STATE OF IOWA
1933

Journal of the House

OF THE

Forty-fifth General Assembly

REGULAR SESSION
CONVENED JANUARY 9, 1933
ADJOURNED APRIL 20, 1933

CLYDE L. HERRING Governor
GEORGE E. MILLER, Speaker of the House
NELSON G. KRASCHEL, President of the Senate

Published by
THE STATE OF IOWA
Des Moines

Digitized by Google

J87
I8c
15th

FORTY-FIFTH GENERAL ASSEMBLY

OFFICERS OF THE HOUSE

GEORGE E. MILLER, Speaker of the House.....Harlan

P. H. DONLON, Speaker Pro Tempore.....Ruthven

LLOYD ELLIS, Chief Clerk.....Chariton

VIRGIL LEKIN, Assistant Chief Clerk.....Parnell

P. L. SHUTT, Reading Clerk.....Independence

JENNIE GREGG, Special Clerk.....Des Moines

WM. F. REINECKE, Journal Clerk.....Manchester

JOSEPHINE BENSON, Assistant Journal Clerk.....Sidney

HAZEL SHOWALTER, Engrossing Clerk.....Corydon

IRENE BASHAM, Enrolling Clerk.....Des Moines

AUSTIN STORMS, Bill Clerk.....Ft. Madison

LEROY BENDIXEN, File Clerk.....Clinton

HARRY WINTERS, Assistant Bill and File Clerk.....Buffalo Center

MARY DONOVAN, House Postmistress.....Washington

OLEY NELSON, Sergeant-at-Arms.....Slater

VINCENT M. SANER, Assistant Sergeant-at-Arms.....Imogene

EDNA J. KILGORE, Speaker's Clerk.....Creston

HELEN POLING REEL, Chief Clerk's Clerk.....Ottumwa

A. C. GUSTAFSON, Special Assistant to Chief Clerk.....Des Moines

EXCHANGE

Digitized by Google

ELECTIVE STATE OFFICERS

Official Address, Des Moines, Iowa

NAME	Office	Address
Clyde L. Herring	Governor	Des Moines
Nelson G. Kraschel	Lieutenant Governor	Harlan
Mrs. Alex Miller	Secretary of State	Washington
C. W. Storms	Auditor of State	Fort Madison
Leo J. Wegman	Treasurer of State	Carroll
Ray Murray	Secretary of Agriculture	Buffalo Center
Edward L. O'Connor	Attorney General	Iowa City
Charles Webster	Railroad Commissioner	Waucoma
Fred P. Woodruff	Railroad Commissioner	Knoxville
M. P. Conway	Railroad Commissioner	Atlantic
Agnes Samuelson	Superintendent of Public Instruction	Shenandoah
William D. Evans	Judge of Supreme Court	Hampton
Truman S. Stevens	Judge of Supreme Court	Hamburg
James W. Kindig	Judge of Supreme Court	Sioux City
E. G. Albert	Judge of Supreme Court	Jefferson
Maurice F. Donegan	Judge of Supreme Court	Davenport
John W. Kintzinger	Judge of Supreme Court	Dubuque
John W. Anderson	Judge of Supreme Court	Sioux City
Richard F. Mitchell	Judge of Supreme Court	Fort Dodge
Hubert Utterback*	Judge of Supreme Court	Des Moines
George Claussen	Judge of Supreme Court	Clinton

*Contest pending.

380893

Digitized by Google

MEMBERS OF THE HOUSE—FORTY-FIFTH GENERAL ASSEMBLY

NAME	Address	Age	Occupation	Politics	District	Counties Composing District	Former Legislative Experience
Aldrich, R. E. Lee	Belmond	63	Farmer	Dem.	75	Wright	
Alesch, Gustave	Marcus	55	Farmer	Dem.	80	Plymouth	
Augustine, F. D.	Benton	46	Farm Equipment Dealer	Dem.	7	Ringgold	44
Beath, F. H.	Corning	60	Farmer	Rep.	13	Adams	44
Beswick, C. L.	Stockport	58	Farmer	Dem.	2	Van Buren	
Bonnstetter, A. H.	West Bend	40	Farmer	Dem.	85	Kossuth	44
Bouska, Joseph D.	Protivin	47	Manager Telephone Company	Dem.	92	Howard	
Bowers, L. C.	Kent	65	Merchant	Rep.	14	Union	
Brady, John F.	Council Bluffs	30	Lawyer	Dem.	31	Pottawattamie	
Bruce, Marion	Rolfe	62	Publisher	Rep.	77	Pocahontas	
Burgess, James	Sioux City	62	Loans, Real Estate	Dem.	58	Woodbury	
Casey, Jas. G.	Osage	51	Farm Equipment	Dem.	93	Mitchell	
Craven, J. E.	Kellogg	66	Farmer	Dem.	38	Jasper	36-44
Crouch, S. B.	Jefferson	49	Farmer	Dem.	54	Greene	
Cunningham, Paul H.	Des Moines	42	Lawyer	Rep.	37	Polk	
Davis, Forest	Moulton	53	Veterinarian, Farmer	Dem.	4	Appanoose	
Dean, Earl M.	Mason City	37	Farmer	Dem.	87	Cerro Gordo	
Ditto, O. J.	Sibley	39	Abstracts, Insurance	Dem.	98	Osceola	43-44
Dole J. Wilbur	Fairfield	63	Farmer	Dem.	19	Jefferson	
Donlon, P. H.	Ruthven	71	Farmer	Dem.	84	Palo Alto	44
Doran, Ben B.	Grand Jct.	48	Farmer	Rep.	53	Boone	
Dreessen, Wm. J.	Breda	42	Farmer	Dem.	56	Crawford	
Durant, S. B.	Forest City	60	Farmer	Rep.	86	Hancock	36-44
Elliott, E. A.	Des Moines	64	Minister	Rep.	37	Polk	41-42-43
Ellsworth, E. O.	Iowa Falls	58	Banking, Farming	Rep.	64	Hardin	43-44
Fabritz, Ernest H.	Ottumwa	37	Hardware Merchant	Dem.	18	Wapello	44
Falvey, M. C.	Albia	65	Lumberman	Dem.	17	Monroe	
Felter, Victor	Indianola	55	Farmer	Rep.	27	Warren	44
Foster, La Mar P.	West Branch	34	Farmer	Dem.	44	Cedar	
Frizzell, J. W.	Brooklyn	67	Retired Farmer	Dem.	39	Poweshiek	
Fuelling, Otto	Farmersburg	43	Lumber Business	Dem.	70	Clayton	
Fuester, C. E. R.	Ida Grove	56	Farmer, Insurance	Dem.	59	Ida	
Gallagher, J. P.	Willamsburg	71	Journalist	Dem.	40	Iowa	40-40X-44
Garner, Ada	Shell Rock	50	Farming	Dem.	73	Butler	
Gittinger, G. J.	Charlton	73	Farmer, City Assessor	Dem.	16	Lucas	
Gissel, W. H.	Independence	60	Farmer	Dem.	67	Buchanan	44
Goode, Dewey E.	Bloomfield	34	Produce, Fur Dealer	Rep.	3	Davis	
Grau, O. J.	Newell	42	Farmer	Rep.	78	Buena Vista	
Grell, Christian	Donahue	54	Farmer, Saw Milling	Dem.	43	Scott	
Hanson, Arthur C.	Inwood	41	Farmer	Rep.	99	Lyon	
Hanson H. N.	Leland	56	Farmer	Rep.	95	Winnebago	41-42-43-44

Digitized by Google

Hartman, Henry M.	Burlington	58	Boiler Inspector	Dem.	21	Des Moines	
Hook, Chas. S.	New Market	68	Farmer	Dem.	8	Taylor	44
Hough, H. B.	Oelwein	60	Stock Buyer	Dem.	71	Fayette	
Hopp, R. C.	Glenwood	62	Farmer	Dem.	11	Mills	
Hultman, O. N.	Stanton	45	Lumber Business	Rep.	12	Montgomery	
Humeston, Alva	Humeston	80	Retired Grain, Live Stock	Dem.	5	Wayne	
Jenkins, John J.	Columbus Jct.	53	Farmer	Rep.	22	Louisa	
Jensen, T. G.	Kimballton	58	Contractor	Dem.	34	Aububon	
Johnson, Elmer A.	Cedar Rapids	61	Lawyer	Rep.	48	Linn	
Koch, Wm.	Waverly	46	Real Estate, Insurance	Dem.	72	Bremer	44
Laughlin, E. P.	Imogene	51	Farmer	Dem.	10	Fremont	42-42X-44
Lichty, E. M.	Waterloo	65	Retired Farmer	Rep.	66	Black Hawk	40-40X-41-42-43-44
Lookingbill, C. E.	Nevada	56	Craftsman, Minister	Rep.	52	Story	
Malone, C. E.	Atlantic	51	Farmer	Dem.	30	Cass	44
Maniece, E. J.	Estherville	42	Farmer	Dem.	96	Emmet	
McCarthy, Frank J.	Sioux City	28	Salesman	Dem.	58	Woodbury	
McCreery, D. R.	Alburnett	51	Farmer	Rep.	48	Linn	43-44
McDermott, John	Bridgewater	74	Farmer	Dem.	29	Adair	44
McFarlane, Arch W.	Waterloo	47	Coal Dealer	Rep.	66	Black Hawk	38-38X-39-42-43-44
McKinnon, Curtis L.	New London	42	Farmer	Dem.	20	Henry	
McLean, Don V.	Marshalltown	52	Farmer	Rep.	51	Marshall	
Mercer, Leroy S.	Iowa City	43	Manufacturer	Dem.	41	Johnson	
Metcalf, B. L.	Nichols	64	Farmer, Stockman	Dem.	42	Muscatine	
Miller, George E.	Harlan	56	Farmer, Stockman	Dem.	33	Shelby	40-40X-41-42-42X-43-44
Mitchell, John H.	Fort Dodge	33	Lawyer	Dem.	62	Webster	
Millhone, Paul L.	Clarinda	39	Lawyer	Rep.	9	Page	44
Moore, Charles D.	Urbana	53	Insurance, Farming	Dem.	49	Benton	
Moore, R. G.	Dunlap	44	Veterinarian	Dem.	32	Harrison	
Mooty, W. A.	Grundy Center	69	Farmer	Rep.	65	Grundy	37-38
Osborn, Walter	Leon	54	Farmer, Insurance	Dem.	6	Decatur	44
Ostby, Paul I. D.	Kensett	56	Farmer	Dem.	94	Worth	
Paisley, Wm.	Donnellson	66	Farmer	Dem.	1	Lee	44
Peaco, Milton	Clinton	56	Machinist	Dem.	45	Clinton	44
Peet, R. Arno	Bagley	31	Editor, Publisher	Rep.	35	Guthrie	
Porter, E. B.	Delhi	70	Farmer, Insurance	Dem.	68	Delaware	
Rawlings, Ed.	Onawa	60	Farmer	Dem.	57	Monona	43-44
Reed, I. M.	Oskaloosa	62	Auctioneer	Dem.	25	Mahaska	44
Rice, C. L.	Delta	43	Farmer	Dem.	24	Keokuk	
Roe, Ove T.	Waukon	45	Farmer	Dem.	90	Allamakee	44
Ryder, John	Dubuque	64	Real Estate	Dem.	69	Dubuque	41-42-42X-43-44-
Schmitz, T. F.	Ossian	58	Newspaper Publisher	Dem.	91	Winneshiek	
Schroeder, John H.	Arcadia	67	Farmer	Dem.	55	Carroll	
Sheridan, Wm. R.	Keokuk	37	Lawyer	Dem.	1	Lee	
Smith, William H.	Quimby	66	Farmer	Dem.	79	Cherokee	
Snyder, Frank G.	Webster City	66	Auto Dealer, Farmer	Rep.	63	Hamilton	44
Sours, Roy J.	Charles City	49	Farmer, Insurance	Rep.	88	Floyd	44
Speidel, John	Washington	43	Farmer	Rep.	23	Washington	
Stansell, M. R.	Osceola	46	Lawyer	Dem.	15	Clarke	
Stanzel, George C.	Sac City	67	Farm Manager	Rep.	60	Sac	44
Stewart, Andrew	Rockwell City	60	Farmer, Livestock	Dem.	61	Calhoun	

Digitized by Google

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

NAME	Address	Age	Occupation	Politics	District	Counties Composing District	Former Legislative Experience
Stiger, Carl B.	Toledo	49	Lawyer	Dem.	50	Tama	44
Stimpson, Thomas	Anamosa	39	Farmer	Dem.	47	Jones	
Strachan, W. H.	Humboldt	58	Farmer	Rep.	76	Humboldt	44
Swift, F. J.	Maquoketa	49	Physician	Dem.	46	Jackson	
Swift, Sam	Dubuque	56	Barber, Barber Supplies	Dem.	69	Dubuque	
Teter, L. D.	Knoxville	63	Attorney	Rep.	26	Marion	
Thies, William	Avoca	72	Retired Farmer	Dem.	31	Pottawattamie	
Thiessen, J. H.	Camanche	62	Farmer	Dem.	45	Clinton	44
Treimer, Wm.	Hartley	46	Insurance	Dem.	82	O'Brien	
Weed, A. R.	Winterset	55	Methodist Minister	Rep.	28	Madison	
Wenig, Frank E.	Spencer	45	Locomotive Engineer	Dem.	83	Clay	
Wiese, Louis H.	Davenport	42	Salesman	Dem.	43	Scott	
Willis, Blake	Perry	40	Lawyer	Rep.	36	Dallas	
Wolf, A. W.	Hampton	57	Farmer, Brick, Tile	Dem.	74	Franklin	
Yager, W. A.	Montgomery	44	Merchant, Insurance	Dem.	97	Dickinson	
Zipse, Lloyd W.	Lawler	42	Farmer	Dem.	89	Chickasaw	
Zylstra, Charles J.	Hawarden	41	Home Appliance Dealer	Dem.	81	Sioux	

Digitized by Google

SENATORS—FORTY-FIFTH GENERAL ASSEMBLY

NAME	Address	Age	Occupation	Politics	District	Counties Composing District	Former Legislative Experience
Anderson, Paul H.	Harcourt	41	Farmer, Feeder	Dem.	27	Webster, Calhoun	
Aschenbrenner, Carl	Pella	65	Physician, Surgeon	Dem.	15	Marion, Monroe	
Beardsley, Wm. S.	New Vir. inia	31	Pharmacist, Jeweler	Rep.	11	Clarke, Warren	
Beatty, Frank M.	Sigourney	49	Lawyer	Rep.	12	Poweshiek, Keokuk	42-42X-43-44
Bennett, Oliver P.	Mapleton	40	Lawyer, Farmer	Rep.	34	Crawford, Harrison, Monona	43-44
Booth, Chas. D.	Harlan	62	Business Man, Farmer	Rep.	18	Cass, Shelby	42-42X-43-44
Byers, Frank C.	Cedar Rapids	49	Lawyer	Rep.	26	Linn	43-44
Calhoun, John N.	Keosauqua	29	Lawyer, Farmer	Rep.	2	Jefferson, Van Buren	
Carden, William	Winfield	56	Insurance, Banker, Farmer	Rep.	10	Washington, Henry	29-30-31-42-43-44
Chrystal, I. G.	Coon Rapids	47	Farmer	Dem.	48	Carroll, Greene, Sac	
Cooney, Matt. D.	Dubuque	47	Lawyer	Dem.	35	Dubuque	44
Coykendall, Frank I.	Shenandoah	54	Farmer	Dem.	7	Fremont, Page	44
J. E. Doze	Humeston	78	Automobile Dealer	Dem.	4	Lucas, Wayne	35-36
Elthon, Leo	Fertile	34	Farmer	Rep.	41	Mitchell, Winnebago Worth	
Fisch, Mike G.	Le Mars	40	Clothier, Salesman	Dem.	46	Cherokee, Ida Plymouth	
Frailey, Joe R.	Fort Madison	56	Lawyer	Rep.	1	Lee	36 37-38-39-42-42X43 44
Geske, M. X.	McGregor	61	Lawyer	Dem.	36	Clayton	
Harrington, Vincent F.	Sioux City	29	Mortgage Banker	Dem.	32	Woodbury	
Hicklin, E. R.	Wapello	37	Lawyer	Rep.	20	Louisa, Muscatine	44
Hill, Lafe	Nora Springs	66	Publisher	Rep.	44	Chickasaw, Floyd	41-42-42X-43-44
Hopkins, Geo. M.	Guthrie Center	66	Farmer	Rep.	17	Audobon, Dallas, Guthrie	42-43-44
Hush, Homer	Essex	43	Farmer	Rep.	8	Mills, Montgomery	43-44
Husted, Ora E.	Truro	56	Farmer	Rep.	16	Adair, Madison	44
Irwin, Harold L.	DeWitt	35	Lawyer	Dem.	22	Clinton	43
*Judd, John H.	Chariton	72	Farmer, Carpenter	Dem.	4	Lucas, Wayne	
Kimberly, D.W.	Davenport	54	Retired Farmer	Rep.	21	Scott	36-37-38 39 40 40X-41-42-42X-43 44
Klemme, Wm. H.	Ridgeway	83	Lumber, Implements, Coal	Rep.	42	Howard, Winneshelk	25 26 27 42 42X-43 44
Knudson, Irving H.	Ellsworth	36	Insurance, Real Estate Auct.	Rep.	37	Hamilton, Hardin, Wright	41-42-42X-43-44
Meyer, L. H.	Readlyn	55	Farmer, Live Stock Buyer	Dem.	39	Bremer, Butler	
Miller, Henry D.	Morley	65	Farmer, Stockman	Dem.	24	Cedar, Jones	
Miller, Warren F.	Independence	66	Editor	Dem.	33	Buchanan, Delaware	
Moore, Morris	Walnut	58	Physician, Surgeon	Dem.	19	Pottawattamie	

*Deceased—succeeded by J. E. Doze.

Digitized by Google

SENATORS—FORTY-FIFTH GENERAL ASSEMBLY—Continued

NAME	Address	Age	Occupation	Politics	District	Counties Composing District	Former Legislative Experience
Mullaney, T. W.	Waukon	49	Farmer, Stockman, Auct.	Dem.	40	Allamakee, Fayette	
†Myers, O. P.	Newton	76	Lawyer	Dem.	29	Jasper	44
McArthur, Wm.	Mason City	46	Farmer	Dem.	43	Cerro Gordo, Franklin, Hancock	
Nelson, Fred W.	Nevada	46	Farmer	Rep.	31	Story, Boone	43-44
Patterson, G. W.	Burt	45	Farmer	Rep.	47	Kossuth, Emmet, Palo Alto, Dickinson, Clay	40-40X-41-42-42X-43-44
Pendray, Carolyn C.	Maquoketa	51	Homemaker	Dem.	23	Jackson	43-44
Reese, Chris	Marshalltown	51	Newspaperman	Dem.	28	Marshall	
Ritchie, W. R.	Marathon	65	Farmer, Auctioneer	Rep.	50	Buena Vista, Pocahontas, Humboldt	44
Roelofs, Garritt E.	Sioux Center	32	Editor, Publisher	Rep.	49	Lyon, O'Brien, Osceola, Sioux	
Schmidt, Paul W.	Iowa City	46	Manufacturer, Jobber	Dem.	25	Iowa, Johnson	
Shangle, L. T.	Oskaloosa	69	Retired Lawyer, Farmer	Dem.	14	Mahaska	
Stanley, Claude	Corning	60	Lawyer	Rep.	6	Adams, Taylor	
Stevens, Frank M.	Garden Grove	60	Merchant	Dem.	5	Decatur, Ringgold, Union	
Stevens, Roy E.	Ottumwa	54	Merchant, Dairy Farming	Dem.	13	Wapello	44
Topping, Clyde H.	Burlington	48	Real Estate	Rep.	9	Des Moines	42-42X 43-44
Valentine, John K.	Centerville	28	Lawyer	Dem.	3	Appanoose, Davis	
Wenner, Edw. J.	Waterloo	52	Lawyer	Rep.	38	Black Hawk, Grundy	44
White, Harry C.	Vinton	63	Farmer, Stockman	Dem.	45	Benton, Tama	34 35-36-37-38-39-40 40X-41-44
Wilson Geo. A.	Des Moines	48	Lawyer	Rep.	30	Polk	42-43-44

†Deceased—succeeded by D. Myron Tripp.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 9, 1933.

Pursuant to the law, the House of Representatives of the Forty-fifth General Assembly of Iowa convened at 10:00 o'clock a. m., Monday, January 9, 1933.

The House was called to order by Elliott of Polk.

Prayer was offered by Rev. Paul Becker of the University Christian Church, Des Moines.

At the request of the Democratic nominees for Speaker and Chief Clerk, as by caucus provided, A. C. Gustafson was designated as Acting Chief Clerk.

Mr. Gustafson was sworn in as acting chief clerk and oath of office was administered by deputy secretary of state, James Green.

Stiger of Tama moved that Gallagher of Iowa be elected temporary Speaker. Motion prevailed.

Moore of Harrison moved that a committee of two be appointed to escort the temporary Speaker to the chair. Motion prevailed and the following committee was appointed: Moore of Harrison, and Durant of Hancock.

Gallagher was escorted to the chair and was sworn in by Acting Chief Clerk, A. C. Gustafson.

Temporary Speaker Gallagher in the chair.

TEMPORARY OFFICERS OF THE HOUSE

Koch of Bremer moved that the following named persons be elected temporary officers of the House:

Assistant Chief Clerk—Virgil Lekin.
Journal Clerk—Wm. F. Reinecke.
Assistant Journal Clerk—Josephine Benson.

Motion made and carried that in case an additional Journal

Digitized by Google

Clerk is needed that Mrs. Edna Kilgore of Creston receive the appointment.

Engrossing Clerk—Hazel Showalter.
Enrolling Clerk—Irene Basham.
Reading Clerk—P. L. Shutt.
Special Clerk—Jennie Gregg.
Filing Clerk—LeRoy Bendixen.
Bill Clerk—Austin Storms.
Assistant Bill and File Clerk—Harry Winters.
Postmistress—Miss Mary Donavon.
Sergeant-at-Arms—Oley Nelson.
Assistant to Sergeant—Vincent M. Saner.
Porters—Henry McCraven, washroom; Pearl Thomas, cloakroom; Chas. A. Gross, Jr., cloakroom; Adam Johnson Hall, cloakroom.
Telephone Messenger—Ed Shay of Des Moines.
Pages—Chas. Spangler, Robert Augustine, Lawrence J. Clancy, Forest A. Peterson from Palo Alto, George R. Moore, Clark Shreck, John Schaap, Robert Cook, Des Moines; Billy Bross, Bridgewater.
Doorkeepers—Chief, P. L. Vining, Woodbine; Fred Rowold, Wheatland; Frank Crouch, Des Moines; John M. Howell, Davis City; Orvil Wm. Curry, Boone; Curtis Hay; Lawrence Gustafson, Des Moines; Geo. Hamilton, Des Moines; John R. Gillman, Des Moines.
Assistant Electrician—Albert N. Jurgens, Des Moines.

Motion prevailed.

The above named temporary officers assembled at the desk and took and subscribed to the following oath:

I do solemnly swear that I will support the Constitution of the United States and the State of Iowa, and that I will faithfully perform the duties of my office to the best of my ability, so help me God.

CREDENTIALS OF THE MEMBERS

Fabritz of Wapello moved that a committee of three on credentials be appointed and that the accredited list of the Secretary of State be accepted.

Motion prevailed and the following committee was appointed: Fabritz of Wapello, Davis of Appanoose, and Lichty of Black Hawk.

The committee retired, and, upon returning, presented the following report:

REPORT OF THE COMMITTEE

MR. SPEAKER: We, your Committee on Credentials, respectfully report that we find the following named gentlemen duly elected to and

Digitized by Google

entitled to seats in the House of Representatives of the Forty-fifth General Assembly, as shown by the duplicate copies of the certificates of election on file in the office of the Secretary of State:

To the Honorable, The Speaker of the House of Representatives:

I, Mrs. Alex Miller, Secretary of State of the state of Iowa, Custodian of the records pertaining to elections,

Do hereby certify that the attached instrument in writing contains a true and complete list of the newly elected members to the House of Representatives, as shown by the election returns on file in this office.

In testimony whereof, I have hereunto set my hand and affixed my official seal this 9th day of January A. D. 1933.

MRS. ALEX MILLER, *Secretary of State.*

REPRESENTATIVES

John McDermott, Adair County, Twenty-ninth District.
F. H. Beath, Adams County, Thirteenth District.
Ove T. Roe, Allamakee County, Ninetieth District.
Forrest Davis, Appanoose County, Fourth District.
T. G. Jensen, Audubon County, Thirty-fourth District.
Charles D. Moore, Benton County, Forty-ninth District.
Arch W. McFarlane, E. M. Lichty, Black Hawk County, Sixty-sixth District.
Ben B. Doran, Boone County, Fifty-third District.
William Koch, Bremer County, Seventy-second District.
W. H. Gissel, Buchanan County, Sixty-seventh District.
O. J. Grau, Buena Vista County, Seventy-eighth District.
Mrs. Ada Garner, Butler County, Seventy-third District.
Andrew Stewart, Calhoun County, Sixty-first District.
John H. Schroeder, Carroll County, Fifty-fifth District.
C. E. Malone, Cass County, Thirtieth District.
LaMar P. Foster, Cedar County, Forty-fourth District.
Earl M. Dean, Cerro Gordo County, Eighty-seventh District.
William H. Smith, Cherokee County, Seventy-ninth District.
Lloyd W. Zipse, Chickasaw County, Eighty-ninth District.
M. R. Stansell, Clarke County, Fifteenth District.
Frank E. Wenig, Clay County, Eighty-third District.
Otto Fuelling, Clayton County, Seventieth District.
Milton Peaco, J. H. Thiessen, Clinton County, Forty-fifth District.
William J. Dreessen, Crawford County, Fifty-sixth District.
Blake Willis, Dallas County, Thirty-sixth District.
Dewey E. Goode, Davis County, Third District.
Walter Osborn, Decatur County, Sixth District.
E. B. Porter, Delaware County, Sixty-eighth District.
Henry Hartman, Des Moines County, Twenty-first District.
W. A. Yager, Dickinson County, Ninety-seventh District.
John Ryder, Sam Swift, Dubuque County, Sixty-ninth District.
E. J. Maniece, Emmett County, Ninety-sixth District.
H. B. Hough, Fayette County, Seventy-first District.
Roy J. Sours, Floyd County, Eighty-eighth District.

Digitized by Google

A. W. Wolf, Franklin County, Seventy-fourth District.
E. P. Laughlin, Fremont County, Tenth District.
S. B. Crouch, Greene County, Fifty-fourth District.
W. A. Mooty, Grundy County, Sixty-fifth District.
R. Arno Peet, Guthrie County, Thirty-fifth District.
Frank G. Snyder, Hamilton County, Sixty-third District.
S. B. Durant, Hancock County, Eighty-sixth District.
E. O. Ellsworth, Hardin County, Sixty-fourth District.
Dr. R. G. Moore, Harrison County, Thirty-second District.
Curtis L. McKinnon, Henry County, Twentieth District.
Joseph D. Bouska, Howard County, Ninety-second District.
W. H. Strachan, Humboldt County, Seventy-sixth District.
C. E. R. Fuester, Ida County, Fifty-ninth District.
J. P. Gallagher, Iowa County, Fortieth District.
F. J. Swift, Jackson County, Forty-sixth District.
J. E. Craven, Jasper County, Thirty-eighth District.
J. Wilbur Dole, Jefferson County, Nineteenth District.
LeRoy S. Mercer, Johnson County, Forty-first District.
Thomas Stimpson, Jones County, Forty-seventh District.
C. L. Rice, Keokuk County, Twenty-fourth District.
A. H. Bonnstetter, Kossuth County, Eighty-fifth District.
William Paisley, Wm. R. Sheridan, Lee County, First District.
Elmer A. Johnson, D. R. McCreery, Linn County, Forty-eighth District.
John J. Jenkins, Louisa County, Twenty-second District.
G. J. Gittinger, Lucas County, Sixteenth District.
A. C. Hanson, Lyon County, Ninety-ninth District.
Arthur R. Week, Madison County, Twenty-eighth District.
I. M. Reed, Mahaska County, Twenty-fifth District.
L. D. Teter, Rep., John W. Adair, Dem., Marion County Contested, no certificate issued, Twenty-sixth District.
Don V. McLean, Marshall County, Fifty-first District.
R. C. Hopp, Mills County, Eleventh District.
Jas. G. Casey, Mitchell County, Ninety-third District.
Ed Rawlings, Monona County, Fifty-seventh District.
M. C. Falvey, Monroe County, Seventeenth District.
Oscar N. Hultman, Montgomery County, Twelfth District.
B. L. Metcalf, Muscatine County, Forty-second District.
Wm. Treimer, O'Brien County, Eighty-second District.
O. J. Ditto, Osceola County, Ninety-eighth District.
Paul L. Millhone, Page County, Ninth District.
P. H. Donlon, Palo Alto County, Eighty-fourth District.
Gustave Alesch, Plymouth County, Eightieth District.
Marion Bruce, Pocahontas County, Seventy-seventh District.
Paul H. Cunningham, E. A. Elliott, Polk County, Thirty-seventh District.
John F. Brady, William Thies, Pottawattamie County, Thirty-first District.
J. W. Frizzell, Poweshiek County, Thirty-ninth District.
F. D. Augustine, Ringgold County, Seventh District.
George C. Stanzel, Sac County, Sixtieth District.

