by Governor.....	1144
486 By Claims. Relating to appropriations to certain named persons in settlement of damages sustained by them on account of accidents on primary roads or on account of collisions with state highway equipment, or on account of acts of commission or omission by the state Highway Commission or its employees.	
Introduced, referred	855
Reported without recommendation	896
Committee report adopted.....	931
Passed; ayes 43, nays 4.....	931
Reported enrolled	1088
Signed by President.....	1088
Sent to Governor.....	1089
Signed by Governor.....	1144

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487 By Claims. Relating to appropriations to certain named persons in settlement of claims made against the State of Iowa on account of overcharges and errors in registering automobiles.		492 By Public Health. Relating to licensing, inspection and regulation of homes for the aged, providing for regulations, enforcement proceedings and penalties.	
Introduced, referred	856	Introduced, referred to sifting..	972
Reported without recommendation	896	493 By Appropriations. Relating to an appropriation from general fund of the State of Iowa to the state Conservation Commission funds for construction, replacement, repairs, acquisition of land, development, forestry, watershed area improvements, design and investigation and dredging.	
Committee report adopted.....	931	Introduced, placed on calendar..	1006
Passed; ayes 44, nays 3.....	931	Amendments filed	1024, 1120
Reported enrolled	1088	Withdrawn	1201
Signed by President.....	1088	494 By Appropriations. Relating to an appropriation from general fund of the State of Iowa for capital improvements for institutions under the Board of Control, including construction of new buildings, repairs, improvements, replacements or alterations; providing for joint control for expenditure thereof by the Board of Control and the Budget and Financial Control Committee.	
Sent to Governor.....	1089	Introduced, placed on calendar..	1006
Signed by Governor.....	1144	Withdrawn	1141
488 By Claims. Relating to appropriations to certain named persons in settlement of claims made against the State of Iowa; appropriated out of the old-age assistance fund.		495 By Ways and Means. Relating to assessment of stocks of merchandise, eliminating from assessment, stocks of merchandise which had previously been assessed and the tax thereon paid.	
Introduced, referred	856	Introduced, referred to sifting	1029
Reported without recommendation	896	Points of order raised.....	1069, 1110
Committee report adopted.....	932	Recommended removal from calendar, and re-referred....	1110
Passed; ayes 44, nays 3.....	932	496 By Appropriations. Relating to an appropriation from general fund of the State of Iowa for capital improvements for institutions under the Board of Regents, including construction of new buildings, repairs, improvements, replacements, or alterations; providing for joint control of expenditures by the Board of Regents and the Budget and Financial Control Committee.	
Reported enrolled	1088	Introduced, placed on calendar..	1064
Signed by President	1088	Withdrawn	1201
Sent to Governor	1089	497 By Military Affairs. Relating to the retirement credit for policemen and firemen who are absent while serving in the armed forces; amending Senate File 345, Acts of the 57th General Assembly.	
Signed by Governor	1144	Introduced, referred to sifting..	1169
489 By Claims. Relating to appropriations to Clutier Independent School District, for refund of money lost due to bank closing; \$2,942.06.		Passed; ayes 46, nays none.....	1183
Introduced, referred	856	Reported enrolled	1205
Reported without recommendation	896	Signed by President.....	1209
Committee report adopted.....	932	Sent to Governor.....	1209
Failed; ayes 27, nays 18.....	932	Vetoed by Governor.....	1212
Point of order raised.....	933		
Motion filed to reconsider vote..	962		
Vote reconsidered	1008		
Passed; ayes 37, nays 8.....	1008		
Reported enrolled	1119		
Signed by President	1119		
Sent to Governor	1120		
Signed by Governor.....	1168		
490 By Cities and Towns. Relating to enabling two or more cities to jointly construct a swimming pool or airport, providing for issuance of bonds and levy of taxes by such cities to finance construction thereof.			
Introduced, referred to sifting..	878		
Sifting recommends calendar...	965		
Passed; ayes 49, nays none.....	977		
Amendments adopted	1102		
Concurred	1102		
Passed; ayes 44, nays none.....	1103		
Reported enrolled	1184		
Signed by President.....	1184		
Sent to Governor.....	1207		
Signed by Governor.....	1211		
491 By Appropriations. Relating to payment of the state's share as an employer of taxes levied for support of Iowa employees retirement system and the federal social security act.			
Introduced, placed on calendar..	878		
Amendment adopted	935		
Passed; ayes 46, nays 1.....	935		
Reported enrolled	1184		
Signed by President.....	1184		
Sent to Governor.....	1207		
Vetoed by Governor.....	1212		

RECORD OF HOUSE BILLS IN SENATE

HOUSE JOINT RESOLUTIONS AND HOUSE FILES PASSED AND APPROVED—187

H. J. R. 8, 22, 23, 24.

H. F.

1, 2, 6, 9, 12, 14, 17, 19, 21, 22, 25, 26, 28, 38, 40, 42, 43, 46, 58, 60, 61, 64, 68, 74, 75, 76, 77, 78, 81, 84, 86, 87, 93, 100, 103, 104, 105, 109, 110, 111, 116, 117, 119, 121, 122, 123, 124, 130, 132, 136, 137, 138, 139, 146, 153, 154, 155, 158, 159, 160, 163, 164, 169, 174, 175, 183, 195, 201, 203, 205, 206, 212, 224, 226, 229, 233, 237, 239, 240, 241, 242, 252, 261, 268, 272, 273, 275, 277, 279, 281, 282, 285, 287, 288, 294, 296, 299, 306, 308, 311, 313, 317, 330, 338, 342, 345, 346, 352, 353, 356, 364, 367, 371, 374, 376, 377, 388, 389, 390, 392, 399, 400, 417, 418, 420, 421, 422, 423, 426, 435, 437, 440, 447, 457, 464, 467, 469, 471, 476, 484, 490, 495, 505, 506, 508, 531, 539, 544, 547, 548, 550, 551, 552, 553, 554, 555, 556, 559, 560, 562, 563, 564, 565, 566, 567, 569, 571, 572, 573, 578, 579, 582, 585, 587, 589, 591, 593, 594, 595, 596, 599, 603, 604.

Passed both Houses, vetoed by Governor—H. F. 167, 500, 597, 598, 600, 601, 602.

Became law without Governor's signature—H. F. 157, 188, 344, 513.

Passed over Governor's veto, became law—H. F. 113, 162, 372.

Became law, later repealed—H. F. 157.

H. J. R.	Page
3 By Lucken, Whitney, Gray, Stevens, Walter of Hardin, Hendrix, Christophel, Frey, Christiansen and Edgington. Relating to compilation of a school directory; requiring the State Department of Public Instruction to issue an annual directory of names and salaries of all teachers and administration officials.	
Received, passed on file.....	165
Referred	188
Petition filed to withdraw from sifting	1023
Tabled	1162
6 By Stevens, Brown, Johannes, McNeal, Reppert, Kosek, Hendrix, Coverdale, Wilson, Edgington, Fairchild, Sar, Walter of Hardin, Hanson, Burtch, Christophel, Ballhagen, Whitney and Eldred. Relating to constitutional amendments in regard to representation in the Senate and House of Representatives and to classification of Senators; providing for classification by lot; reapportionment of legislative seats among the counties; 60 senatorial districts to be allotted on population basis and 99 representative districts to be allotted one to a county.	
Received, referred to sifting..	796
Amendments filed	851
Call of Senate requested.....	990
Amendments filed.....	1001
Amendments filed	1025
Call of the Senate requested....	1030
7 By Riehm and Vermeer. Relating to authorizing appointment of an inaugural	

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committee; empowering such committee to make all arrangements for the inaugural ceremonies even to selection of place other than the capitol building.	
Received, passed on file.....	148
Referred	157
8 By Stevens and Loss. Relating to creation of a special committee to confer with the state legislature of Nebraska; to make a study of the present boundary line between Nebraska and Iowa; to make report to 58th General Assembly.	
Received, referred to sifting...	1045
Amendment filed	1059
Referred to appropriations.....	1111
Recommended passage	1187
Committee report adopted.....	1195
Amendments adopted	1196
Passed; ayes 41, nays 3.....	1196
Reported enrolled	1208
Signed by President.....	1209
Signed by Governor.	
10 By McNeal, Stevens, Carson, Milroy, Perkins, Kosek, Goode, Paul, Edgington, Greenwood, Halling, Maggert, Mensing, Lucken, Whitney, Riehm, Walter of Hardin, Walter of Clayton, Wilson, Frey, Johns, Brown, Vermeer, Kimball, McCracken, Novak, Breakenridge, Santee, Mowry, Ballhagen, Holdsworth, Kluever, Ossian, Darrington, Dillon, Burtch, Eichenlaub and Petruccelli. Relating to a constitutional amendment in regard to approving or rejecting by referendum any act of the	

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General Assembly pertaining to the sale or distribution of alcoholic liquor.	
Received, referred to sifting....	759
Petition filed to withdraw from sifting	1000
Amendment filed	1026
Amendments filed	1059, 1060
Point of order raised.....	1160
Returned to sifting.....	1160
16 By Dietz, Hendrix and Petruccelli. Relating to authorizing by proclamation by the Governor, designation of Halloween night as Youth Honor Day to divert the excessive zeal evident on that day into more beneficial channels.	
Received, passed on file.....	553
Referred	564
18 By Constitutional Amendments and Reapportionment of the General Assembly. Relating to constitutional amendments in regard to sessions of the General Assembly providing for annual sessions; regular session to be held in each of odd-numbered years and extra session in each of even-numbered years; the extra session to give emphasis to budget, revenue, taxes and emergency legislation.	
Received, passed on file.....	630
21 By Banks, Bulding and Loan. Relating to creation of a special committee to make a study of lending practices; including practices of agencies engaged in making installment and consumer goods, regulation of repossession and court practices, rebate upon prepayment misleading statements, unethical advertising and questionable methods employed to obtain business.	
Received, referred to sifting....	1079
22 By Appropriations. Relating to assistance by the State to the county of Tama in providing a law-enforcement officer for the Sac and Fox Indian reservation; making appropriation therefor.	
Received, referred	891
Recommended passage	1024
Committee report adopted.....	1118
Passed; ayes 41, nays 3.....	1118
Reported enrolled	1207
Signed by President.....	1207
Signed by Governor.	
23 By McNeal, Carson, Johns, Naden, Milroy, Whitney, Vermeer, Eldred, Riehm, McCracken and Wilson. Relating to creation of a joint bipartisan committee of legislators to be known as an election and election privileges committee; establishing its powers and duties; report to be made to Fifty-eighth General Assembly.	

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Rules suspended	979, 981
Points of order raised.....	979, 980
Point of order withdrawn.....	980
Amendments withdrawn	980, 985
Amendment adopted	980
Rule invoked, call of Senate filed	982
Rule suspended	988
Passed; ayes 46, nays 4.....	988
Explanation of vote.....	988
Senate insisted	996
Conference committee appointed	996
Conference report adopted.....	1013
Passed; ayes 46, nays 4.....	1014
Reported enrolled	1088
Signed by President.....	1088
Signed by Governor.	
24 By Appropriations. Relating to creation of a special joint committee for the purpose of studying the problem of obtaining qualified personnel for Board of Control institutions and observing the sufficiency and adequacy of the legislation relating thereto; members of such committee to be the members of the present joint House and Senate subcommittee of the appropriations committee studying the needs of Board of Control institutions; to serve during the interim without compensation.	
Received, referred to sifting....	939
Passed; ayes 37, nays 3.....	1111
Reported enrolled	1207
Signed by President.....	1207
Signed by Governor.	
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1 By Eichenlaub. Relating to general powers of municipalities, authorizing such corporations to cooperate with federal government in certain beneficial projects.	
Received, passed on file.....	206
Referred	216
Amendment filed	817
Sifting recommends calendar..	894
Amendment adopted	954
Passed; ayes 42, nays 1.....	954
Reported enrolled	1058
Signed by President.....	1058
Signed by Governor.	
2 By Brown. Relating to territory included in reorganized school districts; providing that all districts voted into the reorganized area must be contiguous.	
Received, referred to sifting....	665
Petition filed to withdraw from sifting	874
Point of order raised.....	1015
Amendment adopted	1015
Passed; ayes 35, nays 5.....	1111
Reported enrolled	1208
Signed by President.....	1209
Signed by Governor.	
3 By Brown. Relating to legalizing proceedings in establishment of Keota Community School District in counties of Keokuk and Washington.	

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Received, passed on file.....	435
Referred	456
4 By Brown, Relating to legalizing organization proceedings in establishment of the Tri-County Community School District in counties of Keokuk, Poweshiek and Mahaska.	
Received, passed on file.....	418
Referred	426
6 By Baumhover, Sersland, Stevens, Christiansen and Nelson. Relating to insurance coverages authorized for mutual fire, tornado, hail-storm and other insurance associations.	
Received, passed on file.....	224
Referred	241
Substituted for S. F. 66.....	334
Passed; ayes 45, nays none....	334
Reported enrolled	368
Signed by President.....	368
Signed by Governor.	
8 By Frey, Hoth, Wilson, Johannes, Halling, Christophel, Dietz, Naden and Loss. Relating to records and reports of recipients of public aid; permitting social welfare boards to file monthly instead of quarterly reports of names of recipients of aid to dependent children; authorizing omission of addresses.	
Received, passed on file.....	622
9 By McNeal, Nelson, Santee, Loss, Milroy, Mowry, Reppert, Vermeer and Balch. Relating to issuance and revocation of insurance agents licenses.	
Received, passed on file.....	251
Amendments filed.....	329, 341, 397
Substituted for S. F. 27.....	408
Amendments adopted.....	408, 409
Amendment withdrawn.....	409
Passed; ayes 47, nays none....	409
Reported enrolled	501
Signed by President.....	501
Signed by Governor.	
12 By Breakenridge, Halling, Hirsch and Hagedorn. Relating to vaccination certificates of animals, in regard to altering certificate.	
Received, passed on file.....	186
Referred	200
Recommended passage.....	391
Sifting recommends calendar...	564
Committee report adopted.....	649
Passed; ayes 45, nays none....	650
Reported enrolled	701
Signed by President.....	701
Signed by Governor.	
14 By Lucken, Whitney, Walter of Hardin, Hanson, Stevens, Jarvis, Christophel and Edgington. Relating to election of school directors; setting up optional plans; division of entire district into designated geographical sub-districts to be known as director districts; fair representation on board of a newly organized community	

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school district as well as existing districts.	
Received, passed on file.....	213
Referred	233
Recommended passage.....	262
Sifting recommends calendar...	593
Committee report adopted.....	678
Passed; ayes 43, nays 1.....	678
Reported enrolled	741
Signed by President.....	741
Signed by Governor.	
16 By Paul, Carson, Hanson, Johns, Kaiser, Loss and Hoth. Relating to grades or classifications for milk to be used for manufacturing purposes; requiring organoleptic examination by senses of sight, smell, taste, off-flavors, off-odors; making mandatory as with cream-grading law since there has been transition from cream to white milk for manufacturing purposes.	
Received, referred to sifting....	759
Petition filed to withdraw from sifting	920
Amendment filed	1002
Point of order raised.....	1157
Returned to sifting.....	1157
17 By Jarvis. Relating to legalizing issuance of bonds for swimming pool at town of Alta.	
Received, passed on file.....	186
Referred	200
Recommended passage.....	261
Proof of publication certified..	310
Committee report adopted.....	312
Passed; ayes 44, nays none....	312
Reported enrolled	339
Signed by President.....	339
Signed by Governor.	
19 By Coverdale and Carlsen. Relating to jury fees in municipal courts in class "C" cases and in certain misdemeanor cases; requiring counties rather than cities to pay jury fees in criminal cases in municipal courts.	
Received, passed on file.....	147
Referred	157
Amendments filed	208, 415
Recommended passage.....	607
Sifting recommends calendar...	658
Committee report adopted.....	803
Amendments withdrawn.....	803
Amendment adopted	803
Passed; ayes 44, nays none....	803
Reported enrolled	964
Signed by President.....	964
Signed by Governor.	
21 By Carson, Hagedorn, Hendrix, Mensing, Dillon, Vermeer, Johannes, Reppert, Edgington, Den Herder, Main, Vance and Carlsen. Relating to pathology and radiology services in hospitals; definitions of terms; providing that the principles agreed to by Iowa Hospital Association and Iowa Medical Society to the effect that pathology, radiology and X-ray services performed in hospitals be considered medical services, not hospital services and a	

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physician to be in charge of such hospital facilities.....		State Insurance Commissioner and the State Treasurer.	
Received, passed on file.....	346	Received, passed on file.....	127
Amendments filed . . . 372, 613, 627, . . .	659	Referred	152
Substituted for S. F. 154.....	652	Recommended passage	201
Amendment withdrawn	653	Amendment filed	318
Amendments adopted	653, 668	Committee report adopted	323
Amendment withdrawn	668	Amendments adopted	325
Passed; ayes 45, nays none....	669	Passed; ayes 47, nays 1.....	326
Reported enrolled	701	Reported enrolled	347
Signed by President.....	701	Signed by President.....	347
Signed by Governor.		Signed by Governor.	
22 By Currie. Relating to legalizing organization proceedings of Odebolt-Arthur Community School District in counties of Sac, Crawford and Ida.		29 By Johannes and Hanson. Relating to remittance of motor vehicle funds to the state Treasurer after payment of authorized refunds; requiring county treasurer to remit to state Treasurer, motor vehicle funds monthly so money can be invested.	
Received, passed on file.....	187	Received, passed on file.....	251
Referred	200	Referred	272
Recommended passage	502	30 By Johannes and Hanson. Relating to state sinking fund for public deposits; protection of bank deposits of Iowa Liquor Control Commission and heads of institutions under jurisdiction of state Board of Control and state Board of Regents; requiring said list of such depositories be kept on file with state Treasurer.	
Committee report adopted.....	561	Received, passed on file.....	187
Passed; ayes 43, nays none....	562	Referred	200
Reported enrolled	591	35 By Johannes and Hanson. Relating to sales and use taxes on leased or rented property; clarifying problem of liability of leased personal property to pay sales taxes.	
Signed by President.....	592	Received, referred to sifting....	584
Signed by Governor.		36 By Johannes and Hanson. Relating to creation of a presumption of taxability of all gross receipts from sales of tangible or personal property and other commodities; providing for certificate of exemption from sales tax to be executed by buyer when property purchased for resale and not for consumption.	
24 By Freed. Relating to minimum size of school districts; repealing an Inoperative section of the law.		Received, passed on file.....	268
Received, passed on file.....	156	Referred	284
Referred	178	37 By Johannes and Hanson. Relating to certificates of exemption from use tax and the use of same; providing certificate be executed by buyer when property is purchased.	
Recommended passage	349	Received, passed on file.....	252
25 By Sersland, Hoth, Kosek, Novak, Eichenlaub, Petrucelli, Dietz, Christophel, Balch, Kaiser, Santee, Andrews, Dodds and Reppert. Relating to county fund for insane; increasing maximum from three eighths of a mill to one mill therefor.		Referred	273
Received, passed on file.....	435	38 By Johannes and Hanson. Relating to preparation of county budget required by statute; clarifying steps to be taken in preparation thereof.	
Referred	456	Received, passed on file.....	156
Sifting recommends calendar... 742		Referred	176
Amendment filed	772	Recommended passage	392
Amendment withdrawn	846	Committee report adopted	498
Amendment adopted	846	Passed; ayes 44, nays none....	498
Passed; ayes 47, nays none....	846	Reported enrolled	542
Reported enrolled	964	Signed by President	542
Signed by President.....	964	Signed by Governor.	
Signed by Governor.		26 By Reppert and Andrews. Relating to pay periods of municipal court personnel; permitting cities to pay salaries thereof, either monthly or semimonthly as preferred.	
26 By Reppert and Andrews. Relating to pay periods of municipal court personnel; permitting cities to pay salaries thereof, either monthly or semimonthly as preferred.		Received, passed on file.....	213
Received, passed on file.....	213	Referred	233
Referred	233	Recommended passage	369
Recommended passage	369	Amendments filed	492, 638, 659
Amendments filed	492, 638, 659	Committee report adopted.....	632
Committee report adopted.....	632	Amendments withdrawn	667
Amendments withdrawn	667	Passed; ayes 44, nays none....	667
Passed; ayes 44, nays none....	667	Reported enrolled	741
Reported enrolled	741	Signed by President.....	741
Signed by President.....	741	Signed by Governor.	
Signed by Governor.		28 By Johannes and Hanson. Relating to collection, investment and deposit of public funds not currently needed for operating expenses; requiring State Treasurer to invest or deposit, as provided by law, such funds, the interest rate to be set by a joint committee composed of State Superintendent of Banking,	

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40 By Johannes and Hanson. Relating to millage levy limit for county assessor's office, county boards of review and conference board; not exceeding levy of one mill in counties of less than twenty-one million dollars assessed valuation and three-fourths mill in all counties with valuation of twenty-one million dollars or more.	
Received, passed on file.....	490
Referred	502
Recommended passage	612
Sifting recommends calendar.....	1059
Committee report adopted.....	1094
Passed; ayes 47, nays none.....	1094
Reported enrolled.....	1208
Signed by President.....	1209
Signed by Governor.	
42 By Johannes and Hanson. Relating to secondary road system of counties; creating one county road fund; classifying all secondary roads except farm-to-market roads in one system; eliminating requirement that 35 percent of county road construction money be spent on local county roads.	
Received, passed on file.....	156
Referred	176
Recommended passage	350
Sifting recommends calendar	604
Committee report adopted	799
Amendment adopted	800
Passed; ayes 44, nays none.....	800
Reported enrolled	894
Signed by President	894
Signed by Governor.	
43 By Johannes and Hanson. Relating to annual report to Highway Commission as to a county's progress on its secondary road construction program; making it mandatory for county engineer to so report.	
Received, passed on file.....	156
Referred	176
Recommended passage	285
Committee report adopted	336
Passed; ayes 42, nays none.....	336
Reported enrolled	368
Signed by President	368
Signed by Governor.	
46 By Johannes and Hanson. Relating to county secondary road budgets, requiring each county to submit a budget to state Highway Commission on or before November 1 of each year.	
Received, passed on file	187
Referred	200
Recommended passage	262
Sifting recommends calendar	543
Committee report adopted	589
Passed; ayes 42, nays 4	589
Reported enrolled	637
Signed by President	637
Signed by Governor.	
50 By Halling, Loss, Mensing, Hanson and Vermeer. Relating to disposition of excess revenues derived from tax levies made to retire World	