Digitized by Google

Christian Grell, Louis H. Wiese, Scott County, Forty-third District.
Geo. E. Miller, Shelby County, Thirty-third District.
Charles J. Zylstra, Sioux County, Eighty-first District.
C. E. Lookingbill, Story County, Fifty-second District.
Carl B. Stiger, Tama County, Fiftieth District.
Chas. S. Hook, Taylor County, Eighth District.
L. C. Bowers, Union County, Fourteenth District.
C. L. Beswick, Van Buren County, Second District.
Ernest H. Fabritz, Wapello County, Eighteenth District.
Victor Felter, Warren County, Twenty-seventh District.
John Speidel, Washington County, Twenty-third District.
Alva Humeston, Wayne County, Fifth District.
John H. Mitchell, Webster County, Sixty-second District.
H. N. Hanson, Winnebago County, Ninety-fifth District.
T. F. Schmitz, Winneshiek County, Ninety-first District.
James Burgess, Frank J. McCarthy, Woodbury County, Fifty-eighth District.
Paul I. D. Ostby, Worth County, Ninety-fourth District. Mr. Ostby's election has been contested by Lewis Horvei of Lake Mills.
R. E. Lee Aldrich, Wright County, Seventy-fifth District.

Your Committee further reports that in the Twenty-sixth Representative District no certificate having been issued your committee recommends that during the pendency of this contest the seat remain vacant until the contest committee appointed to hear and decide the same make some report thereon.

Your Committee further finds that in the Ninety-fourth Representative District, Paul I. D. Ostby was declared by the local canvassing board to be the duly elected representative from said district and a certificate of election was duly issued to him. A contest has been filed by Mr. Lewis Horvei and your committee recommends that during the pendency of said contest and until its final determination by the House, that Paul I. D. Ostby be seated as the Representative from said district.

Respectfully submitted,

E. H. FABRITZ,
FOREST DAVIS,
E. M. LICHTY.

Report adopted.

A. C. GUSTAFSON, *Acting Chief Clerk.*

MEMBERS' OATH OF OFFICE

The following members assembled at the desk, took and subscribed to the following oath:

I do solemnly swear that I will support the Constitution of the United States and the State of Iowa, and that I will faithfully and impartially perform the duties of the office of Representatives in the General Assembly of Iowa according to law and to the best of my ability, so help me God.

John Speidel
Roy J. Sours
C. E. Malone
W. H. Strachan
O. J. Grau
C. E. R. Fuester

Digitized by Google

C. L. Rice
Elmer A. Johnson
H. M. Hartman
Paul L. Millhone
Victor Felter
John McDermott
Charles S. Hook
J. H. Thiessen
C. E. Lookingbill
Charles J. Zylstra
E. J. Maniece
Wm. Treimer
Joseph D. Bouska
Lloyd W. Zipse
Walter Osborn
Fred D. Augustine
A. W. Wolf
Wm. Koch
Wm. Paisley
A. C. Hanson
R. G. Moore
Alva Humeston
D. R. McCreery
Leroy S. Mercer
C. L. Beswick
John Ryder
E. P. Laughlin
Sam Swift
Milton Peaco
O. J. Ditto
F. J. Swift
John H. Schroeder
Don V. McLean
R. C. Hopp
Ed Rawlings
W. A. Mooty
Wm. J. Dreessen
Christian Grell
George C. Stanzel
S. B. Durant
T. F. Schmitz
Paul I. D. Ostby
I. N. Hanson
Marion Bruce
Forest Davis
Dewey E. Goode
Thomas Stimpson
John F. Brady
Frank J. McCarthy
Wm. R. Sheridan
Carl B. Stiger
Charles D. Moore
J. E. Craven
Wm. Thies
Geo. E. Miller
W. A. Yager
T. G. Jensen
E. O. Ellsworth
John J. Jenkins
I. M. Reed
B. L. Metcalf
J. Wilbur Dole
Louis H. Wiese
M. R. Stansell
William H. Smith
E. M. Lichty
E. A. Elliott
Blake Willis
John H. Mitchell
R. Arno Peet
James Burgess
M. C. Falvey
Curtis L. McKinnon
F. H. Beath
James G. Casey
J. W. Frizzell
Ada Garner
Frank E. Wenig
LaMar P. Foster
Frank G. Snyder
O. N. Hultman
J. P. Gallagher
A. H. Bonnstetter
E. B. Porter
Ben B. Doran
A. R. Weed
Paul H. Cunningham
G. J. Gittinger
Otto Fuelling
Ove T. Roe
P. H. Donlon
W. H. Gissel
R. E. Lee Aldrich
L. C. Bowers
S. B. Crouch
Gustave Alesch
Earl M. Dean
H. B. Hough
Arch W. McFarlane
Ernest H. Fabritz
Andrew Stewart

ELECTION OF SPEAKER

Donlon of Palo Alto presented the name of George E. Miller of Shelby County, as candidate for Speaker of the House of Representatives, preceding such nomination with the following remarks:

Digitized by Google

MR. SPEAKER AND MEMBERS OF THE ASSEMBLY:

It is my privilege in this chamber today as it was in the caucus on Saturday to present for your consideration the name of Representative George E. Miller of Shelby County for the office of the Speaker of the House.

He has had long experience as a legislator and has proven his worth. He is capable, conscientious, and courageous. He is a son of the soil and will see to it that in legislative matters the farmer will have a square deal. With George at the throttle we may be assured that as engineer he will see to it that the "new deal" marches on in Iowa.

Malone of Cass seconded the nomination of Mr. Miller.

McCreery of Linn moved that the nomination of Hon. George E. Miller be made unanimous and that the Acting Chief Clerk be instructed to cast all of the votes of the House for Mr. Miller for the office of Speaker of the House of Representatives of the Forty-fifth General Assembly. (Mr. McCreery's remarks appear on page 33).

Motion prevailed, and Acting Chief Clerk, A. C. Gustafson, cast all of the votes of the members of the House of Representatives of the Forty-fifth General Assembly for George E. Miller for the office of Speaker of the House.

The Hon. George E. Miller of Shelby County having received a majority of all the votes cast for the office of Speaker, and a majority of the votes of the members of the House of Representatives, was declared duly elected Speaker of the House of Representatives of the Forty-fifth General Assembly.

Rawlings of Monona moved that a committee of two be named to escort the Speaker to the Chair.

Motion prevailed, and the following committee was named: Rawlings of Monona, and McCreery of Linn.

Mr. Miller was escorted to the Speaker's station, and upon being sworn, assumed the chair, and made the following remarks:

Members of the House of Representatives of Forty-fifth General Assembly: I would be ungrateful indeed, if I did not, at this time express my appreciation of the honor you have conferred upon me. However, I want you to know that I realize the responsibility, that the position carries with it, and also the hard work connected with it.

You have been sent here with a mandate, as well defined and as clear cut as was ever given to any GOVERNING body.

I want to say to you that I know that the people of the State of Iowa are looking to us for some relief in an hour of need, and I hope he will not fail them.

I do not need to go over conditions with you at this time, as you are

Digitized by Google

just as familiar with them as I, but I do earnestly hope that if it is possible we may give some relief when it is needed.

I had only one object in view when I came here, and that was to serve my constituents well, and if this can be done, then I shall be satisfied.

I want to work with you, and I want you to work with me, which I know you will.

I want to be fair in all my rulings and if I fail it will be due to lack of judgment, and not intentionally.

I thank you again for choosing me to this position, and I assure you that I appreciate the honor and will do my best to measure up to your standard and the standard of the people who have sent us here.

Speaker Miller in the chair.

Gittinger of Lucas moved that Lloyd Ellis be elected Chief Clerk of the House. Motion prevailed and Mr. Ellis was declared elected Chief Clerk.

Mr. Ellis took and subscribed to the following oath:

I do solemnly swear that I will support the Constitution of the United States and of the State of Iowa, and that I will faithfully perform the duties of my office to the best of my ability, so help me God.

ELECTION OF PERMANENT OFFICERS

Koch of Bremer moved that the list of temporary officers be made permanent. Motion prevailed and the temporary officers as designated were declared elected as permanent officers of the House.

ADOPTION OF TEMPORARY RULES

Donlon of Palo Alto moved that the rules of the Forty-fourth General Assembly, with the exception of paragraph two of Rule 65, be in full force and effect until the report of the committee on rules has been adopted. Motion prevailed.

Craven of Jasper moved that a committee of three be appointed to notify the Governor that the House is duly organized and ready to receive any communication that he may desire to transmit.

Motion prevailed and the following committee was appointed: Craven of Jasper, Jensen of Audubon, and Beath of Adams.

Hanson of Winnebago moved that a committee of three be appointed to notify the Senate that the House is duly organized and ready to receive any communication that it may desire to transmit.

Digitized by Google

Motion prevailed and the following committee was appointed: Hanson of Winnebago, Fuelling of Clayton, and Stanzel of Sac.

Ditto of Osceola offered the following concurrent resolution:

HOUSE CONCURRENT RESOLUTION NO. 1

Be it Resolved by the House, the Senate Concurring, That a joint convention of the two houses of the Forty-fifth General Assembly be held on January 10, 1933, at 2:00 P. M.

Be it Further Resolved, That Governor Turner be invited to read his message at this joint meeting 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 vote for Governor and Lieutenant Governor be canvassed and the result announced and recorded as provided by law.

Unanimous consent having been given for the immediate consideration of the resolution, Mr. Ditto moved its adoption.

Motion prevailed and the resolution was adopted.

ELECTION OF SPEAKER PRO TEMPORE

Bonnstetter of Kossuth placed in nomination the Hon. P. H. Donlon of Palo Alto County as candidate for Speaker pro tempore of the House of Representatives of the Forty-fifth General Assembly.

The Hon. P. H. Donlon of Palo Alto, having received a majority of all the votes cast for the office of Speaker pro tempore and a majority of the votes of the members of the House of Representatives, was declared duly elected Speaker pro tempore of the House of Representatives of the Forty-fifth General Assembly.

Swift of Jackson moved that a committee of two be appointed to escort the Speaker pro tempore to the chair.

Motion prevailed and the following committee was appointed:

Swift of Jackson, and Snyder of Hamilton.

Mr. Donlon was escorted to the chair and the oath of office was administered.

COMMITTEE FROM THE SENATE

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

Digitized by Google

Craven of Jasper, chairman of the committee to notify the Governor that the House was duly organized and ready to receive any communications he may desire to transmit, reported that the committee had performed its duty. Report accepted and the committee was discharged.

Hanson of Winnebago, chairman of the committee to notify the Senate that the House was duly organized and ready to receive any communications it might desire to transmit, reported that the committee had performed its duty. Report accepted and the committee was discharged.

Paisley of Lee, moved that a committee of three be appointed to assign committee rooms to the various standing committees of the House. Motion prevailed, and the following committee was appointed: Paisley of Lee, Brady of Pottawattamie, and McCreery of Linn.

Weed of Madison offered the following resolution:

RESOLUTION

Resolved, That a committee of one be appointed to arrange with different ministers of the state for opening the sessions with prayer.

Unanimous consent having been given for the immediate consideration, Mr. Weed moved the adoption of the resolution.

Motion prevailed, and the resolution was adopted.

The following committee was appointed: Weed of Madison.

Augustine of Ringgold offered the following resolution:

RESOLUTION

Resolved, That a special committee of three be appointed who shall determine the number of committee clerks necessary to the proper discharge of the clerical work of the House of Representatives and the qualifications of candidates therefor, and assign them to their duties. Only expert typist and stenographers will be considered qualified. The Speaker and Chief Clerk shall each be allowed a clerk.

Unanimous consent having been granted for the immediate consideration of the resolution, Mr. Augustine moved its adoption.

Motion prevailed and the resolution was adopted.

The following was named: Augustine of Ringgold, Roe of Allamakee, and Mercer of Johnson.

Digitized by Google

Ellsworth of Hardin moved that the Speaker and Chief Clerk each be allowed a page.

Chief Clerk announced the appointment of Byron Ver Ploeg as his page.

The above named person took and subscribed to the required oath.

Bonnstetter of Kossuth offered the following motion:

I move that the assignment of seats to the members of the House be made a special order for this afternoon at 2:00 o'clock and that the names of the members be placed in a hat and drawn by the Chief Clerk, and as the names are called the members shall select their seats and remain in the same until the drawing is completed. Members with defective sight or hearing shall be permitted to select special seats in the first row. Former members may, if they so desire, retain the seats they occupied in the Forty-fourth General Assembly.

Motion prevailed.

Millhone of Page moved that a committee of three be appointed to determine the amount of mileage due each member and report the same to the House.

Motion prevailed, and the following committee was appointed: Millhone of Page, Osborn of Decatur, and Moore of Harrison.

Koch of Bremer offered the following concurrent resolution.

HOUSE CONCURRENT RESOLUTION NO. 2

Be it Resolved by the House, the Senate concurring, That a joint committee of six members be appointed, three from the Senate to be appointed by the President, and three from the House to be appointed by the Speaker, to nominate such additional employes, other than committee clerks, as may be necessary for the work of this session and that the committee recommend the position to be filled and the compensation of each employe so nominated.

Unanimous consent having been granted for the immediate consideration of the resolution, Mr. Koch moved its adoption.

Motion prevailed and the resolution was adopted. As members of such committee, the Speaker appointed the following: Koch of Bremer, Gallagher of Iowa, and Peaco of Clinton.

Koch of Bremer offered the following resolution.

RESOLUTION

Whereas, The Legislative Committee on Reduction of Governmental

Digitized by Google

Expenditures authorized by the Forty-fourth General Assembly, has made its report to the Governor and the report is before this Legislature; and

Whereas, the report deals with various and numerous phases of governmental expense, the reduction of which is outlined in 72 proposed bills and 3 joint resolutions. The report shows that a vast amount of research work and study has been given by the committee, all of which has been without any financial reward to any member thereof; and,

Whereas, the two members of the committee from the Senate are serving in the Forty-fifth General Assembly, but neither of the two members from the House of Representatives are members of this General Assembly; and,

Whereas, Ed R. Brown, former Representative from Polk County, a member of the committee and who acted as its secretary, has acquired invaluable knowledge and information, of tax reduction in general and of the committee proposals in particular, and the need of the continued service of Mr. Brown is recognized by all; and,

Whereas, the Iowa Association of Governmental Expense, has arranged with Mr. Brown to partially compensate him for his continued efforts for tax reduction, and he has expressed his willingness to make the further personal sacrifice necessary to assist in the adoption, by this General Assembly of a comprehensive tax reduction program; and,

Whereas, the advice, counsel and assistance of Mr. Brown are thus made available to this legislature, without compensation from the state; *now, therefore,*

Be It Resolved: That Ed R. Brown of Polk County, be and he is hereby selected and designated as "Adviser for Tax Reduction" for the House of Representatives, its officers and committees, and such others of this General Assembly as may desire his services in connection with tax reduction.

Unanimous consent having been granted for the immediate consideration of the resolution, Mr. Koch moved its adoption.

Motion prevailed and resolution was adopted.

On motion of Craven of Jasper the House adjourned until 1:45 p. m. today.

AFTERNOON SESSION

Pursuant to adjournment, the House reconvened, Speaker Miller in the chair.

SPECIAL ORDER NO. 1

The hour for the special order having arrived, the members were requested to vacate their seats.

The members who desired to take advantage of the clause relative to defective sight and hearing, and re-elected members, hav-

Digitized by Google

ing made their selections, the drawing of seats proceeded, with the following results:

Aldrich—34
Alesch—77
Augustine—46
Beath—37
Beswick—57
Bonnstetter—79
Bouska—36
Bowers—98
Brady—95
Bruce—84
Burgess—64
Casey—67
Craven—45
Crouch—8
Cunningham—56
Davis—101
Dean—24
Ditto—107
Dole—48
Donlon—1
Doran—104
Dreessen—61
Durant—29
Elliott—106
Ellsworth—74
Fabritz—25
Falvey—5
Felter—100
Foster—35
Frizzell—52
Fuelling—108
Fuester—90
Gallagher—62
Garner—16
Gissel—39
Gittinger—3
Goode—82
Grau—40
Grell—10
Hanson of Lyon—93
Hanson of Winnebago—33
Hartman—26
Hook—11
Hopp—23
Hough—28
Hultman—89
Humeston—9
Jenkins—6
Jensen—32
Johnson—42
Koch—47
Laughlin—73
Lichty—70
Lookingbill—60
McCarthy—75
McCreery—44
McDermott—7
McFarlane—72
McKinnon—76
McLean—38
Malone—27
Maniece—81
Mercer—55
Metcalf—43
Miller—14
Millhone—96
Mitchell—58
Moore of Benton—71
Moore of Harrison—83
Mooty—66
Osborn—21
Ostby—19
Paisley—51
Peaco—15
Peet—68
Porter—4
Rawlings—63
Reed—20
Rice—99
Roe—31
Ryder—53
Schmitz—87
Schroeder—59
Sheridan—69
Smith—12
Snyder—2
Sours—22
Speidel—91
Stansell—50
Stanzel—86
Stewart—18
Stiger—49
Stimpson—30
Strachan—88
Swift of Dubuque—65
Swift of Jackson—17
Thies—41
Thiessen—13
Treimer—85
Weed—54
Wenig—102
Wiese—78
Willis—105
Wolf—103
Yager—80
Zipse—97
Zylstra—92

The Speaker announced the partial appointment of the committee on tax reduction: Malone of Cass, chairman, Bonnstetter of Kossuth, and McCreery of Linn.

Malone of Cass asked and obtained the unanimous consent that the bills to be introduced and numbered 1 to 72 inclusive and the Joint Resolutions No. 1 to 3 inclusive, being the bills and Joint Resolutions recommended by the interim committee on the Reduction of Governmental Expenditures, be assigned House Files No. 1 to 72 inclusive and House Joint Resolutions No. 1 to 3 inclusive, and that such bills and Joint Resolutions be referred to the committee on tax reduction when organized.

HOUSE JOINT RESOLUTION NO. 1 BY TAX REDUCTION COMMITTEE

A Joint Resolution proposing an amendment to article three (III) of the Constitution of the State of Iowa by striking therefrom section thirty-

Digitized by Google

three (33), and by amending section thirty-four (34) relating to the taking of the census by authorization of the General Assembly and apportionment of members of the Senate.

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

That the constitution of Iowa be amended as follows:

SECTION 1. Amend Article three (III), by striking therefrom section thirty-three (33), requiring the taking of the state census, and by renumbering the succeeding sections accordingly.

SEC. 2. Amend article three (III), by striking from lines two (2) and three (3) of section thirty-four (34) the following: "following each period of making such enumeration, and the next session".

SEC. 3. Be it further resolved that the foregoing proposed amendment be, and the same is hereby, referred to the General Assembly to be chosen at the next general election for members of the next General Asbly and that the secretary of state cause the same to be published for three (3) months previous to the date of said election, as provided by law.

Read first and second times and referred to committee on tax reduction.

HOUSE JOINT RESOLUTION NO. 2

A Joint Resolution creating a special joint legislative committee to investigate, inquire into and examine the administration and conduct of the various state departments, boards, bureaus and commissions, and to make a thorough study and investigation of state, county, township, city and town governments for the reduction of the expenditures of public funds.

Read first and second times and referred to committee on tax reduction.

HOUSE JOINT RESOLUTION NO. 3, BY COMMITTEE ON TAX REDUCTION

A joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the term of office of the Governor, Lieutenant-Governor, Secretary of State, Auditor of State, Treasurer of State, Attorney General and County Attorney.

Bt It Resolved by the General Assembly of the State of Iowa:

That the Constitution of Iowa be amended as follows:

SECTION 1. By striking from Article four (IV), section two (2), line four (4) thereof the word "two" and by substituting therefor the word "four".

SEC. 2. By striking from Article four (IV), section three (3), line two (2) the word "two" and by substituting therefor the word "four".

SEC. 3. By striking from Article four (IV), section twenty-two (22), line four (4) the word "two" and by substituting therefor the word "four".

SEC. 4. By striking from Article five (V), section twelve (12), line four (4) the word "two" and by substituting therefor the word "four".

Digitized by Google

SEC. 5. By striking from Article five (5), section thirteen (13), as amended by the amendment of 1884, line three (3) thereof the word "two" and substituting therefor the word "four" and by striking from line six (6) the word "two" and substituting therefor the word "four".

SEC. 6. This amendment, if approved by the Forty-sixth General Assembly of Iowa and adopted by the electors of this state, shall apply to the officers named in the foregoing sections elected at the general election in the State of Iowa in 1936.

SEC. 7. That the foregoing proposed amendment be and the same is hereby referred to the general assembly to be chosen at the next general election for the members of the General Assembly and that the Secretary of State cause the same to be published for three (3) months previous to the date of said election as provided by law.

Read first and second times and referred to committee on tax reduction.

INTRODUCTION OF BILLS

House File No. 1 by committee on tax reduction, a bill for an act to amend sections seventy-one hundred nine (7109), seventy-one hundred ten (7110), seventy-one hundred seventy-one (7171), ten thousand one hundred ninety-four (10,194), ten thousand one hundred ninety-five (10,195), ten thousand one hundred ninety-six (10,196), ten thousand one hundred ninety (10,190), ten thousand one hundred ninety-one (10,191), fifty-two hundred ninety-two (5292), fifty-two hundred eighty-four (5284), twenty-six hundred eighty-six (2686), forty-six hundred eighty-two (4682), twenty-nine hundred nine (2909), twenty-nine hundred five (2905), seventy-one hundred seventy-two (7172) fifty-three hundred fifty-three (5353), twenty-two hundred ninety (2990), fifty-three hundred sixty-seven (5367), thirty-six hundred four (3604), thirty-six hundred fifty-four (3654), fifty-eight hundred sixty-two (5862), fifty-eight hundred sixty-three (5863), four hundred eighty-nine (489), four hundred ninety (490), seventy-ont hundred seventy-three (7173), fifty-three hundred thirty-seven (5337), six thousand seventy-five (6075), forty-three hundred ninety-five (4395), fifty-three hundred eighty-five (5385), fifty-two hundred sixty-eight (5268), thirty-six hundred forty-one-b one (3641-b1), forty-six hundred forty-four-c six (4644-c6), forty-six hundred forty-four-c seven (4644-c7), forty-six hundred forty-four-c eleven (4644-c11), forty-six hundred forty-four-c twelve (4644-c12), forty-six hundred forty-four-c fifteen (4644-c15), sixty-two hundred seven (6207), sixty-eight hundred fifty-five (6855), fifty-eight hundred thirty-five (5835), sixty-two

Digitized by Google

hundred nine (6209), fifty-eight hundred eighty-nine (5889), sixty-two hundred eleven (6211) paragraph fourteen (14), sixty-five hundred seventy-eight (6578), fifty-five hundred sixty-two (5562), sixty-two hundred eleven (6211) paragraph thirteen (13), sixty-two hundred eleven (6211) paragraph fifteen (15), sixty-two hundred eleven (6211) paragraph twenty-two (22), sixty-two hundred eleven (6211) paragraph twenty-three (23), ten thousand six hundred ninety-two (10,692), sixty-one hundred fifty-two (6152), fifty-nine hundred two (5902) paragraph ten (10), sixty-two hundred eleven (6211) paragraph eight (8), sixty-eight hundred fifty-six (6856) paragraph four (4), sixty-three hundred ten (6310), sixty-one hundred (6100), sixty-five hundred ninety-two (6592), sixty-two hundred eleven (6211) paragraph sixteen (16), sixty-two hundred eleven (6211) paragraph one (1), sixty-eight hundred fifty-six (6856), paragraph one (1), sixty-two hundred eleven (6211) paragraph twenty-eight (28), sixty-two hundred eleven (6211) paragraph twenty-six (26), sixty-two hundred eleven (6211) paragraph three (3), sixty-eight hundred fifty-six (6856) paragraph two (2), sixty-eight hundred twenty-three (6823), sixty-two hundred eleven (6211) paragraph nineteen (19), sixty-two hundred eleven (6211) paragraph twenty (20), sixty-two hundred eleven (6211) paragraph ten (10), sixty-two hundred eleven (6211) paragraph thirty (30), sixty-eight hundred fifty-six (6856) paragraph seven (7), fifty-nine hundred forty-nine-a two (5949-a2), sixty-two hundred eleven (6211) paragraph eighteen (18), sixty-two hundred fourteen (6214), fifty-seven hundred ninety-two (5792), fifty-seven hundred ninety-three (5793), sixty-eight hundred fifty-six (6856) paragraph eleven (11), sixty-six hundred seven (6607), sixty-two hundred eleven (6211) paragraph twenty-five (25), sixty-three hundred ten (6310), fifty-eight hundred twenty-two (5822), sixty-two hundred eight (6208), sixty-two hundred ten (6210), sixty-eight hundred fifty-six (6856) paragraph five (5), sixty-five hundred ninety-nine (6599), sixty-six hundred ten (6610), sixty-two hundred eleven (6211) paragraph five (5), sixty-two hundred eleven (6211) paragraph six (6), sixty-eight hundred fifty-six (6856) paragraph three (3), sixty-two hundred thirteen (6213), sixty-two hundred eleven (6211), paragraph seven (7), fifty-nine hundred fifteen (5915), sixty-two hundred eleven (6211) paragraph two (2), sixty-two hundred eleven (6211) paragraph seventeen (17), sixty-eight hundred fifty-six (6856), para-

Digitized by Google

graph eight (8), sixty-one hundred sixty-four (6164), sixty-one hundred fifty-four (6154), sixty-two hundred eleven (6211) paragraph twenty-nine (29), fifty-five hundred seventy-five (5575), fifty-five hundred eighty-one (5581), forty-four hundred thirty-five (4435), forty-four hundred three (4403), forty-two hundred seventeen (4217), paragraph seven (7), forty-two hundred nineteen (4219), forty-three hundred sixty-three (4363), forty-three hundred forty-six (4346), four thousand eighty-three (4083), fifty-seven hundred sixty-seven (5767), sixty-six hundred (6600), sixty-two hundred eleven (6211), paragraph twenty-seven (27), sixty-two hundred eleven (6211) paragraph nine (9), sixty-two hundred eleven (6211) paragraph twenty-one (21), fifty-nine hundred forty-nine-a two (5949-a2), sixty-two hundred fourteen (6214), fifty-seven hundred ninety-two (5792), fifty-seven hundred ninety-three (5793), sixty-eight hundred fifty-six (6856) paragraph eleven (11), sixty-six hundred three (6603), sixty-six hundred seven (6607), forty-three hundred ninety-one (4391), fifty-eight hundred thirty-eight (5838), sixty-five hundred eighty-eight (6588), three hundred seventy-three (373), seventy-one hundred sixty-six (7166), six thousand forty-three (6043), seventy-seven hundred fifty (7750), fifty-five hundred seventy-c two (5570-c2), fifty-nine hundred three-c five (5903-c5), sixty-one hundred fifty-nine (6159), code 1931, to change the method of determining actual value, assessed value, and taxable value and the tax rates thereon on all real and personal property, except moneys and credits, so that the terms actual value, assessed value, and taxable value shall hereafter be synonymous and arithmetically the same; and to adjust the tax rates and levies thereon accordingly.

Read first and second times and referred to committee on tax reduction.

House File No. 2 by committee on tax reduction, a bill for an act to amend section seventy-one hundred fifteen (7115), and section seventy-one hundred nineteen (7119); repeal section seventy-one hundred twenty-three (7123) and enact a substitute therefor, repeal section seventy-one hundred forty-five (7145) and enact a substitute therefor, and repeal section seventy-one hundred twenty-four (7124), code 1931, to combine the Assessment Book and Tax List in one record to be known as the Assessment and Tax Book.

Digitized by Google

Read first and second times and referred to committee on tax reduction.

House File No. 3 by committee on tax reduction, a bill for an act to amend section sixty-nine hundred fifty-nine (6959), and seventy-one hundred twenty-nine (7129), code 1931, to provide for a listing and valuing of real estate every four years.

Read first and second times and referred to committee on tax reduction.

House File No. 4 by committee on tax reduction, a bill for an act to amend and revise chapter twenty-four (24), code 1931, relating to the local budget law and to amend section three hundred seventy-five (375), three hundred seventy-seven-e one (377-e1) and to repeal three hundred seventy-eight (378) and enact a substitute therefor, to create a County Tax Budget Commission in counties, prescribing the rights, powers and duties of said Commission and of tax levying and certifying boards in relaton thereto.

Read first and second times and referred to committee on tax reduction.

House File No. 5 by committee on tax reduction, a bill for an act to amend chapter twenty-four (24), code 1931, to provide for the limitation of tax levies in any municipality.

Read first and second times and referred to committee on tax reduction.

House File No. 6, by committee on tax reduction, a bill for an act to amend section three hundred eighty (380), and three hundred eighty-one (381), code 1931; and repeal section seventy-one hundred sixty-five (7165), code 1931, relating to the local budget law.

Read first and second times and referred to committee on tax reduction.