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War I Bonus Bonds, by transferring such revenues to the disability fund; approximately \$30,000.	
Received, passed on file.....	366
Referred	390
55 By Duffy. Relating to criminal penalty of death for any person under eighteen years of age at time of perpetration of the crime; providing for abolishment of said penalty.	
Received, passed on file.....	214
Referred	233
58 By Swisher. Relating to annexation of territorial property owned by State of Iowa, and adjoining any city or town; permitting city or town so to do by publication and notice to the state department having control over the property.	
Received, passed on file.....	366
Substituted for S. F. 60.....	419
Passed; ayes 40, nays 1.....	419
Reported enrolled	484
Signed by President.....	485
Signed by Governor.	
60 By Frey, Carlsen, Burris, Petruccelli, Mensing, Frommelt and Loss. Relating to fees to be collected by state Department of Health in practice of barbering; increasing annual renewal fee to practice barbering to \$5.00 and to \$3.00 for license to operate a barber shop.	
Received, passed on file.....	198
Referred	207
Recommended passage	234
Committee report adopted.....	407
Passed; ayes 35, nays 7.....	407
Reported enrolled	456
Signed by President.....	456
Signed by Governor.	
61 By Riehm and Whitney. Relating to mandatory school levy by county; repealing mandatory provision requiring county Board of Supervisors to make levy therefor, because school districts now have adequate authority so to do.	
Received, passed on file.....	165
Referred	188
Sifting recommends calendar.....	816
Amendment filed	852
Amendments adopted	997
Passed; ayes 43, nays none.....	997
Reported enrolled	1119
Signed by President.....	1119
Signed by Governor.	
64 By Kluever. Relating to the care of neglected, dependent and delinquent children; providing for care in an institution, with juvenile court having jurisdiction over children in private institutions and jurisdiction of any minor violating the law.	
Received, passed on file.....	214
Referred	233
Recommended passage	611
Sifting recommends calendar.....	742

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Committee report adopted.....	950
Passed; ayes 43, nays 1.....	950
Reported enrolled.....	1058
Signed by President.....	1058
Received, placed on calendar.....	1146
Vote reconsidered.....	1149
Passed; ayes 48, nays none.....	1150
Reported enrolled.....	1207
Signed by President.....	1207
Signed by Governor.....	
67 By Petruccelli and Dietz.	
Relating to procedure for obtaining permission to erect, maintain and operate transmission lines on public property; simplifying procedure so applicant for renewal of franchise may attach additional lines, on procurement of certificate of authority from Iowa State Commerce Commission.	
Received, passed on file.....	322
Referred.....	339
Recommended passage.....	412
68 By Eldred. Relating to legalizing expenditures of Board of Supervisors in making repairs at Jones County Home out of poor fund.	
Received, passed on file.....	187
Referred.....	200
Recommended passage.....	284
Proof of publication certified.....	311
Committee report adopted.....	313
Passed; ayes 44, nays none.....	314
Reported enrolled.....	339
Signed by President.....	339
Signed by Governor.....	
73 By Riehm and Nelson. Relating to general exemptions to the head of household from execution to satisfy judgments; raising exemption on household and kitchen furniture from \$200 to \$300.	
Received, passed on file.....	187
Referred.....	200
Recommended passage.....	492
74 By Riehm and Nelson. Relating to acquisition and maintenance of township halls; permitting acquisition of closed country school buildings; authorizing levy not to exceed one-half mill.	
Received, referred to sifting.....	796
Sifting recommends calendar.....	1059
Passed; ayes 46, nays none.....	1095
Reported enrolled.....	1208
Signed by President.....	1209
Signed by Governor.....	
75 By Riehm and Nelson. Relating to classification for future assessments in drainage districts; apportioning original benefits to new owners of subdivided tracts within district.	
Received, passed on file.....	366
Referred.....	390
Recommended passage.....	565
Petition filed to withdraw from sifting.....	1172
Committee report adopted.....	1172
Amendment adopted.....	1172
Passed; ayes 36, nays 1.....	1172

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Reported enrolled.....	1268
Signed by President.....	1209
Signed by Governor.....	
76 By Walter of Hardin, Naden, Petruccelli, Burch, Dietz, Sar and Reppert. Relating to insuring and indemnifying drivers of emergency vehicles; to include townships; indemnifying firemen, police for damages as result of operation of emergency vehicles.	
Received, passed on file.....	603
Substituted for S. F. 155.....	678
Re-referred.....	724
Passed; ayes 43, nays none.....	907
Reported enrolled.....	1023
Signed by President.....	1024
Signed by Governor.....	
77 By Paul. Relating to relief for the poor; repealing the law limiting poor relief to \$2.00, allowing a welfare department to determine amount of assistance needed.	
Received, referred to sifting.....	721
Sifting recommends calendar.....	1059
Passed; ayes 47, nays none.....	1097
Reported enrolled.....	1208
Signed by President.....	1209
Signed by Governor.....	
78 By Kluever, Riehm, Brown and Coffman. Relating to use of flashing dome lights on vehicles of rural mail carriers when delivering mail; permitting white or amber dome light.	
Received, referred.....	198
Recommended passage.....	207
Committee report adopted.....	332
Passed; ayes 46, nays none.....	332
Reported enrolled.....	368
Signed by President.....	368
Signed by Governor.....	
81 By Stevens, Hendrix, Loss, Frommelt, Cunningham, Swisher, Santee, Balch and Carson. Relating to elimination of the pre-audit of expenditures of institutions under control of state Board of Regents and expenditures of state Fair Board.	
Received, passed on file.....	198
Referred.....	207
Recommended passage.....	261
Committee report adopted.....	333
Passed; ayes 45, nays none.....	333
Reported enrolled.....	368
Signed by President.....	368
Signed by Governor.....	
82 By Hendrix, Milroy, Swisher, Balch, Santee, Dietz and Petruccelli. Relating to negligent homicide by motor vehicle; establishing newly named crime to be known as Motor Vehicle Homicide, as between crime of reckless driving and that known as manslaughter; punishable by imprisonment in penitentiary for term of not less than two years; consists of causing death of another while engaged in unlawful operation of a motor vehicle.	
Received, passed on file.....	252
Referred.....	272

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84 By Reppert, Carlsen, Petruccelli, Weik, Hagedorn, Andrews, Allen, Falvey, Nutt, McNeal and Kosek. Relating to medical examination of applicants for life insurance; repealing the ten thousand dollar limitation on amount of life insurance policy without medical examination.	
Received, passed on file.....	383
Substituted for S. F. 121.....	421
Passed; ayes 40, nays none....	421
Reported enrolled.....	484
Signed by President.....	485
Signed by Governor.	
86 By Carson, Petruccelli, Loss, Milroy, Eichenlaub and Carlsen. Relating to penalty for third and all subsequent offenses for operating a motor vehicle while intoxicated; to reduce penalty.	
Received, passed on file.....	198
Referred.....	207
Recommended passage.....	492
Sifting recommends calendar....	1059
Committee report adopted.....	1095
Passed; ayes 47, nays none....	1095
Reported enrolled.....	1208
Signed by President.....	1209
Signed by Governor.	
87 By Howard, Sersland, Baumhover, Hagedorn, Falvey, Ossian and Den Herder. Relating to destruction of weeds in abandoned cemeteries; requiring weed commissioner to spray weeds growing therein as often as needed to keep under control.	
Received, passed on file.....	268
Referred.....	284
Recommended passage.....	391
Committee report adopted.....	630
Passed; ayes 43, nays none....	630
Reported enrolled.....	687
Signed by President.....	687
Signed by Governor.	
93 By Naden. Relating to increase from three to five in number of councilmen in all cities under council-manager government by popular election; at present time affecting only Webster City.	
Received, passed on file.....	224
Referred.....	241
Recommended passage.....	544
Sifting recommends calendar....	604
Committee report adopted.....	782
Passed; ayes 41, nays none....	782
Reported enrolled.....	873
Signed by President.....	873
Signed by Governor.	
99 By Hanson, Riehm, Christiansen, Swisher and Johnson. Relating to rate of interest on levee and drainage district assessments, warrants, improvement certificates and bonds; increasing maximum interest rates on assessments from four to six per cent.	
Received, passed on file.....	366
Referred.....	390
Recommended passage.....	565
100 By Hanson, Riehm, Christiansen, Swisher and John-	

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son. Relating to reclassification of lands in drainage and levee districts; providing method for lands taken for highway right-of-way and railroad right-of-way.	
Received, referred to sifting...	796
Sifting recommends calendar....	894
Amendment adopted.....	954
Passed; ayes 43, nays none....	954
Reported enrolled.....	1119
Signed by President.....	1119
Signed by Governor.	
103 By Hanson, Riehm, Christiansen, Swisher and Johnson. Relating to acquisition of easements for meander by drainage or levee districts; authorizing governing bodies to acquire necessary lands or easements for right-of-way.	
Received, passed on file.....	586
Substituted for S. F. 144.....	588
Passed; ayes 47, nays none....	589
Reported enrolled.....	637
Signed by President.....	637
Signed by Governor.	
104 By Hanson, Riehm, Christiansen, Swisher and Johnson. Relating to authority of drainage and levee districts to make improvements exceeding original cost of district plus existing subsequent improvements; providing a majority of landowners in the district owning 70 per cent of the land the right to stop a given improvement if they so desire.	
Received, passed on file.....	366
Referred.....	390
Recommended passage.....	565
Sifting recommends calendar....	742
Committee report adopted.....	914
Passed; ayes 42, nays none....	914
Reported enrolled.....	1023
Signed by President.....	1024
Signed by Governor.	
105 By Hanson, Riehm, Christiansen, Swisher and Johnson. Relating to assessment of costs between two or more drainage districts which outlet into the same ditch, drain or natural watercourse for improvements, repairs, and for maintenance of such ditch, drain or natural watercourse; requiring commission with jurisdiction in two or more districts to give consideration or credit to the district which has the settling basin.	
Received, referred to sifting....	736
Sifting recommends calendar....	742
Passed; ayes 43, nays none....	908
Reported enrolled.....	1023
Signed by President.....	1024
Signed by Governor.	
107 By Hanson, Riehm, Christiansen, Swisher and Johnson. Relating to personal liability for official acts of trustees of levee or drainage districts; removing liability of trustees to pay	

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damages personally for injuries to employees.		Amendments filed	728
Received, passed on file	366	Sifting recommends calendar	742
108 By Hanson, Riehm, Christiansen, Swisher and Johnson. Relating to regulation of weather modification by mechanical or chemical means; regulation of firms engaged in "rain making" by licensing them annually \$25 and requiring monthly reports to Secretary of Agriculture as to operation zone, methods, fees, results.		Amendment filed	742
Received, passed on file	586	Committee report adopted	847
Referred	592	Amendments adopted	848, 849
109 By Hanson, Riehm, Christiansen, Swisher and Johnson. Relating to authorizing payment of organizational expenses of subdistricts of soil conservation districts from proceeds of tax levied for such subdistricts.		Amendments withdrawn	848
Received, passed on file	366	Point of order raised	849
Referred	390	Passed; ayes 30, nays 16	849
Recommended passage	565	Senate insisted	889
Sifting recommends calendar	742	Conference committee appointed	889
Committee report adopted	913	Conference report adopted	1045
Passed; ayes 41, nays none	913	Passed; ayes 34, nays 5	1046
Reported enrolled	1023	Reported enrolled	1119
Signed by President	1024	Signed by President	1119
Signed by Governor.		Vetted by Governor.	
110 By Maule. Relating to installments of assessments for costs incident to adoption by drainage district boards of a federal plan of improvement for said board; increasing from three to 20, the number of installments so as to spread the three-year payment over 20 years.		Passed over veto; ayes 35, nays 12	1180
Received, passed on file	586	Rules suspended, messaged to House	1181
Referred	592	Became law.	
Recommended passage	611	Transmitted to Secretary of State for deposit.	
Sifting recommends calendar	658	114 By Carson, Kimball, Milroy, Reppert, Cunningham and Christophel. Relating to prohibited sales of dangerous weapons; making unlawful to sell switch-blade knives or any knife with a blade which can be operated by automatically releasing blade from handle.	
Committee report adopted	806	Received, passed on file	323
Passed; ayes 47, nays none	806	Referred	348
Reported enrolled	894	115 By Andrews and Reppert. Relating to writs of habeas corpus; authorizing municipal courts to issue.	
Signed by President	894	Received, passed on file	252
Signed by Governor.		Referred	272
111 By Whitney. Relating to legalizing proceedings of city of Cherokee in expenditure of \$75,000 for municipal swimming pool.		116 By Diets and Petruccelli. Relating to proofs of financial responsibility and security required by Motor Vehicle Responsibility Law; increasing liability limits to same recommended in the Uniform Motor Vehicle Code; \$10,000 bodily injury or death of one person; \$20,000 for two or more persons and \$5,000 property damage.	
Received, passed on file	323	Received, passed on file	435
Referred	339	Referred	456
Recommended passage	502	Substituted for S. F. 222	651
Proof of publication certified	550	Passed; ayes 44, nays 1	651
Committee report adopted	562	Reported enrolled	701
Passed; ayes 44, nays none	563	Signed by President	701
Reported enrolled	591	Signed by Governor.	
Signed by President	592	117 By Hendrix, Dillon, Dodds, and Johnson. Relating to payment of drainage and levee assessments on certain state-owned lands; providing direct payment by state Conservation Commission rather than by legislature; special fund from taxes and drainage taxes and levee assessments paid from state fish and game protection fund for certain lands, and state conservation funds for lands used by division of land and waters.	
Signed by Governor.		Received, passed on file	537
113 By Ballhagen, Christophel, Brown and Baumhover. Relating to exemption of stated amount of personal earnings of a head of a family; providing for garnishment for debts.		Referred	592
Received, passed on file	403	Recommended passage	610
Referred	426		
Recommended amendment, passage	503		

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Sifting recommends calendar...	687
Committee report adopted....	905
Passed; ayes 44, nays none....	906
Reported enrolled	1024
Signed by President.....	1024
Signed by Governor.	
118 By Hendrix. Relating to increase in maximum millage rate of two mills which may be levied by townships for fire equipment, apparatus, and other fire fighting purposes.	
Received, passed on file.....	268
Referred	284
119 By Riehm. Relating to proceedings of county Board of Education; requiring annual publication of proceedings; bills and claims allowed and reason therefor.	
Received, referred to sifting...	939
Sifting recommends calendar....	1001
Amendment adopted	1159
Failed; ayes 25, nays 16.....	1159
Motion filed to reconsider.....	1173
Vote reconsidered	1173
Passed; ayes 39, nays 4.....	1173
Reported enrolled	1208
Signed by President.....	1209
Signed by Governor.	
121 By Carlsen, Reppert, Petruccelli, Dietz, Novak and Loss. Relating to disabled and retired firemen's and policemen's pensions; increasing the minimum sum to be paid to the widow to \$75 per month, based on one-fourth of deceased member's final active duty compensation.	
Received, passed on file.....	435
Substituted for S. F. 72.....	482
Amendments adopted	482, 483
Passed; ayes 48, nays none....	483
Reported enrolled	530
Signed by President.....	530
Signed by Governor.	
122 By Carlsen, Reppert, Petruccelli, Dietz, Novak and Loss. Relating to disabled and retired firemen's and policemen's pensions payable to surviving spouse; adding a paragraph repealing requirement applying only to any marriage contracted prior to March 2, 1934.	
Received, passed on file.....	435
Substituted for S. F. 71.....	481
Passed; ayes 47, nays none....	482
Reported enrolled	518
Signed by President.....	518
Signed by Governor.	
123 By Carlsen, Reppert, Petruccelli, Dietz, Novak and Loss. Relating to retirement benefits, accidental death and ordinary death benefits as provided in retirement systems for policemen and firemen; increasing death benefits from 50 to 75 percent of the last year's salary; and from \$10 to \$20 for children.	
Received, passed on file.....	435
Substituted for S. F. 70.....	463
Passed; ayes 50, nays none....	464
Reported enrolled	518

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Signed by President.....	518
Signed by Governor.	
124 By McNeal. Relating to real estate brokers and salesmen, their qualifications and licensing; requiring they be of legal age and citizens of United States; granting of reciprocal agreements with other states; corrective in other features.	
Received, passed on file.....	366
Referred	390
Sifting recommends calendar....	1059
Passed; ayes 41, nays none....	1083
Reported enrolled	1208
Signed by President.....	1209
Signed by Governor.	
126 By Paul. Relating to regulation, labeling and sale of nonfat dry milk; requiring same labeling as permitted by federal.	
Received, referred to sifting...	857
Amendment filed	969
130 By Reppert, Petruccelli, Carlsen, Frommelt, Hagedorn, Welk, Andrews, Allen, Falvey, Nutt and McNeal. Relating to group insurance; authorizing inclusion of dependents of persons insured under group policies and health and accident policies; permitting employers and labor unions to jointly provide group life insurance and school districts to provide for their employees.	
Received, referred to sifting....	759
Substituted for S. F. 120.....	801
Passed; ayes 45, nays none....	801
Reported enrolled	894
Signed by President.....	894
Signed by Governor.	
131 By Stevens, Ballhagen, Loss, Walter of Hardin and Hirsch. Relating to stops at through highways; permitting use of both stop and yield signs at intersections.	
Received, passed on file.....	366
Referred	390
Recommended passage	457
132 By Riehm, Swisher, Whitney, Darrington, Lucken, Naden, Novak, Welk, Howard, Dodds, Burris and Hagedorn. Relating to maximum length of motor vehicles; increasing to 45 feet maximum permissible for any motor vehicle and to 50 feet for combination of vehicles.	
Received, passed on file.....	281
Substituted for S. F. 50.....	324
Passed; ayes 40, nays 8.....	325
Reported enrolled	347
Signed by President.....	347
Signed by Governor.	
136 By Goode, Brown and McNeal. Relating to transfer by Parole Board of prisoners from institutions under Board of Control; granting to Parole Board power to transfer any prisoner under its jurisdiction to any other institution under said board.	

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Received, referred to sifting...	796	Received, passed on file.....	418
Sifting recommends calendar...	894	Referred	426
Passed; ayes 43, nays none....	955	Recommended passage	611
Reported enrolled	1058	146 By Goode, Brown and Mc-	
Signed by President.....	1058	Neal. Relating to publication,	
Signed by Governor.		sale, and distribution of de-	
137 By Goode, Brown and Mc-		partmental rules; requiring	
Neal. Relating to employ-		publication in the same year	
ment of prisoners from penal		a Code is published; to be	
institutions; repealing the re-		sold with or without a Code.	
quirement that prisoners may		Received, passed on file.....	418
not be released on parole		Referred	426
until arrangements shall		Recommended passage	605
have been made for employ-		Sifting recommends calendar...	742
ment or maintenance.		Committee report adopted	948
Received, referred to sifting...	796	Passed; ayes 45, nays none....	948
Sifting recommends calendar...	894	Reported enrolled	1058
Passed; ayes 43, nays none....	956	Signed by President	1058
Reported enrolled	1058	Signed by Governor.	
Signed by President	1058	153 By Johannes. Relating to	
Signed by Governor.		legalizing proceedings of or-	
138 By Goode, Brown and Mc-		ganization of Ocoheydan	
Neal. Relating to superin-		School District of Community	
tendents of Woodward State		in Osceola County.	
Hospital and School, and		Received, passed on file.....	553
Glenwood State School; re-		Referred	564
pealing requirement that sup-		Sifting recommends calendar...	1059
erintendents must be phys-		Proof of publication certified...	1088
icians.		Passed; ayes 41, nays none....	1082
Received, referred to sifting..	699	Reported enrolled	1208
Rules suspended	708	Signed by President	1209
Passed; ayes 41, nays 6.....	717	Signed by Governor.	
Reported enrolled	760	154 By Coffman. Relating to	
Signed by President	769	issuance of patent of certain	
Signed by Governor.		school land in Iowa County;	
139 By Goode, Brown and Mc-		Governor and Secretary of	
Neal. Relating to sale and		State authorized to issue pat-	
distribution of state publica-		ent for John Bishop.	
tions; requiring that publica-		Received, passed on file	553
tions containing reprints of		Referred	564
statutes or departmental		Sifting recommends calendar ..	687
rules shall be sold and dis-		Passed; ayes 43, nays none	905
tributed by department order-		Reported enrolled	1000
ing same, after being ob-		Signed by President	1009
tained on requisition by		Signed by Governor.	
department from Superin-		155 By Riehm, Nelson and Chris-	
tendent of Printing; selling		tiansen. Relating to author-	
price to be determined by		ization and sale of public	
Printing Board, with distri-		bonds; discontinuance of in-	
bution to certain officials		clusion of spoiled ballots in	
gratis.		arriving at percentage in	
Received, passed on file.....	418	vote on bond issues.	
Referred	426	Received, passed on file.....	367
Sifting recommends calendar ..	604	Referred	390
Recommended passage	605	Recommended passage	505
Amendments filed	745, 760, 772	Sifting recommends calendar...	1059
Committee report adopted	802	Committee report adopted.....	1096
Amendments adopted	862	Passed; ayes 46, nays none....	1096
Amendment withdrawn	862	Reported enrolled	1208
Passed; ayes 45, nays 2.....	863	Signed by President	1209
Reported enrolled	1000	Signed by Governor.	
Signed by President	1000	156 By Frey, Falvey, McNeal,	
Signed by Governor.		Petrucelli and Vance. Re-	
141 By Goode, Brown and Mc-		lating to limitation on tax	
Neal. Relating to transfer of		levy which may be made by	
inmates of Woodward State		school districts to pay inter-	
Hospital and School, or Glen-		est and to retire bonds; re-	
wood State School; granting		moving second limitation in	
authority to Board of Con-		financing buildings.	
trol to transfer inmates to		Received, referred to sifting....	857
county homes of their resi-		157 By Ballhagen and Stevens.	
dent counties.		Relating to establishment of	
Received, referred to sifting..	864	a motor vehicle registration	
142 By Goode, Brown and Mc-		plate fund; providing sum of	
Neal. Relating to the two-		\$300,000 to be transferred	
year residence requirement		every year from registration	
for employees of state Board		fees collected to a special	
of Social Welfare; repealing		law.	

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fund administered by Treasurer of State; available to department of public safety to purchase motor vehicle registration plates with approval of Executive Council.	
Received, referred	834
Recommended passage	836
Committee report adopted	935
Passed; ayes 35, nays 12	936
Reported enrolled	1023
Signed by President	1024
Governor allowed to become law without signature.	
Repeal thereof included as amendment in conference report on S. F. 457	1182
Conference report adopted	1183
 158 Schools, Libraries, State Educational Institutions. Relating to reorganization of school districts; clarifying procedure; requiring all taking part in election to join new district if majority vote carries election.	
Received, passed on file	383
Referred	390
Recommended amendment, passage	519
Sifting recommends calendar	742
Amendments filed	819, 852
Committee report adopted	865
Amendments adopted	866, 867, 868
Point of order raised	867
Amendment withdrawn	868
Passed; ayes 46, nays 2	868
Reported enrolled	964
Signed by President	964
Signed by Governor.	
 159 By Lucken. Relating to mileage allowances of petit and grand jurors; ten cents per mile for service and attendance, and seven cents per mile travel each day from residence to place of holding court, but providing no juror shall receive mileage for travel when he travels in a vehicle for which another juror is receiving mileage.	
Received, passed on file	553
Referred	564
Recommended passage	593
Sifting recommends calendar	894
Committee report adopted	956
Passed; ayes 43, nays none	956
Reported enrolled	1058
Signed by President	1058
Signed by Governor.	
 160 By McNeal, Steenhuisen, Lund, Darrington, Reppert, and Frey. Relating to survey of land prior to right to exercise right of eminent domain; permitting right to enter and survey land to be taken by legal means for public use.	
Received, passed on file	435
Referred	456
Recommended passage	486
Sifting recommends calendar	816
Committee report adopted	996
Amendments adopted	996
Passed; ayes 50, nays none	996
Reported enrolled	1119
Signed by President	1119
Signed by Governor.	