House File No. 7, by committee on tax reduction, a bill for an act to amend sections forty-six hundred forty-four-e six (4644-e6), forty-six hundred forty-four-e seven (4644-e7), forty-six hundred forty-four-e eleven (4644-e11), and forty-six hundred forty-four-e fifteen (4644-e15), code 1931, relating to tax levies for secondary road purposes and to repeal sections forty-six hundred forty-four-

Digitized by Google

c twelve (4644-c12) and forty-six hundred forty-four-c sixteen (4644-c16), code 1931.

Read first and second times and referred to committee on tax reduction.

House File No. 8, by committee on tax reduction, a bill for an act to amend sections forty-eight hundred seventy (4870), and forty-nine hundred sixty-d nineteen (4960-d19), code 1931, to provide that the County Treasurer shall withhold registration of any motor vehicle and issuance of driver's or chauffeur's license until the applicant or any member of his or her immediate family shall have paid his or her delinquent personal taxes.

Read first and second times and referred to committee on tax reduction.

House File No. 9, by committee on tax reduction, a bill for an act to amend section sixty-nine hundred forty-four (6944), code 1931, relating to the exemption of property from taxation.

Read first and second times and referred to committee on tax reduction.

House File No. 10, by committee on tax reduction, a bill for an act to amend sections sixty-three hundred fourteen (6314), sixty-three hundred fifteen (6315), sixty-three hundred sixteen (6316), and sixty-three hundred twenty-one (6321), code 1931, relating to pensions for disabled and retired firemen and policemen.

Read first and second times and referred to committee on tax reduction.

House File No. 11, by committee on tax reduction, a bill for an act to amend chapter two hundred forty-four (244), of the Special Acts of the Forty-fourth General Assembly to continue the provisions of this Act for two years.

Read first and second times and referred to committee on tax reduction.

House File No. 12, by committee on tax reduction, a bill for an act to repeal sections four hundred eight (408), four hundred nine (409), four hundred ten (410), four hundred eleven (411), four hundred twelve (412), four hundred thirteen (413), four hundred fourteen (414), four hundred fifteen (415), four hundred sixteen (416), four hundred seventeen (417), four hundred eighteen (418),

Digitized by Google

four hundred nineteen (419), four hundred twenty (420), four hundred twenty-one (421), four hundred twenty-two (422), and four hundred twenty-three (423), code 1931, and to amend sections four hundred twenty-seven (427), and two hundred sixty-four (264), code 1931, to discontinue the taking of the state census.

Read first and second times and referred to committee on tax reduction.

House File No. 13, by committee on tax reduction, a bill for an act to amend sections two hundred twenty-six (226), two hundred twenty-seven (227), two hundred thirty (230), two hundred sixty-four (264), two hundred sixty-nine (269), twenty-five hundred ninety-five (2595), forty-five hundred fifty-five (4555); two hundred forty-two (242), two hundred fifty-eight (258), forty-five hundred fifty-seven (4557), forty-five hundred fifty-eight (4558), and repeal section two hundred sixty-five-a one (265-a1), and enact a substitute therefor of the code 1931, to change provisions relative to state printing.

Read first and second times and referred to committee on tax reduction.

House File No. 14, by committee on tax reduction, a bill for an act to amend sections thirty-nine hundred twenty-one (3921), and thirty-three hundred forty-two (3342); repeal sections thirty-three hundred thirty-three (3333), thirty-three hundred thirty-four (3334), thirty-three hundred forty (3340), thirty-three hundred forty-one (3341), thirty-three hundred forty-three (3343); repeal section three hundred ninety-seven (397), and enact a substitute therefor; and repeal section thirty-nine hundred thirty-five (3935), and enact a substitute therefor, repeal section thirty-three hundred thirty-two (3332), and enact a substitute therefor, code 1931, to reorganize the auditing system of the institutions under the Board of Education and Board of Control.

Read first and second times and referred to committee on tax reduction.

House File No. 15, by committee on tax reduction, a bill for an act to repeal chapter two hundred thirty-six (236), repeal section two hundred thirty-four (234), amend sections two hundred forty-seven (247), thirty-nine hundred forty-eight (3948), and three hundred two (302), code 1931, relating to the geological survey.

Digitized by Google

Read first and second times and referred to committee on tax reduction.

House File No. 16, by committee on tax reduction, a bill for an act to amend sections thirty-nine hundred twenty-six (3926), thirty-nine hundred twenty-seven (3927), thirty-nine hundred twenty-eight (3928), and to repeal sections thirty-nine hundred twenty-four (3924), thirty-nine hundred twenty-five (3925), thirty-nine hundred thirty-two (3932), thirty-nine hundred thirty-three (3933), code 1931, relating to the Finance Committee of the State Board of Education.

Read first and second times and referred to committee on tax reduction.

House File No. 17, by committee on tax reduction, a bill for an act to repeal section twenty-four hundred sixty-five (2465), providing for attendance on conventions; and repeal section three hundred ninety-eight (398), and enact a substitute therefor, all of the code 1931, to provide for the authorization and payment of expenses of trips to conventions.

Read first and second times and referred to committee on tax reduction.

House File No. 18 by committee on tax reduction, a bill for an act to repeal section three hundred ninety-seven d one (397-d1), Code 1931, with reference to the auditing of state institutions.

Read first and second times and referred to committee on tax reduction.

House File No. 19, by committee on tax reduction, a bill for an act to amend section sixty-nine hundred forty-four (6944), paragraph eleven (11), code 1931, exempting from taxation the real estate owned by any educational institution of this state as part of its endowment fund when leased or otherwise used with a view to pecuniary profit.

Read first and second times and referred to committee on tax reduction.

House File No. 20, by committee on tax reduction, a bill for an act to amend section two hundred ninety-six (296), code 1931, with reference to the powers and duties of the Executive Council.

Read first and second times and referred to committee on tax reduction.

Digitized by Google

House File No. 21, by committee on tax reduction, a bill for an act to amend sections fifty-one hundred twenty-five (5125), fifty-two hundred twenty (5220), fifty-two hundred twenty-one (5221), fifty-two hundred twenty-two (5222), fifty-two hundred twenty-three (5223), fifty-two hundred twenty-four (5224), fifty-two hundred twenty-five (5225), fifty-two hundred twenty-six (5226), fifty-two hundred twenty-seven (5227), fifty-two hundred twenty-eight (5228), fifty-two hundred twenty-nine (5229), fifty-two hundred thirty (5230), fifty-two hundred thirty-one (5231), fifty-two hundred thirty-two (5232), fifty-five hundred seventy-one (5571), fifty-five hundred seventy-two (5572), fifty-five hundred seventy-three (5573), and fifty-six hundred sixty-nine (5669) code 1931, to revise statutory salary rates of county officers, their deputies and clerks.

Read first and second times and referred to committee on tax reduction.

House File No. 22, by committee an tax reduction, a bill for an act to amend sections eighty-eight-c one (88-c1), one hundred thirty-c one (130-c1), one hundred fifty-three-c one (153-c1), seventeen hundred three-d twenty-two (1703-d22), twenty-six hundred three-c one (2603-c1), twenty-eight hundred eighty-two (2882), twenty-nine hundred forty-seven (2947), twenty-nine hundred fifty-two (2952), thirty-three hundred seventy-three (3373), thirty-three hundred eighty-eight (3388), thirty-four hundred three (3403), thirty-four hundred sixty-six (3466), thirty-four hundred eighty-six (3486), thirty-six hundred twelve (3612), thirty-six hundred sixty-one-a five (3661-a5), thirty-six hundred eighty-seven (3687), thirty-seven hundred seven (3707), thirty-seven hundred twenty-four (3724), thirty-seven hundred forty-one (3741), thirty-seven hundred forty-two (3742), forty-six hundred twenty-five (4625), forty-six hundred thirty-c one (4630-c1), sixty-nine hundred forty-three-c eighteen (6943-c18), ninety-one hundred thirty-seven (9137), ten thousand eight hundred four (10,804), and twelve thousand eight hundred sixteen-a one (12,816-a1), code 1931, to reduce state statutory salaries paid by the state.

Read first and second times and referred to committee on tax reduction.

House File No. 23, by committee on tax reduction, a bill for an act to amend sections twelve hundred twenty-five-d one (1225-d1),

Digitized by Google

twenty-six hundred eighty-two (2682), forty-six hundred forty-four-c twenty-two (4644-c22), forty-nine hundred forty (4940), fifty-one hundred twenty-five (5125), fifty-one hundred ninety-one (5191), fifty-two hundred thirty-three (5233), fifty-two hundred thirty-seven (5237), and ten thousand six hundred thirty-seven (10,637), code 1931, relating to the mileage and expenses of public officers and employees, county engineers, boards of supervisors, sheriffs, county superintendents, coroners and constables.

Read first and second times and referred to committee on tax reduction.

House File No. 24, by committee on tax reduction, a bill for an act to amend section five hundred twenty (520), five hundred twenty-three (523), five hundred twenty-four (524), and five hundred twenty-five (525), code 1931, relating to the term of office of elective officers.

Read first and second times and referred to committee on tax reduction.

House File No. 25, by committee on tax reduction, a bill for an act to amend section forty-nine hundred sixty-d thirty (4960-d30), code 1931, relating to the expiration of operators license for motor vehicles.

Read first and second times and referred to committee on tax reduction.

House File No. 26, by committee on tax reduction, a bill for an act to prohibit the use and operation of publicly owned motor vehicles, machinery, equipment and other property for private purposes, making such use a misdemeanor and to provide a penalty for such violation and that all publicly owned automobiles must bear conspicuously placed labels designating its ownership.

Read first and second times and referred to committee on tax reduction.

House File No. 27, by committee on tax reduction, a bill for an act to provide for uniform blank forms and record books to be used by all county officers in the State, and for the fixing of the maximum price therefor, and provide a penalty for the non-use thereof, and to amend section fifty-one hundred thirty-four (5134), code 1931.

Read first and second times and referred to committee on tax reduction.

Digitized by Google

House File No. 28, by committee on tax reduction, a bill for an act to amend Chapter sixty-seven (67), Code 1931, relating to mileage and travelling expense claims of peace officers.

Read first and second times and referred to committee on tax reduction.

House File No. 29, by committee on tax reduction, a bill for an act to repeal section fifty-two hundred sixty-c ten (5260-c10), code 1931, and enact a substitute therefor, relating to the county budget and providing penalty for violation thereof.

Read first and second times and referred to committee on tax reduction.

House File No. 30, by committee on tax reduction, a bill for an act to establish a purchasing procedure for counties.

Read first and second times and referred to committee on tax reduction.

House File No. 31, by committee on tax reduction, a bill for an act to amend section fifty-three hundred twenty-two (5322), code 1931, relating to the support of the poor.

Read first and second times and referred to committee on tax reduction.

House File No. 32, by committee on tax reduction, a bill for an act to amend sections seventeen hundred twenty-two (1722), seventeen hundred twenty-four (1724), seventeen hundred twenty-four-c one (1724-c1), seventeen hundred twenty-five (1725), seventeen hundred twenty-six (1726), seventeen hundred twenty-nine (1729), fifty-four hundred twenty-two (5422), fifty-four hundred twenty-four (5424), fifty-four hundred twenty-six (5426), fifty-four hundred twenty-nine (5429), fifty-four hundred thirty (5430), fifty-four hundred thirty-one (5431), fifty-four hundred thirty-three (5433), fifty-four hundred thirty-four (5434), fifty-four hundred thirty-four-b one (5434-b1), fifty-four hundred forty (5440), fifty-four hundred forty-one (5441), fifty-four hundred forty-three (5443), fifty-four hundred forty-four (5444), fifty-four hundred forty-five (5445), code of 1931, to transfer the issuing of hunting, fishing and dog licenses to the office of the County Treasurer.

Read first and second times and referred to committee on tax reduction.

Digitized by Google

House File No. 33, by committee on tax reduction, a bill for an act to repeal chapter two hundred sixty (260), and amend section fifty-two hundred thirty-seven (5237), code 1931, to abolish the office of coroner and transfer the duties thereof to the sheriff.

Read first and second times and referred to committee on tax reduction.

House File No. 34, by committee on tax reduction, a bill for an act to abolish the office of county recorder and to transfer the duties of that office to the office of the Clerk of the District court on an after January 1, 1935.

Read first and second times and referred to committee on tax reduction.

House File No. 35, by committee on tax reduction, a bill for an act to amend sections fifty-one hundred six (5106), five hundred twenty-two (522), and to repeal sections fifty-one hundred seven (5107), and fifty-one hundred eight (5108), and to repeal sections fifty-one hundred nine (5109), fifty-one hundred ten (5110), and five hundred twenty-one (521), and enact substitutes therefor, code 1931, relating to the county board of supervisors and township trustees and their term of office.

Read first and second times and referred to committee on tax reduction.

House File No. 36, by committee on tax reduction, a bill for an act to amend section forty-three hundred twenty-two (4322), code 1931, relating to common school libraries.

Read first and second times and referred to committee on tax reduction.

House File No. 37, by committee on tax reduction, a bill for an act to establish a uniform cost accounting and financial record system in all public schools.

Read first and second times and referred to committee on tax reduction.

House File No. 38 by committee on tax reduction, a bill for an act to abolish the office of school treasurer and to impose on the county treasurer the duties heretofore performed by the school treasurers; to amend sections thirty-nine hundred four (3904), forty-one hundred six (4106), forty-one hundred forty-five (4145), forty-one hundred forty-eight (4148), forty-one hundred eighty-

Digitized by Google

six (4186), forty-two hundred sixteen-c thirty-two (4216-c32), forty-two hundred twenty-two (4222), forty-two hundred thirty-two (4232), forty-two hundred thirty-nine-a three (4239-a3), forty-two hundred seventy-four (4274), forty-two hundred seventy-seven (4277), forty-two hundred seventy-eight (4278), forty-two hundred eighty-three-c twelve (4283-c12), forty-three hundred five (4305), forty-three hundred six (4306), forty-three hundred eight (4308), forty-three hundred seventeen (4317), forty-three hundred thirty-five (4335), forty-three hundred ninety-six (4396), forty-three hundred ninety-nine (4399), forty-four hundred (4400), forty-four hundred eight (4408), forty-four hundred nine (4409), seventy-four hundred twenty-d one (7420-d1), seventy-four hundred twenty-d four (7420-d4), seventy-four hundred twenty-d six (7420-d6), seventy-four hundred twenty-a eight (7420-a8), and seventy-four hundred twenty-b one (7420-b1), code 1931; to repeal sections forty-two hundred forty (4240), forty-three hundred four (4304), forty-three hundred ten (4310), forty-three hundred fourteen (4314), forty-three hundred sixty-nine (4369), forty-three hundred ninety-eight (4398), and forty-four hundred thirty-six (4436), code 1931, and to enact substitutes therefor; and to repeal sections forty-two hundred sixteen-c twenty-six (4216-c26), forty-three hundred sixteen (4316), forty-three hundred eighteen (4318), forty-three hundred twenty (4320), and forty-three hundred twenty-one (4321), code 1931.

Read first and second times and referred to committee on tax reduction.

House File No. 39 by committee on tax reduction, a bill for an act to amend section forty-one hundred twenty-two (4122), code 1931, relating to the duties of the county board of education and to provide for centralized purchasing of school supplies.

Read first and second times and referred to committee on tax reduction.

House File No. 40 by committee on tax reduction, a bill for an act to amend sections forty-one hundred seventy-nine (4179) and forty-one hundred eighty-one (4181), code 1931, relating to transportation in consolidated school districts.

Read first and second times and referred to committee on tax reduction.

House File No. 41 by committee on tax reduction, a bill for

Digitized by Google

an act to repeal sections forty-two hundred fifty-two (4252), Forty-two hundred fifty-five (4255), Forty-two hundred fifty-six (4256), Forty-two hundred fifty-seven (4257), Forty-two hundred fifty-nine (4259), forty-two hundred sixty-one (4261), forty-two hundred sixty-two (4262), forty-two hundred sixty-three (4263), forty-two hundred sixty-four (4264), and forty-two hundred sixty-five (4265), code 1931, and enact a substitute therefor.

Read first and second times and referred to committee on tax reduction.

House File No. 42 by committee on tax reduction, a bill for an act to amend section forty-two hundred sixty-six (4266), code 1931, relating to the establishment of a kindergarten.

Read first and second times and referred to committee on tax reduction.

House File No. 43 by committee on tax reduction, a bill for an act to amend section forty-two hundred sixty-seven (4267), code 1931, relating to high schools.

Read first and second times and referred to committee on tax reduction.

House File No. 44 by committee on tax reduction, a bill for an act to amend section forty-three hundred forty-one (4341), code 1931, relating to minimum salaries of teachers and to repeal sections forty-three hundred forty-two (4342), forty-three hundred forty-three (4343), and forty-three hundred forty-four (4344), code 1931.

Read first and second times and referred to committee on tax reduction.

House File No. 45 by committee on tax reduction, a bill for an act to amend section one hundred twenty-four (124), code 1931, relating to an examination of the financial transactions of school districts.

Read first and second times and referred to committee on tax reduction.

House File No. 46 by committee on tax reduction, a bill for an act to authorize the school board in one or more districts to enter into a contract jointly or individually with the board of another district to provide for elementary and secondary school

Digitized by Google

facilities including transportation under certain conditions for the children of their respective districts.

Read first and second times and referred to committee on tax reduction.

House File No. 47 by committee on tax reduction, a bill for an act to repeal sections forty-two hundred thirty-two (4232), forty-two hundred thirty-three (4233), forty-three hundred seventy-five (4375), and forty-three hundred seventy-six (4376), code 1931, and to enact a substitute therefor; and to amend section forty-two hundred seventy-four (4274), code 1931, all relating to school privileges under certain conditions.

Read first and second times and referred to committee on tax reduction.

House File No. 48 by committee on tax reduction, a bill for an act to amend section forty-two hundred seventy-seven (4277), code 1931, relating to high school tuition.

Read first and second times and referred to committee on tax reduction.

House File No. 49 by committee on tax reduction, a bill for an act to amend sections forty-two hundred sixteen-c one (4216-c1), forty-two hundred sixteen-c twenty-four (4216-c24), forty-one hundred twenty-five (4125), forty-two hundred sixteen-c four (4216-c4), forty-two hundred sixteen-c twenty-five (4216-c25), code 1931; and to repeal section forty-two hundred sixteen-c thirty-five (4216-c35), code 1931, all relating to school elections.

Read first and second times and referred to committee on tax reduction.

House File No. 50 by committee on tax reduction, a bill for an act to repeal chapters two hundred fifteen-c1 (215-c1) and two hundred fifteen-c2 (215-c2), code 1931, relating to tax-free lands and to enact a substitute therefor.

Read first and second times and referred to committee on tax reduction.

House File No. 51, by committee on tax reduction, a bill for an act to repeal section forty-two hundred thirty-one (4231), code 1931, and to enact a substitute therefor.

Digitized by Google

Read first and second times and referred to committee on tax reduction.

House File No. 52, by committee on tax reduction, a bill for an act to amend sections three hundred sixty-nine (369), three hundred seventy-five (375), and forty-three hundred eighty-six (4386), code 1931, and to repeal sections forty-three hundred fifteen (4315), and forty-three hundred ninety-two (4392), code 1931, relating to the method of estimating and certifying the school budget.

Read first and second times and referred to committee on tax reduction.

House File No. 53, by committee on tax reduction, a bill for an act to amend Chapter sixty-seven (67), code 1931, relating to expenses incurred in connection with returning defendants from jurisdictions other than that wherein a crime is committed.

Read first and second times and referred to committee on tax reduction.

House File No. 54, by committee on tax reduction, a bill for an act to amend section ten thousand eight hundred forty-four (10,844), code 1931, relating to the calling of the Jury panel.

Read first and second times and referred to committee on tax reduction.

House File No. 55, by committee on tax reduction, a bill for an act to amend section eleven thousand five hundred sixty-two (11,562), code 1931, relating to bringing causes on for trial.

Read first and second times and referred to committee on tax reduction.

House File No. 56, by committee on tax reduction, a bill for an act to amend section eleven thousand four hundred forty-one (11,441), of the code 1931, relating to the printing of court calendars.

Read first and second times and referred to committee on tax reduction.

House File No. 57, by committee on tax reduction, a bill for an act to amend section eleven thousand four hundred ninety

Digitized by Google

(11,490), code 1931, relating to the power of the court to limit counsel as to the time of their argument.

Read first and second times and referred to committee on tax reduction.

House File No. 58, by committee on tax reduction, a bill for an act to amend chapter fifty-six (56), code 1931, relating to removal from office.

Read first and second times and referred to committee on tax reduction.

House File No. 59, by committee on tax reduction, a bill for an act to amend sections eleven thousand fifty-five (11,055), and eleven thousand fifty-seven (11,057), code 1931, relating to commencement of ordinary actions and notice thereof; and to repeal sections eleven thousand fifty-six (11,056) and eleven thousand fifty-nine (11,059), code 1931.

Read first and second times and referred to committee on tax reduction.

House File No. 60, by committee on tax reduction, a bill for an act to repeal section eleven thousand four hundred twenty-nine (11,429), code 1931, relating to the trial of cases to a jury and to enact a substitute therefor.

Read first and second times and referred to committee on tax reduction.

House File No. 61, by committee on tax reduction, a bill for an act to amend sections ten thousand seven hundred eighty-four (10,784), and ten thousand seven hundred eighty-five (10,785), code 1931, granting to the Chief Justice of the Supreme Court additional authority to transfer District Court Judges.

Read first and second times and referred to committee on tax reduction.

House File No. 62, by committee on tax reduction, a bill for an act to amend sections ten thousand eight hundred thirteen (10,813), ten thousand eight hundred thirty-seven (10,837), and eleven thousand six hundred twenty-nine (11,629), code 1931, relating to the fees to be taxed, charged and collected by the Clerk of the District Court.

Digitized by Google

Read first and second times and referred to committee on tax reduction.

House File No. 63, by committee on tax reduction, a bill for an act to amend section eleven thousand three hundred twenty-eight (11,328), code 1931, relating to witness fees for peace officers and other public officials.

Read first and second times and referred to committee on tax reduction.

House File No. 64 by committee on tax reduction, a bill for an act to repeal section seventy-three hundred forty-five (7345) Code 1931, and to enact a substitute therefor relating to relief from appraisal of estates for inheritance tax purposes.

Read first and second times and referred to committee on tax reduction.

House File No. 65 by committee on tax reduction, a bill for an act to amend section ten thousand eight hundred forty (10,840), code 1931, with reference to the payment of unclaimed fees.

Read first and second times and referred to committee on tax reduction.

House File No. 66 by committee on tax reduction, a bill for an act to amend sections sixty-five hundred seventeen (6517), sixty-seven hundred four (6704), sixty-seven hundred five (6705), sixty-nine hundred forty-three-c four (6943-c4), ten thousand six hundred eighty-eight (10,688), ten thousand seven hundred thirty-nine (10,739), and ten thousand seven hundred forty-eight (10,748), code 1931, to reduce statutory salaries for city officers.

Read first and second times and referred to committee on tax reduction.

House File No. 67, by committee on tax reduction, a bill for an act to amend sections five hundred fifty-one (551), twenty-two hundred thirty-five (2235), four thousand eighty-six (4086), forty-three hundred fifty-six (4356), forty-four hundred fifty-one (4451), forty-four hundred seventy-three (4473), forty-six hundred eighty (4680), fifty-one hundred thirty-one (5131), fifty-three hundred ninety-eight (5398), fifty-three hundred forty (5340), fifty-three hundred ninety-nine (5399), fifty-four hundred two (5402), fifty-four hundred sixty-one (5461), fifty-four hundred ten (5410),

Digitized by Google

fifty-four hundred sixty-eight (5468), fifty-five hundred thirty-three (5533), fifty-six hundred sixty-three (5663), fifty-six hundred seventy-nine (5679), six thousand seventy (6070), sixty-one hundred forty-five (6145), sixty-two hundred forty-four (6244), sixty-three hundred four (6304), sixty-four hundred ninety-nine (6499), sixty-five hundred eight (6508), sixty-five hundred eighty-four (6584), all of the code 1931, with reference to the changing and fixing the time for the publication of legal and official notices, the number of official newspapers and the designation thereof.

Read first and second times and referred to committee on tax reduction.

House File No. 68, by committee on tax reduction, a bill for an act to amend sections seventy-two hundred forty-six (7246), and seventy-two hundred forty-seven (7247), code 1931, relating to notice of tax sale, service and cost thereof.

Read first and second times and referred to committee on tax reduction.

House File No. 69, by committee on tax reduction, a bill for an act to amend section seventy-two hundred seventy-two (7272), code 1931, reducing the amount of penalty to be paid in redemption of property from tax sale.

Read first and second times and referred to committee on tax reduction.

House File No. 70, by committee on tax reduction, a bill for an act to amend sections sixty-nine (69) and seventy (70), code 1931, relating to the publication of proposed amendments to the Constitution and of public measures.

Read first and second times and referred to committee on tax reduction.

House File No. 71, by committee on tax reduction, a bill for an act to amend section fifty-four hundred eleven (5411), code 1931, relating to publishing proceedings of Boards of Supervisors; and to repeal section fifty-four hundred twelve-a one (5412-a1), code 1931, relating to the publication of the same and enacting a substitute therefor.

Read first and second times and referred to committee on tax reduction.

House File No. 72, by committee on tax reduction, a bill for an

Digitized by Google

act to amend sections twenty hundred twenty-three (2023), and twenty hundred twenty-three-a one (2023-a1), and to repeal section twenty hundred fifty (2050), code 1931, and to enact a substitute therefor, relating to attorneys' fees in injunction and nuisance cases.

Read first and second times and referred to committee on tax reduction.

REMARKS BY MR. McCREERY

The following remarks were made by Mr. McCreery in moving the unanimous election of Mr. Miller as Speaker, as recorded on page 7:

MR. SPEAKER: As a member of the minority group of this House and as their representative, by their expressed direction, I wish at this time to congratulate the majority group on the man whom you have chosen to be your nominee for Speaker of this session.

We, who have known Mr. Miller in his public work recognize him as a conservative, constructive legislator and we are confident that he will govern this body in a manner which will be an honor to himself and to the state of Iowa.

We want to pledge to him our support and our co-operation and as evidence of that pledge, Mr. Speaker, I move that the chief clerk be instructed to cast the unanimous vote of this House for Geo. E. Miller and declare him Speaker of the House of Representatives in their Forty-fifth General Assembly.

ASSIGNMENT OF SEATS IN PRESS GALLERY

Chief Clerk announced the following assignments of desks in the press gallery:

1. Rider Richmond, Des Moines Register.
2. Fred Lazell, Jr., Des Moines Register & Tribune.
3. John T. Milar, Associated Press.
4. Loren Donnellson, United Press.
5. Darrell Garwood, International News.
6. Fred B. Wolf, Legislative News Service.
7. G. L. Caswell, Iowa Press Association.
8. Wallace Short, Unionist and Public Forum.
9. L. A. Riggs, Syndicate.
10. M. C. Nowlin, Syndicate of Iowa Papers.
11. L. W. Ainsworth, Editor Midwest Clip Sheet Service.

On motion of McCreery of Linn, the House adjourned until 10:00 A. M. Tuesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 10, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by Rev. L. L. Barnstable, pastor of the Asbury Methodist Church, Des Moines, Iowa.

Journal of January 9th, corrected and approved.

The Speaker announced the appointment of Edna J. Kilgore as his clerk and Alexander L. Kloster as his page.

The following employes assembled at the desk and took and subscribed to the following oath:

I do solemnly swear that I will support the Constitution of the United States and of the State of Iowa, and that I will faithfully perform the duties of my office to the best of my ability, so help me God.

Forest A. Peterson	Albert Sykora
Harry Winter	Edna J. Kilgore
Philip L. Shutt	Alexander L. Kloster
John C. Schaap	Byron Ver Ploeg

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

House Concurrent Resolution No. 1, relative to the holding of a joint convention of the two Houses of the Forty-fifth General Assembly on January 10, at 2 P. M.

Also, that the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution No. 2, relative to the appointment of a committee of six to nominate such additional employees of the General Assembly as may be necessary. The President Pro Tem has appointed as members of such committee on the part of the Senate, Senators Kimberly, Irwin, and Harrington.

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

Senate Concurrent Resolution No. 1, relating to recess adjournment on Thursday afternoon, January 12th.

Digitized by Google

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

Senate Concurrent Resolution No. 2, providing for the appointment of a joint committee consisting of six members of the Senate and six members of the House to arrange for the inauguration of the Governor and the Lieutenant Governor. The President Pro Tem has appointed as members of such Committee on the part of the Senate, Senators Chrystal, Wilson, Cooney, Klemme, Irwin and Wenner.

BYRON G. ALLEN, *Secretary.*

SENATE MESSAGES CONSIDERED

McFarlane of Black Hawk called up Senate Concurrent Resolution No. 1 and asked unanimous consent for its immediate consideration and moved its adoption.

SENATE CONCURRENT RESOLUTION NO. 1

Resolved by the Senate, the House concurring, That when adjournment is had on Thursday afternoon, January 12th, it be to reconvene on Tuesday afternoon, January 17th, at 2 p. m.

Consent for immediate consideration granted and resolution adopted.

McFarlane of Black Hawk moved that the vote by which the resolution was adopted be reconsidered and the motion laid on the table. Motion prevailed.