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161 By McNeal, Johns, Burris and Whitney. Relating to use of vending machines in sale of cigarettes; providing for licensing of such machines legalizing sale from vending machines by retailers licensed to sell cigarettes; penalty for illegal operation thereof.	
Received, passed on file	304
Substituted for S. F. 126	359
Passed; ayes 26, nays 23	360
Point of order raised	374
Motion to reconsider, filed	374
Return from House requested	374
Call of Senate, placed	411
Point of order raised	411
Ruling by Chair	411
Returned by House	418
Amendment filed	448
Call of Senate	452
Vote reconsidered	453
Tabled	454
 162 By Johns, Gray, Carson, Nutt, Hagedorn, Watts, Edgington, Nelson, Fairchild, Owen, Eveland, Hensley, Maule and Naden. Relating to sales on farm chemicals and motor vehicle fuel used in farm tractors exempting from sales tax weed and insect spraying chemicals and personal property used in farm implements.	
Received, passed on file	404
Amendment filed	580
Substituted for S. F. 117	583
Points of order raised	583, 590
Amendments withdrawn	583, 590
Passed; ayes 37, nays 11	591
Reported enrolled	637
Signed by President	637
Vetoed by Governor.	
Call of Senate requested	1176
Passed over veto; ayes 35, nays 13	1180
Rules suspended, messaged to House	1181
Became law.	
Transmitted to Secretary of State for deposit.	
 163 By Walter of Hardin, Edgington, Christophel, Den Herder, Fairchild, Gray, Lucken, Maule, Nelson, Rusk, Smith and Eldred. Relating to regulation of manufacture, distribution and sale of mixed fertilizers, fertilizer materials, commercial fertilizers and soil amendments; license inspection and regulation to include newly developed processes and materials now in common use.	
Received, passed on file	622
Amendments filed	627, 638, 639
Substituted for S. F. 203	662
Amendments adopted	665, 666
Amendment withdrawn	666
Passed; ayes 46, nays none	666
Concurred	737
Passed; ayes 50, nays none	737
Reported enrolled	789
Signed by President	789
Signed by Governor.	
 164 By Compensation of Public Officers and Employees. Relating to per diem compensa-	

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tion of county, municipal and school examiners of accounts and their assistants; increasing from fifteen dollars per day to eighteen dollars.		ing their use as emergency general hospitals; additional powers delegated to superintendents thereof in case of loss of contact with State House due to enemy action.	
Received, passed on file.....	165	Received, referred to sifting....	645
Referred	188	181 By Kosek, Carson, Hagedorn, Sersland, Swisher, Perkins, Hendrix, Duffy, McNeal, Eldred and Reppert. Relating to creation of a state department of mental health with a mental health advisory committee and a director of mental health; prescribing their powers and duties; appropriation therefor.	
Recommended passage	233	Received, referred to sifting....	1030
Committee report adopted.....	407	183 By Kosek, Carson, Hagedorn, Sersland, Swisher, Perkins, Hendrix, Duffy, McNeal, Eldred and Reppert. Relating to establishment of a permanent mental health research fund to provide for improvement in care, diagnosis and treatment of mental and emotional illness and mental retardation and through research prevention of such conditions; appropriation therefor.	
Passed; ayes 42, nays none....	407	Received, referred to sifting....	1020
Reported enrolled	456	Rules suspended, referred to appropriations	1031
Signed by President	456	Recommended passage	1089
Signed by Governor.		Committee report adopted.....	1141
167 By Goode and Paul. Relating to farm-to-market roads; permitting use of farm-to-market money to resurface such a road; at present permissible only for resurfacing.		Passed; ayes 50, nays none....	1142
Received, passed on file.....	419	Reported enrolled	1208
Referred	426	Signed by President	1209
Sifting recommends calendar..	394	Vetoed by Governor.	
Passed; ayes 46, nays none....	1154	169 By Judiciary 2. Relating to notice of appointment for inheritance tax purposes; empowering district court judges to prescribe form of notice; authorizing mailing said notice if not practical to serve notice.	
Reported enrolled	1208	Received, passed on file	187
Signed by President	1209	Substituted for S. F. 162.....	196
Vetoed by Governor.		Passed; ayes 50, nays none....	196
169 By Judiciary 2. Relating to notice of appointment for inheritance tax purposes; empowering district court judges to prescribe form of notice; authorizing mailing said notice if not practical to serve notice.		Reported enrolled	214
Received, passed on file	187	Signed by President	215
Substituted for S. F. 162.....	196	Signed by Governor.	
Passed; ayes 50, nays none....	196	174 By Darrington. Relating to appointment of clerk for board of trustees drainage district; permitting board to select clerk regardless of status as taxpayer of the district.	
Reported enrolled	214	Received, passed on file.....	367
Signed by President	215	Referred	390
Signed by Governor.		Recommended passage	565
174 By Darrington. Relating to appointment of clerk for board of trustees drainage district; permitting board to select clerk regardless of status as taxpayer of the district.		Sifting recommends calendar..	394
Received, passed on file.....	367	Committee report adopted.....	957
Referred	390	Passed; ayes 43, nays none....	957
Recommended passage	565	Reported enrolled	1058
Sifting recommends calendar..	394	Signed by President	1058
Committee report adopted.....	957	Signed by Governor.	
Passed; ayes 43, nays none....	957	175 By Frey and Perkins. Relating to granting permission to cities and towns to construct and lease public buildings for use of federal government; construction to be financed by revenue bonds.	
Reported enrolled	1058	Received, passed on file.....	367
Signed by President	1058	Referred	390
Signed by Governor.		Recommended passage	544
175 By Frey and Perkins. Relating to granting permission to cities and towns to construct and lease public buildings for use of federal government; construction to be financed by revenue bonds.		Sifting recommends calendar..	564
Received, passed on file.....	367	Committee report adopted.....	650
Referred	390	Passed; ayes 40, nays 2	723
Recommended passage	544	Reported enrolled	760
Sifting recommends calendar..	564	Signed by President	760
Committee report adopted.....	650	Signed by Governor.	
Passed; ayes 40, nays 2	723	179 By Kosek, Carson, Hagedorn, Sersland, Swisher, Perkins, Hendrix, Duffy, McNeal, Eldred and Reppert. Relating to continued operation of Mental Health Institutes under war conditions, authorizing	
Reported enrolled	760	ing their use as emergency general hospitals; additional powers delegated to superintendents thereof in case of loss of contact with State House due to enemy action.	
Signed by President	760	Received, referred to sifting....	645
Signed by Governor.		181 By Kosek, Carson, Hagedorn, Sersland, Swisher, Perkins, Hendrix, Duffy, McNeal, Eldred and Reppert. Relating to creation of a state department of mental health with a mental health advisory committee and a director of mental health; prescribing their powers and duties; appropriation therefor.	
179 By Kosek, Carson, Hagedorn, Sersland, Swisher, Perkins, Hendrix, Duffy, McNeal, Eldred and Reppert. Relating to continued operation of Mental Health Institutes under war conditions, authorizing		Received, referred to sifting....	1030
ing their use as emergency general hospitals; additional powers delegated to superintendents thereof in case of loss of contact with State House due to enemy action.		183 By Kosek, Carson, Hagedorn, Sersland, Swisher, Perkins, Hendrix, Duffy, McNeal, Eldred and Reppert. Relating to establishment of a permanent mental health research fund to provide for improvement in care, diagnosis and treatment of mental and emotional illness and mental retardation and through research prevention of such conditions; appropriation therefor.	
Received, passed on file	224	Received, referred to sifting....	1020
Substituted for S. F. 157.....	243	Rules suspended, referred to appropriations	1031
Passed; ayes 44, nays none....	248	Recommended passage	1089
Reported enrolled	271	Committee report adopted.....	1141
Signed by President	271	Passed; ayes 50, nays none....	1142
Signed by Governor.		Reported enrolled	1208
181 By Kosek, Carson, Hagedorn, Sersland, Swisher, Perkins, Hendrix, Duffy, McNeal, Eldred and Reppert. Relating to creation of a state department of mental health with a mental health advisory committee and a director of mental health; prescribing their powers and duties; appropriation therefor.		Signed by President	1209
Received, referred to sifting....	645	Signed by Governor.	
181 By Kosek, Carson, Hagedorn, Sersland, Swisher, Perkins, Hendrix, Duffy, McNeal, Eldred and Reppert. Relating to creation of a state department of mental health with a mental health advisory committee and a director of mental health; prescribing their powers and duties; appropriation therefor.		188 By Holdsworth. Relating to legalizing proceedings for organization of Manilla Community School District, in counties of Crawford and Shelby; fixing of boundaries.	
Received, referred to sifting....	1030	Received, passed on file	490
183 By Kosek, Carson, Hagedorn, Sersland, Swisher, Perkins, Hendrix, Duffy, McNeal, Eldred and Reppert. Relating to establishment of a permanent mental health research fund to provide for improvement in care, diagnosis and treatment of mental and emotional illness and mental retardation and through research prevention of such conditions; appropriation therefor.		Referred	502
Received, referred to sifting....	1020	Petition filed to withdraw from sifting	964
Rules suspended, referred to appropriations	1031	Passed; ayes 43, nays 2	1097
Recommended passage	1089	Reported enrolled	1119
Committee report adopted.....	1141	Signed by President	1119
Passed; ayes 50, nays none....	1142	Became law without Governor's signature.	
Reported enrolled	1208	193 By Burriss, Coffman, Kimball, Sersland and Loss. Relating to fees for motor vehicle registration; increasing fee retained by county treasurer.	
Signed by President	1209	Received, referred to sifting ...	835
Signed by Governor.		195 By Printing. Relating to publication, printing and posting of official publication notices; authorizing state Printing Board to prescribe the style, manner and form thereof; clarification of existing laws.	
188 By Holdsworth. Relating to legalizing proceedings for organization of Manilla Community School District, in counties of Crawford and Shelby; fixing of boundaries.		Received, passed on file	224
Received, passed on file	490	Substituted for S. F. 157.....	243
Referred	502	Passed; ayes 44, nays none....	248
Petition filed to withdraw from sifting	964	Reported enrolled	271
Passed; ayes 43, nays 2	1097	Signed by President	271
Reported enrolled	1119	Signed by Governor.	
Signed by President	1119	195 By Printing. Relating to publication, printing and posting of official publication notices; authorizing state Printing Board to prescribe the style, manner and form thereof; clarification of existing laws.	
Became law without Governor's signature.		Received, passed on file	224
193 By Burriss, Coffman, Kimball, Sersland and Loss. Relating to fees for motor vehicle registration; increasing fee retained by county treasurer.		Substituted for S. F. 157.....	243
Received, referred to sifting ...	835	Passed; ayes 44, nays none....	248
195 By Printing. Relating to publication, printing and posting of official publication notices; authorizing state Printing Board to prescribe the style, manner and form thereof; clarification of existing laws.		Reported enrolled	271
Received, passed on file	224	Signed by President	271
Substituted for S. F. 157.....	243	Signed by Governor.	
Passed; ayes 44, nays none....	248	195 By Printing. Relating to publication, printing and posting of official publication notices; authorizing state Printing Board to prescribe the style, manner and form thereof; clarification of existing laws.	
Reported enrolled	271	Received, passed on file	224
Signed by President	271	Substituted for S. F. 157.....	243
Signed by Governor.		Passed; ayes 44, nays none....	248

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196 By Aeronautics. Relating to limitation on civil liability to persons riding in aircraft without payment for the ride or transportation; freeing pilot or owner of all liability if non-paying guest be injured or killed in plane accident, unless accident caused wilful and wanton misconduct of pilot or owner.	
Received, passed on file.....	206
Referred	216
197 By Aeronautics. Relating to moneys received by Treasurer of State on account of aviation gasoline; the refund thereof and the transfer of the unrefunded portion thereof to be credited to the state aviation fund, rather than return to general state treasury.	
Received, passed on file	198
Referred	207
Recommended passage	216
Committee report adopted.....	406
Failed; ayes 23, nays 16.....	433
200 By County and Township Affairs. Relating to recording of instruments; filed for recordation with county recorder on which signatures are illegible; requiring signatures be typed as well as signed beneath original signatures or accompanied by affidavit for record with instrument giving correct spelling; not applicable to military papers nor to wills or court records.	
Received, passed on file	206
Referred	216
201 By Fairchild. Relating to legalizing proceedings for organization of the Ida Grove Community School District in Ida Grove County; merger of Grant Township School District into enlarged Ida Grove Community School District.	
Received, passed on file.....	554
Referred	564
Sifting recommends calendar..	742
Passed; ayes 43, nays none.....	909
Reported enrolled	1023
Signed by President.....	1024
Signed by Governor.	
203 By Fairchild, Edgington and Currie. Relating to towing of motor vehicles over highways outside limits of any incorporated city or town; permitting a private individual without special license to tow his own vehicle on highway; allowing disabled vehicles to be moved temporarily for repairs to specific place; permitting use of unapproved towing devices in such emergencies.	
Received, passed on file.....	622
Sifting recommends calendar..	658
Passed; ayes 46, nays 1.....	805
Vote reconsidered	831
Passed; ayes 44, nays 3.....	832
Reported enrolled	964

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Signed by President.....	964
Signed by Governor.	
205 By Fairchild and Edgington. Relating to authority of state Highway Commission and its employees to stop and inspect motor vehicles or trailers; authorizing them to enforce the provisions of the law relating to motor vehicle registration; giving inspecting officers of the commission at weighing stations authority to make arrests for violations thereof:	
Received, passed on file.....	569
Referred	592
Sifting recommends calendar..	873
Passed; ayes 43, nays none....	1013
Reported enrolled	1168
Signed by President.....	1168
Signed by Governor.	
206 By Walter of Hardin. Relating to issuance of land patent to John Vansickle in Hardin County; authorizing the Governor and the Secretary of State to so issue.	
Received, passed on file.....	346
Referred	343
Recommended passage	428
Committee report adopted.....	497
Passed; ayes 47, nays none....	497
Reported enrolled	542
Signed by President.....	542
Signed by Governor.	
210 By Brown. Relating to repeal of head tax levied on adults to provide funds for old-age assistance fund; abolishing all unpaid liens charged against property for delinquent head taxes.	
Received, passed on file.....	490
Referred	502
212 By Christophel. Relating to legal settlement for support of the blind; enabling a person receiving aid to the blind from the State to acquire legal settlement in any county after residing there six months, and thus be entitled to additional county aid in case of illness.	
Received, passed on file.....	554
Referred	564
Sifting recommends calendar..	742
Passed; ayes 44, nays none.....	949
Reported enrolled	1058
Signed by President.....	1058
Signed by Governor.	
215 By Sersland, Hoth, Kimball, Howard and Walter of Clayton. Relating to the bounty on rattlesnakes; increasing the amount of maximum bounty permissive for the county board of supervisors to offer; one dollar each.	
Received, passed on file.....	436
Referred	456
Recommended passage	546
216 By Hagedorn, Nielsen, Johannes, Stevens, Hensley, Weik, Jarvis, Halling, Wilson, Sersland, Hanson, Whit-	

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ney, Fairchild, Hall, Eldred, Eveland, Main, Keho and Ballhagen. Relating to allowance as a credit from the taxable value of agricultural or horticultural lands, 60 per cent of value of certain buildings and structures thereon; percentage based on buildings and structures except dwelling houses or fences.		Recommended passage	579
Received, referred to sifting...	759	Amendments filed	837, 1026, 1060, 1061, 1062, 1091, 1120, 1121
224 By Judiciary 1. Relating to expenses of judges; increasing per day allowance from \$6 to \$9.		Petition filed to withdraw from sifting	891
Received, passed on file.....	252	Committee report adopted	1022
Substituted for S. F. 35.....	499	Amendments adopted	1051, 1126, 1127
Amendment adopted.....	499	Amendments withdrawn	1126, 1127
Passed; ayes 41, nays 2.....	499	Failed; ayes 23, nays 25.....	1127
Reported enrolled.....	604	223 By Novak, Mensing, Hendrix, Santee, Ballhagen, Coffman, Pierce, Darrington, Naden, Welk, Hall, Ossian, Sersland, Chalupa, Burris, Johns, Loss and Coverdale. Relating to benefited fire districts; requiring election and providing for financing thereof; authorizing board of supervisors at its option to require a bond of petitioners extending benefit to include all of one township and any portions adjoining.	
Signed by President.....	604	Received, passed on file.....	436
Signed by Governor.		Referred.....	456
226 By Mowry. Relating to number of directors to be elected in certain community school districts; based on population and date on which district became effective.		Sifting recommends calendar...	742
Received, passed on file.....	252	Passed; ayes 43, nays none....	912
Referred.....	272	Reported enrolled.....	1023
Substituted for S. F. 75.....	305	Signed by President.....	1024
Amendment adopted.....	305	Signed by Governor.	
Passed; ayes 45, nays none....	305	224 By Darrington. Relating to compensation of board of trustees and clerk of drainage districts; increasing from \$7 per day to \$10.	
Reported enrolled.....	327	Received, referred to sifting..	645
Signed by President.....	327	225 By Printing. Relating to state Printing Board; increasing per diem compensation of the appointive members of the board from \$10 to \$15 per day.	
Signed by Governor.		Received; passed on file.....	523
229 By Perkins, Pierce, Freed, Owen and Keho. Relating to entry and admittance of minors into billiard halls and poolrooms where beer is sold; empowering city council to establish by ordinance the minimum age limit for minors.		Referred.....	543
Received, passed on file.....	346	226 By Printing. Relating to Superintendent of Printing; fixing a definite term and empowering Printing Board to fix his salary.	
Referred.....	348	Received, passed on file.....	304
Recommended passage.....	503	Referred.....	327
Petition filed to withdraw from sifting.....	920	Recommended passage.....	605
Committee report adopted.....	1124	227 By Cities and Towns. Relating to powers of dock boards in cities and towns; designed to clarify the present law as applied to DuBuque waterfront lands; empowering city councils by ordinance to prescribe limitations and establish jurisdiction of various city departments.	
Passed; ayes 37, nays 6.....	1124	Received, passed on file.....	294
Reported enrolled.....	1208	Referred.....	314
Signed by President.....	1209	Recommended passage.....	359
Signed by Governor.		Committee report adopted.....	632
230 By Goode, Vermeer, Walter of Clayton, Petruccelli, Santee, Reppert and Frey. Relating to reimbursement to municipalities and certain municipally owned utilities for nonbetterment costs associated with the relocation of facilities occasioned by Federal aid highway projects; providing that cost of said relocation or removal shall be paid by the state as part of the cost of such federally aided projects; permitting publicly, privately and cooperatively owned utilities to be paid by state in same proportion that Federal funds are expended on the project.		Passed; ayes 42, nays none....	632
Received, passed on file.....	419	Reported enrolled.....	687
Referred.....	426	Signed by President.....	687
		Signed by Governor.	
		229 By Private Corporations. Relating to fees to be charged by Secretary of State; increasing recording	

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fees in said office from 25 cents to 50 cents per page; and similar change in fees for copies (photostatic) issued by that office.	
Received, passed on file.....	294
Referred	314
Recommended passage	340
Committee report adopted.....	440
Passed; ayes 46, nays none.....	440
Reported enrolled	501
Signed by President	501
Signed by Governor.	

240 By Private Corporations. Relating to renewal of domestic corporations, and renewal of permits for foreign corporations; providing for proportionate part of fees for period of years such renewal bears to maximum number of years for which such corporation might be renewed; permitting foreign to renew for shorter period than 20 or 50 years; putting foreign on same basis as domestic corporations.

Received, passed on file.....	304
Referred	327
Recommended passage	340
Sifting recommends calendar...	593
Committee report adopted.....	781
Amendments filed	817
Amendments withdrawn	795
Amendments adopted	832, 833
Passed; ayes 38, nays 9.....	833
Reported enrolled	964
Signed by President.....	964
Signed by Governor.	

241 By Private Corporations. Relating to legalizing certain issues of capital stocks of Iowa corporations, upon compliance herewith; a legalizing act that becomes necessary each legislative session because of failure of some corporations to comply with technical requirements of the law.

Received, passed on file.....	294
Referred	314
Recommended amendment, passage	340
Committee report adopted.....	440
Amendment adopted	440
Passed; ayes 46, nays none.....	441
Reported enrolled	501
Signed by President.....	501
Signed by Governor.	

242 By Schools, Libraries, State Educational Institutions. Relating to vocational rehabilitation; The Federal Vocational Rehabilitation Act; clarifying language and responsibilities of State Board of Public Instruction in regard thereto.

Received, passed on file.....	304
Referred	327
Recommended passage	349
Committee report adopted.....	465
Passed; ayes 50, nays none.....	465
Reported enrolled	518
Signed by President.....	518
Signed by Governor.	

245 By McNeal, Brown, Lucken, Ballhagen, Paul, McCracken

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and Greenwood. Relating to contribution of money, property or labor to political candidates by any labor union or organization, making it unlawful and fixing penalties therefor.	
Received, referred to sifting...	721
248 By Insurance. Relating to giving insurance as an inducement to or in connection with any sale or exchange of property or services; making it unlawful to so do and providing penalty therefor.	
Received, passed on file.....	823
Referred	839
Amendment filed	715

252 By Loss, Stevens, Frommelt and Hendrix. Relating to speed limit of vehicles in state parks; increasing from 15 miles per hour to 35 miles per hour; empowering state Conservation Commission to declare lower speed limits at points of congestion or danger.

Received, passed on file.....	554
Sifting recommends calendar...	742
Passed; ayes 42, nays none.....	915
Reported enrolled	1058
Signed by President.....	1058
Signed by Governor.	

261 By Social Security. Relating to employment security law as amended by 56th General Assembly, amending in regard to manner of computing employers' tax rates and charging benefits paid to employers' reserve accounts; defining the term computation date"; redefining the terms "annual payroll" and "average annual payroll"; limiting the total wage credits accrued to employees account.

Received, passed on file	367
Referred	390
Substituted for S. F. 218.....	404
Passed; ayes 44, nays none.....	405
Reported enrolled	456
Signed by President	456
Signed by Governor.	

268 By Nutt. Relating to legalizing proceedings of Independent School District of Keosauqua, in Van Buren county, in issuance of school addition bonds; \$71,400.

Received, passed on file.....	554
Referred	564
Recommended passage	605
Sifting recommends calendar...	659
Proof of publication certified..	701
Committee report adopted.....	713
Passed; ayes 45, nays none.....	713
Reported enrolled	760
Signed by President	760
Signed by Governor.	