Bonnstetter of Kossuth called up Senate Concurrent Resolution No. 2, asked unanimous consent for its immediate consideration and moved its adoption.

SENATE CONCURRENT RESOLUTION NO. 2

Resolved by the Senate, the House concurring, That a joint committee consisting of six members of the Senate be appointed by the President pro tempore of the Senate and six members of the House appointed by the Speaker of the House to arrange for the inauguration of the Governor and Lieutenant Governor.

Consent for immediate consideration granted and resolution adopted. The Speaker appointed as members of such committee on the part of the House, Bonnstetter of Kossuth, Elliott of Polk, Rawlings of Monona, Malone of Cass, Mercer of Johnson, and Stiger of Tama.

REPORT OF COMMITTEE

Bonnstetter of Kossuth from the joint committee on inaugural

Digitized by Google

ceremonies submitted the following report and program of procedure:

AFTERNOON

(a) The Ceremonies will be held in the House Chamber.

(b) It is requested that the Senate Members proceed from the Senate Chamber, as a body, so as to be seated not later than 1:45 o'clock p. m.

(c) The regular program will begin promptly at 2:15 o'clock p. m.

(d) Each member of the Senate and House will be furnished two (2) tickets for guests, for seats on main floor of House Chamber.

EVENING

(a) The Reception will be held in the Executive Offices.

(b) It is requested that the members of the Forty-fifth General Assembly and their guests meet in the Senate Chamber not later than 7:45 o'clock p. m., and that the members of the Senate and their guests proceed by way of the south stairway to the Reception Room, followed by the House Members and their guests. An Officer from the Adjutant General's Office will act as escort.

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

IT IS URGENTLY REQUESTED THAT THESE PASS TICKETS BE SHOWN THE OFFICERS ON DUTY AT DOOR OF SENATE CHAMBER, OTHERWISE IT WILL BE IMPOSSIBLE TO KEEP THE GENERAL PUBLIC FROM CROWDING INTO THE ROOM.

(d) It is hoped by this procedure, and with the cooperation of the Senate and House Members and their guests, to avoid congestion, keep unauthorized persons from entering, and facilitate prompt departure for Reception Room.

(e) The line will leave the Senate Chamber promptly at 8:10 o'clock p. m.

A. H. BONNSTETTER,
Chairman of Committee on Part of the House.

Report adopted.

On motion of Reed of Mahaska the House adjourned until 1:45 today.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

COMMUNICATION FROM SECRETARY OF STATE

The following communication was received from the Secretary of State:

To the Honorable, The Speaker of the House of Representatives:

I am transmitting herewith Contest papers in the following cases:

Lewis Horvei, Contestant, vs. Paul I. D. Ostby, Incumbent, Ninety-fourth District.

Digitized by Google

John W. Adair, Contestant, vs. L. D. Teter, Incumbent, Twenty-sixth District.

The above papers were filed in this department in accordance with Chapter 49, Section 997, Code of Iowa, and forwarded to your Honorable Body under the Provisions of Section 998, Code of Iowa.

MRS. ALEX MILLER, *Secretary of State.*
By JAMES C. GREEN, *Deputy.*

Craven of Jasper moved that a committee of three be appointed to notify the Senate that the House was ready to receive them in joint convention. Motion prevailed, and the Speaker appointed as such committee Craven of Jasper, Mitchell of Webster, and Moore of Harrison.

The committee appointed to notify the Senate that the House was ready to receive it in joint convention reported that it had performed its duty. The report was accepted and the committee discharged.

The sergeant-at-arms announced the arrival of the President Pro Tempore of the Senate and the honorable body of the Senate.

The President was escorted to the Speaker's station; the Secretary to the Chief Clerk's desk; and the members of the Senate took seats in the west side of the chamber.

JOINT CONVENTION

In accordance with law and concurrent resolution duly adopted the Joint Convention was called to order, President Pro Tempore of the Senate, presiding.

The roll was called.

Those present were, 153.

Aldrich	Byers	Dreessen	Gissel
Alesch	Calhoun	Durant	Gittinger
Anderson	Carden	Elliott	Goode
Aschenbrenner	Casey	Ellsworth	Grau
Augustine	Chrystal	Elthon	Grell
Beardsley	Coykendall	Fabritz	Hanson of Lyon
Beath	Craven	Falvey	Hanson of Winnebago
Beatty	Crouch	Felter	Harrington
Bennett	Cunningham	Fisch	Hartman
Beswick	Davis	Foster	Hicklin
Bonnstetter	Dean	Frizzell	Hill
Booth	Ditto	Fuelling	Hook
Bouska	Dole	Fuester	Hopkins
Bowers	Donlon	Gallagher	Hopp
Brady	Doran	Garner	
Burgess		Geske	

Digitized by Google

Hough	Mercer	Porter	Stewart
Hultman	Metcalf	Rawlings	Stiger
Humeston	Meyer	Reed	Stimpson
Hush	Miller of Buchanan	Reese	Strachan
Husted	Miller of Cedar	Rice	Swift of Dubuque
Irwin	Miller of Shelby	Ritchie	Swift of Jackson
Jenkins	Millhone	Roe	Thies
Jensen	Mitchell	Roelofs	Thiessen
Johnson	Moore of Benton	Ryder	Topping
Judd	Moore of Harrison	Schmidt	Treimer
Klemme	Moore of Pottawattamie	Schmitz	Valentine
Knudson	Mooty	Schroeder	Weed
Koch	Mullaney	Shangle	Wiese
Laughlin	Myers	Sheridan	Wenig
Lichty	Nelson	Snyder	Wenner
Lookingbill	Osborn	Sours	White
McArthur	Ostby	Speidel	Willis
McCarthy	Paisley	Stanley	Wilson
McCreery	Patterson	Stansell	Wolf
McDermott	Peaco	Stanzel	Yager
McFarlane	Peet	Stevens of Decatur	Zipse
McKinnon	Pendray	Stevens of Wapello	Zylstra
McLean			Mr. President
Malone			
Maniece			

Those absent were, 4.

Bruce	Kimberly	Smith
Frailey		

President Matt. D. Cooney announced a quorum present and the Joint Convention duly organized.

Senator Stanley moved that a committee of three, consisting of one member from the Senate and two members from the House, be appointed to notify the Governor that the Convention was ready to receive him. Motion prevailed and the President appointed Senator Stanley of Adams on the part of the Senate, and Representatives Beath of Adams and Stansell of Clarke, on the part of the House.

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

President Matt. D. Cooney then presented Governor Dan Turner who delivered the following message:

GOVERNOR TURNER'S MESSAGE

To the Senate and House Members of the Forty-fifth General Assembly:

The Constitution of our State requires that the Chief Executive "shall communicate by message to the General Assembly at every regular session the condition of the State and recommend such matters as he shall deem expedient."

Digitized by Google

The reports of the various departments of State are now printed and will be placed on your desks. These reports will be of value to you in determining future policies in relation to these departments.

ECONOMY

In the fifteen years preceding 1931 the cost of government in Iowa had more than doubled. Since 1900 it had increased five-fold. With this thought in mind two years ago I set forth the necessity of drastic tax reduction.

The program of economy is now well under way. Taxes in 1932 were reduced $10,000,000.00 as compared with 1931. In 1933, under the levies made in 1932, there will be a further reduction in the tax bill of another $10,000,000.00 thus making a total reduction of $20,000,000.00 during the past two years. These figures are conservative. In my opinion more than $10,000,000.00 reduction can be made for this year by repealing immediately mandatory taxes and reducing salaries so that the benefit can be had in the tax paying year of 1933.

By following out this program of economy this record of $20,000,000.00 reduction in taxes can be more than duplicated during the next two years.

I would recommend to your careful and thoughtful scrutiny the report of the Committee on Reduction of Governmental Expenditures. This committee, over a period of more than a year and a half, have through investigation and earnest study, rendered this valuable report which will be helpful to you in carrying out the economy program outlined above.

CONSOLIDATIONS

In my Message two years ago I called the attention of the Forty-fourth General Assembly to the necessity of consolidation of departments. Many consolidations can be effected without impairing the efficiency of government. Further reductions in the cost of State government can be obtained in thus reducing personnel.

In addition to the various consolidations that can be effected, the inspection forces can be materially reduced.

The inspectors should be located in specified territory to save mileage expense.

In working out consolidations with the view of reducing expenses, care should be taken that too much power is not reposed in the Executive Department of State. It should be our constant effort to keep the governmen close to the people and it would be unwise in my opinion to concentrate too much power in the hands of one man.

BUDGET REPORT

There has been placed on your desks the report of the Budget Director.

If the bill be enacted as presented by the Director it will be necessary to levy a tax of $7,249,256.00 per annum representing a millage levy of 7.9 mills on the present taxable value of $924,653,308.00 of all the property of the State. However, in my opinion you will discover upon consideration of this report that substantial reductions can be made in addition to those therein recommended.

Digitized by Google

MANDATORY TAX REDUCTION

A mandatory tax reduction law should be enacted, based on the principle of the Elliott-Clark bill.

TAX REVISION

In addition to tax reduction and fully as imperative is the necessity of tax revision to insure equalization of the tax burden. Even the spokesmen of big business agree now that there should be material tax reduction. If they were sincere in wanting full justice done they would join with us in the endeavor to incorporate in the laws a tax based on the principle of ability to pay. Such at ax would reach both individuals and corporations who under the present laws are escaping their share of the burden of taxes. There is no justice in our present system of taxation that forces the farmers of Iowa to pay 67 per cent of the taxes levied for state purposes, although they constitute only 39 per cent of the population of the state and have less than 25 per cent of its income. There can no longer be any excuse for the continuance of a system where more than 90 per cent of the revenue comes from visible property. The interests interposing objection to an Income Tax should no longer be allowed to dictate or influence needed legislation. It is enough to say that farms, homes and other visible property now carry 95 per cent of the tax burden while invisible property representing approximately 45 per cent of the wealth of the State pays only 5 per cent of the taxes and earning ability and income make no contribution whatever to the cost of government.

In this connection I call your attention to the condition of the State Treasury. The revenue has been greatly decreased through the inability of a large number of our citizens to pay their taxes.

It will be necessary for the General Assembly to promptly consider this matter and provide revenue from indirect sources to meet the emergency.

It was apparent two years ago and it is vital now.

Objection has been made to any method of taxation based on ability to pay on the theory that revenue coming from such sources would not be replacement taxes. There is no merit to this contention. Such taxes can be made iron-clad replacement taxes by providing in the law that hereafter there shall be no millage levy for State purposes. All revenue to carry on the State government shall be obtained from indirect sources and when the element of justice obtains in taxation, not only will revenue be provided other than direct taxes to carry the cost of State government, but there should be in addition, money to allocate to the school districts over the State and thus lighten the school tax.

The public utilities whom you will find represented here by a group of shrewd lobbyists and the manufacturers' associations and certain individuals with large incomes will interpose objection to any legislation involving a plan that will compel them to pay their share of the cost of government. A wise and honest legislator will refuse to be influenced by these agents of special privilege. Every interest is entitled to a square deal; none are entitled to special privilege.

Digitized by Google

TAX EXEMPT SECURITIES

The list of tax exempt securities should be greatly shortened or entirely elimintaed.

CHAIN STORES

Something over a year ago the Supreme Court of the United States handed down a decision making it possible for States to tax chain stores. This session of the legislature should not adjourn without providing a law taxing these large chain organizations. This law should be in the nature of a graduated tax—the separate units of the large chains paying more in proportion than the units of the small chains.

TAX SALES

The law providing for tax sales and extra penalties should be revised. It is necessary to have some plan that will require payment of taxes at stated periods, but the present rule and penalty is too severe. The law in relation to tax and scavenger sales is very rigid. It should be revised to met the emergency situations comparable to the present one.

AUDIT OF THE STATE INSTITUTIONS

I would commend to your attention the report of the Board of Audit set up in the last legislature to investigate and audit the accounts of the institutions under the State Board of Control and the State Board of Education. You will learn that the schools under the State Board of Education expended more than $21,800,000.00 during the biennium. This is too much. The amount of money spent is entirely out of line with present conditions. Approximately $14,600,000.00 was contributed by the State, $777,000.00 was contributed by the Federal Government and over $6,400,000.00 was obtained from tuition fees, dormitory and dining services and other sources.

Under the present method this latter amount of $6,400,000.00 was expended without legislative appropriation and without any control by the Legislature. I believe that this situation should be corrected so that all cash received by the Institutions (except Federal appropriations and restricted gifts) will be transmitted to the State Treasurer and disbursed to the several institutions in accordance with the minimum needs of each Institution as determined and appropriated by the General Assembly.

While it is necessary that the several educational institutions have sufficient working capital on hand at all times to function properly, I believe that excessive accumulation of funds beyond an amount sufficient for that purpose is unwarranted. This is especially noteworthy of the State University which, on June 30, 1932, had expendable funds on hand in the form of cash, securities, accounts and inventories in excess of $1,000,000.00.

The business methods of the University have been the cause of grave concern to all thoughtful citizens and new plans should be devised that will eliminate extravagance and encourage sound business administration in this great institution.

Digitized by Google

The expenditures of Institutions under the Board of Education and Board of Control should be under the direction and control of the State Board of Audit.

PUBLIC UTILITY ASSESSMENTS

The Board of Assessment and Review should be commended for making a substantial increase in the assessed valuation of public utility property this year to the amount of eleven million dollars. However when we learn that the "book values" of the assets of these companies are over three times as much as the assessed value and that these utilities have bonds outstanding totaling more than twice the assessed value, it is apparent that there should be further and definite increase in the assessed valuations placed on these properties.

It is true that many of these utility properties are more or less inflated but the bonded debt, which generally represents about half the amount fixed as "book value," should be a fair criterion to go by as to the value of these properties. Sixty per cent is generally the percentage taken in assessing property in this State. If the utilities were assessed on 60 per cent of their value the present assessment on these properties would be more than doubled and these assessed values would then be in line with the valuations placed on other properties in the State.

TELEPHONE

Two years ago in my message to the Legislature I made this statement in regard to the large telephone companies:

"There is no provision in law giving either the State or municipalities within the State authority to stand between the people and the large telephone and telegraph companies now operating within the State, in the vital question of establishing fair rates for service. Eight years ago the Governor of the State in his biennial message called attention to the monopoly enjoyed by these large telephone utilities and the necessity of protection for the people, but his sound advice went unheeded. The situation is even more acute now.

"These quasi-public, franchise privileged corporations should be subjected to regulations in law that will insure the consumers of the service furnished, fair rates based on an intelligent survey of operation costs and capital invested."

"In any instance wherein individuals or corporations hold control of public necessities it is the imperative duty of the State to establish regulation thereof. No method other than State control has been devised giving assurance of protection against exorbitant rates levied by unfettered monopoly."

HIGHWAYS

I think it is my duty to call your attention to the diminishing collections and receipts from the gasoline tax and motor vehicle license fees in the primary road funds. These receipts have already been greatly reduced and if present conditions do not improve, the outlook is for continued reduction in the revenues of this department.

Digitized by Google

It should be kept constantly in mind that there is a moral obligation to pay the bonded indebtedness from these funds so that it shall never become a tax on property and no action should be taken that would imperil the funds to the extent of throwing this burden on the farms and homes of the people.

IOWA COAL

Every effort should be used in administration and where possible through legislation to encourage the use of Iowa products by Iowa people. Consider the second industry of the State—coal. Over 8,000 Iowa citizens, the majority of them heads of families, depend on mining coal for theri livelihood and we should encourage this industry and strive to bring this business back to the 1910 basis when 18,000 men were mining coal in Iowa. Tax spending bodies would render a substantial service to the State by using Iowa coal and in addition to encouraging this industry they can be assured that it means economy, for the reason that Iowa coal furnishes more heat units per dollar of cost than other coal.

"The more Iowa coal used the more men employed—these miners in turn buy Iowa farm and manufactured products. They patronize the retailers, who are the customers of the wholesalers. Thus, we see forcibly illustrated the value of patronizing our own industries. A more striking example in this respect could not be given."

PRISON LABOR

The Federal Act relating to prison labor known as the Hawes-Cooper Law, signed by the President of the United States, January 19, 1929, and which becomes effective January 19, 1934, provides in part as follows:

"All goods, wares and merchandise manufactured, produced, or mined, wholly or in part, by convicts and prisoners, * * * or in any penal or reformatory institution, * * * transported into any State, * * * and remaining therein for use, consumption, sale or storage, shall upon arrival and delivery in such State,* * * be subject to operation and effect of the laws of such State, * * * to the same extent and in the same manner as though such goods, wares, and merchandise had been manufactured, produced, or mined in such State, * * * and shall not be exempt therefrom by reason of being introduced in the original package."

Under the provisions of this law there is no probability of finding any firm willing to contract for the labor or goods produced in our Iowa institutions. There are three contracts now in effect, one of these terminating February 1 and the other two July 1 of the present year.

Over nine hundred inmates of our institutions are now engaged upon these contracts and unless some means for their employment be found prior to the termination of these contracts, they will have to remain in idleness. This is a most serious condition and one that should be taken into consideration by the Legislature. I feel it is my duty to again call to the attention of the Legislature the possibilities arising because of this Federal statute.

We are now about to face actual results because of our past inactivity. While the idleness of a large group of prisoners is a serious condition to face, yet an equally serious one confronts our Iowa manufacturers whose

Digitized by Google

wares come in competition with prison labor in that our laws as they now are written would leave our State an open field for the introduction of prison-made goods from other States inasmuch as these goods could freely come into the State and could be handled the same as though they had been produced under the terms of our Iowa statutes.

Attention to this is again called in the hope that some remedy may be found both as a means to prevent the idleness of our own inmates and also as a protection to our Iowa manufacturers engaged in the making of goods similar to that which is introduced from prisons of other states.

CHILD WELFARE

During the past two years conferences have been held for the purpose of coordinating the efforts of several character building and child welfare agencies. Stress has been placed on child welfare work. Patriotic women engaged in this splendid work are rendering constructive service to our State.

MAIN ISSUE—ECONOMIC

No step should be taken that will weaken the laws that have been set up to control the liquor traffic in this State. What we need is enforcement of the present laws—not abrogation or revision of same. It would be a grave error for our State to take a backward step in relation to the liquor evil at this time. Our country is in the midst of the most serious crisis in history. For Legislative Assemblies now to spend their time in seeking ways and means of destroying the laws controlling the liquor traffic instead of addressing themselves to the serious and vital problems of unemployment; low prices; stagnation in business and all the other issues growing out of the depression, would be to acklowledge our incompetency to meet the problems that are imminent and severe. Our every thought should be given to measures and methods that will grant to every citizen the inalienable privilege of employment; that will restore farm prices to a decent level; reduce the cost of government and in general solve the problems of depression.

To waste time and energy in this great crisis in seeking methods of expediency in relation to the liquor question is a travesty on the intelligence of the people and an acknowledgment that we are unworthy of the heritage bequeathed us by our Fathers.

LAW ENFORCEMENT

Vital to the continued existence of our government is the strict enforcement of law. Every move made should keep this fact in view and impress on our constituency the merit of law observance and stern necessity of law enforcement.

PRIMARY LAW

Periodically attempts are made to repeal the Primary Law. This, in my opinion, would be a grave mistake. It is the method that has been worked out whereby every citizen has a part in the selection of public officers. It is the best method so far devised. The caucus system gave to organized minority groups the power to make the nominations in both

Digitized by Google

major parties. Under the caucus system bribery and corruption were rampant and under that system there was a constant temptation on the part of many citizens to neglect their duty, and too much power was placed in the hand of the professional politicians.

No system has even been devised that is perfect but the Primary System is undoubtedly a great improvement on the caucus and convention system. The forces that are organized to destroy it are influenced by motives of self-interest and a desire to demand special privilege for themselves.

FARM MORTGAGE FORECLOSURES

Iowa farm mortgages have been foreclosed at an alarming rate in recent months. The Court decisions granting preference in the appointment of a receiver to the mortgagee who first begins foreclosure, without regard to the priority of the lien of the mortgages on the land, have resulted in a race between mortgagees to be the first to begin foreclosure and thus benefit by the preference in the appointment of a receiver. Holders of first mortgages justify foreclosure upon the ground that it is necessary to protect and perfect their lien upon the crops by first demanding the appointment of a receiver.

Large (eastern) insurance and loan companies have overworked this excuse. This is obvious when it is found certain of these companies are regularly lenient with the farmer with a thin equity and just as regularly insistent upon foreclosure upon the slightest default against the farmer with a substantial equity, when the mortgagee can make a profit upon resale as soon as a sheriff's deed issues. The practice of the Joint Stock Land Banks in this and all other respects has been ruthless and destructive to the farm owner. The aggregate result of these practices has been to put honest, deserving farmers out of their homes with vicious deficiency judgments hanging over their heads and to glut the land market with Iowa farms at forced sales.

It is vital that this Legislature revise the mortgage foreclosure law to protect the land and home owner in the present emergency. Such revision among other things should lengthen the time required to get a sheriff's deed provided the borrower applies one-half the crop to the payment of interest and taxes. It should fix the right to rents and profits in some manner which does not encourage foreclosure by rewarding the mortgagee who first forecloses with a priority in the appointment of a receiver for the rentals of the farm.

In viewing the general situation I lay it down as a fair principle that the borrower should not have the mortgage on his home foreclosed when he is in position to pay the landlord's share of the crop to go toward the payment of interest and taxes.

UNEMPLOYMENT

The unemployment situation continues to challenge the attention of all generous minded and thoughtful people. In some of the counties of our State the situation has become serious. Nearly two years ago I organized an Employment Committee and this State Committee set up Employment Committees in all the counties of the State. In recent

Digitized by Google

months we have reorganized this State Employment Committee and now have an Executive Committee called the Emergency and Relief Committee consisting of five members to function with the different counties and cities of the State.

The so-called "poor laws" of this State are antiquated and are not sufficient to meet adequately the present situation.

The last Congress of the United States, under the Emergency Act of 1932, created what is known as the Reconstruction Finance Corporation, and made provision for advancements to states and loans to counties and municipalities for relief of unemployment and the destitute as a result thereof.

The Executive Committee has worked diligently with the agents of the Reconstruction Finance Corporation, but because of our antiquated laws, has been unable to secure the aid which is necessary to alleviate conditions as they now exist. The principal legal difficulty arises in the fact that under our statutes counties can issue warrants only for the purpose of paying bills accrued, while under the Reconstruction Act of the Congress of the United States, the Reconstruction Finance Corporation can make loans only for the purposes of future relief.

It is, therefore, imperative that our statutes be amended to permit counties to make loans from the Reconstruction Finance Corporation, with proper limitations, for future emergencies. By so doing, the counties of the State may procure loans from the Reconstruction Finance Corporation at a very low rate of interest until they are able to assume the obligations due the destitute and needy to the end that suffering may be alleviated or avoided. I offer this suggestion for your early and serious consideration.

The State Committee will render any service possible to make connection between the counties that need help and the Federal Government. Certain rules must be complied with to obtain Government aid and restrictions are somewhat onerous but the State Emergency Committee has knowledge of the method that must be pursued and will cheerfully confer with any community that wishes to obtain a Government loan. In this connection it is necessary to keep in mind that these Federal funds come in the nature of loans and it is highly important in each community where unemployment obtains, for our generous citizens to make every effort to take care of the unemployed in their respective communities so that we will have the full knowledge that hungry and shelterless people are taken care of in our State during this severe emergency period. The Chairman of the State Executive Committee is Harry T. Rollins of Des Moines and the Secretary is A. L. Urick, Commissioner of Labor.

INVESTIGATION OF THE AUDITOR'S OFFICE

You will have placed before you the report of the Commission appointed to investigate the affairs of the State Auditor's Office last February. As a result of this investigation the State Auditor, J. W. Long, was suspended from office. The responsibility is now in your hands of deciding the question of impeachment of a public officer who has vio-

Digitized by Google

lated and betrayed a public trust. No force from without can ever destroy the institutions of liberty. Foreign aggression can never be powerful enough to destroy this government. Representative government will continue to exist and spread its blessings among the people as long as the citizens take an intelligent interest in the government and demand honesty and probity on the part of public officials. But a powerful enemy threatens us, when the canker of corruption exists within the Government itself—when citizens are resigned to the idea of graft and dishonesty on the part of those who have been placed in positions of trust.

YOUR RESPONSIBILITY

Let us appraise the enemy forces threatening Democracy. Dishonesty in public office; lawlessness; confiscatory taxes; special privilege; concentration of wealth—these are the five major foes of representative government. Vanquish these opponents and the government is secure. Subdue these enemies and the problems, moral and economic, are solved.

As we view the distress in this critical period of our country's history is it too much to hope that we can have vouchsafed to our people the intelligence and moral courage needed to guarantee to frugal, industrious Americans the opportunity of employment; decent prices for their products; relief from oppressive taxes; economic independence and security under the laws? In this great undertaking, you as representatives of the people have an unparalleled opportunity and a deep responsibility. Our Fathers and our forefathers in many a crisis of our country's history proved competent to meet the problems of their day and generation. Our heritage came to us unimpaired. To preserve that heritage is the need of the hour, and to prove worthy of it, we cannot fail in this test.

COMMUNICATION FROM THE GOVERNOR

The following communication was received from the Governor:

MR. PRESIDENT, MR. SPEAKER, SENATORS AND REPRESENTATIVES OF THE FORTY-FIFTH GENERAL ASSEMBLY:

I herewith transmit to you for such action as you may deem proper a certified copy of a Resolution of Congress, entitled,

"Joint resolution proposing an amendment to the Constitution of the United States fixing the commencement of the terms of President and Vice President and Members of Congress and fixing the time of the assembling of Congress."

Said Resolution is duly authenticated by the great seal of the United States and signed by the Secretary of State, Henry L. Stimson.

The certified copy of said Resolution is herewith transmitted to the Lieutenant Governor of the State of Iowa, as President of the Senate, with the request that this communication and a certified copy of said Resolution be made a part of the proceedings of this Joint Session, the Resolution, after it has been acted upon by the Senate and House in proper and legal form, to be filed in the office of the Secretary of State of the State of Iowa.

DAN W. TURNER, *Governor.*

January 10, 1933.

Digitized by Google

No. 1083

UNITED STATES OF AMERICA
DEPARTMENT OF STATE

To All to Whom These Presents Shall Come, Greeting:

I certify that the copy hereto attached is a true copy of a Resolution of Congress, entitled "Joint Resolution proposing an amendment to the Constitution of the United States fixing the commencement of the terms of President and Vice President and Members of Congress and fixing the time of the assembling of Congress." the original of which is on file in this Department.

In Testimony Whereof, I, Henry L. Stimson, Secretary of State, have hereunto caused the Seal of the Department of State to be affixed and my name subscribed by the Chief Clerk of the said Department, at the City of Washington in the District of Columbia, this eighth day of March, 1932.

(Seal) HENRY L. STIMSON, *Secretary of State.*
By C. E. MACEACHRAN, *Chief Clerk.*

S. J. Res. 14

SEVENTY-SECOND CONGRESS OF THE UNITED STATES OF AMERICA;

At the First Session, begun and held at the City of Washington on Monday, the seventh day of December, one thousand nine hundred and thirty-one.

JOINT RESOLUTION

Proposing an amendment to the Constitution of the United States fixing the commencement of the terms of President and Vice President and Members of Congress and fixing the time of the assembling of Congress.

Resolved by the Senate and House of Representatives of the United States of America in Congress Assembled (two-thirds of each House concurring therein), That the following amendment to the Constitution be, and hereby is, proposed to the States, to become valid as a part of said Constitution when ratified by the legislatures of the several States as provided in the Constitution:

"ARTICLE —

"SECTION 1. The terms of the President and Vice President shall end at noon on the 20th day of January, and the terms of Senators and Representatives at noon on the 3rd day of January, of the years in which such terms would have ended if this article had not been ratified; and the terms of their successors shall then begin.

"SEC. 2. The Congress shall assemble at least once in every year, and such meeting shall begin at noon on the 3rd day of January, unless they shall by law appoint a different day.

"SEC. 3. If, at the time fixed for the beginning of the term of the President, the President elect shall have died, the Vice President elect shall become President. If a President shall not have been chosen before

Digitized by Google

the time fixed for the beginning of his term, or if the President elect shall have failed to qualify, then the Vice President elect shall act as President until a President shall have qualified; and the Congress may by law provide for the case wherein neither a President elect nor a Vice President elect shall have qualified, declaring who shall then act as President, or the manner in which one who is to act shall be selected, and such person shall act accordingly until a President or Vice President shall have qualified.

"SEC. 4. The Congress may by law provide for the case of the death of any of the persons from whom the House of Representatives may choose a President whenever the right of choice shall have devolved upon them, and for the case of the death of any of the persons from whom the Senate may choose a Vice President whenever the right of choice shall have devolved upon them.

"SEC. 5. Sections 1 and 2 shall take effect on the 15th day of October following the ratification of this article.

"SEC. 6. This article shall be inoperative unless it shall have been ratified as an amendment to the Constitution by the legislatures of three-fourths of the several States within seven years from the date of its submission."

JNO. N. GARNER,
Speaker of the House of Representatives.

CHARLES CURTIS,
Vice President of the United States and President of the Senate.