272 By Carson and Riehm. Relating to mortgages on personal property exempt from execution; providing a mortgage of a motor vehicle given to secure payment for repair of said vehicle need be signed

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by owner only and signature of spouse not required.		Passed; ayes 33, nays 2.....	575
Received, passed on file.....	636	Reported enrolled	622
Sifting recommends calendar...	637	Signed by President.....	623
Passed; ayes 32, nays 9.....	1153		
Reported enrolled	1208	282 By Cities and Towns. Relating to group insurance for municipal employees; making applicable to all cities and towns for all employees.	
Signed by President.....	1209	Received, passed on file.....	436
Signed by Governor.		Amendment filed	447
273 By Main. Relating to legalizing sale contract authorizing issuance of land patent in Decatur County on the George R. Baker and Lilly J. Baker property.		Substituted for S. F. 254.....	529
Received, referred to sifting....	721	Amendment adopted	540
Sifting recommends calendar...	894	Passed; ayes 49, nays none....	540
Passed; ayes 43, nays none.....	958	Reported enrolled	604
Reported enrolled	1058	Signed by President.....	604
Signed by President.....	1058	Signed by Governor.	
Signed by Governor.		284 By Hirsch, Vermeer, Chalupa, Hensley, Stevens, Falvey, Johannes, Coverdale, Christophel, and Breakenridge. Relating to age of children starting to school; establishing a uniform age to prevent a school board from requiring later age.	
275 By Riehm. Relating to legalizing action of Board of Supervisors of Hancock County in transferring funds from general county fund to secondary road maintenance fund; funds expended \$15,320.71.		Received, passed on file.....	554
Received, passed on file.....	554	Referred	564
Referred	564	Amendment filed	613
Petition filed to withdraw from sifting	874	Recommended amendment, passage	623
Passed; ayes 47, nays 1.....	1015		
Reported enrolled	1168	285 By Falvey, Perkins and Hendrix. Relating to sixty-day period before a decree of divorce can be granted except in emergencies; to prevent disintegration of families.	
Signed by President.....	1168	Received, referred to sifting..	714
Signed by Governor.		Sifting recommends calendar..	742
277 By Mensing, Vermeer and Walter of Hardin. Relating to investment of funds by banks and trust companies in federal farm credit securities and modifying the limitations now existing; clarifying law; authorizing investment not to exceed 10 per cent of total assets in bonds or debentures issued by any federal land bank.		Passed; ayes 41, nays 1.....	815
Received, passed on file.....	323	Reported enrolled	894
Referred	339	Signed by President.....	894
Recommended passage	348	Signed by Governor.	
Committee report adopted....	480	287 By Burris. Relating to traffic laws for school buses transporting children to and from a public or private school; inserting the word, "or private" in law as it now stands.	
Passed; ayes 42, nays none....	481	Received, passed on file.....	603
Reported enrolled	518	Substituted for S. F. 245.....	648
Signed by President.....	518	Passed; ayes 46, nays none....	648
Signed by Governor.		Reported enrolled	701
279 By Cities and Towns. Relating to river-front improvement commissions; requiring submission by them of all plans and specifications to the Iowa Natural Resources Council instead of Executive Council as at present.		Signed by President.....	701
Received, passed on file.....	419	Signed by Governor.	
Substituted for S. F. 242.....	483	288 By Fish and Game. Relating to salaries of state conservation officers; increasing according to years of service from \$3,450 per year for first year of service to a maximum of \$4,200; annual increase to be \$100 until maximum be reached.	
Passed; ayes 47, nays none....	484	Received, passed on file.....	542
Reported enrolled	518	Referred	564
Signed by President.....	518	Recommended passage	594
Signed by Governor.		Sifting recommends calendar..	742
281 By Cities and Towns. Relating to sum total of annual dues collectible by League of Iowa Municipalities; increasing from thirty-five to forty-five.		Amendment filed	760
Received, passed on file.....	419	Committee report adopted	814
Substituted for S. F. 421.....	575	Passed; ayes 43, nays none....	814
		Reported enrolled	894
		Signed by President.....	894
		Signed by Governor.	
		292 By Cities and Towns. Relating to apportionment of	

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cities and towns allotment of road use tax fund and liquor money; permitting population figures computed by latest federal census to be used in determining the allotment. Received, referred to sifting... 665

294 By Fish and Game. Relating to hunting and fishing license fees and exemptions; increasing said fees and requiring that women shall be licensed. Received, passed on file..... 495 Referred 518 Recommended passage 546 Sifting recommends calendar... 687 Amendment filed745, 760 Committee report adopted..... 810 Amendments withdrawn 810 Amendment adopted 811 Passed; ayes 32, nays 8..... 811 Reported enrolled 873 Signed by President 873 Signed by Governor.

296 By Doyle, Andrews and Reppert. Relating to time for preparation of Municipal Court jury lists; changing from December to April to conform to change of city elections from March to November. Received, referred to sifting... 918 Sifting recommends calendar...1059 Passed; ayes 41, nays none...1085 Reported enrolled1208 Signed by President1209 Signed by Governor.

299 By Carlsen, Novak, Dietz and Petruccelli. Relating to disability retirement of policemen and firemen; entitling retired disabled officers to return to duty and receive same pension they would have received if disability had continued. Received, referred to sifting... 645 Substituted for S. F. 164..... 800 Passed; ayes 45, nays none... 801 Reported enrolled 894 Signed by President..... 894 Signed by Governor.

306 By Maggert, Christiansen and Hoover. Relating to time to commence the mandatory levy for the interest and retirement fund of bonds of political subdivisions; requiring state Tax Commission to certify tax levy for bond issue to county auditor before October if tax is to be levied for following year. Received, referred to sifting... 722 Sifting recommends calendar... 894 Passed; ayes 43, nays none... 958 Reported enrolled1058 Signed by President.....1058 Signed by Governor.

308 By Cities and Towns. Relating to milldams; exempting them from payment of fees as for power dams; exempting improvements for recreational purposes from payment of permit, inspection

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and license fees, if open to public without charge. Received, passed on file..... 496 Substituted for S. F. 368..... 573 Passed; ayes 41, nays none..... 573 Reported enrolled 622 Signed by President..... 623 Signed by Governor.

311 By Motor Vehicles, Commerce and Trade. Relating to motor vehicle dealers, amending Iowa Motor Vehicle Dealers' Licensing Act; requiring that dealers make full disclosure of all financial transactions of motor vehicle contract purchases, including insurance. Received, passed on file..... 523 Amendments filed 531 Sifting recommends calendar... 816 Amendments filed852, 875, 969 Amendments adopted993, 994 Amendments withdrawn993, 994 Passed; ayes 50, nays none..... 994 Reported enrolled1168 Signed by President.....1168 Signed by Governor.

313 By Vance. Relating to release of mortgages requiring mortgagee to release chattel mortgage promptly after payment; and to pay release fee to county recorder. Received, referred to sifting... 809 Sifting recommends calendar... 894 Failed; ayes 22, nays 21.....1154 Motion filed to reconsider vote...1168 Vote reconsidered1170 Passed; ayes 31, nays 13.....1171 Reported enrolled1208 Signed by President.....1209 Signed by Governor.

317 By Vance, Hendrix, Hoover, Reppert, Nutt, Allen, Stephens and Steenhusen. Relating to powers and duties of board of trustees of county public hospitals; authorizing vacancies to be appointed by board of supervisors from list of names submitted by said board; and enabling board to procure insurance policies required for prudent management of hospital, including public liability, malpractice, vehicle liability and workmen's compensation. Received, passed on file..... 554 Referred 564 Recommended passage 594 Sifting recommends calendar... 658 Committee report adopted... 805 Passed; ayes 45, nays none..... 805 Reported enrolled 894 Signed by President..... 894 Signed by Governor.

321 By Goode. Relating to variation between estimated and actual cost of secondary road assessments; providing for prorating back to parties assessed on estimated cost. Received, referred to sifting... 722

323 By Mowry. Relating to qualifications of commissioners of memorial halls and monu-

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ments; broadening and generalizing designation of organizations that may qualify for representation on commissions and boards; striking individual names and using "a national veterans organization that is active in the community and has been organized for at least five years."		Passed; ayes 45, nays none....	1012
Received, passed on file.....	587	Reported enrolled	1119
Sifting recommends calendar..	687	Signed by President.....	1119
Amendment filed	376	Became law without Governor's signature.	
Amendment adopted	906		
Passed; ayes 44, nays none....	906		
330 By Petruccelli and Dietz. Relating to procedure under power of eminent domain; to enable landowners whose property will be condemned for interstate system highways to delay paying the capital gain tax one year.		345 By Riehm and Nelson. Relating to suspension of sentence and parole by the trial court of persons convicted of certain crimes; permitting the court who gave the bench parole to grant a final discharge at expiration of period set.	
Received, referred to sifting... 645		Received, passed on file.....	587
Sifting recommends calendar.....	1001	Referred	592
Passed; ayes 42, nays none....	1160	Sifting recommends calendar..	742
Reported enrolled	1208	Passed; ayes 43, nays none....	911
Signed by President.....	1209	Reported enrolled	1023
Signed by Governor.		Signed by President.....	1024
333 By Dietz and Petruccelli. Relating to construction of fences along boundaries of interstate highway system; requiring the State to build and maintain tight fences at such boundaries.		Signed by Governor.	
Received, referred to sifting... 1087		346 By Cities and Towns. Relating to annexation of territory to cities and towns; permitting submission of annexation question at either a municipal or special election.	
338 By Public Lands and Buildings. Relating to chapter 277, Acts of the Fifty-sixth General Assembly, an act which authorized the executive council to lease a part of the capitol grounds to the Central Lutheran Church of Des Moines, Iowa; in which a mistake was made in the legal description, herein corrected.		Received, passed on file.....	500
Received, passed on file.....	500	Substituted for S. F. 369.....	573
Substituted for S. F. 259.....	634	Passed; ayes 42, nays none....	574
Passed; ayes 44, nays none....	635	Reported enrolled	622
Reported enrolled	687	Signed by President.....	623
Signed by President.....	687	Signed by Governor.	
Signed by Governor.		352 By Riehm and Nelson. Relating to the control by juvenile court of neglected, dependent or delinquent children; giving juvenile court power to terminate juvenile proceedings and release a child from the court's control; applicable to boys seeking to enter the armed services.	
342 By Conservation, Drainage and Flood Control. Relating to state Conservation Commission construction permits; eliminating duplication of payment of fees and duplication of effort in work related to flood control.		Received, passed on file.....	587
Received, passed on file.....	500	Referred	592
Sifting recommends calendar... 742		Sifting recommends calendar..	742
Passed; ayes 42, nays none....	913	Passed; ayes 45, nays none....	949
Reported enrolled	1058	Reported enrolled	1058
Signed by President.....	1058	Signed by President.....	1058
Signed by Governor.		Signed by Governor.	
344 By Goode. Relating to old age assistance; providing that no person shall be denied assistance because claimant has made prior arrangements for funeral expenses of less than five hundred dollars.		353 By Nielsen. Relating to use of interest and earnings from deposits and investments of certain public funds; providing that the use of such interest and earnings shall not be subject to any limit regarding the maximum sum that may be expended for stated purpose; providing that such earnings shall be added to the principal fund to be used for the specific purpose for which raised and not be allotted to the general fund.	
Received, referred to sifting... 771		Received, referred to sifting... 645	
Sifting recommends calendar.. 816		Sifting recommends calendar... 894	
		Amendment filed	1026
		Amendments adopted	1081
		Passed; ayes 41, nays none....	1081
		Reported enrolled	1208
		Signed by President.....	1209
		Signed by Governor.	
		355 By Lucken. Relating to fees charged for recording or making certified copies of certain instruments in county recorder's office.	
		Received, referred to sifting... 665	

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356 By Reppert and Andrews. Relating to legalizing proceedings of city council of City of West Des Moines in issuance of swimming pool bonds and levy of taxes.	
Received, passed on file.....	554
Substituted for S. F. 298.....	634
Passed; ayes 44, nays none....	634
Reported enrolled	687
Signed by President.....	687
Signed by Governor.	
358 By Weik. Relating to the use of live birds as targets; including in the list as permissible, domestic pheasants.	
Received, referred to sifting...	918
364 By Mensing, Vance and Stephens. Relating to purchase of insurance for public employees, officers and bodies; repealing section 517A.1, Code 1954; permitting all state commissions, departments, boards and agencies of all political subdivisions to purchase insurance against individual legal liability of such public employees.	
Received, passed on file.....	603
Referred	612
Amendment filed	614
Substituted for S. F. 432.....	630
Amendments adopted	631
Passed; ayes 45, nays none....	631
Reported enrolled	687
Signed by President.....	687
Signed by Governor.	
366 By Social Security. Relating to aid for the blind and to old age assistance; so as to cooperate with provisions of the Social Security Act amendments of 1950, enacted by the Congress of the United States to permit payment of assistance to persons in certain public medical institutions; applicable to county hospitals but not county homes.	
Received, passed on file.....	501
Referred	518
Recommended passage	611
367 By Conner. Relating to court expenses collectible through the clerk of court from fines and forfeitures; allowing all clerks of court, in collecting fines, the right to deduct all miscellaneous expenses not now considered as court costs.	
Received, referred to sifting...	797
Sifting recommends calendar...	894
Passed; ayes 42, nays 1.....	959
Reported enrolled	1058
Signed by President.....	1058
Signed by Governor.	
368 By Conner. Relating to payment of costs or expenses prior to dismissal or entry of a divorce decree; authorizing the clerk of court to so deduct and pay such costs.	
Received, referred to sifting....	809
Sifting recommends calendar...	894
Failed; ayes 20, nays 24.....	1158

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371 By Appropriations. Relating to deficiency appropriation to the department of Social Welfare for purpose of aid to dependent children fund for remainder of the biennium ending June 30, 1957; appropriation sum \$200,000.	
Received, passed on file.....	367
Referred	391
Recommended passage	446
Committee report adopted.....	535
Passed; ayes 47, nays 1.....	536
Reported enrolled	604
Signed by President.....	604
Signed by Governor.	
372 By Cities and Towns. Relating to urban transit companies and systems, providing for temporary license fees for transit system vehicles, and making certain tax provision of law temporarily inapplicable; a recommendation of the Transit Study Committee; city to pay a subsidy from 25 percent of the moneys secured from parking meters.	
Received, passed on file.....	510
Referred	530
Amendment filed	690
Substituted for S. F. 346.....	738
Amendment adopted	738
Passed; ayes 89, nays 11.....	738
Reported enrolled	816
Signed by President.....	816
Vetoed by Governor.	
Rule suspended	1178
Passed over veto; ayes 38, nays 10	1179
Rules suspended, messaged to House	1181
Became law.	
Transmitted to Secretary of State for deposit.	
374 By Cities and Towns. Relating to establishment of an urbanized area for cities having population of 15,000 or more; defining the limits of said urbanized area; prohibiting the incorporation of a new municipality within such urbanized area; creating a buffer area around larger cities a distance of three miles from corporate limits.	
Received, passed on file.....	523
Substituted for S. F. 420.....	574
Passed; ayes 44, nays none....	574
Reported enrolled	622
Signed by President.....	623
Signed by Governor.	
375 By County and Township Affairs. Relating to millage levy by counties for ordinary county revenue should levy fail to provide adequate funds; authorizing board of supervisors with approval of state Comptroller and state Auditor to levy an additional tax not to exceed three mills.	
Received, referred to sifting..	681
Petition filed to withdraw from sifting	875
Amendments filed ...897, 970, 1026	
Amendments adopted	1021, 1022, 1042, 1043

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Vote reconsidered	1022
Failed; ayes 24, nays 20.....	1043
Motion filed to reconsider.....	1057
Vote reconsidered	1117-1118
Failed; ayes 19, nays 24.....	1151
376 By Appropriations. Relating to a deficiency appropriation to the commission for the blind for the biennium ending June 30, 1957.	
Received, passed on file.....	367
Referred	391
Recommended passage	543
Committee report adopted.....	571
Passed; ayes 41, nays none.....	572
Reported enrolled	622
Signed by President.....	623
Signed by Governor.	
377 By Appropriations. Relating to an appropriation to defray expenses of inaugural ceremonies; \$1,503.77.	
Received, passed on file.....	367
Referred	391
Recommended passage	447
Committee report adopted.....	536
Passed; ayes 48, nays none.....	536
Reported enrolled	604
Signed by President.....	604
Signed by Governor.	
380 By Social Security. Relating to state Department of Social Welfare; permitting payment of medical assistance for all categorical assistance programs from one medical fund; setting up such fund under their control with approval of governor and comptroller.	
Received, passed on file.....	555
Referred	564
388 By Vermeer, Brown and Mowry. Relating to duties of Superintendent of Printing; authorizing disposition of more Codes, annotations, supplements and supreme court reports, to offices of Attorney General.	
Received, passed on file.....	587
Referred	592
Passed; ayes 41, nays none.....	1206
Reported enrolled	1208
Signed by President.....	1209
Signed by Governor.	
389 By Banks, Building and Loan. Relating to the appointment of a nominee by banking institutions acting in a fiduciary capacity; permitting transfer and registration of securities in name of a nominee.	
Received, passed on file.....	569
Referred	592
Recommended passage	606
Sifting recommends calendar... 894	
Committee report adopted.....	959
Passed; ayes 42, nays none.....	959
Reported enrolled	1058
Signed by President.....	1058
Signed by Governor.	
390 By Public Health and Pharmacy. Relating to regulation of narcotic drugs; including in list "alphaprodine hydro-	

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chloride"; giving narcotics agents status of peace officers and giving the Iowa pharmacy examiners power to enforce the uniform narcotics law.	
Received, passed on file.....	523
Referred	543
Recommended passage	594
Sifting recommends calendar... 604	
Committee report adopted.....	680
Passed; ayes 46, nays none.....	680
Reported enrolled	741
Signed by President.....	741
Signed by Governor.	
392 By Social Security. Relating to aid to dependent children; permitting state Social Welfare Board to confer with new provisions for additional federal participation in payments direct to doctors and druggists in certain cases.	
Received, passed on file.....	523
Referred	543
Sifting recommends calendar... 894	
Passed; ayes 45, nays none.....	992
Reported enrolled	1119
Signed by President.....	1119
Signed by Governor.	
399 By Howard. Relating to airport commissions in cities and towns; providing an airport may be abolished by vote of the people.	
Received, passed on file.....	587
Referred	592
Sifting recommends calendar... 891	
Passed; ayes 40, nays none.....	960
Reported enrolled	1119
Signed by President.....	1119
Signed by Governor.	
400 By Fairchild and Johannes. Relating to power of two or more county boards of education to enter into an agreement for joint action in employing one county superintendent and other personnel; performance of other duties of such board.	
Received, passed on file.....	636
Sifting recommends calendar... 816	
Passed; ayes 47, nays none.....	998
Reported enrolled	1119
Signed by President.....	1119
Signed by Governor.	
404 By Frommelt. Relating to records and files of credit unions, the admissibility as evidence of entries therein, and limiting the time for bringing actions on claims arising therefrom; authorizing destruction of records after eleven years.	
Received, referred to sifting....	865
407 By Departmental Affairs. Relating to establishment of a civil service system for state employees.	
Received, referred to sifting... 1080	
Amendment filed	1144
410 By Johns and Carson. Relating to notices mailed by landlord to tenant to terminate farm tenancies; permit-	

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ting mailing by registered mail.	
Received, referred to sifting . . .	722
417 By Appropriations. Relating to disposition of unexpended balances in the primary road bond redemption and interest funds in the various counties; providing transfer to primary road fund.	
Received, passed on file	542
Referred	564
Recommended passage	1089
Committee report adopted	1130
Passed; ayes 50, nays none	1130
Reported enrolled	1208
Signed by President	1209
Signed by Governor.	
418 By Agriculture 2 and Horticulture. Relating to licensing of food establishments; including persons involved in a hot-lunch program in the public or parochial schools.	
Received, passed on file	542
Referred	564
Recommended passage	606
Sifting recommends calendar	816
Committee report adopted	938
Passed; ayes 45, nays none	1123
Reported enrolled	1208
Signed by President	1209
Signed by Governor.	
420 By Stevens, Loss, Hendrix and Frommelt. Relating to legalizing purchase of certain land in Story County, by state Board of Regents, and its transfer to the United States of America; land purchased from the Textrum family.	
Received, passed on file	555
Referred	564
Sifting recommends calendar	604
Recommended passage	605
Committee report adopted	799
Passed; ayes 45, nays none	799
Reported enrolled	894
Signed by President	894
Signed by Governor.	
421 By Wilson. Relating to legalizing organization proceedings in establishing the Manson Community School District.	
Received, passed on file	555
Referred	564
Sifting recommends calendar	965
Passed; ayes 41, nays none	1076
Proof of publication certified	1088
Reported enrolled	1208
Signed by President	1209
Signed by Governor.	
422 By Wilson. Relating to legalizing proceedings in the merger of the Manson School District with the Lincoln Township School District in Calhoun and Pocahontas Counties.	
Received, referred to sifting	797
Proof of publication certified	816
Sifting recommends calendar	965
Passed; ayes 41, nays none	1077
Reported enrolled	1208
Signed by President	1209
Signed by Governor.	

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423 By Chalupa, Novak, Dodds, Sersland and Nutt. Relating to the size of outboard motors used on artificial lakes; permitting an increase in size, five to six horsepower on lakes of 100 acres or more.	
Received, passed on file	587
Referred	592
Recommended passage	610
Sifting recommends calendar	1059
Committee report adopted	1084
Passed; ayes 41, nays none	1085
Reported enrolled	1208
Signed by President	1209
Signed by Governor.	
425 By Mowry. Relating to the compensation of councilmen; giving an increase thereto.	
Received, referred to sifting	1041
426 By Schools, Libraries, State Educational Institutions. Relating to minimum enrollment in public schools; prohibiting hiring a teacher for elementary schools with less than eight pupils; five now required.	
Received, passed on file	555
Substituted for S. F. 265	570
Passed; ayes 38, nays 1	570
Reported enrolled	622
Signed by President	623
Signed by Governor.	
427 By Cities and Towns. Relating to town officers, including members of the city council; permitting them in certain specified circumstances to sell materials to the town and to permit official notices to be published in newspaper owned in whole or in part by town officer or council member.	
Received, passed on file	622
429 By Fish and Game. Relating to the taking of a boat or watercraft without the owner's consent; providing penalty therefor.	
Received, passed on file	555
Referred	564
430 By Paul. Relating to boards of supervisors of various counties of the state; permitting them to supplement from county funds for emergency assistance to aid dependent children.	
Received, referred to sifting	1088
435 By Maule. Relating to the power of soil conservation districts to change the name of such districts; permitting the Soldier Maple Valley Soil Conservation District to change its name to Monona County district in line with all other 98 county soil conservation districts.	
Received, referred to sifting	645
Sifting recommends calendar	894
Passed; ayes 44, nays none	1071
Reported enrolled	1207
Signed by President	1207
Signed by Governor.	