CANVASS OF VOTES

The President announced that the time has arrived for the canvass of the votes cast for the offices of Governor and Lieutenant Governor at the general election held on November 8, 1932, and announced as teller on the part of the Senate, Carden of Henry, and as assistant tellers, Senators Wenner of Black Hawk, and Fisch of Plymouth.

Speaker Miller announced as teller on the part of the House, Ditto of Osceola, and as assistant tellers, Representatives Reed of Mahaska, and Goode of Davis.

The President further announced that, in accordance with statute, Tellers Carden of Henry and Ditto of Osceola, would constitute the judges of said canvass.

Speaker Miller in the chair.

The Speaker then opened the returns in the presence of the Joint Convention, and the tellers proceeded to canvass the vote

Digitized by Google

for Governor and Lieutenant Governor of the State of Iowa cast at the general election held on November 8, 1932.

Carden of Henry moved that the Joint Convention now recess until 1:45 p. m. Thursday. Motion prevailed.

The House reconvened, Speaker Miller in the chair.

On motion of Mitchell of Webster the House adjourned until 10:00 a. m. Wednesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 11, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. E. A. Kiser, of Creston, Iowa.

Journal of January 10th corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Craven of Jasper for forenoon, on request of Laughlin of Fremont; Fabritz of Wapello for the day, on request of Reed of Mahaska; Millhone of Page for the day, on request of Felter of Warren; Treimer of O'Brien for the day, on request of Schmitz of Winneshiek.

Malone of Cass moved that a committee of three be appointed to procure a picture of President-elect Franklin D. Roosevelt to be placed in the panel to the left of the Speaker's station, without cost to the state. Motion prevailed and the following committee was appointed: Malone of Cass, Reed of Mahaska, and E. P. Laughlin of Fremont.

CONTEST COMMITTEES APPOINTED

The Speaker announced the following members of the several contest committees:

Horvei vs. Ostby: Reed of Mahaska, Burgess of Woodbury, Fabritz of Wapello, Durant of Hancock, and Sours of Floyd.

Teter vs. Adair: Craven of Jasper, Grell of Scott, Thiessen of Clinton, Hanson of Winnebago, and Stanzel of Sac.

OATH OF OFFICE

The following employes assembled at the desk and took and subscribed to the following oath:

I do solemnly swear that I will support the Constitution of the United

Digitized by Google

States and of the State of Iowa, and that I will faithfully perform the duties of my office to the best of my ability, so help me God.

CLARK SHRECK
CHARLES A. GROSS, JR.
ADAM J. HALL, JR.
HARRIETT MCCUNE

REPORT OF COMMITTEE ON MILEAGE

Millhone of Page, from the committee on mileage, submitted the following report and moved its adoption:

MR. SPEAKER: Your committee appointed to fix the mileage due each member, begs leave to submit the following report:

Name	Miles	Amt.	Name	Miles	Amt.
Aldrich, R. E. Lee	88	$ 8.80	Hultman, O. N.	132	13.20
Alesch, Gustave	212	21.20	Humeston, Alva	70	7.00
Augustine, F. D.	82	8.20	Jenkins, John J.	150	15.00
Beath, F. H.	111	11.10	Jensen, T. G.	97	9.70
Beswick, C. L.	130	13.00	Johnson, Elmer A.	142	14.20
Bonnstetter, A. H.	150	15.00	Koch, William	133	13.30
Bouska, Joseph D.	190	19.00	Laughlin, E. P.	160	16.00
Bowers, L. C.	90	9.00	Lichty, E. M.	108	10.80
Brady, John F.	140	14.00	Lookingbill, C. E.	30	3.00
Bruce, Marion	107	10.70	McCarthy, F. J.	210	21.00
Burgess, James	210	21.00	McCreery, D. R.	160	16.00
Casey, Jas. G.	165	16.50	McDermott, John	110	11.00
Craven, J. E.	44	4.40	McFarlane, Arch W.	108	10.80
Crouch, S. B.	80	8.00	McKinnon, Curtis L.	147	14.70
Cunningham, Paul H.	None		McLean, Don V.	63	6.30
Davis, Forest	96	9.60	Malone, C. E.	82	8.20
Dean, Earl M.	130	13.00	Maniece, E. J.	200	20.00
Ditto, O. J.	250	25.00	Mercer, Leroy S.	125	12.50
Dole, J. Wilbur	117	11.70	Metcalf, B. L.	149	14.90
Donlon, P. H.	165	16.50	Miller, George E.	100	10.00
Doran, Ben B.	61	6.10	Millhone, Paul L.	136	13.60
Dreessen, Wm. J.	126	12.60	Mitchell, John H.	100	10.00
Durant, S. B.	155	15.50	Moore, Chas. D.	142	14.20
Elliott, E. A.	None		Moore, R. G.	144	14.40
Ellsworth, E. O.	76	7.60	Mooty, W. A.	80	8.00
Fabritz, Ernest H.	93	9.30	Osborn, Walter	68	6.80
Falvey, M. C.	69	6.90	Ostby, Paul I. D.	142	14.20
Felter, Victor	18	1.80	Paisley, William	165	16.50
Foster, LaMar P.	149	14.90	Peaco, Milton	225	22.50
Frizzell, J. W.	70	7.00	Peet, R. Arno	58	5.80
Fuelling, Otto	275	27.50	Porter, E. B.	175	17.50
Fuester, C. E. R.	151	15.10	Rawlings, Ed	199	19.90
Gallagher, J. P.	100	10.00	Reed, I. M.	62	6.20
Garner, Ada	128	12.80	Rice, C. L.	80	8.00
Gissell, W. H.	181	18.10	Roe, Ova T.	265	26.50
Gittinger, G. J.	52	5.20	Ryder, John	225	22.50
Goode, Dewey E.	110	11.00	Schmitz, T. F.	200	20.00
Grau, O. J.	160	16.00	Schroeder, John H.	111	11.10
Grell, Christian	190	19.00	Sheridan, William R.	167	16.70
Hanson, Arthur C.	250	25.00	Smith, William H.	190	19.00
Hanson, H. N.	165	16.50	Snyder, Frank G.	73	7.30
Hartman, Henry M.	168	16.80	Sours, Roy J.	160	16.00
Hook, Chas. S.	123	12.30	Spidel, John	125	12.50
Hopp, R. C.	150	15.00	Stansell, M. R.	58	5.80
Hough, H. B.	132	13.20	Stanzel, George C.	133	13.30

Digitized by Google

Name	Miles	Amt.
Stewart, Andrew	98	9.80
Stiger, Carl B.	80	8.00
Stimpson, Thomas	188	18.80
Strachan, W. H.	104	10.40
Swift, Sam	225	22.50
Swift, F. J.	215	21.50
Thies, William	101	10.10
Thiessen, J. H.	225	22.50
Treimer, William R.	207	20.70
Weed, A. R.	30	3.00
Wenig, Frank E.	158	15.80
Wiese, Louis H.	175	17.50
Willis, Blake	36	3.60
Wolf, A. W.	100	10.00
Yager, W. A.	200	20.00
Zipse, Lloyd W.	180	18.00
Zylstra, Charles J.	250	25.00

PAUL L. MILLHONE, *Chairman.*
WALTER OSBORN,
R. G. MOORE,
Committee.

Action deferred until Thursday, January 12.

REPORT OF COMMITTEE ON COMMITTEE CLERKS

Augustine of Ringgold, chairman of the committee on committee clerks, submitted the following report and moved its adoption.

MR. SPEAKER: We, your committee, appointed to examine, select and assign committee clerks for the House of Representatives of the Forty-fifth General Assembly, beg leave to submit the following selections and assignments:

Adkins, Nona—Craven.
Albrecht, Claribel—Hartman.
Allely, Jennie—Durant, McDermott.
Bell, Eunice—Gissel.
Berg, Helen E.—Jenkins, Snyder.
Bras, Leona—Moore of Harrison, Swift of Jackson.
Brown, Elizabeth—Paisley, Sheridan.
Buck, Vera—Hopp, Metcalf.
Campbell, Rex—Hook.
Canfield, Margaret—Mercer.
Corcoran, Anna—Moore of Benton, Reed.
Crawford, Pauline—Elliott, Felter.
Davis, Pearl—Grau, McLean.
Derr, Evelyn—Bouska, Schmitz.
Dugan, Dwight—Stiger.
Engle, Marjorie—Koch.
Foley, Winifred—Foster, Stimpson.
Fergason, Gertrude—Johnson.
Garver, Margaret—Rawlings.
Gunzenhauser, Betty—Gallagher.
Hanson, Josephine—Hanson of Winnebago, Strachan.
Hantlemann, Harold E.—Fuelling, Swift of Dubuque.
Harsch, Mina—Ditto.
Hayes, Luella—Augustine.
Hoberg, Helen—Wenig, Yager.
Hoeye, Mabel M.—Beswick, Dole.
Jost, Frieda—Ostby, Zipse.
Kern, Dorothy—Grell, Wiese.

Digitized by Google

Kitzman, Katherine—Humeston, Rice.
Lake, Maude L.—Peaco, Thiessen.
Laughlin, Lucille—Laughlin.
Lawson, Dona—Frizzell, Maniece.
Lazinger, Fannie—Burgess.
Lewis, Dorothy—Peet, Thies.
Ling, Dorothy—Hultman, Willis.
Maschek, Sylvia—Dean, Sours.
Norris, Agnes—Aldrich, Goode.
O'Hagan, Lucille—McFarlane, Mooty.
Parrott, Myra—Ellsworth, Roe.
Peterson, Frances M.—Crouch, Doran.
Peterson, Isola—Falvey, Gittinger.
Peterson, Mary—Cunningham.
Pickard, Ethel—Bonnstetter.
Putzier, Charlotte—Osborn.
Ranney, Mary—Hough, Porter.
Reel, Helen Poling—Fabritz.
Roswell, Charlotte—Teter, Treimer.
Rubenstein, Dorothy—Mitchell, Stewart.
Sacquety, Faye—Fuester, Smith.
Searcy, Rose—Brady.
Shafer, Archie—Davis, Jensen.
Schroeder, Dolores—Dreessen, Schroeder.
Smith, Laura—Ryder, Zylstra.
Spitler, Zoe—McCreery.
Symonds, Eileen—Beath, Bowers.
Tapley, Mildred—Bruce, Stanzel.
Vaughn, Viona—Millhone, Weed.
Walker, Mervin—Malone.
Walsh, Kathryn—Casey, McCarthy.
Ward, Hazel—Hanson of Lyon, Speidel.
Warner, Hortense—Stansell.
Warner, Ruby—Lichty, Lookingbill.
Wictor, Margaret—Alesch, McKinnon.
Zimmerman, Pauline—Garner, Wolfe.
Peterson, Isola—Special clerk for tax reduction of expenditures.

F. D. AUGUSTINE, *Chairman.*
LEROY S. MERCER,
OVE T. ROE,
Committee.

Report adopted.

Malone of Cass presented the following statement:

MR. SPEAKER AND MEMBERS OF THE HOUSE:

Some inquiry has been made with reference to the tax reduction bills and the reference of all of them to the Tax Reduction Committee regardless of the subjects dealt with in the bills.

After consultation with a number of the members of the House, it was deemed advisable that all bills referring to tax reduction should be

Digitized by Google

first referred to that committee, and this was not with any purpose to prevent the bills from later going to any other committee of the House for further consideration.

As I understand the procedure, any bill, referred to one committee and reported out by it, and upon request, is subject to reference to one or more standing committees, so that a bill, until finally passed, is subject to any action which may be desired by the House. It was only for the purpose of simplifying the procedure and extending to the Tax Reduction Committee the complete consideration of all tax reduction bills that the bills recommended by the interim committee were all referred to a tax reduction committee. C. E. MALONE.

On motion of McFarlane of Black Hawk, the House adjourned until Thursday morning at 11:00 o'clock.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 12, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. E. G. Williams, pastor of Westminster United Presbyterian Church, Des Moines, Iowa.

Journal of January 11th corrected and approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate Concurrent Resolution No. 3 expressing the sympathy of the General Assembly of Iowa to Mrs. Calvin Coolidge in the passing of her distinguished husband, former President Calvin Coolidge.

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

Senate Concurrent Resolution No. 4 relative to the appointment of a committee to communicate with President-elect Roosevelt regarding the appointment of Hon. Henry A. Wallace as Secretary of Agriculture in the new cabinet.

BYRON C. ALLEN, *Secretary.*

SENATE MESSAGES CONSIDERED

Cunningham of Polk called up Senate Concurrent Resolution No. 3, and asked unanimous consent for its immediate consideration.

SENATE CONCURRENT RESOLUTION NO. 3

Resolved by the Senate, the House concurring, That the following telegram be sent, bearing the signatures of the President pro tempore of the Senate and the Speaker of the House of Representatives of the Forty-fifth General Assembly:

To MRS. CALVIN COOLIDGE,
Northampton, Mass.

The Senate and House of Representatives of the State of Iowa wish to express to you our deepest sympathy in the passing of your dis-

Digitized by Google

tinguished husband, and our former President of the United States, Calvin Coolidge. His quiet dignity, his careful forethought, and his superior wisdom in guiding the affairs of our nation have so exalted him in the minds of the American people that his name and his services will never be forgotten by a devoted public.

Unanimous consent having been obtained for the immediate consideration of the resolution, Cunningham of Polk moved its adoption. Resolution adopted.

Fabritz of Wapello called up Senate Concurrent Resolution No. 4 and asked unanimous consent for its immediate consideration.

SENATE CONCURRENT RESOLUTION NO. 4

Resolved by the Senate, the House concurring, That a joint committee be appointed consisting of three members of the Senate to be appointed by the President pro tempore of the Senate and four members of the House to be appointed by the Speaker of the House, to draft a letter of recommendation to be sent to President-elect Franklin D. Roosevelt recommending and urging that he name Henry A. Wallace of Iowa as the Secretary of Agriculture on his cabinet.

The committee shall be a bipartisan one and shall be vested with the authority to send their communication to President-elect Roosevelt during the organization recess, January 12th to January 17th, and shall deliver a copy of their letter to the Secretary of the Senate and to the Chief Clerk of the House for publication in the Journal of January 17th.

Unanimous consent having been obtained for the immediate consideration of the resolution, Fabritz of Wapello moved its adoption. Resolution adopted.

Fabritz of Wapello moved that the vote by which the resolution was adopted be reconsidered and the motion to reconsider lie on the table. Motion prevailed.

As members of such committee the Speaker appointed Donlon of Palo Alto, Doran of Boone, Grau of Buena Vista and McKinnon of Henry.

HOUSE CONCURRENT RESOLUTION NO. 3

Malone of Cass offered the following resolution and asked unanimous consent for its immediate consideration.

Resolved by the House, the Senate concurring, That the Budget Director be requested to furnish to each member of the House and Senate, a comparative statement of the 1933 proposed budget and the expenditures for each and every department of the State as shown by the State Auditor's records for the year 1919.

Digitized by Google

That such comparative statement shall be made in such a way that each item of expenditure for 1919 shall be listed opposite the same items as listed in 1933 budget.

Unanimous consent having been obtained for the immediate consideration of the resolution, Mr. Malone moved its adoption. Motion prevailed and House Concurrent Resolution No. 3 was adopted.

PICTURE OF FRANKLIN D. ROOSEVELT

Malone of Cass, chairman of the committee appointed to procure a picture of President-elect Franklin D. Roosevelt to be placed in the House Chamber, reported that the committee had secured such a picture and that Representatives Laughlin and Reed have been designated to place the same as provided by the action of the House. The picture was then hung in the panel to the left of the Speaker's station.

REPORT OF COMMITTEE ON MILEAGE

Millhone of Page called up the report of the committee on mileage and moved its adoption. Motion prevailed and report was adopted.

Grell of Scott moved that the House adjourn until 1:45 this afternoon. Motion prevailed.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

Laughlin of Fremont moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in Joint Convention. Motion prevailed and the Speaker appointed as such committee: Laughlin of Fremont, Hook of Taylor, and Frizzell of Poweshiek.

The committee appointed to notify the Senate that the House was ready to receive it in Joint Convention reported that their duty had been performed. The report was accepted and the committee discharged.

The Sergeant-at-Arms announced the arrival of the President pro tempore of the Senate, the Secretary of the Senate and the honorable body of the Senate.

The President pro tempore of the Senate was escorted to the

Digitized by Google

Speaker's station, the Secretary to the Chief Clerk's desk and the members of the Senate took seats in the west side of the chamber.

JOINT CONVENTION

JANUARY 12, 1933.

The Joint Convention reconvened, Hon. Matt. D. Cooney, President pro tempore of the Senate, presiding.

The President pro tempore declared a majority of the General Assembly present at the Joint Convention.

The tellers reported as follows:

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 10, 1933.

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 8, 1932, beg leave to make the following report of the total vote cast for Governor:

Dan W. Turner	461,399
Clyde L. Herring	511,829
Mrs. Laetitia Conard	11,291
Norman Baker	7,820
John B. Hammond	1,415
Wm. H. Patton	551
J. W. Long	4,806

And the total vote cast for Lieutenant-Governor at the election held November 8, 1932:

C. F. Clarke	423,976
Nelson G. Kraschel	489,446
Arnold A. Sather	10,933
Charles A. Aldrich	2,813
Mary P. Denny	1,278
Earl L. Davis	738

All of which is most respectfully submitted:

WILIAM CARDEN
O. J. DITTO
Judges:
EDW. J. WENNER
MIKE G. FISCH
I. M. REED
DEWEY E. GOODE

On motion of Senator Carden of Henry the report was adopted.

President pro tempore of the Joint Convention announced that Clyde L. Herring having received the highest number of votes

Digitized by Google

cast for Governor, was duly elected to the office of Governor of the State of Iowa for the ensuing term, or until his successor is duly elected and qualified, and that Nelson G. Kraschel 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

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 12, 1933.

This is to certify that upon a canvass in joint convention of the two Houses of the Forty-fifth General Assembly of the State of Iowa of all votes cast at the general election held November 8, 1932, for the office of Governor of the State of Iowa, it appeared that Clyde L. Herring received the highest number of all votes cast for any candidate at said election for 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 12th day of January, A. D. 1933.

M. D. COONEY, *President pro tempore of the Senate and President of the Joint Convention.*
GEO. E. MILLER, *Speaker of the House.*
WILLIAM CARDEN, *Teller of the Senate.*
O. J. DITTO, *Teller of the House.*
LLOYD ELLIS, *Clerk of the House and Clerk of the Joint Convention.*

CERTIFICATE OF ELECTION

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 12, 1933.

This is to certify that upon a canvass in joint convention of the two Houses of the Forty-fifth General Assembly of the State of Iowa of all votes cast at the general election held November 8, 1932, for the office of Lieutenant-Governor of the State of Iowa, it appeared that Nelson G. Kraschel 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 term of two years and until his successor is duly elected and qualified.

Signed in the presence of the joint convention this 12th day of January, A. D. 1933.

M. D. COONEY, *President pro tempore of the Senate and President of the Joint Convention.*
GEO. E. MILLER, *Speaker of the House.*
WILLIAM CARDEN, *Teller of the Senate.*
O. J. DITTO, *Teller of the House.*
LLOYD ELLIS, *Clerk of the House and Clerk of the Joint Convention.*

Digitized by Google

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

Senator White of Benton moved that a committee of five be appointed to notify Governor-elect Clyde L. Herring and Lieutenant Governor-elect Nelson G. Kraschel of the official result of the canvass of votes.

Motion prevailed and President Cooney named as such committee, Senators White of Benton and Booth of Shelby, and Representatives Cunningham of Polk, Garner of Butler and Brady of Pottawattamie.

Senator White of Benton, chairman of the joint committee appointed to notify Hon. Clyde L. Herring and Hon. Nelson G. Kraschel of their election to the offices of Governor and Lieutenant Governor, respectively, submitted the following report and moved its adoption.

MR. PRESIDENT: As a committee appointed at the joint convention to inform the Honorable Clyde L. Herring and Honorable Nelson G. Kraschel of their election to the offices of Governor and Lieutenant-Governor, respectively, we beg leave to report that we have performed the duty assigned to us and that each officer assured us that he stands ready to assume the duties of his office.

HARRY C. WHITE
CHARLES D. BOOTH
PAUL H. CUNNINGHAM
ADA GARNER
JOHN F. BRADY

Motion prevailed and the report was adopted.

The Sergeant-at-arms announced the arrival of Governor-elect Clyde L. Herring and Lieutenant Governor-elect Nelson G. Kraschel, accompanied by the Governor's staff.

Governor-elect Herring and Lieutenant Governor-elect Kraschel were escorted to the Speaker's station.

Invocation was delivered by the Rev. Dr. Stoddard Lane of the Plymouth Congregational Church, Des Moines.

The oath of office was administered to Lieutenant Governor-elect Nelson G. Kraschel by James W. Kindig, Chief Justice of the Supreme Court of Iowa.

Lieutenant Governor Nelson G. Kraschel, President of the Joint Convention, presiding.

Digitized by Google

The oath of office was administered to Governor-elect Clyde L. Herring by the Hon. James W. Kindig, Chief Justice of the Supreme Court of Iowa.

Lieutenant Governor Kraschel then presented Governor Herring, who delivered the following message:

GOVERNOR'S INAUGURAL ADDRESS

Mr. President, Mr. Speaker, Members of the Forty-fifth General Assembly and Fellow Citizens:

In response to the mandate expressed by the people on November 8th of last year, I come before you to accept the high honor and grave responsibilities imposed by the sovereign people of this great commonwealth at that election. With deep appreciation and complete humility of spirit, I stand ready, with all the ability I possess, to carry out the wishes of this electorate as I interpret them.

At the very outset may I not say that it is a source of deep gratification to meet the pledge of unselfish loyalty to the common good expressed so universally in the opening days of this session by the members, regardless of party?

You are met as the 45th General Assembly of Iowa in one of the darkest hours of our history. This session transcends in importance those of previous years for reasons which are distressingly plain. Our principal basic industry is prostrate. With corn selling in a typical Iowa county at twelve cents a bushel, oats at eight cents a bushel, hogs at two cents and cattle at one to four cents a pound, our farmers are not realizing production costs. Bank failures, actions in foreclosure of rural and urban homes, and of stocks of merchants, constitute a large part of the business of our courts. Few of our industries are operating at a profit, and in many of them operations are stopped. Men and women eagerly seeking the opportunity to earn their living can find no work. Despair is in the heart of the debtor, and mute appeal for help, in the faces of our heavily burdened citizens.

I realize that I am departing from established custom by entirely failing to outline my position upon every possible question that may come before this General Assembly. I expect to depart from other customs. I do so now, believing that these are times for action—not words. I shall place before you at this time some definite recommendations which call for definite and immediate action, and will from time to time, as your session continues, put before you my recommendations for additional measures, which I believe will appeal to your good judgment as being wise and helpful.

Twelve years ago I first advocated a complete reorganization of state and local government in Iowa. In the campaign just ended I repeated my advocacy of this same reorganization program. The conduct of public business in Iowa is being carried on under a system devised and adapted to the horseback and stagecoach period. If the taxpayer is ever to get his dollar's worth in service from his government, this antiquated system must be completely overhauled and rebuilt. In its place must

Digitized by Google

be set up a compact and efficient method for handling public affairs. Other states likewise burdened have in the past twelve years recognized the need for reducd cost of government and many of them have followed very closely the plan advocated in Iowa twelve years ago. You have learned this week something of what was done by intelligent, determined action in North Carolina. Like action has been taken in many other states.

I construe the results of this election as a demand made by the voters of Iowa that Iowa no longer delay in giving to them the relief and results which these other states are enjoying through freedom from bureaucratic wastefulness and political extravagance.

The Governor of Iowa, in the public mind, is charged with great responsibility for the conduct of the state government, yet under our present system he is given no corresponding authority with which to meet this responsibility. I seek no personal power. At best, I am but a fleeting figure in the public life of Iowa, and I would willingly pass to the hands of another, without opportunity for its exercise by me, the power solicited for the office of Governor. The taxpayer's money is being expended by numerous boards and commissions, types of supergovernment, intrenched by their long tenure of office (four and six year terms), to conduct their various government enterprises, as their judgment dictates. They resent interference from the Governor, from the Legislature, and from the taxpayers, and while many of the men and women who compose these boards and bureaus are honest, capable and patriotic officials, their personal interest in the particular activity which their board or bureau directs, prejudices them in favor of expenditures for their proposals. Since Civil War days there has been a constantly growing tendency to strip the Executive of real authority, and to distribute it in these various boards and commissions. For twelve years I have advocated that most of these political boards and commissions should be abolished—that in their place should be set up a business-like form of state government with departments of government under the elected officials handling the business of government. Let us fix the responsibility for the spending of the taxpayer's money, and results to be accomplished with its expenditure, upon these elected officials who may, each election day, be held directly accountable to the electorate for honest and efficient government. Let us avoid long-term appointments which deprive the Executive of actual authority over governmental activities. These boards are in truth a part of the Executive Department and the authority should be his. Let us abolish a system which permits a board or department of state government to collect millions of dollars of revenue during a single biennium, spending it as it chooses, without control by either the Executive or the Legislature, and then holding the Executive responsible for its failures. Let us deposit with the state treasurer every penny of state revenue and expend it only through appropriation by the General Assembly.

To this end there should come before this General Assembly before it adjourns, the results of a very careful survey and study of the structure of state government in Iowa. It should recommend at that time a definite

Digitized by Google

reorganization program, not only of the structure of the government as to its official functions, but as to its financial setup as well.

As rapidly as possible the new interim committee which I trust will be created by this General Assembly, will compile the facts and figures justifying a complete reorganization of our county and municipal government in the state. This will cover every activity of government, including of course, health, welfare, conservation and other vital and necessary activities.

While our action cannot effect an *absolute* increase in the prices of agricultural and other commodities of our state's production, our action can effect a *relative* increase in the prices of such commodities by reducing cost of production, of which the item of taxes is a considerable factor. The popular mandate expressed in your election and mine can only be interpreted as a demand for reduction of taxes. There is no mistaking the temper of the people. Until we have reduced taxes, we will not have fulfilled our pledges. We may not be able to grant tax relief in the full measure hoped for. We can strive earnestly to attain that measure, however.

Some of us have been sent here as the representatives of one party, some of another party. I do not regard my election as a purely partisan victory. It is the united action of the people of this state, regardless of party. This is equally true as to a large part of the membership of this assembly. A like responsibility is yours. Here all of us must lose our partisan identity and in this emergency, work together for the relief of our people. The General Assembly and the local tax levying bodies are engaged shoulder to shoulder in an undertaking to adjust expenditures to available revenues.

During the last two years, under measures initiated by the preceding General Assembly and through courageous action of county boards of supervisors, city councils, school boards, and other local tax levying bodies, praiseworthy economies have been initiated.

The progress in reduction of public expenditures by the local authorities sets a notable example for the state. The time has come when the former policy of incurring expenditures on the basis of expansions we would like to make must be abandoned. In its stead must come drastic reductions in the cost of state government which will bring it into line with the decreased income of our people. Our misfortune is that during the last twelve years of declining farm prices, bank failures, and mortgage foreclosures, the cost of our state government has mounted steadily upward. That period is ended. It has been the practice for years for our state government to devise new ways to raise new taxes to meet increased public expenditures. It is time that process was reversed. So far as possible, it is our purpose to maintain a balanced budget by reduced expenditures through new and rigid economies rather than by taking more money from the taxpayers. New state officials have dropped inspectors, examiners and others from the state payrolls in large numbers, and are placing many state owned automobiles in storage. Consolidations of boards and commissions and avoiding waste motion will eliminate others and bring further reductions.

It is my responsibility to propose, your obligation to consider and enact

Digitized by Google

measures which may bring relief to our citizens. To those subjects I now address myself.

TAXATION

Our present tax burden is unbearable. The disparity between price levels on the one hand and tax and debt levels on the other demands drastic action. This assembly may not raise prices or reduce debts. It can and must reduce taxes. Actual reduction here will be reflected in every home in Iowa and will provide the means and example for continued reductions in every taxing unit. If this is not done we will have failed our people.

Drastic economy is our first step. Reduced individual incomes have compelled drastic economies in the homes and business of our citizens. Reduced State income compels like drastic economies on our part here. This plain fact cannot be ignored. Keep it before you in your consideration of every measure. Tax reduction, rigid economy and a determination to cut to the bone must be our theme.

For years intangible property has escaped its fair share of the tax burden, with resulting injustice to more visible forms of property. There must be a complete revision of the entire tax system and of the methods of assessment, levy and collection of taxes.

The 44th General Assembly created a non-partisan interim committee which has given careful and intelligent study to the matter of reduction of public expenditures. Its members gave unselfishly of their time and deserve the lasting thanks of our citizens. That and the fruits of their work will be their only compensation. On behalf of the State, I gratefully accept their report and in the people's name, I thank them. The work of the committee is ended and yours now is the responsibility of translating their work into action.

Included among their major recommendations are many of the changes which I proposed in the primary and later in the general campaign. These relate to revision of the laws relating to state and local taxation and assessment, for reorganization and simplification of state and county government and to our school laws, among other things. The reasons for these governmental changes have been apparent for years. They were apparent when first I urged them to the people of the state in 1920. Now, the extremity of our people commands action and without delay.