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437 By Cities and Towns. Relating to construction, reconstruction and improvement of storm sewers and electrical traffic control devices incident to improvement of extensions of the primary road system within cities and towns; authorizing the state Highway Commission to negotiate with governing body of cities and towns and enter into agreement in sharing such cost.	555	Community school district at same time the new directors are elected.	587
Received, passed on file.....	555	Received, passed on file.....	587
Referred	564	Referred	592
Sifting recommends calendar... 894	894	447 By Johannes. Relating to legalizing organization proceedings of the Community School District of Melvin in counties of Osceola and O'Brien.	555
Passed; ayes 39, nays none.....	1072	Received, passed on file.....	555
Reported enrolled	1208	Referred	564
Signed by President.....	1209	Sifting recommends calendar... 894	894
Signed by Governor.		Passed; ayes 42, nays none.....	1072
440 By Milroy, Nelson, Lucken and Eveland. Relating to motor fuel tax law, amending, revising codifying, repealing and substituting a new law; imposing an excise tax on motor fuel and special fuel used to propel highway motor vehicles; providing certain exemptions, refunds and credit; providing for administration and enforcement of this act and disposition of proceeds thereof.	736	Proof of publication certified... 1088	1088
Received, referred to sifting... 736	736	Reported enrolled	1208
Amendments filed	760, 761-763, 772, 773	Signed by President.....	1209
Substituted for S. F. 311.....	767	Signed by Governor.	
Rules suspended	767	452 By Nutt, Novak, Dodds, Chalupa and Coffman. Relating to the use of trot lines; repealing requirement that throw lines set in inland streams must have constant attention.	913
Points of order raised	768, 778, 779, 859	Received, referred to sifting... 913	913
Amendments withdrawn	769, 776, 777, 779	454 By Edgington and Novak. Relating to license fee for bow and arrow deer hunting; providing for a special license for legal residents of the state at five dollars; and for deer hunting, except for bow and arrow hunters, ten dollars.	797
Amendments adopted	768, 769, 770, 776, 777, 778, 779, 859	Received, referred to sifting.... 797	797
Motions to reconsider, filed	779, 789, 831	457 By Swisher. Relating to power to parole after commitment; requiring support of detainer be filed within six months or to be held invalid.	835
Passed; ayes 40, nays 5.....	780	Received, referred to sifting... 835	835
Vote reconsidered	858	Sifting recommends calendar... 1059	1059
Passed; ayes 38, nays 7.....	859	Passed; ayes 47, nays none.....	1097
Receded	1009	Reported enrolled	1208
Passed; ayes 39, nays 6.....	1010	Signed by President.....	1209
Reported enrolled	1207	Signed by Governor.	
Signed by President.....	1207	461 By Johns, Carson and Milroy. Relating to equipment of motor vehicles with bumpers or devices serving similar purposes, prescribing certain requirements as to height of body clearance and other measurements.	835
Signed by Governor.		Received, referred to sifting.... 835	835
441 By Hendrix, Frommelt, Burris, Hoth, Walter of Clayton, Duffy, Coverdale, Carlsen, Dietz, Dodds, Petruccelli, Weaver and Eichenlaub. Relating to establishment of a Mississippi River Parkway Planning Commission of ten members appointed by the Governor to act for the State of Iowa in cooperation with federal agencies and the Iowa State Highway Commission in the location, planning and construction of the Parkway; authorizing appointment of a planning commission therefor; appropriation for expenses.	933	464 By Social Security. Relating to restraining by permanent injunction the unlicensed operation of children's boarding homes.	569
Received, referred to sifting... 933	933	Received, passed on file.....	569
444 By Freed. Relating to election of treasurers in school districts; providing for election thereof in a new com-		Referred	592
		Sifting recommends calendar... 657	657
		Substituted for S. F. 431.....	709
		Passed; ayes 46, nays none....	709
		Reported enrolled	760
		Signed by President.....	760
		Signed by Governor.	
		467 By Maule. Relating to proceedings of the joint boards of supervisors of Monona and Harrison Counties in relation to the Little Sioux Inter-county Drainage district.	

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Received, referred to sifting...	722
Proof of publication certified...	728
Sifting recommends calendar...	894
Passed; ayes 40, nays none...	961
Reported enrolled	1119
Signed by President.....	1119
Signed by Governor.	

468 By Novak, Santee, Eldred, Balch, Riehm, Pierce, Chalupa and Hoth. Relating to the application for an absentee ballot; providing for printing of application upon envelope. Received, referred to sifting... 645 Sifting recommends calendar... 1059 Failed; ayes 11, nays 17..... 1166

469 By Motor Vehicles, Commerce and Trade. Relating to "contract carrier"; definition thereof; establishing that he is a motor carrier providing a special and individual service if he has five or more contracts in force at one time. Received, passed on file..... 622 Amendments filed

Amendments filed	690, 1026
Petition filed to withdraw from sifting	1023
Amendments adopted	1165
Passed; ayes 45, nays 2.....	1165
Reported enrolled	1208
Signed by President.....	1209
Signed by Governor.	

471 By Dietz. Relating to joint action and cooperation between the State and the United States regarding the issuance of refunds for federal gasoline tax to farmers. Received, referred to sifting... 838 Sifting recommends calendar... 965 Passed; ayes 41, nays none... 1077 Reported enrolled

Reported enrolled	1208
Signed by President.....	1209
Signed by Governor.	

476 By Maule. Relating to appointment of commissioners to assess benefits and classify the lands affected by a drainage district improvement; permitting appointment before the right of way is furnished to the government. Received, referred to sifting... 646 Sifting recommends calendar... 742 Passed; ayes 42, nays none... 915 Reported enrolled

Reported enrolled	1023
Signed by President.....	1024
Signed by Governor.	

480 By Kosek. Relating to designation of October 15 of each year as Iowa Poetry Day. Received, passed on file..... 587 Referred

Referred	592
Recommended passage	606

484 By Lisle, McNeal, Vermeer and Allen. Relating to the registration fee and compensation tax on the motor vehicles of motor carriers; to exempt the trucks of all carriers who pro-rate or buy their fair share of Iowa license plates. Received, referred to sifting... 857 Sifting recommends calendar.. 878

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Amendments filed ..1002-1004, 1027	
Amendments adopted	1036, 1037
Passed; ayes 47, nays 1.....	1037
Reported enrolled	1208
Signed by President.....	1209
Signed by Governor.	

490 By Chambers. Relating to legalizing and validating the petition, notice and proceedings of the town council of the town of Fonda, in connection with the election and issuance of swimming pool bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said town. Received, passed on file..... 587 Referred

Proof of publication certified...	591
Sifting recommends calendar...	659
Passed; ayes 45, nays none....	710
Reported enrolled	760
Signed by President.....	760
Signed by Governor.	

495 By Weik and Hagedorn. Relating to an appropriation for payment of a portion of the cost of completing the construction of sanitary sewer facilities by the Iowa Great Lakes sanitary district, which includes Spirit Lake, East Okoboji Lake, West Okoboji Lake and other state-owned waters in Dickinson County. Received, passed on file..... 588 Proof of publication certified... 591 Referred

Sifting recommends calendar...	659
Passed; ayes 46, nays none....	711
Reported enrolled	760
Signed by President.....	760
Signed by Governor.	

500 By McNeal. Relating to the employment of a fulltime clerk for the state Board of Accountancy. Received, referred to sifting... 918 Sifting recommends calendar... 1059 Passed; ayes 41, nays none... 1084 Reported enrolled

Reported enrolled	1207
Signed by President.....	1207
Vetoed by Governor.	

501 By Reppert and Andrews. Relating to temporary restraint of persons of apparent unsound mind in a county hospital or private institution, until an examination by physician within 48 hours or certificate by board of insanity. Received, referred to sifting... 919

505 By Wilson. Relating to throwing or depositing substances on the highway; making punishable by fine of twenty-five dollars. Received, referred to sifting... 891 Sifting recommends calendar... 1001 Passed; ayes 36, nays 12..... 1158 Reported enrolled

Reported enrolled	1208
Signed by President.....	1209
Signed by Governor.	

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506 By Frommelt and Duffy. Relating to county supervisors, permitting them to acquire the use of real estate for county purposes by means other than purchase.		539 By Military and Veterans Affairs. Relating to empowering the World War II service compensation board to pay a bonus to applicants who filed between July 1, 1953 and June 30, 1957, inclusive; making an appropriation therefor.	
Received, referred to sifting...	722	Received, passed on file.....	569
Sifting recommends calendar...	742	Substituted for S. F. 422.....	576
Passed; ayes 43, nays none....	910	Amendment adopted	576
Reported enrolled	1023	Passed; ayes 39, nays none....	576
Signed by President.....	1024	Reported enrolled	637
Signed by Governor.		Signed by President.....	637
508 By Frommelt and Duffy. Relating to boards of trustees of county hospitals; permitting them to lease hospital facilities when not needed for the purpose for which acquired; to be leased to the county or any political subdivision for any public purpose.		544 By Board of Control. Relating to issuance of drivers' licenses; providing the department may restore a license to a mentally ill person placed on parole or convalescent leave, when medical staff or superintendent of the institution recommends the issuance of said license.	
Received, referred to sifting...	722	Received, passed on file.....	555
Sifting recommends calendar...	742	Referred	564
Amendment filed	790	Recommended passage	607
Amendment adopted	910	Sifting recommends calendar....	1059
Passed; ayes 43, nays none....	910	Committee report adopted.....	1096
Reported enrolled	1119	Passed; ayes 47, nays none....	1096
Signed by President.....	1119	Reported enrolled	1208
Signed by Governor.		Signed by President.....	1209
513 By Frey. Relating to the definition of an employer under the employment security law; defining as one who employs four individuals for 20 weeks a year.		Signed by Governor.	
Received, passed on file.....	865	545 By County and Township Affairs. Relating to permissive emergency fund levy by counties; providing for emergency relief when needed for those counties with assessed valuations low in proportion to population; permitting such tax money to be used for general county fund expenses in addition to the millage levy provided.	
Substituted for S. F. 454.....	869	Received, passed on file.....	622
Point of order raised.....	869	Returned to House.....	665
Passed; ayes 37, nays 12.....	870	547 By Board of Control. Relating to admission to the Iowa Soldiers' Home at Marshalltown; requiring the widow shall have been the wife of said veteran for at least 10 years immediately prior to his death.	
Reported enrolled	964	Received, passed on file.....	570
Signed by President.....	964	Substituted for S. F. 435.....	952
Became law without Governor's signature.		Amendment adopted	952
518 By McNeal. Relating to assessment of stocks of merchandise; eliminating from assessment, stocks of merchandise which had previously been assessed and the tax thereon paid.		Passed; ayes 43, nays none....	952
Received, referred to sifting...	1041	Reported enrolled	1119
519 By Swisher. Relating to creation of the office of state archeologist.		Signed by President.....	1119
Received, referred to sifting...	1080	Signed by Governor.	
526 By Doyle. Relating to definition of vagrancy; repealing old law defining vagrants as campers trading horses along highway.		548 By Judiciary 2. Relating to authorizing issuance of a land patent in Van Buren County to Anthony Crook; on certain school land sold by the State in 1852.	
Received, referred to sifting....	919	Received, passed on file.....	570
531 By Currie. Relating to granting to the town of Lake View an easement to install and maintain water and sewer lines on property owned by the state, authorizing the expenditure of municipal funds of said town to pay for the same.		Referred	592
Received, passed on file.....	588	Sifting recommends calendar....	687
Referred	593	Substituted for S. F. 449.....	784
Sifting recommends calendar...	659	Passed; ayes 33, nays none....	785
Passed; ayes 35, nays none....	785	Reported enrolled	873
Reported enrolled	873	Signed by President.....	873
Signed by President.....	873	Signed by Governor.	
Signed by Governor.			

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549 By Schools, Libraries, State Educational Institutions. Relating to annexation of school districts; permitting county board of education in reorganization of school districts to divide the remaining territory among two or more districts.	
Received, passed on file.....	588
Referred	593
550 By Conservation, Drainage and Flood Control. Relating to the kind of election at which the proposition of establishment of a county conservation board can be submitted to the voters; authorizing primary as well as general elections.	
Received, referred to sifting...	646
Sifting recommends calendar...	742
Passed; ayes 44, nays none.....	946
Reported enrolled	1119
Signed by President.....	1119
Signed by Governor.	
551 By Conservation, Drainage and Flood Control. Relating to notice given to owners of land or interests or rights therein, in certain types of procedures and other matters affecting such land in drainage district improvements; requiring publication in newspaper of general circulation published in the county, with notice of hearing mailed to each person named therein.	
Received, referred to sifting...	646
Sifting recommends calendar...	742
Passed; ayes 42, nays none.....	916
Reported enrolled	1023
Signed by President.....	1024
Signed by Governor.	
552 By Motor Vehicles, Commerce and Trade. Relating to vehicle brake requirements; repealing the requirement that truck tractors must have front wheel brakes.	
Received, referred to sifting...	646
Sifting recommends calendar...	659
Passed; ayes 44, nays none.....	707
Reported enrolled	760
Signed by President.....	760
Signed by Governor.	
553 By Conservation, Drainage and Flood Control. Relating to conservation and regulation of water resources; enacting a water code.	
Received, referred to sifting...	759
Amendments filed	761,
818, 819, 820, 821, 897, 898,	921
Sifting recommends calendar...	816
Amendments withdrawn	
..... 890, 941, 942, 943, 944, 945	
Amendments adopted	
..... 890, 942, 943, 944,	945
Vote reconsidered	941
Recalled from House	987
Record expunged	991
Vote reconsidered	991
Amendment withdrawn	991
Amendments adopted	991
Passed; ayes 46, nays none....	991

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Reported enrolled	1119
Signed by President.....	1119
Signed by Governor.	
554 By Board of Control. Relating to duties of the Board of Control; repealing various sections of Code 1954 with regard to furnishing to clerks of district court every quarter names of all persons over 14 years of age in state institutions for insane or feeble-minded; and repealing the requirement forbidding a clerk to issue a marriage license to any person named on such list unless directed by the court to so issue.	
Received, referred to sifting....	797
Sifting recommends calendar...	894
Passed; ayes 41, nays none....	1073
Reported enrolled	1207
Signed by President.....	1207
Signed by Governor.	
555 By Roads and Highways. Relating to allowing the Highway Commission and local authorities to grant annual permits to manufacturers of heavy construction machinery which will provide for movement of such equipment over highways, roads and streets in Iowa; such movement not to exceed 15 miles from point of manufacture or assembly.	
Received, passed on file	588
Referred	593
Recommended passage	638
Sifting recommends calendar...	659
Committee report adopted.....	712
Passed; ayes 45, nays none.....	712
Reported enrolled	760
Signed by President.....	760
Signed by Governor.	
556 By Conservation, Drainage and Flood Control. Relating to operation of boats; forbidding operation "in careless or reckless manner".	
Received, referred to sifting...	646
Sifting recommends calendar...	742
Passed; ayes 44, nays none....	946
Reported enrolled	1119
Signed by President.....	1119
Signed by Governor.	
559 By Judiciary 1. Relating to waiver of medical examination for group insurance; repealing a section in the Code which was overlooked in passage of H. F. 84.	
Received, referred to sifting...	722
Sifting recommends calendar...	742
Passed; ayes 41, nays none....	912
Reported enrolled	1058
Signed by President.....	1058
Signed by Governor.	
560 By Judiciary 1. Relating to validating transfers of cemetery lots by the Grand Junction Cemetery Association of Greene County; clearing title to the lots.	
Received, referred to sifting...	722
Sifting recommends calendar...	742
Passed; ayes 44, nays none....	948

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Reported enrolled	1119	Received, referred to sifting...	722
Signed by President.....	1119	Sifting recommends calendar...	894
Signed by Governor.		Passed; ayes 41, nays none....	1075
562 By Motor Vehicles, Commerce and Trade. Relating to permits for operation of vehicles of excess size and weight on the highways; permitting Highway Commission or local authorities to issue special permits therefor.		Reported enrolled	1208
Received, referred to sifting....	809	Signed by President.....	1209
Sifting recommends calendar...	1108	Signed by Governor.	
Amendment adopted	1166	567 By Military and Veterans Affairs. Relating to establishment of inclusive dates of World War II for the purposes of certain statutes making reference thereto; dates used from start of draft to last date for purposes of Iowa bonus, September 16, 1940, to December 31, 1946; with exception of eligibility for tax exemption dates; confined to service in actual hostilities, December 7, 1941, to September 2, 1945.	
Passed; ayes 28, nays 3.....	1166	Received, referred to sifting...	865
Reported enrolled	1208	Sifting recommends calendar...	894
Signed by President.....	1209	Amendment filed	970
Signed by Governor.		Amendment adopted	1075
563 By Safety and Law Enforcement. Relating to promulgation and enforcement of uniform regulations of state-wide effect for the safe transportation, storage, handling and use of inflammable liquids and liquefied petroleum gases; empowering the state fire marshal to formulate and adopt regulations; definitions of words and terms.		Passed; ayes 41, nays none....	1075
Received, referred to sifting...	835	Reported enrolled	1208
Sifting recommends calendar...	873	Signed by President.....	1209
Passed; ayes 48, nays none....	1012	Signed by Governor.	
Reported enrolled	1168	569 By Agriculture 1. Relating to the licensing of auctioneers; enacting substitute for present statute; fee \$10; license to be issued by county auditor under direction of county board of supervisors; reciprocity provisions with other states.	
Signed by President.....	1168	Received, referred to sifting...	1146
Signed by Governor.		Rules suspended	1175
564 By Board of Control. Relating to detention of escapees from mental institutions in other states; amending certain chapters of the Code 1954 with respect thereto; empowering any peace officer to detain any feeble-minded person who has escaped from an institution in another state.		Passed; ayes 44, nays none....	1175
Received, referred to sifting....	797	Reported enrolled	1208
Sifting recommends calendar...	894	Signed by President.....	1209
Passed; ayes 41, nays none....	1074	Signed by Governor.	
Reported enrolled	1208	570 By Cities and Towns. Relating to authorization of the Iowa Development Commission to provide planning assistance to cities and towns under 25,000 population in order to accept federal grants for community planning, which grants are available only if a state agency be designated to assist.	
Signed by President.....	1209	Received, referred to sifting...	797
Signed by Governor.		571 By Appropriations. Relating to a deficiency appropriation to the State Printing Board to pay necessary printing expenses for the Fifty-seventh General Assembly; authorizing the comptroller to issue warrants for printing accounts of the legislature now due.	
565 By Roads and Highways. Relating to crediting of federal appropriations to the primary road fund or to the engineering and administrative fund of the Highway Commission; providing credit to that highway fund from which it was originally advanced.		Received, referred to sifting...	699
Received, referred to sifting....	722	Referred	1110
Sifting recommends calendar...	894	Recommended passage	1112
Passed; ayes 41, nays none....	1074	Committee report adopted.....	1138
Reported enrolled	1208	Passed; ayes 50, nays none....	1138
Signed by President.....	1209	Reported enrolled	1208
Signed by Governor.		Signed by President.....	1209
566 By Military and Veterans Affairs. Relating to veterans of the Korean Conflict; providing them with the same rights and privileges as other veterans; inserting in Code the date limitations as between June 27, 1950, and July 27, 1953.		Signed by Governor.	
		572 By Public Health and Pharmacy. Relating to licensing, inspection and regulation of nursing homes and custodial	

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homes; providing for regulations, enforcement proceedings and penalties; requiring securing of licenses from state Department of Health and inspection approval by fire marshal.	
Received, passed on file.....	857
Substituted for S. F. 467.....	870
Amendment adopted.....	880
Passed; ayes 42, nays 5.....	880
Senate receded.....	972
Passed; ayes 37, nays 12.....	972
Reported enrolled.....	1168
Signed by President.....	1168
Signed by Governor.	
573 By Appropriations. Relating to appropriation from the general fund of the state of Iowa, for the biennium beginning July 1, 1957, and ending June 30, 1959, to the Board of Control for salaries, support, maintenance, repairs, replacements, alterations, or equipment of institutions under said Board of Control.	
Received, referred.....	759
Recommended amendment, passage.....	772
Committee report adopted.....	1116
Point of order raised.....	1116
Amendment withdrawn.....	1117
Amendment adopted.....	1117
Passed; ayes 39, nays 5.....	1117
Reported enrolled.....	1208
Signed by President.....	1209
Signed by Governor.	
575 By Motor Vehicles, Commerce and Trade. Relating to fee for transfer, lease or assignment of permits for motor vehicle truck operators; fixing fee at five dollars.	
Received, referred to sifting...	919
576 By Motor Vehicles, Commerce and Trade. Relating to delinquent permit fees for motor truck operators; requiring penalty of two dollars to be added to annual permit fee if not paid thirty days after due.	
Received, referred to sifting...	919
577 By Motor Vehicles, Commerce and Trade. Relating to a fee for the transfer of certificates of convenience and necessity for motor carriers; fixing fee at twenty dollars.	
Received, referred to sifting...	919
578 By County and Township Affairs. Relating to expenditures from the general fund of counties in excess of the revenues; permitting necessary expenditures legally payable from general fund in year 1957.	
Received, referred to sifting...	919
Sifting recommends calendar.....	1059
Passed; ayes 41, nays none.....	1086
Reported enrolled.....	1207
Signed by President.....	1207
Signed by Governor.	
579 By County and Township Affairs. Relating to the au-	

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thority of county boards of supervisors to make necessary additions to courthouses, jails or county homes or other county buildings; increasing authorized limitation to thirty-five thousand.	
Received, referred to sifting...	919
Sifting recommends calendar.....	965
Passed; ayes 41, nays none.....	1078
Reported enrolled.....	1207
Signed by President.....	1207
Signed by Governor.	
580 By Insurance. Relating to regulation of registration, issuance, and sale of securities and to the regulation of securities dealers; definitions of terms.	
Received, referred to sifting....	888
581 By Appropriations. Relating to registration of airmen and aeronautic instructors; increasing license fee from \$1 per year to \$4 for two years; charging air schools \$20 for first registration and \$10 for each annual renewal.	
Received, referred to sifting...	1011
582 By Public Health and Pharmacy. Relating to licenses to practice medicine and surgery; applicable to refugee doctors, authorizing the medical examiners to accept in lieu of diploma from a medical college approved by them, a number of specific qualifications.	
Received, passed on file.....	884
Substituted for S. F. 466.....	884
Amendment adopted.....	886
Passed; ayes 47, nays none.....	886
Reported enrolled.....	1119
Signed by President.....	1119
Signed by Governor.	
585 By Tax Revision. Relating to the limitation of the inheritance tax lien where decedent died on or before the fourth of July 1941; exceptions thereto.	
Received, referred to sifting...	919
Sifting recommends calendar.....	1059
Passed; ayes 41, nays none.....	1083
Reported enrolled.....	1208
Signed by President.....	1209
Signed by Governor.	
586 By Appropriations. Relating to the salary of Iowa Highway Commissioners, increasing each from \$4,500 to \$5,500.	
Received, referred to sifting...	939
587 By Social Security. Relating to federal social security taxes on Iowa public employees; legalizing collection of additional ¼ percent tax, which they have been paying since January 1.	
Received, referred to sifting...	934
Substituted for S. F. 478.....	952
Passed; ayes 42, nays 1.....	953
Reported enrolled.....	1119
Signed by President.....	1119
Signed by Governor.	