These proposals for tax reduction are commended for your earnest and early consideration. As is stated in the report, the program of the Committee is not all-inclusive, nor is it intended that it shall be taken as proposing all of the means and methods for reducing taxes. Our trouble has arisen in large part from the failure properly to protect the taxpayer in the local subdivisions. Counties, townships, school districts, cities and towns have been permitted to circumvent the restrictions of the State law by yearly expenditures, bonded indebtedness and the pledge of warrants anticipating earnings and income. The many modifications of the law brought about from time to time by selfish groups and constant liberal interpretation have tended toward an exploitation of the taxpayer. The limitation of indebtedness as fixed by our constitution should be strictly observed, and to that end, I recommend the repeal of all laws

Digitized by Google

that modify or impair the effectiveness of this safeguard. Let us not mortgage our children's future.

Aside from this obligation to save our people's substance, there is the practical fact that the state's revenues are endangered. Tax collections have shrunk violently; tax sales are postponed; large sums of the state's revenues are held in closed banks; payment of warrants drawn on county treasurers have been refused for lack of funds; revenues from special taxes are steadily decreasing—in plain words, we lack money. We cannot spend what we do not have.

Reorganization of State, County and other divisions of government is strictly a legislative function. I long have advocated a scientific study and survey of all branches of state and local government. I believe that by such means, an outline of reorganization can be prepared and submitted which, when adopted, will save tremendous sums to the taxpayers of Iowa, and will give to the people a more efficient government.

I quote from Section 21 of the report of the Legislative Committee:

"Another Committee should be authorized to continue the work which has been started and partially accomplished. Our Committee is unanimous in its conclusion that the work which has been done, as vast and important as it is, covers only a part of what should be done in the study of tax problems.

* * * * * * * * * * *

But, in order to enable another Committee to make the extensive and thorough investigation which we believe should be made, a larger appropriation is necessary for the use of such Committee."

Submitted with the report of the Committee, is Joint Resolution No. 2 (No. 21 of the recommendations by the Committee) which authorizes the new Committee. If the new Committee is immediately authorized as one of your early items of business, it should be able to submit to this present session additional proposals for tax reduction, and thus, to carry on the work of the interim Committee which has ceased to function.

To the report of the interim committee as to mandatory levies for secondary road purposes (their proposal No. 7), further recommendation seems proper. During 1932 many county boards of supervisors at the request of their taxpayers, refused to make these mandatory levies. They were actuated by a laudable desire to avoid further increase of an already too heavy burden. Because of the mandatory feature of the act, worthy and conscientious public officials are placed in the position of wilful refusal to perform the duties of their office. This stigma should be removed by proper legislative provision as and when the proposed repeal of the mandatory provisions is accomplished.

In every county in the state there has been a great deal of distress and suffering due to the sacrifices that people have been required to make in order to pay their taxes when due and to prevent sale of their homes at tax sale. In many instances the tax burden has been severely augmented by reason of the addition of penalties and the time has come when it would seem that this legislature might give serious consideration to the question whether the penalties now provided by law for failure to pay taxes when due are larger than the demands of the situation require, and to give consideration also to the question whether the time

Digitized by Google

of tax sales might with safety and propriety be postponed to a later date. In this connection, it should be borne in mind that such legislation will involve the security of the revenue of the state and its political subdivisions, and proper safeguards must be provided.

AGRICULTURE

The great part of the program of restoration of agriculture must be furnished by the national government by means adopted to restore the price level or by other means and by a method which will permit a better refinancing of farm debts. Because of my approval of the principle declared in the Democratic national platform adopted at Chicago last June, I quote it to you:

"We advocate:

"For the restoration of agriculture, the nation's basic industry, better financing of farm mortgages through reorganized farm bank agencies at low rates of interest, on an amortization plan, giving preference to credits for the redemption of farms and homes sold under foreclosure; extension and development of the farm cooperative movement and effective control of crop surpluses so that our farmers may have the full benefit of the domestic market."

In the same connection, it was said that they advocated:

"Enactment of every constitutional measure that will aid the farmer to receive for basic farm commodities prices in excess of cost of production."

I ask this legislature, by appropriate resolution to support our representatives in Congress in the adoption of such a program. Within this State we should have laws encouraging the full development of farmer owned and controlled marketing agencies, giving them equal rights on all exchanges. Further to aid agriculture, we should provide for the adoption of banking laws and a credit system adapted also to the business of farming, taking into account the necessity for longer time loans to farmers and of imparting liquidity to farm mortgages.

The farmer has endured not three years of depression, but twelve. For him the depression, started in 1920, was but intensified in 1929, and the injustices increased. The present injustice strikes not only at the farmer, but at every individual and group in Iowa and the nation. Until farm buying power is restored, the depression cannot end. We must coordinate our activities with those of the National Congress to restore agriculture so far as legislation will permit.

The loss of farms through mortgage foreclosures presents a tremendous problem. We must not confuse cause and effect. Today the farmer requires three hogs to pay back the price of a hog borrowed as recently as 1926. He cannot pay. We must do all in our power to give him a chance to hold his farm pending relief by national legislation. To frame equitable legislation conforming to the constitutional requirements, will take all the energy and legal skill that you can bring to it.

In many instances, foreclosures have been precipitated by an abuse by junior mortgagees and "lease hounds" of the rule intended to operate for the benefit of the farmer, that a pledge of income creates no lien on the income until foreclosure proceedings are commenced. Legislation to

Digitized by Google

prevent this abuse would, in my opinion at least, tend to postpone many foreclosures.

We must avoid substitution of illegal and violent means. We cannot permit resort to any expedient that involves defiance of the authority of our government. Voluntary committees have been formed and are now operating in many of the counties to afford a means of bringing debtor and creditor together for the purpose of working out an harmonious adjustment that will protect the rights of both. Principally, they have been helpful in securing a delay of foreclosure in consideration of the assurance to the holder of the mortgage that the crop income will be applied to the payment of the taxes, and thereafter, so far as justice to both parties will permit, to the payment of interest. The operation of the committees should be supported and encouraged in order that we may carry through until such time as the plans to be formulated by the new Congress will have had an opportunity to operate.

The United States Congress has adopted a resolution to be submitted to the legislatures of the several states, amending the Constitution of the United States in a manner which will do away with what is popularly known as the "lame duck session" of Congress, and will permit the President to take office, and the new Congress to convene, at an earlier date. At no time has the necessity for the adoption of this amendment been more apparent. Therefore, I commend it to your consideration with a recommendation for its immediate ratification as one of the first acts of this General Assembly.

MOTOR VEHICLE FUEL TAX

Your attention is directed to the laws and conditions relating to the tax on motor vehicle fuels. Evasions of this tax have been growing and are increasingly flagrant. Refunds have been made in a manner that has resulted in the perpetration of wholesale frauds. They have multiplied in number and amount to an alarming extent. The State has lost thousands upon thousands of dollars, and this amount appears to increase as we probe farther into this shocking situation. The tax refunds have mounted from $68,000.00 in 1925 to over $1,700,000.00 for the year just ended. Since April, 1925, over 6½ millions of such taxes have been refunded to claimants, much under circumstances that are not creditable, and too large an amount under circumstances that appear to involve actual dishonesty. These refunds originally were designed principally to exempt farmers, and properly so at the time, from paying the tax on gasoline used in tractors and for other agricultural purposes. In the passing years, changed conditions have resulted in general use of cheaper fuel, not taxed, for tractor operation. Since the original purpose no longer is served, there can be no justification for continuing the exemption. It is far better that the whole refund provision be repealed and the tax law accommodated thereto, than that our people should have to combat at heavy expense the gigantic frauds that are being perpetrated under the name of refunds.

You should be advised further that an attack has been made upon the constitutionality of the law providing for the motor vehicle fuel tax. Nothing should be left undone to assure the payment of the road bonds

Digitized by Google

in the manner originally intended, and thus protect general property from the possibility of bearing this burden.

This assembly should consider and adopt any legislation which might appear even to be necessary completely to safeguard the provisions of this law, and to leave beyond question what may seem even an apparent defect, if any there be, in the present law relating to the tax.

BANKING

Closely related to the problems of agriculture is our present system of banking and bank credits. The general credit system of the country has not been adapted to the business of farming. The ordinary commercial loans are for too short a period for cattle feeders and other borrowers dependent on agriculture. This situation has been aggravated in recent years by the bank failures which have followed declining farm prices. However, there are many who believe that a large number of the Iowa banks have been compelled to close their doors not through losses because of Iowa loans, but because of losses in their bond portfolios. In too many instances, these bonds have been of a character not authorized by the banking laws of Iowa. Their shrunken values forbade liquidation on such terms as would provide the bank with funds to meet heavy withdrawals. There are many men who believe that had Iowa banks confined their investments largely to Iowa securities, a large percentage of our closed banks would have been open today. This provision of the law should be rigidly enforced. There is available today in Iowa, much money in hoarding and much money in the form of non-productive investments outside the state, which, if available to Iowa borrowers, definitely would ease and expand the credit situation in this state.

Means must be provided which will bring the Iowa borrower and the Iowa lender together on terms to their mutual welfare. This is not possible through existing agencies. New ones must be provided.

SELECTION OF JUDGES

Our Constitution provides that the Judges of the Supreme Court and of the courts of inferior jurisdiction shall be selected by the qualified electors of the state or districts. It is essential to the due administration of justice that our courts should be removed and kept free from partisan politics. It is only when they are so removed that the people will have the necessary confidence so essential to an orderly government. Nothing must be permitted to disturb that confidence, nor left undone to re-establish it when disturbed. I ask you, therefore, to consider and adopt means which will minister to that end. This may be done either by the proposal of a constitutional amendment which will confer upon the chief executive of the state the right to appoint judges in the same manner as is provided in the Constitution of the United States and of some of the states of the Union; or by such an amendment of our election laws as will provide for the non-partisan nomination and election of our judges; or by such other means as in your opinion will fully accomplish this laudable purpose.

CONCLUSION

In conclusion, let us remember that modern business has an earning capacity. The state does not earn. It only spends. No more money

Digitized by Google

should be taken from the people, directly or indirectly, whether through the general state levy or by the various forms of nuisance tax that have grown up, than is necessary for honest and prudent administration of the public affairs of this state. We must not forget that there is no magic formula of government. We must observe three cardinal rules: First, government must be administered solely for the interests of the people; second, it must be prudently and economically conducted; and third, it must interfere as little as possible with the daily lives of our people. Let us not, in a period of distress and emergency such as this, be swept off our feet to the extent that we will overlook these three factors. There are some matters that, because of this emergency, will require special legislation. So far as it may be necessary to effectuate that purpose we must make provision properly to feed and care for the poor and destitute. However, let us not be led to believe that legislation affords the panacea for all of our ills. Well organized and determined minorities will appear before you during this session, proposing various nostrums and schemes which they will claim will restore the public body to health. It is you who must protect the people from these nostrums.

I repeat that I have not attempted to discuss many matters that deserve attention and that from time to time, during the session and as occasion may require, I will submit to you my recommendations as to such matters.

A solemn responsibility, and a condition which demands our earnest, thoughtful and prayerful consideration confronts us. With a common recognition of that fact and with a spirit of complete cooperation on the part of the executive and legislative branches of our government and with the aid of Divine Providence, we have a right to hope that we may find a way to give a large measure of relief to our people and to look forward to the day when our people may again feel secure in their homes, and that we may regain that standard of living, and a degree of contentment that is the proper reward of an industrious, thrifty and intelligent people.

The minutes of the Joint Convention were read and on motion of Representative Aldrich of Wright, were approved.

Senator Pendray of Jackson moved that the Joint Convention be now dissolved. Motion prevailed.

The House reconvened, Speaker Miller in the chair.

On motion of Donlon of Palo Alto the House adjourned.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 17, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. A. T. Bishop, pastor of the Methodist church, Grand Junction, Iowa.

Journal of January 12 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Hopp of Mills for afternoon on request of Osborn of Decatur; McDermott of Adair for the day on request of Malone of Cass; Bruce of Pocahontas indefinitely on request of Stanzel of Sac.

REPORT OF SPECIAL COMMITTEE

Paisley of Lee, from the committee on assignment of committee rooms, submitted the following report:

MR. SPEAKER: Your committee on assignment of committee rooms for the various standing committees of the House begs leave to report the following recommendations as to the assignment of committee rooms and time of meeting of the standing committees:

Room	Mon.	Tues.	Wed.	Thurs.	Fri.
Speaker's Room—					
Ways and means		2:30 P.M.		3:30 P.M.	
Motor vehicles and transportation		1:00 P.M.		1:30 P.M.	
Cities and towns	2:30 P.M.		2:30 P.M.		2:30 P.M.
Aeronautics					1:30 P.M.
Tax reduction	3:30 P.M.		3:30 P.M.		3:30 P.M.
Room 1—					
Appropriations		2:30 P.M.		3:30 P.M.	
Judiciary	1:30 P.M.		1:30 P.M.		1:30 P.M.
Roads and highways	2:30 P.M.		2:30 P.M.		2:30 P.M.
Insurance		3:30 P.M.		1:30 P.M.	
Agriculture	3:30 P.M.		3:30 P.M.		3:30 P.M.
Banks and banking		1:30 P.M.		2:30 P.M.	
Room 6—					
Drainage	1:30 P.M.			1:00 P.M.	
Board of control				1:30 P.M.	
State educational institutions		3:30 P.M.			
Military				3:30 P.M.	
Public health				2:00 P.M.	
Elections	2:30 P.M.				
County and township organization			2:30 P.M.		
Public utilities					2:30 P.M.

Digitized by Google

Room	Mon.	Tues.	Wed.	Thurs.	Fri.
Animal industry		1:00 P.M.			
Mines and mining			2:30 P.M.		
Compensation of public officers	2:30 P.M.				
Departmental affairs		2:30 P.M.			
Printing					1:30 P.M.
Dairy and food			3:30 P.M.		
Room 9—					
Fish and game		3:30 P.M.			3:30 P.M.
Interstate bridges		1:00 P.M.			
Public libraries			1:00 P.M.		
Pharmacy			3:30 P.M.		
Private corporations			2:00 P.M.		
Public lands and buildings					2:30 P.M.
Judicial and political districts					1:30 P.M.
Building and loan		2:30 P.M.			
Room 10—					
Child welfare			1:00 P.M.		
Constitutional amendments			2:30 P.M.		
Conservation of resources				1:30 P.M.	
Commerce and trade					2:30 P.M.
Claims	2:30 P.M.				
Horticulture and forestry			1:30 P.M.		
Police regulations and suppression of crime			3:30 P.M.		
Telephone, telegraph and express					3:30 P.M.
Railroads		1:30 P.M.			
Labor		2:30 P.M.			
Room 5—					
Chief clerk					
Retrenchment and reform					
Rules					
Room 4—					
Journal clerks					
Room 8—					
Enrolling clerks					
File clerks					
Enrolled bills					
Rooms 2 and 11—					
Committee clerks					

Rooms 2, 3, 4, and 11 to be under control and direction of the Chief Clerk.

Respectfully submitted,

WM. PAISLEY, *Chairman*,
D. R. MCCREERY,
JOHN F. BRADY.

Paisley of Lee moved the adoption of the report. Motion prevailed.

REPORT OF COMMITTEE ON COMMITTEE CLERKS

Augustine of Ringgold, chairman of the committee on committee clerks, reported the appointment of Minnie Duvall as a committee clerk.

OATH OF OFFICE

Minnie Duvall appeared at the desk and took and subscribed to the following oath:

I do solemnly swear that I will support the Constitution of the United States and of the State of Iowa, and that I will faithfully perform the duties of my office to the best of my ability, so help me God.

MINNIE DUVALL.

REPORT OF CONTEST COMMITTEE

Reed of Mahaska, chairman of the contest committee in the

Digitized by Google

case of Lewis Horvei vs. Paul I. D. Ostby, submitted the following report and asked unanimous consent for its immediate consideration:

MR. SPEAKER: We, your committee in the election contest of Lewis Horvei vs. Paul I. D. Ostby in the Ninety-fourth District composed of Worth County, Iowa, in which Paul I. D. Ostby was declared to be elected and certificate of election issued to him; and, which is being contested by Lewis Horvei, hereby beg leave to submit the following report:

The total number of votes counted by the committee for the office of Representative in said County was three thousand three hundred and eighty-eight (3388), of which we find Paul I. D. Ostby received one thousand seven hundred and twenty-five (1725) and Lewis Horvei received one thousand six hundred and sixty-three (1663). Paul I. D. Ostby having received the majority of votes counted in said contest, we recommend that he retain his seat in the Forty-fifth General Assembly of Iowa.

I. M. REED, *Chairman,*
JAMES BURGESS,
E. H. FABRITZ,
S. B. DURANT,
ROY J. SOURS, *Committee.*

Unanimous consent having been granted, Mr. Reed moved that the report of the committee be adopted.

On the question, "Shall the report of the contest committee be adopted?"

The ayes were, 103.

Aldrich	Ellsworth	Jenkins	Ostby
Alesch	Fabritz	Jensen	Paisley
Augustine	Falvey	Johnson	Peaco
Beath	Felter	Koch	Peet
Beswick	Foster	Laughlin	Porter
Bonnstetter	Frizzell	Lookingbill	Rawlings
Bouska	Fuelling	McCarthy	Reed
Bowers	Fuester	McCreery	Rice
Brady	Gallagher	McFarlane	Roe
Burgess	Garner	McKinnon	Ryder
Casey	Gissel	McLean	Schmitz
Craven	Gittinger	Malone	Schroeder
Crouch	Goode	Maniece	Sheridan
Cunningham	Grau	Mercer	Smith
Davis	Grell	Metcalf	Snyder
Dean	Hanson of Lyon	Miller	Sours
Ditto	Hanson of Winnebago	Millhone	Speidel
Dole	Hartman	Mitchell	Stansell
Donlon	Hook	Moore of Benton	Stanzel
Doran	Hough	Moore of Harrison	Stewart
Dreessen	Hultman	Mooty	Stiger
Durant	Humeston	Osborn	Stimpson
Elliott			Strachan

Digitized by Google

Swift of Dubuque	Treimer	Willis	Zipse
Swift of Jackson	Weed	Wolf	Zylstra
Thies	Wenig	Yager	Mr. Speaker
Thiessen	Wiese		

The nays were, none.

Absent or not voting, 4.

Bruce	Hopp	Lichty	MeDermott

The report was adopted.

INTRODUCTION OF BILLS

House File No. 73, by Committee on Appropriations, a bill for an act to establish the general fund for the State of Iowa, for the biennium beginning July 1, 1933, and ending June 30, 1935, and to appropriate therefrom for all departments and various divisions thereof, of the State of Iowa, for all purposes provided by law, for the said biennium.

Read first and second times and passed on file.

House File No. 74, by Augustine of Ringgold, a bill for an act to repeal section ten thousand four hundred twenty-nine-d one (10429-d1), code 1931, with reference to the withholding of marriage licenses.

Read first and second times and passed on file.

House File No. 75, by Durant of Hancock, a bill for an act to repeal section seventeen-c one (17-c1), code, 1931, relating to the payment of expenses of members of the general assembly.

Read first and second times and passed on file.

House File No. 76, by Hopp of Mills, a bill for an act to amend section fifty-four hundred thirteen (5413), code 1931, relating to bounties on wild animals.

Read first and second times and passed on file.

House File No. 77, by Hopp of Mills, a bill for an act to repeal section seven thousand two hundred forty-four (7244), code, 1931, relating to tax sale, and enact a substitute in lieu thereof.

Read first and second times and passed on file.

House File No. 78, by Speidel of Washington, a bill for an act

Digitized by Google

to legalize the acts of the Board of Supervisors in any and all counties in the State of Iowa, in levying for 1932 a less millage tax for secondary road construction and maintenance than is provided to be levied under sections forty-six hundred forty-four-c six (4644-c6), forty-six hundred forty-four-c eleven (4644-c11), forty-six hundred forty-four-c fifteen (4644-c15), and forty-six hundred forty-four-c sixteen (4644-c16), code 1931.

Read first and second times and passed on file.

House File No. 79, by Speidel of Washington, a bill for an act to amend section forty-six hundred forty-four-c seventeen (4644c17), code 1931, relating to the levies for secondary road maintenance and construction, and to abate any and all road levies made for road purposes in 1932 to be collected in 1933, and to limit expenditures for road purposes on secondary roads.

Read first and second times and passed on file.

House File No. 80, by Mitchell of Webster, a bill for an act to amend section nineteen hundred twenty-four (1924) of the Code of 1931, to provide for the manufacture of alcohol for industrial and non-beverage purposes, by persons, firms and corporations who have qualified as provided by laws of the United States and the State of Iowa.

Read first and second times and passed on file.

House File No. 81, by Dole of Jefferson, a bill for an act to amend sections seventy-two hundred fourteen (7214), seventy-two hundred fifteen (7215), and seventy-two hundred seventy-two (7272), and to repeal section seventy-two hundred seventy-three (7273), code, 1931, relating to penalties on unpaid taxes.

Read first and second times and passed on file.

Durant of Hancock offered the following resolution and asked unanimous consent for its immediate consideration.

HOUSE CONCURRENT RESOLUTION NO. 4

Memoralizing the President of the United States, the Congress and the Federal Reserve Board of the United States, asking a moratorium on farm mortgages for at least one year, and to do all in their power,

Digitized by Google

wherever possible, to furnish financial relief to farmers who have other than Federal loans coming due this year.

Whereas, the present unsatisfactory price of farm products is far below the cost of production, and

Whereas, the American farmer should receive at least a fair remunerative price for his labors, particularly in this time of price depression Now, therefore,

Be it resolved by the House, the Senate concurring: That the General Assembly of Iowa respectfully requests and earnestly urges the President of the United States, the Congress and the Federal Reserve Board of the United States to exercise the authority and power granted them to obtain relief, as soon as possible, from the present distress of the American farmers.

Be it further resolved, that the Secretary of State of Iowa, be instructed to send a copy of this resolution to the President of the United States, the Secretary of Agriculture and to the chairman of the Federal Reserve Board of the United States, and to each member of Congress from the State of Iowa.

Unanimous consent having been obtained for the immediate consideration of the resolution, Mr. Durant moved its adoption. Motion prevailed and House Concurrent Resolution No. 4 was adopted.

HOUSE CONCURRENT RESOLUTION NO. 5

Ditto of Osceola offered the following resolution and asked unanimous consent for its immediate consideration.

Be it resolved by the House, the Senate concurring, that the state printing board be requested to furnish copies of the Code of 1931 as follows:

One copy for each of the various committee rooms of the House and the Senate; three copies each for the Chief Clerk of the House and the Secretary of the Senate for the use of said officers and their assistants; such number of copies for the press galleries of the House and Senate as necessary, to be determined by the Chief Clerk of the House and the Secretary of the Senate.

Unanimous consent having been obtained for the immediate consideration of the resolution, Mr. Ditto moved its adoption. Motion prevailed and House Concurrent Resolution No. 5 was adopted.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has adopted the report of the Joint Committee on Extra Help.

BYRON G. ALLEN, *Secretary.*

Digitized by Google

Koch of Bremer called up the report of the joint committee on extra help and moved its adoption.

REPORT OF JOINT COMMITTEE ON EXTRA HELP

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

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

That the positions following be filled by the persons whose names appear herein, beginning January 9, 1933:

Assistant Law Research—W. T. Frame.

Assistant Research, General—John Langfitt.

Stenographer and typist for Librarian—Margaret Clark.

Page to Librarian and his office—Elizabeth Dixon.

Stenographer for Economics and Sociology Division of Library—Eva Ball.

Legislative Assistant in Economics and Sociology Department, Iowa State Library—Marion Wood.

Assistant Matron—Gertrude North.

Elevator Tender—Jos. J. DeRaad.

Elevator Tender—Brice Shaffer.

Messenger to Mail Carrier—Robert Cook.

Assistant Messenger—Otto Schlotter.

Porter—George Logan.

Porter—Ed Peters.

Janitor—E. Aulman.

Janitor—Alvin J. Crail.

Janitor—Victor E. Lundquist.

Janitor—John Francis Murphy.

Janitor—Fred T. Bahmer.

Janitor—J. M. Danforth.

Janitor—Otha Blue.

Page—Bill Brass.

It is authorized that two typewriters be rented for the Librarians.

Respectfully submitted,

D. W. KIMBERLY,
VINCENT F. HARRINGTON,
H. L. IRWIN, *Senators.*
WM. KOCH,
J. P. GALLAGHER,
MILTON PEACO, *Representatives.*

ADDITIONAL REPORT OF JOINT COMMITTEE ON EXTRA HELP

Your joint committee, appointed to consider applications and to nominate the extra help of the Forty-fifth General Assembly, begs leave to make the following changes and additions to the original report:

Withdraw the name of Elizabeth Dixon as Assistant Matron and sub-

Digitized by Google

stitute the name of Gertrude North for this position. Withdraw the name of Carl W. Aschan as Page to Librarian and substitute the name of Elizabeth Dixon for this position.

Add the names of John T. Baker and H. J. Miller as Doorkeepers for the Senate.

D. W. KIMBERLY, *Senate.*
WM. KOCH, *House of Representatives.*

Motion prevailed and report was adopted.