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589 By Judiciary 2. Relating to legalizing the issuance of school indebtedness bonds of Melvin Community School in Osceola and O'Brien counties. Received, referred to sifting... 990	
Proofs of publication certified	971, 1088
Sifting recommends calendar... 1059	
Passed; ayes 41, nays none.... 1082	
Reported enrolled	1208
Signed by President..... 1209	
Signed by Governor.	
590 By Motor Vehicles, Commerce and Trade. Relating to special permits for transportation of mobile homes of excess size on highways; permitting issuance thereof to dealer or owner desiring to change his residence. Received, referred to sifting... 1041	
591 By Judiciary 2. Relating to legalizing the sale by installment contract of certain real estate owned by the Community School District of Fort Dodge; authorizing conveyance of legal title under specific conditions. Received, referred to sifting... 1080	
Proof of publication certified... 1145	
Rules suspended	1156
Passed; ayes 47; nays 1..... 1156	
Reported enrolled	1208
Signed by President..... 1209	
Signed by Governor.	
593 By Appropriations. Relating to an appropriation from general fund of the State of Iowa to the state Department of Public Instruction for specified school aid; special education for handicapped children, vocational education aid, mining camp aid and various aids. Received, referred	1042
Recommended amendment, passage	1090
Committee report adopted..... 1130	
Amendments adopted	1131
Passed; ayes 50, nays none.... 1131	
Senate insisted	1189
Conference committee appointed	1189
Conference report, recommendations and amendments adopted	1202
Passed; ayes 41, nays none.... 1202	
Reported enrolled	1208
Signed by President..... 1209	
Signed by Governor.	
594 By Appropriations. Relating to an appropriation from general fund of the State of Iowa to the Department of Public Instruction for state aid for transportation of school children. Received, referred	1020
Recommended passage	1112
Committee report adopted..... 1139	
Passed; ayes 50, nays none.... 1139	
Reported enrolled	1208
Signed by President..... 1209	
Signed by Governor.	
595 By Appropriations. Relating to an appropriation from	

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the general fund of the State of Iowa to Department of Public Instruction for general state aid for school districts; providing for increased aid to junior colleges under stated conditions, prescribing standards therefor. Received, referred	1042
Recommended amendment, passage	1090
Committee report adopted..... 1135	
Amendments adopted	1136
Passed; ayes 45, nays 2..... 1136	
Reported enrolled	1208
Signed by President..... 1209	
Signed by Governor.	
596 By Appropriations. Relating to an appropriation from the general fund of the State of Iowa to Department of Public Instruction for supplemental aid to certain school districts. Received, referred	1021
Recommended passage	1113
Committee report adopted	1139
Passed; ayes 50, nays none	1139
Reported enrolled	1208
Signed by President..... 1209	
Signed by Governor.	
597 By Appropriations. Relating to an appropriation from the special reserve fund of the State of Iowa and from the additional bonus and disability fund, to the Board of Control for capital improvements at the Iowa Soldiers Home including construction of a new building to be used for dormitory, hospital or nursing purposes; providing for joint control of expenditure by Board of Control and the Budget and Financial Control committee. Received, referred	1071
Recommended amendment, passage	1113
Committee report adopted..... 1149	
Amendment adopted	1140
Passed; ayes 44, nays 3..... 1140	
Senate receded	1189
Passed; ayes 45, nays none.... 1189	
Reported enrolled	1208
Signed by President..... 1209	
Vetoed by Governor.	
598 By Appropriations. Relating to an appropriation from the special reserve fund of the State of Iowa for capital improvements for institutions under the Board of Control, including construction of new buildings, repairs, improvements, replacements or alterations; providing for joint control of expenditure thereof by the Board of Control and the Budget and Financial Control committee. Received, referred	1080
Recommended amendment, passage	1113
Committee report adopted..... 1141	
Amendment adopted	1141
Passed; ayes 50, nays none.... 1141	
Senate receded	1190
Passed; ayes 45, nays none.... 1190	

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Reported enrolled	1208
Signed by President.....	1209
Vetoed by Governor.	

599 By Appropriations. Relating to providing for minimum state retirement allowance payments to certain employees in the public schools who retired prior to July 4, 1953; appropriation therefor; applicable to Iowa teachers over 65 years of age who retired prior to specified date and have had 25 years of service including maximum of 5 years out-of-state service followed by at least 10 years in Iowa before retirement.

Received, referred	1068
Recommended passage	1091
Committee report adopted.....	1137
Passed; ayes 50, nays none.....	1137
Reported enrolled	1208
Signed by President.....	1209
Signed by Governor.	

600 By Appropriations. Relating to an appropriation from the special reserve fund of the State of Iowa to the Board of Regents for capital improvements, repairs, replacements, alterations and equipment at state institutions under said board.

Received, referred	1167
Recommended amendment, passage	1185
Committee report adopted.....	1191
Amendment adopted	1192
Passed; ayes 44, nays none.....	1192
Conference committee appointed	1194
Conference report, recommendations and amendments adopted	1205
Passed; ayes 40, nays 2.....	1205
Reported enrolled	1208
Signed by President.....	1209
Vetoed by Governor.	

601 By Appropriations. Relating to an appropriation from the special reserve fund of the State of Iowa to the state Conservation Commission funds for construction, replacement, repairs, acquisition of land, development, forestry, watershed area improvements, design and investigation, and dredging.

Received, referred	1135
Recommended amendment, passage	1185
Committee report adopted.....	1197
Point of order raised.....	1198

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Passed; ayes 31, nays 9.....	1199
Reported enrolled	1208
Signed by President.....	1209
Vetoed by Governor.	

602 By Appropriations. Relating to an appropriation from the general fund of the State of Iowa to the state Board of Regents for various capital improvements, repairs and replacements of institutional roads.

Received, referred	1135
Recommended passage	1186
Committee report adopted.....	1204
Passed; ayes 42, nays none.....	1204
Reported enrolled	1208
Signed by President.....	1209
Vetoed by Governor.	

603 By Appropriations. Relating to appropriations for payment of miscellaneous expenses incurred and authorized by the Fifty-seventh General Assembly; brass plates for presiding officers' chairs, frames for pictures hung in certain offices; sport coats for House pages; \$238.29 to De Vere Watson as Senate delegate to atom bomb test at Yucca Flats; \$1,200.00 to Wayne A. Faupel, assistant code editor, for services to legislative research bureau committee; election contest attorney fees and other expenses; additional salaries of \$1410.00 in opening and closing the Fifty-seventh General Assembly; appropriation to Budget and Financial Control committee for installations in legislative chambers.

Received, referred	1177
Recommended amendment, passage	1186
Committee report adopted.....	1200
Amendments adopted	1200
Passed; ayes 42, nays none.....	1201
Senate refused to concur.....	1203
Reported enrolled	1208
Signed by President.....	1209
Signed by Governor.	

604 By Tax Revision. Relating to motor vehicle certified carriers; making correction in Senate File 167; providing necessary fees to implement the act.

Received, referred to sifting.....	1174
Passed; ayes 43, nays none.....	1191
Reported enrolled	1208
Signed by President.....	1209
Signed by Governor.	

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13—Not messaged to Senate.	
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- Drainage district, assessments for annexation of lands benefited by original improvement and repairs. 143, Anderson, et al.
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- Street special assessments of \$25 payable 30 days without interest. 221, McFarlane.

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- Assessor, property valuation, adjusting independently. 337, McManus.
- Urbanized area, buffer area of 3 miles around cities with population, 15,000. 420, cities and towns.
- Private clubs, regulation of hours for consumption of liquor on premises. 324, O'Malley.
- Council proceedings posted, where no newspaper published. 295, cities and towns.
- Population requirement to levy tax for police, firemen pensions. 359, Mollison.
- Power dams, exemption from state permit, fees, according to use of water. 368, cities and towns.
- Annexation of territory question provided for submission, regular or special election. 369, cities and towns.
- Fire districts in townships established adjacent. 376, McManus.
- Municipal government change, submitted to voters once in 6 years. 388, McManus.
- Railroads, share cost of grade separations. 412, McFarlane.
- Swimming pools, jointly constructed by two or more cities. 490, cities and towns.
- Street improvement special assessment interest-free first 30 days. 221, McFarlane.
- City councils permitted to pass ordinances allowing minors in poolrooms, conditions. 200, Stuart, Hoffman.

CIVIL DEFENSE—

- Creation of, appropriation. 206, Schroeder.
- Firemanship, fire protection building, established, Iowa State College, appropriation. 110, Schroeder.

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- Commissioners appointed in cities having a population of 5,000. 74, Schroeder, et al.

CLAIMS—

- School board given power to hire public accountant to audit claims. 297, O'Malley.
- Appropriation for settlement to certain named persons. 480, claims.
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- Appropriation, settlement to individuals for professional services. 483, claims.
- Appropriation to Chicago, Milwaukee, St. Paul and Pacific Railroad Co. 484, claims.
- Appropriation for settlement to certain named persons. 485, claims.
- Appropriation for settlement to certain persons for accidents on primary roads. 486, claims.
- Appropriation for settlement to certain persons for errors in automobile registration. 487, claims.
- Appropriation from old age assistance fund for burial expenses. 488, claims.
- Clutier Independent School District, refund of money lost due to bank closing. 489, claims.

CLARINDA—

- Board of control empowered to expend \$145,000 as state share to finance waterworks expansion. J. R. 3, Hoxie, Harbor.

CLINTON—

- Fire department, legalizing act, bond issue. 335, Shaff.

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Private, regulation of hours for consumption of liquor on premises. 324, O'Malley.

CLUTIER INDEPENDENT SCHOOL DISTRICT—

Appropriation for claims settlement, money lost due to bank closing. 489, claims.

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Iowa Public Service Commission, creation of, rate regulation, appointment of five members, abolish state commerce commission. 76, Rigler.

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Iowa State College, jurisdiction of state forest nursery transferred from commerce commission. 91, Watson, McFarlane, Boothby.

Railroads, before abandoning, or moving terminal or shop, consent. 240, McFarlane, et al.

Gasoline transported by trucks, trailers to have certificate from commerce commission. 167, Dewel, Rigler, Burton.

Public utilities, cities and towns controversies resolved. 340, Shaff.

Pipe line companies, inspection fees increased. 363, Nolan.

Peace officer powers given to inspectors. 364, Nolan.

Commerce council authority to appear before other tribunal bodies. 365, Nolan.

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Keota Community School District, organization. 42, Molison.

Number of directors to be elected based on population certain cities included in district. 75, Buck.

Odebolt-Arthur Community School District organization, counties of Sac, Crawford and Ida. 98, Vest.

Manilla Community School District, Crawford, Shelby counties. 156, Weiss.

Tri-county Community School District, counties of Keokuk, Poweshiek, Mahaska, legalizing act. 79, Molison.

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Police matrons, patrolmen, same rate of pay. 135, Miller.

County officers, \$1,200 each salary scale. 234, Tate, et al.

Executors, administrators fees, basis of gross assets of estate, for inheritance tax purposes. 161, judiciary 1.

Mayors, increasing maximum, special charter cities. 194, cities and towns.

Waterworks trustees compensation in cities and towns. 244, cities and towns.

State conservation officers, increase. 232, Hoxie, et al.

Election judges, clerks, increase. 134, Nolan.

Municipal court judges, cities 75,000 population increase. 283, O'Malley, Miller.

Board of social welfare members, salary increase. 226, Shoeman, Elwood, O'Malley.

State conservation officers, increase. 232, Hoxie, et al.

Dairy industry commission members, per diem, mileage increase. 392, Lynes.

Election judges, clerks, increase. 134, Nolan.

Highway commissioner, increase. 347, Nolan.

Inheritance tax appraisers compensation fixed by courts. 371, McManus.

Legislators, lieutenant governor, expense allowance for regular, special sessions. 372, Miller, et al.

Deputy sheriffs compensation. 386, Miller.

School board treasurer. 409, Watson.

Soldiers relief commission members, increase. 439, military affairs.

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Plan of personnel classification, transfer to executive council from comptroller. 84, Watson, McFarlane, Boothby.

Preaudit elimination of expenditures of board of regents, state fair board. 104, Nolan, et al.
 Appropriation from motor vehicle fuel tax fund for biennium. 461, appropriations.

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North Twin Lake, appropriation for dredging and improving. 102, Coleman, et al.
 Game breeding, shooting preserve areas on private land, regulation, licensing, \$20. 103, Stuart, et al.
 Structures erected on shores of state owned waters to be at discretion of commission. 107, Watson.
 Speed limit of vehicles in state parks, increased. 224, O'Malley, et al.
 Property acquired for development as state forests, conservation areas, tax levies. 158, McFarlane.
 Officers, salary increase. 232, Hoxie, et al.
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 Three Fires Lake, maintenance, improvement, appropriation. 270, Turner, Butler.
 Permit required to build dam, authorized by natural resources council, abolished. 427, conservation, drainage and flood control.
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 Appropriation from general fund for construction, replacement, acquisition of land. 493, appropriations.

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Voting age lowered to 18. J.R. 1, Schroeder, Shaff.
 Reapportionment, Senate 50 members based on area; House 131 members based on population. J.R. 2, McFarlane.
 Initiative and referendum given to Iowa citizens. J.R. 11, Miller.
 Amendments to be ratified, time reduced in submitting to people. J.R. 12, Miller.
 Reapportionment, Senate 56 members, equally apportioned congressional districts, House 99 members. J.R. 4, Miller, Vest.
 Reapportionment, Senate 50 members; House 1 member 25,000 population, legislative districts. J.R. 5, McManus.
 Reapportionment, Senators 50, senatorial districts; House 99 members, larger counties additional. J.R. 7, Dewel.
 Senatorial districts of 50, 1 member every 50,000 population; House 99 members. J.R. 10, Prentis.
 Reapportionment, Senators 55, larger counties 2; House 99, larger counties 2 or 3. J.R. 13, Nolan.
 Senatorial districts of 50, 1 member every 100,000 population; house 1 representative every 30,000. J.R. 16, legislative redistricting.

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Liquor bottle shapes. 434, judiciary 2.

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Designated physician or osteopath required, fees. 413, Shoeman, Nolan.

CORPORATIONS—

Non-Iowa, dividend taxes to receive proportionate credit. 8, Prentis, et al.
 Net income from sales in Iowa by foreign corporations, taxable. 9, Prentis, et al.
 Five mill tax on moneys, credits, abolish, substitute surtax, retain on banks and corporations. 11, Prentis, et al.
 Moneys and credit taxes, paid by building and loan associations, equalize with banks and corporations. 12, Prentis, et al.
 Tax exemption on capital stock of certain corporations, abolish, equalize corporations and banks taxes. 13, Prentis, et al.
 Morris plan banks, regulation of, placed under State Auditor. Act to be called "Iowa Industrial Loan Law". 87, Watson, McFarlane, Boothby.
 Income tax payments deducted from tax base, corrective measure. 130, Miller.

Income tax, three-point formula to determine net income. 399, O'Malley.
Temporary income tax rate continued. 400, O'Malley.
Income tax of 3 percent made permanent. 460, ways and means.
Income tax percentage rate on taxable income increased. 468, ways and means.
Certified mail for official mailings legalized. 378, Long, Stuart.

COUNCILMEN—

Cities of 20,000 or more, under council-manager, 5 councilmen. 116, Walker.

COUNTIES—

Appointment, term, salary, removal of county assessor, approval of state tax commission required for reappointment. 21, Prentis, et al.
Municipal court class "C" cases, counties required to pay jury fees. 43, Shaff.
Division of county into four districts required, each to elect one member to county board of education. 51, Vest, Mollison.
County treasurer authorized to cancel tax assessments on federal flood control projects. 58, Nolan.
Liability insurance purchased by board of supervisors, property damage, personal injury of employees, increased. 77, Rigler.
Legalizing act, Tri-county Community School District, counties of Keokuk, Poweshiek, Mahaska. 79, Mollison.
County assessor, residence requirement repealed. 18, Prentis, et al.
County officers, except county attorney, term extended from 2 to 4 years. 100, Schroeder, Shaff, Henry.
Recipients of public aid, records, reports filed monthly instead of quarterly, omitting addresses. 69, Dewel.
Board of education required to publish quarterly, summary of proceedings. 152, Harbor.
Board of supervisors enabled to enact zoning ordinance without majority approval of property owners. 285, O'Malley.
Board of control authority to transfer inmates of Woodward and Glenwood, county homes. 451, board of control.
Salary raise of \$1,200 each salary scale for officers. 234, Tate, et al.
Instruments filed in recorder's office have typed or legibly printed signatures. 255, Schroeder.
Inmates of certain state institutions supported by general fund instead of county tax levy. 172, Long, et al.
Notice to depart to poor, repeal power board of supervisors. 205, O'Malley, Henry.
City or town may use jail for confining prisoners. 253, cities, towns.
Auditor, certification of levy filed with, time limit. 260, Henry, Tate, McFarlane.
Recorder, mortgage release fee paid directly, costs of collection. 251, Weber.
Employees, option of joining retirement system. 193, Schroeder, Vest.
Federal funds available for aid to permanently, totally disabled. 199, Gillespie, et al.
Auditor, filing for mandatory levy. 212, Dykhouse.
School minimum enrollment 8 pupils. 265, schools.
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Polk or Dallas, outdoor recreational facilities, lake, appropriation. 319, O'Malley, Prince.
School system include all public schools except four-year high districts. 336, Long.
Assessor, property valuation, adjusting independently. 337, McManus.
Board of supervisors, permitted to acquire real estate by lease or otherwise. 385, Utzig.
Hospital trustees permitted to lease certain facilities. 384, Utzig.
Deputy sheriffs compensation, counties with population 100,000. 389, Miller, et al.
Soldiers relief commission members, premium on surety bonds. 438, military affairs.

Soldiers relief commission members, compensation increase. 439, military affairs.
 Appropriation to certain counties for settlement of drainage assessment claims. 481, claims.

COURT—

Expense per day allowed for judges removed, adding auto travel expense at nine cents per mlie. 35, Schroeder, Shaff.
 Municipal court class "C" cases, counties required to pay jury fees. 43, Shaff.
 Shorthand reporters, compensation increases from \$12.50 to \$22.50, maximum per year \$7,200. 49, Stuart, et al.
 Parents liable for damage, \$300, malicious destruction of property. 59, Vest, et al.
 Judges in ninth judicial district, number increased from 6 to 7. 61, O'Malley.
 Drunken driving of motor vehicle, third conviction penalty reduced. 94, Putney, Dykhouse.
 Judicial retirement system pension change entitled to benefits at age 67, or 22 years continuous service. 96, McManus.
 Type of notices to be served on heirs in estate cases, at discretion of judge. 162, judiciary 1.
 Uniform Gifts to Minors Act, simply method for giving securities, money to minors. 171, Rigler, Dalley, Buck.
 Estates, executors, administrators fees, basis of gross assets for inheritance tax. 161, judiciary 1.
 Municipal court, publication of proceedings in causes of action, proof of publication. 153, O'Malley.
 Person imprisoned permitted phone call immediately, penalties, officer. 294, Utzig, Schroeder.
 Juvenile judge, appoint probation officers, women may be appointed, compensation. 106, Watson.
 Municipal judges, cities 75,000 population, salary increase. 283, O'Malley, Miller.
 District court jurisdiction in intestate and testate cases. 163, judiciary 1.
 Court records, destruction, conditions. 186, Schroeder.
 District, witness fees in jury trials, criminal cases. 198, judiciary 1.
 Death penalty for certain crimes, abolishment. 213, Buck, et al.
 Salaries of judges withheld, dockets 90 days in arrears. 286, Putney.
 Alternate judge appointed in municipal courts having one judge. 291, Dalley.
 Attorney fees paid by employer in workmen's compensation cases excess over offered settlement. 338, McManus.
 Unlicensed operation children's boarding homes, permanent injunction. 431, judiciary 1.
 Payment to clerk of 25c for 100 words recording probate matters. 348, Elwood.
 Inheritance tax, appraisal objection filing time extended. 379, Miller.
 Appeals for property taxation, bar presumption of correct assessments. 382, Schroeder, Shaff.
 Adopting parents name, not disclosed. 433, judiciary 1.
 Juvenile, jurisdiction over children in private institutions. 52, Shoeman.

CRIME—

Death penalty for certain crimes, abolished. S. F. 213, Buck, et al.

CRYSTAL LAKE—

Appropriation \$250,00.00 to conservation commission, for dredging. 235, Tate.

CUSTODIAN—

Police in and about capitol, other state buildings, peace officers. 130, Lynes.
 Superintendent substituted for word custodian in Code. 131, Lynes.

DAIRY—

(See Foods)

(See Agriculture)

Industry commission per diem, mileage increase for members. 392, Lynes.
 Excise tax on butterfat, milk sold in state. 410, Lynes.
 Industry commission funds or gifts, authorization to spend for promotional work. 393, Lynes.
 Cheese industry, \$200 November, December to qualify for unemployment compensation. 390, Lynes.

DAYLIGHT TIME—

Daylight time prohibited. 40, Shoeman, et al.

DEAD BODIES—

Revocation of disposition of person's body by endorsement on will. 380, Schroeder.

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DICKINSON COUNTY—

Iowa Great Lake, sanitary sewer, appropriations. 325, Watson, et al.

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Employment on merit commission. 202, O'Malley, et al.

DRAINAGE DISTRICTS—

Persons or groups may request classification of lands to apportion cost, prior to establishment of new district. 137, Anderson, et al.
 Laterals, branches, cost of repairs, improvements, placed on persons actually benefited. 138, Anderson, et al.
 Rights-of-way abandoned or additional for highways and railroads, adjustment of classification. 139, Anderson, et al.
 Interest rate raised from 4 percent to 6 percent on certificates, bonds. 140, Anderson, et al.
 Reclassification, more efficient method of lands taken for right-of-way, for highways and railroads. 141, Anderson, et al.
 Contract by bid to be let on expenditures of \$5,000 or more. 142, Anderson, et al.
 Assessments for annexation of lands benefited by original improvements and repairs. 143, Anderson, et al.
 Easements for meandering of a water course. 144, Anderson, et al.
 Discontinuance of proceedings when majority of landowners file remonstrance. 145, Anderson, et al.
 Assessment credit to district having a settling basin. 146, Anderson, et al.
 Owners of a majority of the land assessed, may petition for right to vote in proportion to assessment of benefits. 147, Anderson, et al.
 Trustees not liable for injuries in consequence of performance of his duties. 148, Anderson, et al.
 Installment payment of assessments increased from 3 to 20. 173, Weiss.
 Elections present members of boards of trustees, districts having pumping stations. 246, Dailey, Weber, McManus.
 Pumping stations, levees for protection. 247, Dailey, Weber, McManus.
 Levee and district with pumping stations, certify date, place for election of trustees. 248, Dailey, Weber, McManus.
 Settling basins, tax exemption, public drainage improvements. 328, Hoxie.
 Pumping station districts, procedure for conducting elections. 248, Dailey, Weber, McManus.
 Appropriation to certain counties for drainage assessment claims. 481, claims.

DRUGS—

Formaldehyde, cleaning fluids, labeled as poisons, sold only by licensed pharmacists. 57, Grimstead.
 Drug stores to be licensed. 68, Butler, et al.

DUMPS—

Board of supervisors empowered to license or prohibit junk yards outside city limits. 261, Tate.

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- Board of regents authorized to establish and collect building fees, tuition. 4, Prentis, et al.
 Sales tax exemption, charitable, educational, religious institutions, societies. 44, Miller, et al.
 Iowa State College, firemanship, civil defense training center, fire protection building, established. 110, Schroeder.
 Tax exemption for acquisition of real estate. 16, Prentis, et al.

EGGS—

- Sale of candled "current receipt" eggs without grading allowed. 123, Harbor, et al.
 Candling, grading compulsory for eggs in interstate commerce. 122, Coleman, McCurdy.
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- Electors, voting age lowered to 18 years. J. R. 1, Schroeder, Shaff.
 Removal of city officials provided on recall elections, applicable to Des Moines. 48, Grimstead, Ringgenberg.
 Division of county into four districts required, each to elect one member to county board of education. 51, Vest, Mollison.
 Number of directors elected, based on population certain cities in district. 75, Buck.
 School directors elected, optional plans for newly organized and existing districts. 125, Boothby, Gillespie, Price.
 Drainage district, owners of a majority of the land assessed, may petition for right to vote in proportion to assessment of benefits. 147, Anderson, et al.
 Members of boards of trustees of drainage districts having pumping stations. 246, Dailey, Weber, McManus.
 Clerks record date voter last voted, party affiliation, permanent registration cities. 227, Schroeder.
 Compensation, judges, clerks increase. 134, Nolan.
 Annexation of territory question provided for submission, regular or special election. 369, cities and towns.
 Employees, time off to vote in general elections. 426, judiciary 1.

ELECTRICIANS—

- Licensing by municipalities. 207, Nolan.

EMMET COUNTY—

- Legalizing act, issuing bonds for building court house. 477, judiciary 2.

EMPLOYEES—

- Pension fund and welfare fund to be exempt from tax. 14, Prentis, et al.
 Liability insurance purchased by county board of supervisors, property damage, personal injury of employees, increased. 77, Rigler.
 Cabs to be provided on rail track motor cars used by employees. 80, Rigler.
 Technicians under supervision of doctor in laboratory at hospitals. 154, Nolan, et al.
 Waterworks employees dependents, certain cities, included in group life insurance policy. 124, O'Malley.
 Taxation of state owned property within school district authorized under certain conditions. 105, Ringgenberg, McFarlane.
 Trustees of a drainage district not liable for injuries in consequence of performance of his duties. 148, Anderson, et al.
 Seasonal employees, definition and basis of benefits. 114, Tate.
 School teachers, retirement allowance with 25 years service, retired prior to July 4, 1953. 168, Miller, et al.
 Employment on merit commission, to prohibit discrimination. 202, O'Malley, et al.
 Unions, employers to negotiate agreement for union shop or maintenance of membership provision. 177, McManus, Dailey.

Group insurance for employees of cities with 10,000 population. 209, McFarlane.

Group insurance extended to any city or town. 254, cities and towns.

Unemployment compensation, weekly benefits, duration of payments, increase. 239, Long, et al.

Railway weekly paychecks. 313, Putney, Nolan.

Railroad to provide sanitary facilities for employees. 128, Nolan.

Unemployment compensation, 3 percent on payroll required of all public bodies. 129, Elwood, et al.

Reemployment after retirement, earning allowance. 181, Miller.

Legislative interim committees, service, state employees, compensation. 191, Stuart.

Unemployment compensation limited to total wage credits accrued. 218, social security.

Public employment retirement system, application for price service credit extended. 290, Tate.

Arbitration boards, disputes between state and local governments. 300, Dalley, et al.

Group insurance for employees of association when 50 percent of insurable members apply. 326, Burton, O'Malley.

Railroad, pay period of employees, paid two weeks after employed. 341, Dalley.

Workmen's compensation benefits increased, payments fixed for injuries. 362, Nolan, et al.

Arbitration boards, disputes between state and local governments. 300, Dalley, et al.

Legalize union shop labor contracts, required to join union after 30 days. 355, O'Malley.

Commerce commission inspectors, powers of peace officers. 364, Nolan.

Voting at general elections, time off. 426, judiciary 1.

Public, liability insurance, \$10,000, \$25,000, \$50,000. 432, judiciary 1.

Appropriate from retirement system to employment security commission. 473, appropriations.

Social security tax, additional $\frac{1}{4}$ percent. 473, social security.

Appropriation to pay state's share as an employer into public employees retirement system. 491, appropriations.

EMPLOYERS—

Group life insurance jointly provided with labor unions; dependents included. 120, Boothby, Schroeder, Butler.

Unions, employers to negotiate agreements for union shop or maintenance of membership provisions. 177, McManus, Dalley.

Goods sold to state by competitive bids only. 272, Walker.

Attorney fees paid in workmen's compensation cases, excess over offered settlement. 333, McManus.

Arbitration boards, disputes between state and local governments. 300, Dalley, et al.

Defined as one who employs four individuals for 20 weeks. 454, social security.

EMPLOYMENT AGENCIES—

Fees, not exceed 25 percent for \$250, nor 5 percent annual earnings. 119, Schroeder, Miller, O'Malley.

EMPLOYMENT SECURITY COMMISSION—

Appropriation from Iowa public employees retirement system. 473, appropriations.

Permanent offices established. 479, social security.

ENGINEERS—

Cities not employing an engineer, to submit plans, specifications, contracts for paving work to county engineer. 127, Walker.

Qualifications for registration, professional engineers, 4 years experience. 108, Henry, et al.

ESTATES—

Executors, administrators fees, basis of gross assets of estate, inheritance tax purposes. 161, judiciary 1.
 District court jurisdiction in intestate and testate cases. 163, judiciary 1.
 State liens against old age assistance recipients who die after July 4, 1957, eliminated. 262, Prentis.

EXECUTIVE COUNCIL—

Plan of personnel classification, transfer to, from comptroller. 84, Watson, McFarlane, Boothby.
 Central Lutheran church, correction of 1953 legalizing act. 101, O'Malley, Schroeder.
 Natural resources council to have sole authority over riverfront improvement commissions. 242, cities and towns.
 Land leased to Central Lutheran church. 259, Lynes.

EXEMPTIONS—

Employees pension fund, welfare fund to be exempt from tax. 14, Prentis, et al.

FARMS—

(See Agriculture)

Machinery dealers, licensing, regulating. 317, Dewel, et al.
 Access to land, damaged by interstate system of highways, paid by state. 288, Schroeder.
 Notices to terminate lease sent by certified or registered mail. 334, Wormley.

FEDERAL INTERNAL REVENUE—

Split income provisions. 6, Prentis, et al.
 Adjusted gross income correlation. 7, Prentis, et al.

FEES—

Building fees at state educational institutions, collect from students' tuition. 4, Prentis, et al.
 Annual permit fee \$5.00, application fee \$25.00, required for use of highway by motor trucks, tractors. 25, Prentis, et al.
 Municipal court class "C" cases, counties required to pay jurors fee. 43, Shaff.
 Trading stamp company to pay \$100, post bond. 55, Tate, et al.
 Game breeding, shooting preserve areas, regulation, licensing, \$20. 103 Stuart, et al.
 Barbers' annual license renewal \$5, to operate shop \$3. 115, Butler, Watson, Nolan.
 Rain-making, firms engaged in, file a monthly report, secretary of agriculture, pay an annual permit fee of \$25. 149, Anderson, et al.
 Employment agency charges not exceed 25 percent for \$250 for first month; nor 5 percent annual earnings. 119, Schroeder, Miller, O'Malley.
 Witness fees in jury trials, criminal cases, district court. 198, judiciary 1.
 Attorney paid by employer in workmen's compensation cases excess over offered settlement. 338, McManus.
 Urban transit busses pay annual fee. 346, cities and towns.
 Clerk of court, payment of 25c for 100 words recording probate matters. 348, Elwood.
 Hotels "B" beer permit increased. 361, Rigler.
 Pipe line companies, inspection fees increased. 363, Nolan.

FERTILIZERS—

Licensing, regulation, fees for inspection for producers of mixed fertilizers. 203, Hoxie, et al.
 Commercial equipment, exemption from motor vehicle registration. 429, motor vehicles.

FIDUCIARIES—

Income tax payments deducted from tax base, prevention. 180, Miller.

FIRE—

Department of agriculture to transfer to fire marshal, fire protection in hotels. 81, Watson, McFarlane, Boothby.
 Firemanship, civil defense training center, located at Iowa State College. 110, Schroeder.
 Smokers, who start fires in hotels, boarding homes, penalties. 303, O'Connor, Clinton, fire department, legalizing act, bond issue. 335, Shaff.
 Firemen, receive credit while in serving in armed services. 345, Ringgenberg.
 Firemen, population requirement for cities to levy tax for pensions. 359, Mollson.
 Districts established in townships adjacent to cities or towns. 376, McManus.

FIREARMS—

Shooting on or over highways, or within 200 yards farm buildings, prohibited. 67, Hoxie, et al.

FIREMEN—

Hours on duty, limitation, 68 hours per week. 34, McFarlane, et al.
 Firemen's, policemen's pensions payable to surviving spouse, regardless of marriage date. 71, McFarlane, et al.
 Firemen's, policemen's pensions for widows and dependents increased. 72, McFarlane, et al.
 Period disabled considered part of time for retirement qualification. 164, Miller, McFarlane, O'Malley.
 Retirement, death benefits to widow and children. 70, McFarlane, et al.
 Retirement credit while serving in armed forces. Amend S. F. 345. 497, military affairs.

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(See Conservation Commission)

Fishing in privately stocked ponds, owners permission required. 47, Wormley, et al.
 Game breeding, shooting preserves, establishment, licensing, regulations. 169, Schroeder.
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FLOOD CONTROL—

Land acquired by federal government for flood control projects, taxes cancelled. 58, Nolan.
 Cities and towns, upstream control projects. 243, cities and towns.

FOODS—

(See Dairy Products)

Excise tax imposed on handling of products. 318, Nolan, Walker.

FUEL—

Gasoline used in farm tractors upon which refund was claimed, exempt from sales tax. 117, Walker, et al.

FUNDS—

Life insurance companies reserve funds, authorization for investment in personal property. 109, Schroeder, Butler, Boothby.
 Permanent mental health research fund established, appropriation. 281, Tate, et al.
 Inmates of certain state institutions, supported by general fund instead of county tax levy. 172, Long, et al.
 Hancock county, transferred from general to secondary road maintenance, legalizing act. 241, Tate.
 Banks, trust companies, investment in federal farm credit securities, limitations. 217, Elijah.
 Unclaimed in banks, trust companies, partnerships, etc., state permitted to possess. 332, Putney.
 Federal funds, available for aid to permanently, totally disabled. 199, Gillespie, et al.

Roads use tax, increase percentage for secondary, urban street construction. 322, Weiss.

Dairy industry commission, authorized accept, expend for promotional work. 393, Lynes.

Alcoholics, portion liquor permit for rehabilitation. 406, Elijah, et al.

Savings banks invest percentage in International Bank for Reconstruction and Development. 402, Dewel, et al.

Moneys and credits, exemption for employees, pension, welfare. 14, Prentis, et al.

Highway commission expenditures from primary road fund for biennium. 462, appropriations.

Appropriation from primary road fund to industrial commission. 463, appropriations.

Appropriation, general contingent fund, under control budget and financial control committee. 471, appropriations.

Claims settlement from old age assistance fund for burial expenses. 488, claims.

GASOLINE—

Tax refund claims permit good until revoked, penalties for falsification. 97, Walker, et al.

Certificate from commerce commission to transport by trucks or trailers. 167, Dewel, Rigler, Burton.

GENERAL ASSEMBLY—

Registration for lobbyists required, also detailed reports alternate weeks. 45, McFarlane.

Goods sold to state by competitive bids only. 272, Walker.

Pre-session conference for legislators on legislative procedures. 315, Wormley, et al.

Expense allowance for regular, special sessions. 372, Miller, et al.

Legislative Research bureau, committee, creation of, appropriation. 448, judiciary 1.

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Enterprises, abolishment. 452, judiciary 1.

GLENWOOD STATE SCHOOL—

Superintendents appointed and salaries set by board of control. 450, board of control.

Board of control authority to transfer inmates of Woodward and Glenwood county homes. 451, board of control.

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Commerce commission members, appointed by the Governor, with senate approval, rather than elected. 90, Watson, McFarlane, Boothby.

Civil defense office, creation of, emergency power. 206, Schroeder.

Appoint alternate judge in municipal courts having one judge. 291, Dailey.

Recreation board, appointments. 333, Stuart.

GUNS—

Loaded, prohibited carrying in motor vehicles on highways. 403, Butler, Weiss.

HEALTH—

(See Drugs)

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HIGHWAY SAFETY PATROL—

(See Highways)

Patrol membership limited to 60 percent of same political party. 30, Grimstead.

Number of members, increase from 225 to 300. 32, Tate, et al.

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- Road machinery, motor-propelled, operating on highway to carry 10-foot pole in vertical position topped with red flag 2 feet square. 99, Tate, Hoxie.
- Speed limitations on highway. 65 m.p.h. daytime, 55 m.p.h. nighttime, restriction urban areas, secondary roads, limited access highways. 133, Hoxie, et al.
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Iowa mental health training and research center, establishment of, integration with university hospital at Iowa City. 280, Tate, et al.

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Billiard halls, poolrooms, city councils authorized reduce age limit for admission where beer is not sold. 200, Stuart, Hoffman.

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Beer law violation, \$100 fine. 196, Elijah, Dailey.

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Release fee paid to county recorder, pay costs of collection. 251, Weber.

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Annual permit fee required for highway use by trucks, tractors, filing fee required. 25, Prentiss, et al.

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Rural mail carriers, flashing dome light, permitted in certain colors. 29, Lynes, Shoeman.

Operators and chauffeurs fees, increase. 31, Tate, et al.

Speed limitation on highways, 65 m.p.h. daytime, 55 m.p.h. nighttime. 33, Gillespie.

Maximum length increased to 45 feet for motor vehicle, 50 feet for combination of vehicles. 50, Walker, et al.

- City or town council authorized to designate certain vehicles as emergency. 54, Tate.
- Speed limit increased to 50 miles per hour, vehicle drawing another. 63, Prentis.
- Vehicles being towed, pulled, caravans, convoys, distance of 500 feet between units. 73, Dykhouse.
- Common carriers of passengers if furnish proof of solvency, financial ability to cover assured's legal limit, relieved of carrying liability insurance. 78, Rigler, et al.
- Penalty for operating a motor vehicle while intoxicated reduced for third conviction. 94, Putney, Dykhouse.
- Road machinery, motor propelled, operating on highway to carry 10-foot pole in vertical position topped with red flag two feet square. 99, Tate, Hoxie.
- Speed limitations on highways, 65 m.p.h. daytime, 55 m.p.h. nighttime restriction urban areas, secondary roads, limited access highways. 133, Hoxie, et al.
- Liability limits for proof of financial responsibility increased. 222, Schroeder.
- Liability insurance coverage extended to townships, insuring police, firemen operating emergency vehicles. 155, Walker, et al.
- Fuel tax, temporary 2-cent raise made permanent. 229, highways.
- One license plate issued annually. 136, Miller.
- Gasoline used in farm tractors upon which refund was claimed, exempt from sales tax. 117, Walker, et al.
- Flashing lights permissible on vehicles in an emergency. 174, motor vehicles.
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- Driver training courses in public high schools. 330, Harbor, et al.
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- Maximum speed limit, danger zones established. 178, Prentis.
- Motor driven cycle, five brake horsepower, license for minors age 14. 187, Dewel, Butler.
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- License suspension, revocation for minors, two chargeable accidents. 211, Coleman.
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- Busses, exclusively to transport pupils, accredited school, registration exemption. 257, Dykhouse.
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- Motor fuel tax law repealed, new one substituted. 311, Schroeder, et al.
- Registration exemption, licensed out of state, owned by Iowan. 268, motor vehicles.
- Automobile utility trailers, registration, liability insurance. 387, Utzig, et al.
- Loaded guns, carrying prohibited on highways. 403, Butler, Weiss.
- Common carriers subject to same taxation as railroad cars. 405, Shaff.
- Brake requirements, trucks, truck tractors, vehicles transported in "drive-away—towaway operation". 445, motor vehicles.
- Commercial fertilizer equipment used for transporting, exemption. 429, motor vehicle.
- Claims settlement to certain persons for errors in automobile registration. 487, claims.

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- Electricians, licensing and regulating. 207, Nolan.
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- League of Iowa municipalities, increase maximum annual dues. 421, cities and towns.

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- Dredging and improvement, appropriation to state conservation commission, \$350,000. 102, Coleman, et al.

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- Custodial, nursing homes, licensing, regulation, inspection. 467, public health.

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- Salary raise of \$1,200 each salary scale for county officers. 234, Tate, et al.
- Juvenile judge, appoint probation officers, women may be appointed, compensation. 106, Watson.
- State conservation, increase compensation. 232, Hoxie, et al.
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- State conservation, salary increase. 232, Hoxie, et al.
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- State liens against estate of recipients who die after July 4, 1957, eliminated. 262, Prentiss.
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- Claims settlement from old age assistance fund for burial expenses. 488, claims.

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Board of control responsible for securing own professional personnel for
institutions. 278, Tate, et al.
Division creation of, composed of auditor, attorney general, comptroller.
314, governmental affairs.

PHARMACIES—

Licensing of, enforce basic standards, distribution of drugs and poisons.
68, Butler, et al.

PHEASANTS—

Domesticated, shooting permitted when training dogs at retriever meets.
308, Dewel.

PHYSICAL THERAPISTS—

Licensing, after practice of three years, fee. 367, Henry, Nolan.

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Lizard Lake, appropriation for dredging. 264, Butler.

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Formaldehyde, cleaning fluids, to be labeled as poisons and sold only by
licensed pharmacists. 57, Grimstead.

POLICE—

Firemen's and policemen's pensions payable to surviving spouse, regardless
of marriage date. 71, McFarlane, et al.

Firemen's and policemen's pensions for widows and dependents raised to \$75 a month, children \$20 a month. 72, McFarlane, et al.
 Police matrons and patrolmen to have same rate of pay. 135, Miller.
 Period disabled considered part of time for retirement qualification. 164, Miller, McFarlane, O'Malley.
 Retirement credit while in armed services. 345, Ringgenberg.
 Population requirement for cities to levy tax for pensions. 359, Mollison.
 Station, Keokuk, legalizing act, bonds. 446, judiciary 2.
 Retirement, death benefits to widow and children. 70, McFarlane, et al.
 Police matron's husband entitled to death benefits. 447, judiciary 1.
 Retirement credit while serving in armed forces. Amend S. F. 345. 497, military affairs.

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Liquor stores, affiliation not a factor of applicant for employment. 293, Butler.

POOR—

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PRINTING-PUBLISHING—

Printing board, authority to set form, style and manner of legal publication notices; clarification. 157, printing.
 Publication and proof of publication of proceedings in causes of action in municipal court. 153, O'Malley.
 Advertisements, to purchase out of state merchandise to save sales tax, prohibited. 31, Miller.

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Death penalty for certain crimes, abolishment. 213, Buck, et al.
 Inmates on parole, medical treatment. 455, board of parole.

PROPERTY—

Personal, household furniture exemptions. 10, Prentis, et al.
 Flight property of air carriers, assessment and levying of tax, local rate. 23, Prentis, et al.
 Parents liable for damages, \$300, malicious destruction of property. 59, Vest, et al.
 Annexation of adjoining property, procedure. 60, Nolan.
 State board of social welfare, tax deed assigned by old age assistance recipient. 62, Elwood, Rigler.
 County board of supervisors, enabled to enact zoning ordinance without majority approval of property owners. 285, O'Malley.
 Life insurance companies reserve funds, authorization for investment in personal property. 109, Schroeder, Butler, Boothby.
 Motor vehicle owner mortgage for repair bills, consent of spouse. 192, Price, Evans.
 Conservation commission acquire for forests, conservation areas, levies. 158, McFarlane.
 District court jurisdiction in intestate and testate cases. 163, judiciary 1.
 Suppliers and retailers equally liable for payment of sales tax. 323, tax revisions.
 City, county assessor, valuation adjustments independently. 337, McManus.
 Public utilities not required to release easements before platting. 356, Nolan.
 Annexation of territory question provided for submission, regular or special election. 369, cities and towns.
 Appeals for taxation, bar presumption of correct assessment. 382, Schroeder, Shaff.

PUBLIC INSTRUCTION, DEPARTMENT OF—

Taxation of state owned property within school district authorized under certain conditions. 105, Ringgenberg, McFarlane.
 Rehabilitation provided for homebound, other handicapped individuals. 228, Schroeder, et al.
 Superintendent of public instruction appointed by; four year term, senate confirmation, repealed. 113, Lynes, Long, O'Malley.
 Iowa Educational Directory, annual edition. J. R. 8, Boothby, Gillespie, Price.
 Appropriation for Veterans Administration, school lunch program. 472, appropriations.

PUBLIC RETIREMENT SYSTEM—

Income tax, deductible. 175, Miller.
 Iowa Public Employees, appropriation from general fund to pay state's share as an employer. 491, appropriations.

PUBLIC SAFETY—

Inspection of motor vehicles before registration. 216, Prentis, Schroeder.
 Department, transfer certain duties to justice department. 310, Walker.

PUBLIC UTILITIES—

Iowa Public Service Commission, creation of, rate regulation, appointment of five members, abolish state commerce commission. 76, Rigler.
 Controversies with cities and towns, resolved by commerce commission. 340, Shaff.
 Property platted without release of easements. 356, Nolan.
 Pipe line companies, inspection fees increased. 363, Nolan.

RADIO—

Television, radio stations, liability for libelous statements of political candidates, exempted. 36, McFarlane.
 Registration plates for holders of amateur radio station licenses. 391, Lynes; 370, Walker.

RADIOLOGY—

Services at hospitals, considered medical. 154, Nolan, et al.

RAILROAD RETIREMENT—

Income tax, deductible. 175, Miller.

RAILROADS—

Employees transported by rail to be provided with cabs. 80, Rigler.
 Drainage districts, rights-of-way abandoned or additional for highways and railroads, adjustment of classification. 139, Anderson, et al.
 Drainage districts, reclassification, more efficient method of lands taken for right-of-way, for highways and railroads. 141, Anderson, et al.
 Consent of commerce commission before abandoning or moving terminal or shop. 240, McFarlane, et al.
 Employees, weekly paychecks. 313, Putney, Nolan.
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 Pay period of employees, paid two weeks after employment. 341, Dalley.
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RAIN-MAKING—

Firms engaged in, shall file a monthly report with the secretary of agriculture and obtain an annual permit, \$25. 149, Anderson, et al.

REAL ESTATE—

Educational institutions, future acquisitions of real estate, tax exemption repeal. 16, Prentis, et al.

RE-APPORTIONMENT OF LEGISLATURE—

Senate, 50 members based on area; House, 131, members based on population. J. R. 2, McFarlane.
 Senate, 56 members, equally apportioned congressional districts, House 99 members. J. R. 4, Miller, Vest.

Senate 50 members, House 1 member per 25,000 population, legislative districts. J. R. 5, McManus.
 Senate 50, Senatorial districts; House 99 members, larger counties additional. J. R. 7, Dewel.
 Senatorial districts of 50, 1 member every 50,000 population; House 99 members. J. R. 10, Prentis.
 Senators 55, larger counties 2; House 99, larger counties 2 or 3. J. R. 13, Nolan.
 Senatorial districts of 50, 1 every 100,000 population; House, 1 representative for every 30,000. J. R. 16, legislative redistricting.