ANNOUNCEMENT OF COMMITTEE APPOINTMENTS

Mr. Speaker announced the following assignment of standing committees:

AERONAUTICS

Mercer—	Casey	Fuester	Sheridan
Chairman	Crouch	Gittinger	Jensen
Peet	Falvey	Hartman	
Burgess			

AGRICULTURE

Rawlings—	Dean	Gittinger	Paisley
Chairman	Dole	Grau	Schroeder
Craven	Doran	Hanson of Lyon	Sours
Aldrich	Dreessen	Jenkins	Speidel
Alesch	Durant	Malone	Stanzel
Beath	Felter	McDermott	Stewart
Beswick	Frizzell	McLeon	Stimpson
Bowers	Fuelling	Metcalf	Strachan
Bruce	Fuester	Moore of Benton	Thies
Davis	Garner	Osborn	Wenig
			Wolf

ANIMAL INDUSTRY

Craven—	Fuester	McKinnon	Schroeder
Chairman	Gissel	McLean	Smith
Rawlings	Grell	Moore	Stewart
Laughlin	Hook	of Harrison	Stimpson
Bonnstetter	Hopp	Paisley	Thiessen
Davis	Jenkins	Rice	Zipse
Foster	Maniece		

APPROPRIATIONS

Bonnstetter—	Foster	Jensen	Rice
Chairman	Fuelling	Laughlin	Sours
Roe	Gissel	Lookingbill	Stanzel
Alesch	Goode	Maniece	Strachan
Bouska	Hanson	Mercer	Swift of Dubuque
Casey	of Winnebago	Mitchell	Thiessen
Craven	Hartman	Moore of Benton	Treimer
Crouch	Hook	Osborn	Willis
Donlon	Hopp	Peet	Zipse
		Reed	

BANKS AND BANKING

Ellsworth—	Falvey	McKinnon	Snyder
Chairman	Grell	Mercer	Speidel
Moore	Hanson	Mitchell	Stewart
of Harrison	of Winnebago	Moore of Benton	Thiessen
Burgess	Hopp	Mooty	Weed
Cunningham	Hultman	Ostby	Willis
Elliott	McCarthy	Paisley	Zylstra
Fabritz	McCreery	Sheridan	

Digitized by Google

BOARD OF CONTROL

Gissel—Chairman	Falvey	Mitchell	Sours
McCreery	Frizzell	Paisley	Stewart
Crouch	Hough	Peet	Strachan
Beath	Koch	Sheridan	Swift of Jackson

BUILDING AND LOAN

Swift of Dubuque —Chairman	Gissel	Hultman	Reed
	Fuelling	Johnson	Treimer
Ryder	Grau		

CHILD WELFARE

Garner— Chairman	Bonnstetter	Maniece	Metcalf
	Grell	McCarthy	Schmitz
Zipse	Malone		

CITIES AND TOWNS

Willis—Chairman	Gissel	Peaco	Swift of Jackson
Mercer	Hartman	Reed	Swift of Dubuque
Metcalf	Johnson	Roe	Treimer
Brady	McFarlane	Ryder	Wiese
Burgess	Moore of Harrison	Sheridan	Zylstra
Cunningham		Smith	

CLAIMS

Reed—Chairman	Bouska	Lichty	Rawlings
Speidel	Bowers	Metcalf	Rice
Alesch	Gittinger	Mooty	Thies
Beath	Grell		

COMMERCE AND TRADE

Mitchell— Chairman	Brady	Davis	Hultman
	Casey	Dreessen	Humeston
Bouska	Craven	Elliott	Lookingbill
Beath	Crouch	Goode	Millhone
Bowers			

COMPENSATION OF PUBLIC OFFICERS

Roe—Chairman	Alesch	Laughlin	Osborn
Hook	Crouch	Lichty	Sours
Gissel	Elliott	Maniece	Stanzel
Aldrich	Humeston	Metcalf	Strachan

CONSERVATION OF RESOURCES

Moore of Harri- son—Chairman	Cunningham	Millhone	Speidel
	Ditto	Osborn	Swift of Dubuque
Yager	Dole	Ostby	Swift of Jackson
Beswick	Grell	Reed	Wenig
Casey	Hartman	Rice	Zylstra
	Hough		

CONSTITUTIONAL AMENDMENTS

Hopp—Chairman	Humeston	McCarthy	McDermott
Moore of Benton	Jenkins	McCreery	McKinnon
Frizzell	Lookingbill		

COUNTY AND TOWNSHIP ORGANIZATION

Hook—Chairman	Beswick	McCreery	Strachan
Augustine	Bonnstetter	McDermott	Weed
Beath	Garner	Stanzel	Wolf
	Grau		

DAIRY AND FOOD

Paisley— Chairman	Dreessen	McDermott	Porter
	Fuester	Moore of Harrison	Schroeder
Thies	Goode		Thiessen
Davis	Humeston		

Digitized by Google

DEPARTMENTAL AFFAIRS

Ditto—Chairman	Dean	McCarthy	Schmitz
Hanson of Lyon	Felter	McFarlane	Thies
Alesch	Garner	Metcalf	Weed
Bruce	Koch	Peaco	Willis
Casey			

DRAINAGE

Hanson	Bowers	Hartman	Metcalf
of Winnebago—	Casey	Hultman	Roe
Chairman	Dean	Jenkins	Schroeder
Millhone	Dreessen	Laughlin	Thiessen

ELECTIONS

Thiessen—	Doran	Grau	Ostby
Chairman	Foster	Hook	Porter
Grell	Gallagher	Jenkins	Wiese
Augustine	Goode	Mooty	Yager
Zipse			

EMERGENCY LEGISLATION

(See bottom of page 92)

ENROLLED BILLS

Koch—Chairman	Frizzell	Mooty	Schmitz
Weed			

FISH AND GAME

Fabritz—	Dreessen	Grell	Snyder
Chairman	Durant	Humeston	Stansell
Bonnstetter	Frizzell	Maniece	Stanzel
Bruce	Fuester	McFarlane	Swift of Dubuque
Burgess	Garner	Moore of Benton	Treimer
Dean	Gissell	Peaco	Wenig
Ditto	Goode	Roe	Yager
Donlon			

HORTICULTURE AND FORESTRY

Ryder—	Foster	Laughlin	Rice
Chairman	Gittinger	McLean	Stansell
Falvey	Humeston	Mooty	Wiese
Felter			

INSURANCE

Gallagher—	Cunningham	Koch	Porter
Chairman	Ditto	Johnson	Snyder
Treimer	Fabritz	McFarlane	Sours
Augustine	Foster	Mercer	Stiger
Bouska	Fuelling	Millhone	Willis
Brady	Fuester	Moore of Benton	Wolf
Burgess	Grau	Osborn	Yager
Craven		Paisley	

INTERSTATE BRIDGES

McCreery—	Swift of Dubuque	Peet	Ryder
Chairman	Ostby	Rawlings	Thies
Brady	Peaco	Roe	

JUDICIAL AND POLITICAL DISTRICTS

Dole—Chairman	Beswick	Cunningham	Jensen
Craven	Brady	Ellsworth	Weed
Beath	Casey		

JUDICIARY

Stiger—	Fabritz	McCreery	Sheridan
Chairman	Felter	McFarlane	Stansell
Brady	Gallagher	Millhone	Strachan
Cunningham	Johnson	Mitchell	Teter
Dole	Lichty	Moore of Benton	Willis
Ellsworth	McCarthy	Rawlings	Zylstra

Digitized by Google

LABOR

Davis—Chairman	Maniece	Peaco	Stimpson
Aldrich	McKinnon	Reed	Wenig
Dreessen	Ostby	Schroeder	Wiese

MILITARY

Doran—	Dean	Hultman	Swift of Jackson
Chairman	Ditto	Mercer	Wenig
Stiger	Fabritz	Mitchell	Willis
Aldrich	Hanson of Lyon	Sheridan	Wiese
Cunningham			

MINES AND MINING

Falvey—	Beswick	Doran	Gittinger
Chairman	Davis	Fabritz	Wiese
Paisley			Teter

MOTOR VEHICLES AND TRANSPORTATION

Augustine—	Donlon	Lichty	Snyder
Chairman	Hanson	Malone	Sours
Fabritz	of Winnebago	McLean	Strachan
McCreery	Hartman	Moore of	Thies
Burgess	Hopp	Harrison	Treimer
Dean	Jensen	Reed	Wenig

PHARMACY

Peaco—	Elliott	Malone	Wiese
Chairman	Lichty	Stewart	Zylstra
Moore of	Lookingbill	Wenig	
Harrison			

POLICE REGULATION, SUPPRESSION OF CRIME AND INTEMPERANCE

Jenkins—	Elliott	Mitchell	Stewart—
Humeston	Garner	Speidel	Chairman
Brady	Jensen	Stansell	Weed
Donlon	Lichty		Zipse

PRINTING

McFarlane—	Bruce	Fuelling	Mercer
Chairman	Elliott	Gallagher	Schmitz
Peet	Foster	Lookingbill	

PRIVATE CORPORATIONS

Swift of Jackson	Bouska	Hopp	Stiger
—Chairman	Grau	Koch	Yager
Stanzel	Hartman	Schroeder	Zipse
Beath	Hough	Smith	

PUBLIC HEALTH

Durant—	Crouch	Johnson	Peaco
Chairman	Davis	Koch	Reed
Swift of Jackson	Ditto	Malone	Rice
Moore of	Falvey	McKinnon	Ryder
Harrison	Gallagher	Ostby	Sheridan
Beswick	Gittinger		Teter

PUBLIC LANDS AND BUILDINGS

McDermott—	Beswick	Porter	Smith
Chairman	Hanson of	Rawlings	Stanzel
Dole	Winnebago	Roe	Stimpson

PUBLIC LIBRARIES

Humeston—	Frizzell	Hopp	Porter
Chairman	Fuester	Lookingbill	Ryder
Garner	Hough	McLean	Stimpson
Bouska			

Digitized by Google

PUBLIC UTILITIES

Brady—Chairman	Ellsworth	Mercer	Schmitz
Moore of Harrison	Felter	Mitchell	Sheridan
Bowers	Fuelling	Millhone	Snyder
Elliott	Johnson	Peaco	Stiger
	Maniece	Reed	Willis
	McLean		

RAILROADS

Stansell—Chairman	Fuelling	Osborn	Thiessen
Gallagher	Laughlin	Ostby	Wenig
Ellsworth	McFarlane	Peaco	Wolf
	Millhone	Sheridan	

RETRENCHMENT AND REFORM

Bonnstetter—Chairman	Donlon	Ryder	Stiger
	McCreery		

ROADS AND HIGHWAYS

Laughlin—Chairman	Doran	Jensen	Speidel
Hanson of Winnebago	Durant	Koch	Stiger
Alesch	Felter	McCarthy	Strachan
Augustine	Frizzell	McCreery	Swift of Dubuque
Bruce	Goode	McDermott	Thies
Craven	Hanson of Lyon	McKinnon	Thiessen
Dean	Hook	McLean	Weed
Ditto	Hough	Millhone	Yager
	Hultman	Schmitz	Zipse
	Jenkins	Sours	

RULES

Foster—Chairman	Donlon	Hough	Peet
	Gallagher	Moore of Benton	Schmitz

SCHOOLS AND TEXTBOOKS

Jensen—Chairman	Davis	Garner	Laughlin
Snyder	Dean	Goode	Lichty
Aldrich	Dole	Hanson of Lyon	Osborn
Alesch	Donlon	Hanson of Winnebago	Paisley
Bowers	Doran	Hook	Peet
Bruce	Durant	Humeston	Porter
Casey	Foster	Jenkins	Treimer
	Gallagher		Teter

STATE EDUCATIONAL INSTITUTIONS

Osborn—Chairman	Ellsworth	Hanson of Winnebago	Smith
Crouch	Felter	Lookingbill	Speidel
Beswick	Foster	McKinnon	Stewart
Bowers	Gissel	Peet	Swift of Jackson
Dole	Grell		Teter
			Yager

TAX REDUCTIONS

Malone—Chairman	Burgess	Jensen	Snyder
Roe	Doran	Koch	Speidel
Aldrich	Ellsworth	McCreery	Stansell
Bonnstetter	Fabritz	Metcalf	Stiger
Augustine	Gittinger	Porter	Swift of Jackson
Brady	Hanson of Lyon	Reed	Teter
	Hough	Rice	Wolf
			Zylstra

Digitized by Google

TELEPHONE, TELEGRAPH AND EXPRESS

Treimer—Chairman	Bouska	Smith	Stimpson
Sours	Durant	Stansell	Wolf
	Mooty		

WAYS AND MEANS

Donlon—Chairman	Dole	Hanson of Lyon	Stansell
Rawlings	Doran	Hultman	Stimpson
Aldrich	Dreessen	Johnson	Swift of Jackson
Augustine	Durant	McCarthy	Teter
Beath	Elliott	McDermott	Wolf
Bruce	Falvey	Mooty	Wiese
Ditto	Felter	Schroeder	Yager
	Grau	Smith	Zylstra

REPRESENTATIVES AND THEIR RESPECTIVE COMMITTEES

ALDRICH OF WRIGHT

Agriculture	Labor	Tax reduction
Compensation of public officers	Military	Ways and means
	Schools and textbooks	

ALESCH OF PLYMOUTH

Agriculture	Compensation of public officers	Roads and highways
Appropriations	Departmental affairs	Schools and textbooks
Claims		

AUGUSTINE OF RINGGOLD

Motor vehicles and transportation—Chairman	County and township organizations	Roads and highways
	Election	Tax reduction
	Insurance	Ways and means

BEATH OF ADAMS

Agriculture	Commerce and trade	Judicial and political districts
Board of control	County and township organizations	Private corporations
Claims		Ways and means

BESWICK OF VAN BUREN

Agriculture	Judicial and political districts	Public lands and buildings
Conservation of Resources	Mines and mining	Public health
County and township organizations		State educational institutions

BONNSTETTER OF KOSSUTH

Appropriations—Chairman	Animal industry	County and township organizations
Retrenchment and reform—Chairman	Child welfare	Fish and game
		Tax reduction

BOUSKA OF HOWARD

Appropriations	Telephone and telegraph	Private corporations
Claims	Insurance	Public library
Commerce and trade		

BOWERS OF UNION

Agriculture	Drainage	State educational institutions
Claims	Public utilities	
Commerce and trade	Schools and textbooks	

Digitized by Google

BRADY OF POTTAWATTAMIE

Public utilities—Chairman
Insurance
Cities and towns
Commerce and trade
Judicial and political districts
Judiciary
Tax reduction
Interstate Bridges

BRUCE OF POCAHONTAS

Agriculture
Departmental affairs
Fish and game
Printing
Schools and textbooks
Roads and highways
Ways and means

BURGESS OF WOODBURY

Aeronautics
Banks and banking
Cities and towns
Fish and game
Insurance
Motor vehicles and transportation
Tax reduction

CASEY OF MITCHELL

Aeronautics
Appropriations
Commerce and trade
Conservation of resources
Departmental affairs
Drainage
Judicial and political districts
Schools and textbooks

CRAVEN OF JASPER

Animal industry—Chairman
Agriculture
Appropriations
Commerce and trade
Insurance
Judicial and political districts
Roads and highways

CROUCH OF GREENE

Appropriations
Aeronautics
Board of control
Commerce and trade
Compensation of public officers
Emergency legislation
Public health
State educational institutions

CUNNINGHAM OF POLK

Banks and banking
Cities and towns
Conservation of resources
Insurance
Judiciary
Judicial and political districts
Military

DAVIS OF APPANOOSE

Labor—Chairman
Agriculture
Animal industry
Commerce and trade
Dairy and food
Mines and mining
Public health
Schools and textbooks

DEAN OF CERRO GORDO

Agriculture
Departmental affairs
Fish and game
Military
Motor vehicles and transportation
Roads and highways
Schools and textbooks

DITTO OF OSCEOLA

Departmental affairs—Chairman
Conservation of resources
Fish and game
Insurance
Military
Public health
Roads and highways
Ways and means

DOLE OF JEFFERSON

Judicial and political districts—Chairman
Agriculture
Conservation of resources
Judiciary
Public lands and buildings
Schools and textbooks
State educational institutions
Ways and means

Digitized by Google

DONLON OF PALO ALTO

Ways and means—Chairman	Motor vehicles and transportation	Retrenchment and reform
Appropriations	Police regulation—suppression of crime and intemperance	Rules
Fish and game		Schools and textbooks

DORAN OF BOONE

Military—Chairman	Mines and mining	Tax reduction
Agriculture	Roads and highways	Ways and means
Elections	Schools and textbooks	

DREESSEN OF CRAWFORD

Agriculture	Drainage	Ways and means
Commerce and trade	Fish and game	Labor
Dairy and food		

DURANT OF HANCOCK

Public health—Chairman	Fish and game	Telephone, telegraph and express
Agriculture	Roads and Highways	Ways and means
	Schools and textbooks	

ELLIOTT OF POLK

Banks and banking	Pharmacy	Printing
Commerce and trade	Police regulations—suppression of crime and intemperance	Public utilities
Compensation of public officers		Ways and means

ELLSWORTH OF HARDIN

Banks and banking—Chairman	Judiciary	State educational institutions
Judicial and political districts	Public utilities	Tax reduction
	Railroads	

FABRITZ OF WAPELLO

Fish and game—Chairman	Judiciary	Motor vehicles and transportation
Banks and banking	Military	Tax reduction
Insurance	Mines and mining	

FALVEY OF MONROE

Mines and mining—Chairman	Banks and banking	Public health
Aeronautics	Board of control	Ways and means
	Horticultural and forestry	

FELTER OF WARREN

Agriculture	Judiciary	State educational institutions
Departmental affairs	Public utilities	Ways and means
Horticultural and forestry	Roads and highways	

FOSTER OF CEDAR

Rules—Chairman	Horticultural and forestry	Printing
Animal industry	Insurance	Schools and textbooks
Appropriations		State educational institutions
Elections		

FRIZZELL OF POWESHIEK

Agriculture	Constitutional amendments	Fish and game
Board of control	Enrolled bills	Public library
		Roads and highways

Digitized by Google

FUELLING OF CLAYTON

Agriculture
Appropriations
Building and loan
Insurance
Public utilities
Printing
Railroads

FUESTER OF IDA

Agriculture
Aeronautics
Animal industry
Dairy and food
Fish and game
Insurance
Public libraries

GALLAGHER OF IOWA

Insurance—Chairman
Elections
Judiciary
Printing
Public health
Rules
Railroads
Schools and textbooks

GARNER OF BUTLER

Child Welfare—Chairman
Agriculture
County and township organizations
Departmental affairs
Fish and game
Public libraries
Schools and textbooks
Police regulation
Suppression of crime and intemperance

GITTINGER OF LUCAS

Agriculture
Aeronautics
Claims
Horticulture and forestry
Mines and mining
Public health
Tax revision

GISSEL OF BUCHANAN

Board of control—Chairman
Animal industry
Appropriations
Building and loan
Cities and towns
Compensation of public officers
Fish and game
State educational institutions

GOODE OF DAVIS

Appropriations
Commerce and trade
Dairy and foods
Elections
Fish and game
Roads and highways
Schools and textbooks

GRAU OF BUENA VISTA

Agriculture
Building and loan
County and township organizations
Elections
Insurance
Private corporations
Ways and means

GRELL OF SCOTT

Animal industry
Banks and banking
Child welfare
Claims
Conservation of resources
Elections
Fish and game
State educational institutions

HANSON OF LYON

Agriculture
Departmental affairs
Military
Roads and highways
Schools and textbooks
Tax revision
Ways and means

HANSON OF WINNEBAGO

Drainage—Chairman
Appropriations
Banks and banking
Emergency legislation
Motor vehicles
Public lands and buildings
Roads and highways
Schools and textbooks
State educational institutions

HARTMAN OF DES MOINES

Aeronautics
Appropriations
Cities and towns
Conservation of resources
Drainage
Motor vehicles
Private corporations

Digitized by Google

HOOK OF TAYLOR

County and township organization—Chairman	Animal industry	Elections
	Appropriations	Roads and highways
	Compensation of public officers	Schools and textbooks

HOUGH OF FAYETTE

Board of control	Private corporations	Rules
Conservation of resources	Public libraries	Tax reduction
	Roads and highways	

HOPP OF MILLS

Constitutional amendments—Chairman	Appropriations	Motor vehicles
	Animal industry	Public libraries
Private corporations	Banks and banking	

HULTMAN OF MONTGOMERY

Banks and banking	Drainage	Roads and highways
Building and loan	Military	Ways and means
Commerce and trade		

HUMESTON OF WAYNE

Public libraries—Chairman	Constitutional amendments	Police regulations, suppression of crime and intemperance
Commerce and trade	Dairy and food	
Compensation of public officers	Fish and game	Schools and textbooks
	Horticulture and forestry	

JENKINS OF LOUISA

Police regulations, suppression of crime and intemperance—	Agriculture	Drainage
	Animal industry	Elections
	Constitutional amendments	Roads and Highways
		Schools and textbooks

JENSEN OF AUDUBON

Schools and textbooks—Chairman	Appropriations	Tax reduction
	Motor vehicles	Judicial and political districts
Aeronautics	Roads and highways	

JOHNSON OF LINN

Building and loan	Judiciary	Public utilities
Cities and towns	Public health	Ways and means
Insurance		

KOCH OF BREMER

Enrolled bills—Chairman	Departmental affairs	Public health
	Insurance	Roads and highways
Board of control	Private corporations	Tax reduction

LAUGHLIN OF FREMONT

Roads and highways—Chairman	Compensation of public officers	Horticulture and forestry
Animal industry	Drainage	Railroads
Appropriations		Schools and textbooks

LICHTY OF BLACK HAWK

Claims	Motor vehicles and transportation	Police regulations, suppression of crime and intemperance
Compensation of public officers	Pharmacy	
Judiciary		Schools and textbooks

Digitized by Google

LOOKINGBILL OF STORY

Appropriations	Pharmacy	Public libraries
Commerce and trade	Printing	State educational institutions
Constitutional amendments		

MALONE OF CASS

Tax reduction—Chairman	Child welfare	Pharmacy
Agriculture	Motor vehicles and transportation	Public health

MANIECE OF EMMET

Animal industry	Compensation of public officers	Labor
Appropriations	Fish and game	Public utilities
Child welfare		

McCARTHY OF WOODBURY

Banks and banking	Constitutional amendments	Judiciary
Child welfare	Departmental affairs	Roads and highways
		Ways and means

McCREERY OF LINN

Interstate bridges—Chairman	Constitutional amendments	Roads and highways
Banks and banking	Judiciary	Tax reduction
Board of control	Motor vehicles and transportation	Retrenchment and reform
County and township organization		

McDERMOTT OF ADAIR

Public lands and buildings—Chairman	Constitutional amendments	Dairy and food
Agriculture	County and township organization	Roads and highways
		Ways and means

McFARLANE OF BLACK HAWK

Printing—Chairman	Fish and game	Judiciary
Cities and towns	Insurance	Railroads
Departmental affairs		

McKINNON OF HENRY

Animal industry	Labor	State educational institutions
Banks and banking	Public health	
Constitutional amendments	Roads and highways	

McLEAN OF MARSHALL

Agriculture	Motor vehicles and transportation	Public utilities
Animal industry	Public libraries	Roads and highways
Horticulture and forestry		

MERCER OF JOHNSON

Aeronautics—Chairman	Cities and towns	Printing
Appropriations	Insurance	Public utilities
Banks and banking	Military	

METCALF OF MUSCATINE

Agriculture	Claims	Departmental affairs
Child welfare	Compensation of public officers	Drainage
Cities and towns		Tax reduction

Digitized by Google

MITCHELL OF WEBSTER

Commerce and trade—Chairman
Emergency legislation—Chairman
Appropriations
Banks and banking
Board of control
Judiciary
Military
Police regulation, suppression of crime and intemperance
Public utilities

MILLHONE OF PAGE

Commerce and trade
Conservation of resources
Drainage
Insurance
Judiciary
Public utilities
Railroads
Roads and highways

MOORE OF BENTON

Agriculture
Appropriations
Banks and banking
Constitutional amendments
Fish and game
Insurance
Judiciary
Rules

MOORE OF HARRISON

Conservation of resources—Chairman
Animal industry
Banks and banking
Cities and towns
Dairy and food
Motor vehicles and transportation
Pharmacy
Public health
Public utilities

MOOTY OF GRUNDY

Banks and banking
Claims
Enrolled bills
Elections
Horticulture and forestry
Telephone, telegraph and express
Ways and means

OSBORN OF DECATUR

State educational institutions—Chairman
Agriculture
Appropriations
Compensation of public officers
Conservation of resources
Insurance
Railroads
Schools and textbooks

OSTBY OF WORTH

Banks and banking
Conservation of resources
Elections
Interstate bridges
Labor
Public health
Railroads

PAISLEY OF LEE

Dairy and foods—Chairman
Animal industry
Agriculture
Banks and banking
Board of control
Insurance
Mines and mining
Schools and textbooks

PEACO OF CLINTON

Pharmacy—Chairman
Cities and towns
Departmental affairs
Fish and game
Interstate bridges
Labor
Public health
Public utilities
Railroads

PEET OF GUTHRIE

Aeronautics
Appropriations
Board of control
Interstate bridges
Printing
Rules
Schools and textbooks
State educational institutions

PORTER OF DELAWARE

Dairy and foods
Elections
Insurance
Public libraries
Schools and textbooks
Tax reduction

RAWLINGS OF MONONA

Agriculture—Chairman
Animal industry
Claims
Interstate bridges
Judiciary
Public lands and buildings
Ways and means

Digitized by Google

REED OF MAHASKA

Claims—Chairman
Appropriations
Building and loan
Cities and towns
Conservation of resources
Labor
Motor vehicles and transportation
Tax reduction
Public utilities

RICE OF KEOKUK

Animal industry
Appropriations
Claims
Conservation of resources
Horticulture and forestry
Public health
Tax reduction

ROE OF ALLAMAKEE

Compensation of public officers—Chairman
Appropriations
Cities and towns
Drainage
Fish and game
Interstate bridges
Public lands and buildings
Tax reduction

RYDER OF DUBUQUE

Horticulture and forestry—Chairman
Building and loan
Cities and towns
Interstate bridges
Public health
Public libraries
Retrenchment and reform

SCHMITZ OF WINNESHIEK

Child welfare
Departmental affairs
Enrolled bills
Public utilities
Printing
Roads and highways
Rules

SCHROEDER OF CARROLL

Agriculture
Animal industry
Dairy and food
Drainage
Labor
Private corporations
Ways and means

SHERIDAN OF LEE

Aernautics
Banks and banking
Board of control
Cities and towns
Judiciary
Public utilities
Military
Railroads

SMITH OF CHEROKEE

Animal industry
Cities and towns
Public lands and buildings
Private corporations
State educational institutions
Telephone, telegraph and express
Ways and means

SNYDER OF HAMILTON

Banks and banking
Fish and game
Insurance
Motor vehicles and transportation
Public utilities
Schools and textbooks
Tax reduction

SOURS OF FLOYD

Agriculture
Appropriations
Board of control
Compensation of public officers
Insurance
Motor vehicles and transportation
Roads and highways
Telephone, telegraph and express

SPEIDEL OF WASHINGTON

Agriculture
Banks and banking
Claims
Conservation of resources
Police regulation, suppression of crime and intemperance
Roads and highways
State educational institutions
Tax reduction

Digitized by Google

STANSELL OF CLARKE

Railroads—Chairman	Judiciary	Tax reduction
Fish and game	Police regulations, suppression of crime and intemperance	Telephone, telegraph and express
Horticulture and forestry		Ways and means

STANZEL OF SAC

Agriculture	County and township organization	Private corporations
Appropriations	Fish and game	Public lands and buildings
Compensation of public officers		

STEWART OF CALHOUN

Police regulations, suppression of crime and intemperance—Chairman	Agriculture	Pharmacy
	Animal industry	State educational institutions
	Banks and banking	
	Board of control	

STIGER OF TAMA

Judiciary—Chairman	Private corporations	Retrenchment and reform
Insurance	Public utilities	Tax reduction
Military	Roads and highways	

STIMPSON OF JONES

Agriculture	Public lands and buildings	Telephone, telegraph and express
Animal industry	Public libraries	Ways and means
Labor		

STRACHAN OF HUMBOLDT

Agriculture	County and township organizations	Judiciary
Appropriations	Compensation of public officers	Motor vehicles and transportation
Board of control		Roads and highways

SWIFT OF JACKSON

Private corporations—Chairman	Conservation of resources	State educational institutions
Board of control	Military	Tax reduction
Cities and towns	Public health	Ways and means

SWIFT OF DUBUQUE

Building and loans—Chairman	Cities and towns	Fish and game
Appropriations	Conservation of resources	Interstate bridges
		Roads and highways

TETER OF MARION

Judiciary	State educational institutions	Public health
Tax reduction	Mines and mining	Ways and means
		Schools and text books

THIES OF POTTAWATTAMIE

Agriculture	Dairy and food	Motor vehicles and transportation
Claims	Interstate bridges	Roads and highways
Departmental affairs		

THIESSEN OF CLINTON

Elections—Chairman	Banks and banking	Railroads
Appropriations	Dairy and foods	Roads and highways
Animal industry	Drainage	

TREIMER OF O'BRIEN

Telephone, telegraph and express—Chairman	Building and loan	Motor vehicles and transportation
	Cities and towns	Schools and textbooks
Appropriations	Fish and game	
	Insurance	

Digitized by Google

WEED OF MADISON

Banks and banking
County and township organization
Departmental affairs
Enrolled bills
Judicial and political districts
Police regulation, suppression of crime and intemperance
Roads and highways

WENIG OF CLAY

Agriculture
Conservation of resources
Fish and game
Labor
Motor vehicles and transportation
Military
Pharmacy
Railroads

WIESE OF SCOTT

Ways and means
Cities and towns
Elections
Horticulture and forestry
Labor
Mines and mining
Pharmacy
Military

WILLIS OF DALLAS

Cities and towns—Chairman
Appropriations
Banks and banking
Departmental affairs
Insurance
Judiciary
Military
Public utilities

WOLF OF FRANKLIN

Agriculture
County and township organizations
Insurance
Railroads
Tax reduction
Telephone, telegraph and express
Ways and means

YAGER OF DICKINSON

Conservation of resources
Elections
Fish and game
Insurance
Private corporations
Roads and highways
State educational institutions
Ways and means

ZIPSE OF CHICKASAW

Animal industry
Appropriations
Child welfare
Police regulations, suppression of crime and intemperance
Private corporations
Elections
Roads and highways

ZYLSTRA OF SIOUX

Banks and banking
Cities and towns
Conservation of resources
Judiciary
Pharmacy
Tax reduction
Ways and means

COMMITTEE ON EMERGENCY LEGISLATION

In view of the pressing need of debt adjustment between farm owners and mortgagees, I am naming a new committee to be known as the Committee on Emergency Legislation. A similar committee is being appointed by the Lieutenant Governor and arrangements have been made for their first hearing at four o'clock this afternoon in the Lieutenant Governor's committee room.

The hope of Iowa is that this legislature can bring about harmonious adjustment of our financial entanglement to the end that our State can again present a united front.

For the time being, the size of the committee will be limited to three as follows: Representative Mitchell, Representative Crouch and Representative H. N. Hanson. As the work progresses and their duties are enlarged additions will be made. GEO. E. MILLER, *Speaker of the House.*

Digitized by Google

House File numbers 73 to 81 inclusive were referred to the following committees:

No. 73—Appropriations.
No. 74—Judiciary.
No. 75—Compensation of public officers.
No. 76—Fish and game.
No. 77—Tax reduction.
No. 78—Roads and highways.
No. 79—Roads and highways.
No. 80—Commerce and trade.
No. 81—Tax reduction.

Malone of Cass made the following motion and moved its adoption:

MR. SPEAKER: I move that the Speaker be given full and complete authority to make, for and on behalf of the Committees of this House, such arrangements as in his judgment are necessary for committee room or rooms outside of the Capitol building, as may be by him deemed expedient and necessary, and that no other arrangement for such room or rooms than that approved by the Speaker, shall be binding.

Motion adopted.

On motion of Davis of Appanoose the House adjourned until 10:00 a. m. Wednesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 18, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. S. A. Fulton, Pastor of the First Presbyterian Church, Des Moines, Iowa.

Journal of January 17 corrected and approved.

PETITIONS AND MEMORIALS

Petitions were presented asking that a special tax be placed on so-called "chain stores" as follows:

By Aldrich of Wright, three pages of names of business men of Wright County; by Alesch of Plymouth, three pages from Plymouth County; by Beath of Adams, one page from Adams County; by Brady and Thies of Pottawattamie, seven pages; by Burgess of Woodbury, three pages; by Crouch of Greene, two pages; by Davis of Appanoose, one page; by Dean of Cerro Gordo, two pages; by Ellsworth of Hardin, three pages; by Fabritz of Wapello, two pages; by Gallagher of Iowa, two pages; by Grau of Buena Vista, one page; by Hanson of Lyon, one page; by Hultman of Montgomery, two pages; by Jenkins of Louisa, one page; by Jensen of Audubon, two pages; by Laughlin of Fremont, three pages; by Lookingbill of Story, seven pages; by McKinnon of Henry, one page; by Malone of Cass, four pages; by Metcalf of Muscatine, three pages; by Millhone of Page, two pages; by Moore of Benton, two pages; by Moore of Harrison, three pages; by Osborn of Decatur, three pages; by Ostby of Worth, one page; by Paisley of Lee, three pages; by Peet of Guthrie, four pages; by Reed of Mahaska, two pages; by Schmitz of Winneshiek, three pages; by Sours of Floyd, two pages; by Stansell of Clark, one page; by Treimer of O'Brien, three pages; by Weed of Madison, two pages; by Willis of Dallas, four pages; by Yager of Dickinson, two pages.