RECORDER—

Instruments filed in office have typed or legibly printed signatures. 255, Schroeder.
 Mortgage release fee paid directly, mortgagee pay cost of collection. 251, Weber.

RECREATION—

(See Parks)

Bonds issued by county board of supervisors for parks, recreation centers. 223, Schroeder.
 Polk or Dallas county, artificial lake, appropriation. 319, O'Malley, Prince. Board, creation of. 333, Stuart.

REGISTRATION—

Motor vehicle inspection prior to registration. 216, Prentis, Schroeder.
 Stallions, jacks registration law abolished. 266, Putney.
 Motor vehicle exemption, licensed out of state, owned by Iowan. 268, motor vehicles.
 Commercial fertilizer equipment exemption from motor vehicle. 429, motor vehicle.
 Securities, issuance, regulation of dealers. 458, judiciary 1.

RELIGIOUS INSTITUTIONS—

Burlington Congregational Church and Society, property ownership limitation repealed. 417, Dailey.

REORGANIZATION OF SCHOOL DISTRICTS—

Maintenance of 12 grades required. 1, Prentis, et al.
 Standard aid requirements. 2, Prentis, et al.
 Territory in three or more school districts need not be contiguous for reorganization. 160, Weiss.

RETAILER—

Percentage allowed for collecting sales tax. 250, Elwood, et al.

RETIREMENT SYSTEMS—

School teachers, retirement allowance with 25 years service, retired prior to July 4, 1953. 168, Miller, et al.
 Policemen, firemen, period disabled considered part of time for retirement. 164, Miller, McFarlane, O'Malley.
 Re-employment, of public employees, earning allowance. 181, Miller.
 Employees of municipalities, counties given option of joining. 193, Schroeder, Vest.
 Public employees application for prior service credit extended. 290, Tate.
 Public employees retirement system, advisory investment board ex-officio members, appropriations. 307, appropriations.
 Policemen, firemen, credit for time served in armed forces. 345, Ringgenberg.
 Judicial, peace officers', appropriation. 457, appropriations.
 Policemen, firemen retirement, death benefits to widow and children. 70, McFarlane, et al.
 Police matron's husband entitled to death benefits. 447, judiciary 1.

Iowa public employees, retirement fund, appropriation to employment security commission. 473, appropriations.
 Policemen, firemen credit while serving in armed forces. Amend S. F. 345. 497, military affairs.

RICE LAKE—

Dredging, appropriation. 350, Grimstead.

RIVERFRONT—

Natural resources council, sole authority over. 242, cities and towns.

ROAD USE TAX—

Percentage increase for secondary roads, urban street construction. 322, Weiss.

ROADS—

Road use tax fund, allocation provision of 10 percent receipts, transfer to general tax fund. 24, Prentis, et al.

Highway commission, prepare and publish 10-year program for primary roads. 215, Henry, et al.

Maximum speed limit, danger zones. 178, Prentis.

Creepers lanes, portion of sales tax to cities and towns. 179, Prentis, Lynes.

Boards of supervisors, contracts for construction, certain amount without highway commission approval. 220, Weiss.

Construction, increase amount spend before public letting. 237, Utzig, et al.

Fills, used flood or erosion control, recreation purposes. 256, Harbor, Anderson, Hoxie.

Joining state parks cooperative jurisdiction. 236, Wormley.

Road use tax fund, percentage of revenue transferred to general fund. 401, O'Malley.

Vacating, closing serving of notices. 375, Elwood.

Claims settlement to certain persons for accidents on primary roads. 486, claims.

ROCK CREEK LAKE—

Improvements, appropriation. 381, Mollison, Wormley.

SAFETY—

(See Highways)

Road machinery, motor-propelled, operating on highway to carry 10-foot pole in vertical position topped with red flag two feet square. 99, Tate, Hoxie.

Stop and yield signs both permitted at intersections. 210, Buck, Wormley, Hoxie.

Safety devices or belts for motor vehicles, compulsory. 197, Wormley, Harbor, Hoxie.

SALARIES—

Shorthand reporters, compensation increase from \$12.50 to \$22.50, maximum per year \$7,200. 49, Stuart, et al.

Woodward and Glenwood superintendents appointments and salaries set by board of control. 450, board of control.

Judges, withheld when dockets 90 days in arrears. 286, Putney.

SALE BARN—

Operators, bond required. 459, agriculture.

SALES TAX—

Allocation provision of 10 percent receipts for road use tax fund, transfer to general tax fund. 24, Prentis, et al.

Repeal of the one-half cent added in 1955. 28, Dykhouse.

Exemptions of charitable, educational, religious institutions and societies. 44, Miller, et al.

Farm chemicals and gasoline used in farm tractors, exempted. 117, Walker, et al.

Retailer allowed percentage for collecting tax. 250, Elwood, et al.
 Primary roads, creeper lanes, cities and towns receive portion tax. 179, Prentis, Lynes.
 Border cities rate no higher than neighboring state. 309, Miller, et al.
 Advertising for purchasing out of state merchandise to save sales tax, prohibited. 312, Miller.
 Suppliers and retailers equally liable for payment of tax. 323, tax revisions.
 Liquor by the drink. 407, Butler, et al.
 Advertising for purchasing out of state merchandise to save tax, prohibited. 312, Miller.
 Percentage transferred from road use tax to general fund. 401, O'Malley.
 Educational 1 per cent, allocation of revenue, standard aid. 418, Prentis, et al.
 2½ percent made permanent. 460, ways and means.
 Claims refund to certain named persons. 482, claims.

SCALES—

Livestock, equipped with type registering beam or printer dial. 316, Hoxie, Ringgenberg.

SCHOOLS—

(See Legalizing Acts)

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Maintenance of 12 grades, required in reorganizing. 1, Prentis, et al.
 Reorganization, standard aid requirements. 2, Prentis, et al.
 Supplemental aid to deserving districts, changing bases of pay, increase. 3, Prentis, et al.
 Public junior colleges, state aid. 5, Prentis, et al.
 Federal aid for vocational education under all acts of congress, acceptance. 39, Mollison, et al.
 Keota Community School District, organization. 42, Mollison.
 County board of education requirement, division of county into four districts. 51, Vest, Mollison.
 Number of directors to be elected based on population of certain cities included in district. 75, Buck.
 Election of directors, optional plans for newly organized districts and existing districts. 125, Boothby, Gillespie, Price.
 Taxation of state owned property within district authorized under certain conditions. 105, Ringgenberg, McFarlane.
 School teachers, retirement allowance with 25 years service, retired prior to July 4, 1953. 168, Miller, et al.
 Lawler Independent School District, Chickasaw county, legalizing act. 132, Rigler.
 Limitation removal on levies made by school districts to pay interest, retire bonds. 111, Tate, et al.
 Private busses, governed by same laws as public. 245, Elijah.
 Driver training courses in public high schools. 330, Harbor, et al.
 Courses of study required in certain schools. 210, McManus, et al.
 School board given power to hire public accountant to audit claims. 297, O'Malley.
 Busses, exclusively to transport pupils, accredited school, registration exemption. 257, Dykhouse.
 Charitable institutions, reimbursed for children transported to public high school. 258, Weber.
 Enrollment, prohibit hiring teachers for less than 8 pupils. 265, schools.
 Transportation for elementary pupils living outside city with population 20,000. 304, Stuart.
 Country system include all public schools except four-year high districts. 336, Long.
 Tuition, transportation factor for pupils attending high schools other districts. 394, Evans.
 Taxpayers reimbursed when pay over 100 mills property tax. 343, O'Malley.
 Hearings changed for school boards to board of education. 358, Schroeder.
 Treasurer of board, compensation \$500. 409, Watson.

"Educational sales tax" 1 per cent, allocation of revenue, standard aid. 418, Prentiss, et al.
Iowa Educational Directory, compiled under supervision department of public instruction. J. R. 8, Boothby, Gillespie, Price.
Sales tax, 1 percent for state aid to local schools, agricultural land tax credit. 460, ways and means.

SEASONAL EMPLOYEES—

Cheese industry, \$200 November, December to qualify for unemployment compensation. 390, Lynes.

SECRETARY OF STATE—

Trading stamp company required to pay \$100, post bond with secretary of state for \$20,000. 55, Tate, et al.
Transfer of administration of security laws from insurance commission, thereto. 85, Watson, McFarlane, Boothby.
Occupational registration, creation of division, consolidation of issuance of certain licenses, certificates, permits. 86, Watson, McFarlane, Boothby.

SECURITIES—

Uniform Gifts to Minor Acts, simple method for giving securities and money to minors. 171, Rigler, Dalley, Buck.
Banks, trust companies, investment in federal farm credit securities, limitations. 217, Elijah.
Banks, trust companies, acting as fiduciary, transfer or register securities in "nominee" name. 415, Butler.
Issuance, sale, registration, regulation of dealers. 458, judiciary 1.

SECURITY LAWS—

Security laws administration under insurance commissioner, transferred to secretary of state. 85, Watson, McFarlane, Boothby.

SHELBY COUNTY—

Artificial lake, appropriation. 396, Shoeman, Henry.

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Uniforms, compensation, maintenance allowance. 416, Walker, et al.
Deputies, compensation applicable to cities of 80 thousand or more. 386, Miller.
Deputies compensation, counties with population 100,000. 389, Miller, et al.

SLUMS—

Cities, towns authorized to issue bonds, accept federal urban renewal aid. 184, O'Malley, Schroeder, Nolan.

SOCIAL SECURITY—

Income tax, deductible. 175, Miller.

SOCIAL WELFARE—

State board of social welfare entitled to tax deed on property assigned by recipient. 62, Elwood, Rigler.
State board of social welfare recipients of public aid, records and reports filed monthly instead of quarterly, omission of addresses. 69, Dewel.
Private adoptions forbidden, approval. 190, Stuart.
State board, supervision federal funds for aid to permanently, totally disabled. 199, Gillespie, et al.
Compensation, increase. 226, Shoeman, Elwood, O'Malley.
Unlicensed operation children's boarding homes, permanent injunction. 431, judiciary 1.
Aid to dependent children, limitation exceptions. 425, judiciary 1.
Board permitted to temporarily employ attorneys. 430, judiciary 1.
Department, appropriation for biennium. 464, appropriations.

SOIL CONSERVATION—

Subdistricts of soil conservation districts, payment of organizational expenses. 150, Anderson, et al.

Appropriation to conservation committee for soil conservation work. 470, appropriations.

SOIL EROSION—

Board of supervisors, construct, maintain projects. 256, Harbor, Anderson, Hoxie.

SPECIAL COMMITTEES IN G.A., CREATION OF—

To study the present boundary between Nebraska and Iowa. J. R. 6, O'Malley, Lynes.

To study lending practices in the state. J. R. 15, Prentiss.

SPEED RESTRICTIONS—

Speed limit increase to 50 m.p.h., vehicle drawing another. 63, Prentiss.

Speed limitations on highway, 65 m.p.h. daytime, 55 m.p.h. nighttime, restriction urban areas, secondary roads, limited access highways. 133, Hoxie, et al.

Limited access divided highways, maximum 70 m.p.h. 159, Wormley, et al.

Maximum, danger zones, established by highway commission, board of supervisors. 173, Prentiss.

STATE FAIR—

Pre-audit elimination of expenditures of institutions under control of. 104, Nolan, et al.

Appropriations for biennium. 469, appropriations.

STATE FOREST NURSERY—

Jurisdiction of, transferred to Iowa State College from commerce commission. 91, Watson, McFarlane, Boothby.

STATE OF IOWA—

(See Highways for State Highway Commission)

Toll roads authority repealed. 37, McFarlane.

Annexation of adjoining property, procedure. 60, Nolan.

State department of agriculture authorized to make brucellosis test, petition, signed by 75 percent of resident owners of breeding cattle. 65, Shoeman, et al.

Department of agriculture to transfer to fire marshal, fire protection in hotels. 81, Watson, McFarlane, Boothby.

Attorney general prohibited from using state agents to assist liquor law enforcement. 82, Watson, McFarlane, Boothby.

Assistant attorney generals to be appointed by attorney general, for legal work in certain departments. 83, Watson, McFarlane, Boothby.

Personnel director, appointment of personnel director, transferred to executive council from comptroller. 84, Watson, McFarlane, Boothby.

Secretary of state to take over administration of the securities laws from insurance commission. 85, Watson, McFarlane, Boothby.

Secretary of state, division of occupational registration, creation of. 86, Watson, McFarlane, Boothby.

State auditor, regulation of certain loan corporations. 87, Watson, McFarlane, Boothby.

Accountancy board to have custody, approval of bonds of certified public accountants, transferred from auditor of state. 88, Watson, McFarlane, Boothby.

Commerce commission members, appointed by the Governor with senate approval rather than elected. 90, Watson, McFarlane, Boothby.

State forest nursery jurisdiction transferred to Iowa State College from conservation commission. 91, Watson, McFarlane, Boothby.

Auditor of state, required to audit accounts of towns at least once in five years, now optional. 89, Watson, McFarlane, Boothby.

Department of health, barbers' annual license fee renewal \$5; to operate a shop \$3. 115, Butler, Watson, Nolan.

- Taxation of state owned property within school district authorized under certain conditions.** 105, Ringgenberg, McFarlane.
- School teachers, retirement allowance with 25 years service, retired prior to July 4, 1953.** 168, Miller, et al.
- State psychopathic hospital, appropriations for research, training, treatment, mental health.** 276, Tate, et al.
- Iowa mental health training and research center, establishing of, integration with university hospital at Iowa City.** 280, Tate, et al.
- State psychopathic hospital, name changed to Iowa mental health training and research center.** 282, Tate, et al.
- Crude oil, \$75,000 to persons or corporations first discovering in Iowa.** 342, Harbor.
- Reimbursement to utilities for nonbetterment cost, relocation of facilities due to federal aid highway projects.** 188, Dykhouse, et al.
- Industrial development, sites, construction, bonds.** 189, Miller, et al.
- Police in and about capitol, other state buildings, peace officers.** 130, Lynes.
- Superintendent substituted for word custodian in Code.** 131, Lynes.
- Term of appointive officers extended, senate confirmation for successor.** 165, Lynes, Nolan.
- Secretary of state to license auctioneers.** 195, Tate, Anderson.
- Federal funds available for aid to permanently, totally disabled.** 199, Gillespie, et al.
- Department of public safety, inspection of motor vehicles before registration.** 216, Prentis, Schroeder.
- Access to land, damaged by interstate system of highways.** 288, Schroeder.
- Fence required to be built, maintained along interstate highways.** 289, Schroeder.
- Liens against old age assistance recipients estates, conditions for elimination.** 262, Prentis.
- Offices closed on legal holidays.** 267, Harbor.
- Goods sold to state by officers, employees, legislators, competitive bids only.** 272, Walker.
- Arbitration boards, disputes between state and local governments.** 300, Dalley, et al.
- Public safety department, certain duties transferred to justice department.** 310, Walker.
- Advertisements to purchase out of state merchandise to save sales tax, prohibited.** 312, Miller.
- Personnel division, creation of, composed of auditor, attorney general, comptroller.** 314, governmental affairs.
- Recreation board, creation of.** 333, Stuart.
- Industrial commissioner, notify by registered mail decisions in workmen's compensation cases.** 339, McManus.
- Arbitration boards, disputes between state and local governments.** 300, Dalley, et al.
- Advertisements to purchase out of state merchandise to save sales tax, prohibited.** 312, Miller.
- Commerce council authority to appear before other tribunal bodies.** 365, Nolan.
- Historical building, addition.** 408, Watson, et al.
- Iowa-Nebraska boundary line, correction.** J. R. 6, O'Malley, Lynes.
- Initiative and referendum given to Iowa citizens.** J. R. 11, Miller.
- Constitutional amendment to be ratified, time reduced in submitting to people.** J. R. 12, Miller.
- Treasury, creation of a cash working reserve balance.** J. R. 9, Prentis, et al.
- Employees of contractors with state, subdivision, pay prevailing rate.** J. R. 14, O'Malley.
- Interstate cooperation committee members, appropriation.** 424, appropriations.
- Public employees liability insurance, \$10,000, \$25,000, \$50,000.** 432, judiciary 1.
- Interstate cooperation commission, establishment.** 444, interstate cooperation.
- Appropriations, various departments, divisions.** 457, appropriations.

Health department to license nursing, custodial homes. 467, public health. National, state guard, various capital improvements, equipment. 474, appropriations.

Social security tax, public employees to pay additional $\frac{1}{4}$ percent. 478, social security.

Claims settlement to certain named persons. 480, claims.

Appropriation for settlement of claims to certain named persons. 485, claims.

Appropriation for claims settlement to certain persons for accidents on primary roads. 486, claims.

Appropriation to pay state's share as an employer into public employees retirement system. 491, appropriations.

STATE OFFICES—

(See State of Iowa)

STATE TAX COMMISSION—

Power to set standards of value for assessment purposes. 17, Prentis, et al. Approval of, required for reappointment of county assessor. 21, Prentis, et al.

County assessor, residence requirement repealed. 18, Prentis, et al.

Merchandise previously assessed and tax paid, assessment eliminated. 495, ways and means.

Certify levy for bond issue with county auditor, time limit. 260, Henry, Tate, McFarlane.

Six months to make settlement with persons involved in federal controversy. 219, tax revision.

STATE TREASURER—

Creepier lanes on highways, portion of sales tax to cities and towns. 179, Prentis, Lynes.

STORM LAKE—

Dredging, improvement, appropriation. 331, Butler.

STREETS—

Reconstruction, authorization for cities and towns. 208, Nolan.

Special assessment of \$25 payable, 30 days without interest. 221, McFarlane.

SUPERINTENDENT—

Hearings of school board changed to board of education. 358, Schroeder.

SUPERINTENDENT OF PUBLIC INSTRUCTION—

Department of public instruction appoints, four year term, senate confirmation, repealed. 113, Lynes, Long, O'Malley.

TAX COMMISSION—

(See State Tax Commission)

TAXATION STUDY COMMITTEE—

Appropriation to pay members. 306, appropriations.

TAXES—

(See Income Tax)

(See Inheritance Tax)

(See Sales Tax)

Personal property, exemptions to include household furniture. 10, Prentis, et al.

Five mill tax on moneys and credits, abolish, substitute surtax, retain on banks and corporations. 11, Prentis, et al.

Equalization of building and loan association, credit unions with banks and corporations. 12, Prentis, et al.

Tax exemption on capital stock of certain corporations, abolish so as to equalize corporations and banks taxes. 13, Prentis, et al.

Mobile homes, house trailers, licensing, taxation, regulations. 15, Prentis, et al.

- Real estate, educational institutions, exemption repeal, future acquisitions. 16, Prentis, et al.
- State tax commission empowered to set standards of value for assessment purposes. 17, Prentis, et al.
- Assessment and levying of tax on flight property of air carriers, local rate. 23, Prentis, et al.
- Allocation provision of 10 percent for road use tax fund, transfer to general fund. 24, Prentis, et al.
- Flood control projects of federal government, county treasurer authorized to cancel taxes. 58, Nolan.
- Livestock and fur bearing animals under one year of age, exempt from property tax. 93, Anderson, Miller, McFarlane.
- Gasoline tax refund claims permit good until revoked, penalties for falsification. 97, Walker, et al.
- Taxation of state owned property within school district authorized under conditions. 105, Ringgenberg, McFarlane.
- Subdistricts of soil conservation districts, payment of organizational expenses. 150, Anderson, et al.
- Motor vehicle fuel tax, temporary 2-cent raise made permanent. 229, highways.
- Aviation gas tax, unrefunded fund, transfer to aviation fund. 230, aeronautics.
- Inmates of certain state institutions to be supported by general fund instead of county tax levy. 172, Long, et al.
- Limitation removal on levies made by school districts to pay interest, retired bonds. 111, Tate, et al.
- Income, social security, railroad retirement, public retirement system, deductible. 175, Miller.
- Property acquired by conservation commission for forests, conservation areas, levies. 158, McFarlane.
- Filing time with county auditor for mandatory levy. 212, Dykhouse.
- Cities and towns, fuel tax refund on gasoline used in public vehicles. 225, Weiss.
- Settling basins, exemption public drainage improvements. 328, Hoxie.
- Excise imposed on handling of food products. 318, Nolan, Walker.
- Excise, butterfat, milk sold in state. 410, Lynes.
- Motor fuel tax law repealed, new one substituted. 311, Schroeder, et al.
- Taxpayers reimbursed by state when pay over 100 mills for schools. 343, O'Malley.
- Moneys and credit, exemption for employees pension, welfare funds. 14, Prentis, et al.
- Merchandise previously assessed and tax paid, assessment eliminated. 495, ways and means.
- Property, veterans year for filing, for exemption. 374, Miller.
- Common carriers subject to same taxation as railroad cars. 405, Shaff.
- Moneys and credits on specific property: surtax, certain income from interest, dividends. 453, ways and means.
- Sales, use, income, corporation, allocation to local school aid. 460, ways and means.
- Social security, additional $\frac{1}{4}$ per cent for public employees. 478, social security.
- Swimming pools, jointly constructed by two or more cities. 490, cities and towns.

TAYLOR COUNTY—

- Three Fires Lake, maintenance, improvement, appropriation. 270, Turner, Butler.

TELEVISION—

- Radio, television stations, liability for libelous statements of political candidates, exempted. 36, McFarlane.

THREE FIRES LAKE—

- Maintenance, improvement, appropriation. 270, Turner, Butler.

TOLL ROADS—

Toll roads authority repealed. 37, McFarlane.

TOWNSHIPS—

Polling places outside territorial limits. 233, Weiss.

Fire districts established, adjacent to cities or towns. 376, McManus.

TRADING STAMPS—

Company required to pay \$100, post bond with secretary of state of \$20,000.
55, Tate, et al.

TRANSIT SYSTEMS—

(See City Transit System)

Urban transit busses exempt from gas tax, pay annual fee. 346, cities and towns.

TRANSPORTATION—

Elementary pupils living outside city with population 20,000. 304, Stuart.

School districts without high schools, determining factor. 394, Evans.

Commercial fertilizer equipment exempt from motor vehicle registration.
429, motor vehicles.

TRUST COMPANIES—

Unclaimed funds, permit state to possess. 332, Putney.

TRUSTEES—

Waterworks trustees compensation in cities and towns. 244, cities and towns.

Elections present members of boards of drainage districts having pumping stations. 246, Dalley, Weber, McManus.

County hospital board of trustees, authorized to carry insurance. 321, Stuart, Fisher, Gillespie.

Drainage districts with pumping stations, certify date, place for election.
248, Dalley, Weber, McManus.

County hospitals to lease facilities. 384, Utsig.

TUBERCULOSIS—

Animals, payment reduction of purebred and other grades slaughtered because of tuberculosis infection. 344, Gillespie.

Resident provided with free treatment in hospital. 383, Schroeder, Dalley.

UNEMPLOYMENT COMPENSATION—

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