These petitions were all referred to the committee on ways and means.

Digitized by Google

Petitions were presented recording the approval of prohibition and a desire for better enforcement and to permit no repeal of the liquor laws of Iowa, as follows:

By Aldrich of Wright, three pages of the names of citizens of Wright County; by Augustine of Ringgold, two pages; by Bonnstetter of Kossuth, three pages; by Bouska of Howard, five pages; by Burgess of Woodbury, ten pages; by Crouch of Greene, one page; by Cunningham of Polk, twelve pages; by Dean of Cerro Gordo, five pages; by Dole of Jefferson, two pages; by Ellsworth of Hardin, six pages; by Fabritz of Wapello, two pages; by Falvey of Monroe, three pages; by Gallagher of Iowa, six pages; by Garner of Butler, six pages; by Goode of Davis, three pages; by Grau of Buena Vista, two pages; by Grell of Scott, twenty-four pages; by Hanson of Lyon, two pages; by Hook of Taylor, five pages; by Jenkins of Louisa, four pages; by Laughlin of Fremont, one page; Lichty of Black Hawk, twelve pages; by Lookingbill of Story, eight pages; by Metcalf of Muscatine, four pages; by McCreery of Linn, two pages; by McDermott of Adair, eight pages; McFarlane of Black Hawk, fourteen pages; by McKinnon of Henry, one page; by Malone of Cass, three pages; by Mercer of Johnson, two pages; by Millhone of Page, twenty-one pages; by Moore of Harrison, one page; by Moore of Benton, one page; by Mooty of Grundy, two pages; by Ostby of Worth, three pages; by Peet of Guthrie, five pages; by Porter of Delaware, five pages; by Reed of Mahaska, eleven pages; by Roe of Allamakee, one page; by Schmitz of Winneshiek, one page; by Stewart of Calhoun, two pages; by Stiger of Tama, one page; by Stimpson of Jones, two pages; by Strachan of Humboldt, two pages; by Treimer of O'Brien, three pages; by Weed of Madison, two pages; by Wenig of Clay, one page; by Wiese of Scott, three pages; by Willis of Dallas, four pages; by Wolf of Franklin, five pages; by Yager of Dickinson, three pages.

These petitions were all referred to the committee on police regulation, suppression of crime and intemperance.

Ditto of Osceola presented a memorial from the board of directors of the Gilman School District of Osceola County requesting the passage of a law to relieve the school taxes in rural districts for two years. Referred to the committee on schools and textbooks.

Digitized by Google

Moore of Benton presented a petition of the Taxpayer's League of Benton County to pass a law requiring county treasurers of Iowa to accept 70c on the dollar in full payment of taxes during 1933. Referred to the committee on tax reduction.

Paisley of Lee presented a petition of the rural assessors of Lee County requesting a repeal of the $4.00 road poll tax law and the enacting of a law making the road poll tax $2.00 and a penalty of $2.00 if not paid by April 1 of each year. Referred to the committee on roads and highways.

Peet of Guthrie presented a petition of the assessors of Guthrie County requesting a change in the road poll tax law. Referred to the committee on roads and highways.

Porter of Delaware presented a memorial of the Delaware County Taxpayers League approving the report of the committee on reduction of governmental expense except on two items. Referred to committee on tax reduction.

Roe of Allamakee presented a memorial of the directors of the New Albin Consolidated School, and one of the city council of New Albin to abolish minimum teachers' salary law for the present. Referred to the committee on schools and textbooks.

Speidel of Washington presented a memorial from the Washington County Taxpayers League urging the enactment of laws to reduce road expenditures for the present. Referred to the committee on roads and highways.

Treimer of O'Brien County presented a memorial of the Sheldon District Conference of the Methodist Episcopal Church at Sutherland urging abolishment of military training in the Iowa State University and Iowa State College. Referred to committee on military.

INTRODUCTION OF BILLS

House File No. 82, by Jensen of Audubon, a bill for an act to limit the length of the high school course in public school districts.

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

House File No. 83, by Reed of Mahaska, a bill for an act to provide for and authorize the making of releases, satisfactions, assignments and discharges of liens and encumbrances upon real

Digitized by Google

and personal property upon the records of any county by fiduciary officers.

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

House File No. 84, by Peet of Guthrie, a bill for an act to repeal chapter two hundred five (205), code 1931; to repeal sections forty-two hundred eighty (4280), forty-two hundred eighty-one (4281), and forty-two hundred eighty-two (4282), code 1931; and to amend section forty-two hundred seventy-five (4275), code 1931, all relating to county high schools.

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

House File No. 85, by Gallagher of Iowa, a bill for an act to repeal sections thirty-seven hundred eighty-two (3782), thirty-seven hundred eighty-three (3783), and thirty-seven hundred eighty-four (3784), of the Code, 1931, and to abolish the present Board of Parole and to constitute the Board of Control of State Institutions as a Board of Parole, and to provide for the transfer of the functions and property of the present Board of Parole to the Board of Control of State Institutions.

Read first and second times and referred to committee on departmental affairs.

HOUSE CONCURRENT RESOLUTION NO. 6

Grau of Buena Vista offered the following resolution and asked unanimous consent for its immediate consideration.

Be it Resolved by the House, the Senate concurring, That a joint committee be appointed consisting of three members of the Senate to be appointed by the President of the Senate and four members of the House to be appointed by the Speaker of the House to draft a resolution to be sent to the Interstate Conference of Legislators to be held in Washington February 3, stating our recommendations in regard to specifying tax fields for the different tax levying bodies and to make recommendations to the Forty-fifth General Assembly in regard to this conference if they see fit.

Unanimous consent having been obtained for the immediate consideration of the resolution, Mr. Grau moved its adoption. Motion prevailed and House Concurrent Resolution No. 6 was adopted.

HOUSE CONCURRENT RESOLUTION NO. 7

Bonnstetter of Kossuth offered the following resolution and asked unanimous consent for its immediate consideration.

Digitized by Google

Resolved, by the House of Representatives, the Senate concurring, That W. H. Gimmell, Secretary of the Board of Education, be and he is hereby directed to furnish within ten days to the members of the Appropriations Committees of the House and Senate, a complete, detailed, itemized statement of the budget of the institutions under the management of the Board of Education.

Unanimous consent having been obtained for the immediate consideration of the resolution, Mr. Bonnstetter moved its adoption. Motion prevailed and House Concurrent Resolution No. 7 was adopted.

On motion of Gallagher of Iowa, the House adjourned until 10:00 a. m. Thursday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 19, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. Henry McCraven of the A. M. E. Church, Des Moines, Iowa.

Journal of January 18 corrected and approved.

PETITIONS AND MEMORIALS

Petitions were presented asking that a special tax be placed on so-called "chain stores" as follows: Falvey, from residents of Monroe county. Gittinger, from residents of Lucas county. Snyder, from residents of Hamilton. These petitions were all referred to the committee on ways and means.

Petitions were presented recording the approval of prohibition and a desire for better enforcement and to permit no repeal of the liquor laws of Iowa, as follows: Aldrich, from residents of Wright county; Crouch, from residents of Greene county; Ditto, from residents of Osceola county; Felter, from residents of Warren county; Grau, from residents of Beuna Vista county; Hook, from residents of Taylor county; Hultman, from residents of Montgomery county; Johnson, from residents of Linn county; Lookingbill, from residents of Story county; Maniece, from residents of Emmet county; McCarthy, from residents of Woodbury county; McCreery, from residents of Linn county; Mercer, from residents of Johnson county; Miller, from residents of Shelby county; Mitchell, from residents of Webster county; Moore, from residents of Benton county; Peet, from residents of Guthrie county; Porter, from residents of Delaware county; Roe, from residents of Allamakee county; Speidel, from residents of Washington county; Snyder, from residents of Hamilton county; Sours, from residents of Floyd county; Stewart, from residents of Calhoun county; Willis, from residents of Dallas county; Wolf, from residents of Franklin county; Yager, from residents of Dickinson

Digitized by Google

county. These petitions were all referred to the committee on police regulation, suppression of crime and intemperance.

The following memorials were presented urging that steps be taken toward the removal of the prohibition laws from the statute books of Iowa and substituting in lieu thereof such measures that will bring the traffic in liquor under proper control: Miller of Shelby, from the following: Fraternal Order of Eagles of Burlington, Fort Madison, Mason City, and Aerie in Sioux county; Davenport Turngemeinde, and Northwest Davenport Turner Society; Wiese of Scott, from the Davenport Turngemeinde. These petitions were referred to the committee on police regulation, suppression of crime and intemperance.

Bonnstetter of Kossuth presented a memorial of the Lakota Taxpayers Association urging the reduction of salaries of all state employees of from ten to forty per cent, and repealing the minimum teachers' wage law. Referred to the committee on compensation of public officers.

Roe of Allamakee presented a memorial of the voters of Allamakee county endorsing the activities of the Iowa Farm Bureau Federation and the American Farm Bureau Federation for the work done during the year 1932. Referred to the committee on agriculture.

Speidel of Washington presented a petition of the Enterprise Parent-Teacher's Association of Washington county protesting against the enactment of House File Nos. 4 and 51. Referred to committee on tax reduction.

Ditto of Osceola presented 47 pages of petitions signed by the citizens of Osceola county giving sixteen suggestions for an economy program. Referred to the committee on tax reduction.

COMMITTEE REPORT ON CONCURRENT RESOLUTION NO. 4

In accordance with Senate Concurrent Resolution No. 4 adopted January 12, Donlon of Palo Alto of the joint committee, presented the following memorial for publication:

January 12, 1933

Honorable Franklin D. Roosevelt,
Albany,
New York,

Honorable Sir:

The members of the Iowa Legislature unanimously and without regard to party affiliations endorse Mr. H. A. Wallace of Des Moines, Iowa, for Secretary of Agriculture and respectfully urge his appointment.

Digitized by Google

Mr. H. A. Wallace is editor of the Wallaces' Farmer, one of the leading farm publications of the nation, and is a nationally recognized authority on agricultural economics. He is one of an illustrious family. He is the son of the late H. C. Wallace, former Secretary of Agriculture, and is a grandson of Uncle Henry Wallace, who for many years was an outstanding agriculture leader in the nation.

The foregoing message is sent you, President-elect Roosevelt, under the authority vested in the undersigned committee by provisions of Senate Concurrent Resolution No. 4, which was unanimously adopted by the Senate and House of Representatives of the Forty-fifth General Assembly of Iowa, and which concurrent resolution is found in the Senate and House Journals dated January 12, 1933.

Very respectfully,

	P. H. DONLON
WM. MCARTHUR	O. J. GRAU
G. W. PATTERSON	CURTIS L. MCKINNON
T. W. MULLANEY	BEN B. DORAN
On the part of the Senate	*On the part of the House*

INTRODUCTION OF BILLS

House File No. 86, by Malone of Cass, a bill for an act to amend Section ten hundred sixty-three (1063), Code, 1931, and to repeal Sections three hundred nine (309) to three hundred seventeen (317), inclusive, Code, 1931, and to enact a substitute therefor, relating to the office of Director of the Budget, and to constitute the Auditor of State Ex-officio director of the budget.

Read first and second times and referred to committee on departmental affairs.

House File No. 87, by Malone of Cass, a bill for an act to amend Sections twenty-nine hundred twenty-six (2926), Article four (4), twenty-nine hundred thirty (2930), and twenty-nine hundred thirty-eight (2938), Code, 1931, relating to Farm Aid Associations.

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

House File No. 88, by Mitchell of Webster, a bill for an act to amend Chapter five hundred twenty-five (525) of the Code of 1931, providing for limiting personal deficiency judgments in the foreclosure of real estate mortgages.

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

House File No. 89, by Dean of Cerro Gordo, a bill for an act to amend section seventy-two hundred seventy-nine (7279), Code,

Digitized by Google

1931, pertaining to notice of expiration of right of redemption from tax sale.

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

House File No. 90, by Falvey of Monroe, a bill for an act to repeal sections seventy-two hundred forty-six (7246) to seventy-two hundred forty-nine (7249) inclusive, Code, 1931, relating to notice of delinquent tax sales and compensation therefor, and to enact a substitute in lieu thereof.

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

House File No. 91, by Gissell of Buchanan, a bill for an act to repeal section seventeen hundred thirty-four (1734), Code 1931, relating to the use of fishing tackle and trout-lines and throw-lines, and to enact a substitute therefor.

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

House File No. 92, by Alesch of Plymouth, a bill for an act to amend Section ten thousand nine hundred forty-two (10942) and twelve thousand three hundred seventy-six (12376), Code, 1931, and to repeal Sections twelve thousand three hundred seventy-five (12375) and twelve thousand three hundred seventy-seven (12377), Code, 1931, and to enact substitutes therefor, all relating to the proceedings to foreclose real estate mortgages and relief to be given in said proceedings.

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

House File No. 93, by Strachan of Humboldt, a bill for an act to amend sections forty-nine hundred eight (4908) and forty-nine hundred nine (4909), Code, 1931, relating to motor vehicle license fees.

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

House File No. 94, by Gittinger of Lucas, a bill for an act to repeal section twenty-nine hundred thirty (2930), code, 1931, relating to appropriations to Agricultural corporations by the board of supervisors.

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

Digitized by Google

House File No. 95, by Gittinger of Lucas, a bill for an act granting to the owner or owners of any threshing equipment doing custom threshing of grain and seed for the public, a first and superior lien upon all grain or seed threshed by him.

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

House File No. 96, by Gittinger of Lucas, a bill for an act to repeal section eighty-three hundred four (8304), code, 1931, and to enact a substitute therefor, relating to telegraph and telephone lines within the state and requiring equal service to all, and providing for enforcement thereof.

Read first and second times and referred to committee on telephone, telegraph and express.

House File No. 97, by Gittinger of Lucas, a bill for an act to amend section seventy-eight hundred seventy-four (7874), code, 1931, relating to the general supervision of telephone lines outside of cities and towns.

Read first and second times and referred to committee on telephone, telegraph and express.

House File No. 98, by Gittinger of Lucas, a bill for an act to amend section twenty-six hundred eighteen (2618), code, 1931, relating to stallions kept for public service, and providing for posting notices at all places where grade stallion or stallions are kept for public service.

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

HOUSE RESOLUTION NO. 4

Ellsworth of Hardin offered the following resolution and asked unanimous consent for its immediate consideration:

Whereas, The Honorable Raymond B. Eckles, who was a member of the House of Representatives in the Forty-first, Forty-second, Forty-second Extra and Forty-third General Assemblies from Butler County, died on Saturday, January 7, 1933; therefore

Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That a committee of three be appointed to draft suitable resolutions to be presented to the House in commemoration of his life and services.

Unanimous consent having been obtained for the immediate consideration of the resolution, Ellsworth of Hardin moved its adoption. Motion prevailed and resolution adopted.

As members of such committee the Speaker appointed Ellsworth of Hardin, Garner of Butler and Lichty of Black Hawk.

Digitized by Google

HOUSE RESOLUTION NO. 5

Humeston of Wayne offered the following resolution:

Be it resolved by the House now assembled that married women, who are now serving as clerks to members of the House, and have other means of support, be barred from holding said clerkships; also that the Patronage Committee be instructed to ascertain at the earliest date possible who and how many clerks there are now serving members in the nature stated above and replace them with other needy clerks as soon as possible.

Passed on file.

AMENDMENTS FILED

Malone of Cass filed a substitute for House File No. 1, which substitute will be printed in bill form to appear in the files next to the original bill of the same number, and will not be printed in full in the Journal, all as provided by Joint Rule No. 12.

Malone of Cass filed the following amendment to House File No. 4:

Amend House File No. 4 by striking from line three (3) of the title thereof the following words and figures: "three hundred seventy-seven-e one (377-e1)".

Malone of Cass filed a substitute for House File No. 6, which substitute will be printed in bill form to appear next the original bill of the same number and will not be printed in full in the Journal, all as provided by Joint Rule No. 12.

Malone of Cass filed the following amendment to House File No. 8:

Amend House File No. 8 by striking out the words and figures "forty-eight hundred seventy (4870)" in line one (1) section one (1), and substituting therefor the words and figures "forty-eight hundred seventy-one (4871)".

Further amend said House File No. 8 by striking from line one (1) of the caption the words and figures "forty-eight hundred seventy (4870)" and substituting therefor the words and figures "forty-eight hundred seventy-one (4871)".

Malone of Cass filed the following amendment to House File No. 13:

Amend the title to House File No. 13 by inserting after the semi-colon (;) in line four (4) the words "and repeal sections".

Malone of Cass filed the following amendment to House File No. 22:

Amend House File No. 22 by adding thereto as section thirty (30) the following:

"Sec. 30. That nothing herein contained shall be construed as changing the salaries of public officials who, under the Constitution or laws

Digitized by Google

of this state, are entitled to receive their present salaries during the term for which they were elected."

Malone of Cass filed the following amendment to House File No. 24:

Amend House File No. 24 by striking out the figures "1936" in line two (2) of Section five (5), and substituting therefor the figures "1935".

Malone of Cass filed the following amendment to House File No. 38:

Amend House File No. 38 by striking from Section twenty-six (26), lines four (4) and five (5) of subsection one (1), the words "separate account of each fund with the county treasurer,".

Malone of Cass filed the following amendment to Joint Resolution No. 2:

Amend Joint Resolution No. 2 by striking Section one (1) and substituting therefor the following:

"Section 1. That a joint, non-partisan, legislative committee be and is created to be known as a Committee on Reduction of Governmental Expenditures and shall be composed of three members to be appointed by the Governor."

Malone of Cass filed the following amendment to Joint Resolution No. 3:

Amend Joint Resolution No. 3 by striking out the figures "1936" in line four (4) of Section six (6), and substituting therefor the figures "1938".

Willis of Dallas filed the following amendment to House File No. 41:

Amend House File No. 41 by inserting in line six (6) after the comma the words "Iowa History,".

Goode of Davis filed the following amendment to House File No. 33:

Amend House File No. 33, Section four (4), by striking from line two (2) the following: "July 1, 1933" and substituting therefor "December 31, 1934."

MESSAGE FROM THE SENATE

The following message was received from the Senate:

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

SENATE JOINT RESOLUTION NO. 4

A joint resolution and enactment ratifying a proposed amendment to the Constitution of the United States of America, relating to the President and Vice President of the said United States, and to the Congress of said United States, and to the members of said Congress.

BYRON G. ALLEN, *Secretary.*

Digitized by Google

SENATE MESSAGE CONSIDERED

Senate Joint Resolution No. 4, a joint resolution proposing an amendment to the Constitution of the United States fixing the commencement of the terms of President and Vice President and Members of Congress and fixing the time of the assembling of Congress.

McFarlane of Black Hawk asked unanimous consent for immediate consideration of Joint Resolution No. 4 without reference to committee.

The joint resolution was read for information:

SENATE JOINT RESOLUTION NO. 4

A Joint Resolution and Enactment ratifying a proposed amendment to the Constitution of the United States of America, relating to the President and Vice President of the said United States, and to the Congress of said United States, and to the members of said Congress.

Whereas the Seventy-second Congress of the United State of America, duly assembled, on or about the third day of March, 1932, by a Resolution duly concurred in by a constitutional majority of both Houses of said Congress, did submit to the Legislatures of the several States of said United States for ratification a proposal to amend the Constitution of the United States of America, and

Whereas said Resolution and proposed amendment is in words and figures as follows, to wit:

JOINT RESOLUTION

Proposing an amendment to the Constitution of the United States fixing the commencement of the terms of President and Vice President and Members of Congress and fixing the time of the assembling of Congress.

Resolved by the Senate and House of Representatives of the United States of America in Congress Assembled (two-thirds of each House concurring therein), That the following amendment to the Constitution be, and hereby is, proposed to the Senate, to become valid as a part of said Constitution when ratified by the legislatures of the several States as provided in the Constitution:

"ARTICLE —

"SECTION 1. The terms of the President and Vice President shall end at noon on the 20th day of January, and the terms of Senators and Representatives at noon on the 3rd day of January, of the years in which such terms would have ended if this article had not been ratified; and the terms of their successors shall then begin.

"SEC. 2. The Congress shall assemble at least once in every year, and such meeting shall begin at noon on the 3rd day of January, unless they shall by law appoint a different day.

"SEC. 3. If, at the time fixed for the beginning of the term of the

Digitized by Google

President, the President elect shall have died, the Vice President elect shall become President. If a President shall not have been chosen before the time fixed for the beginning of his term, or if the President elect shall have failed to qualify, then the Vice President elect shall act as President until a President shall have qualified; and the Congress may by law provide for the case wherein neither a President elect nor a Vice President elect shall have qualified, declaring who shall then act as President, or the manner in which one who is to act shall be selected, and such person shall act accordingly until a President or Vice President shall have qualified.

"SEC. 4. The Congress may by law provide for the case of the death of any of the persons from whom the House of Representatives may choose a President whenever the right of choice shall have devolved upon them, and for the case of the death of any of the persons from whom the Senate may choose a Vice President whenever the right of choice shall have devolved upon them.

"SEC. 5. Sections 1 and 2 shall take effect on the 15th day of October following the ratification of this article.

"SEC. 6. This article shall be inoperative unless it shall have been ratified as an amendment to the Constitution by the legislatures of three-fourths of the several States within seven years from the date of its submission."

Now, Therefore, Be it enacted and resolved by the General Assembly of the State of Iowa, That said proposed amendment to the Constitution of the United States of America as set forth herein under sections one (1) to six (6), inclusive, of the said resolution of the said Congress, is hereby ratified and consented to by the State of Iowa and by the General Assembly thereof.

Be it further resolved and enacted, That copies of this enactment and resolution, duly certified to by the Governor of the State of Iowa and attested by the Secretary of State of the State of Iowa, under the seal of the said State, be forthwith forwarded by said Governor to the Secretary of State of the United States, and to the presiding officers of each House of the Congress of the United States.

McFarlane of Black Hawk moved that the rules be suspended and that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the Joint Resolution pass?" the vote was:

The ayes were, 105.

Aldrich	Crouch	Fabritz	Grau
Alesch	Cunningham	Falvey	Grell
Augustine	Davis	Felter	Hanson of Lyon
Beath	Dean	Foster	Hanson of Winnebago
Beswick	Ditto	Frizzell	Hartman
Bonnstetter	Dole	Fuelling	Hook
Bouska	Donlon	Fuester	Hopp
Bowers	Doran	Gallagher	Hough
Brady	Dreessen	Garner	Hultman
Burgess	Durant	Gissel	Humeston
Casey	Elliott	Gittinger	Jenkins
Craven	Ellsworth	Goode	

Digitized by Google

Jensen	Millhone	Roe	Swift of Dubuque
Johnson	Mitchell	Ryder	Swift of Jackson
Koch	Moore of Benton	Schmitz	Thies
Lichty	Moore of	Schroeder	Thiessen
Lookingbill	Harrison	Sheridan	Treimer
McCarthy	Mooty	Smith	Weed
McCreery	Osborn	Snyder	Wenig
McDermott	Ostby	Sours	Wiese
McFarlane	Paisley	Speidel	Willis
McKinnon	Peaco	Stansell	Wolf
McLean	Peet	Stanzel	Yager
Malone	Porter	Stewart	Zipse
Maniece	Rawlings	Stiger	Zylstra
Mercer	Reed	Stimpson	Mr. Speaker
Metcalf	Rice	Strachan	

The nays were, none.

Absent or not voting, 2.

Bruce	Laughlin

The joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed upon.

McFarlane of Black Hawk moved that the vote by which the joint resolution passed the House be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF CONTEST COMMITTEE

Craven of Jasper, chairman of the contest committee in the case of John W. Adair and L. D. Teter, submitted the following report and asked unanimous consent for its immediate consideration:

MR. SPEAKER: We, the special committee to whom was referred the matter of contest between John W. Adair and L. D. Teter for a seat in the House of Representatives from Marion County, beg leave to report that a canvass by the Board of Supervisors of Marion County of the vote cast at the General Election on November 8th, showed that L. D. Teter was elected by a majority of ninety-eight votes. This contest was brought by John W. Adair, the other candidate, based on the claim that numerous disabled and absent voters' ballots were cast illegally and sufficient in number to change the result.

We have heard the evidence in support of this claim and examined all the applications for disabled or absent voters' ballots and find that there were irregularities in the handling of these ballots, in that (1) ballots were mailed out to voters on applications that were insufficient and seemed to indicate that the voter was to be absent on account of business on the day of election and wholly failed to show the voter was disabled, and was entitled to have a disabled voters ballot mailed to him, and (2) ballots were mailed to applicants for disabled voters' ballots who were in every respect capable of attending the polls and the affidavit

Digitized by Google

attached to the application was false. But we find that it is impossible to tell how the elimination of these ballots would affect the result of the election. And we find further that not all of these ballots were obtained by workers for Mr. Teter or his party, and we further find that if all these ballots were to be deducted from Mr. Teter's majority he would still have a majority of the votes cast for the office of representative.

In view of these findings, it is the recommendation of your committee that L. D. Teter be seated as the duly elected Representative from Marion County.

Respectfully submitted,

J. E. CRAVEN, *Chairman*
H. N. HANSON
GEORGE C. STANZEL
J. H. THIESSEN
CHRISTIAN GRELL

Unanimous consent having been granted, Mr. Craven moved that the report of the committee be adopted.

On the question, "Shall the report of the contest committee be adopted?"

The ayes were, 103.

Aldrich	Foster	McCarthy	Schmitz
Alesch	Frizzell	McCreery	Schroeder
Augustine	Fuelling	McDermott	Sheridan
Beath	Fuester	McFarlane	Smith
Beswick	Gallagher	McKinnon	Snyder
Bonnstetter	Garner	McLean	Sours
Bouska	Gissel	Malone	Speidel
Bowers	Gittinger	Maniece	Stansell
Brady	Goode	Mercer	Stanzel
Burgess	Grau	Metcalf	Stewart
Casey	Grell	Millhone	Stiger
Craven	Hanson of Lyon	Mitchell	Stimpson
Crouch	Hanson of Winnebago	Moore of Benton	Strachan
Cunningham	Hartman	Moore of Harrison	Swift of Dubuque
Davis	Hook	Mooty	Swift of Jackson
Dean	Hopp	Osborn	Thies
Ditto	Hough	Ostby	Thiessen
Dole	Hultman	Paisley	Treimer
Donlon	Humeston	Peaco	Weed
Doran	Jenkins	Peet	Wenig
Dreessen	Jensen	Porter	Wiese
Durant	Johnson	Reed	Willis
Elliott	Koch	Rice	Wolf
Ellsworth	Lichty	Roe	Zipse
Fabritz	Lookingbill	Ryder	Zylstra
Falvey			Mr. Speaker
Felter			

The nays were, none.

Absent or not voting, 4.

Bruce	Laughlin	Rawlings	Yager

Digitized by Google

Report was adopted and Honorable L. D. Teter was declared the duly elected representative from the twenty-sixth district. Mr. Teter took and subscribed to the following oath of office and was assigned seat number 94:

OATH OF OFFICE

I solemnly swear that I will support the Constitution of the United States, and of the State of Iowa, and fulfill the duties of my office to the best of my ability, so help me God. L. D. TETER.

REPORTS OF COMMITTEES

Malone of Cass, from the committee on tax reduction, submitted the following report:

MR. SPEAKER: Your committee on Tax Reduction, to whom was referred House File No. 7, a bill for an act to amend sections forty-six hundred forty-four-c six (4644-c6), forty-six hundred forty-four-c seven (4644-c7), forty-six hundred forty-four-c eleven (4644-c11), and forty-six hundred forty-four-c fifteen (4644-c15), code 1931, relating to tax levies for secondary road purposes and to repeal sections forty-six hundred forty-four-c twelve (4644-c12) and forty-six hundred forty-four-c sixteen (4644-c16), code 1931, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend the title by adding thereto after the period in line seven (7) the following: "relating to mandatory levies for scondary road maintenance and construction." C. E. MALONE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on Tax Reduction, to whom was referred House File No. 9, a bill for an act to amend section sixty-nine hundred forty-four (6944), code 1931, relating to the exemption of property from taxation, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend by striking the word "repealing" in line two (2) in section one (1) and substituting therefor the word "striking", and by inserting the words "and subsection twenty (20)" after the figure five (5) in line two of section one thereof. C. E. MALONE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on Tax Reduction, to whom was referred House File No. 12, a bill for an act to repeal sections four hundred eight (408), four hundred nine (409), four hundred ten (410), four

Digitized by Google

hundred eleven (411), four hundred twelve (412), four hundred thirteen (413), four hundred fourteen (414), four hundred fifteen (415), four hundred sixteen (416), four hundred seventeen (417), four hundred eighteen (418), four hundred nineteen (419), four hundred twenty (420), four hundred twenty-one (421), four hundred twenty-two (422), and four hundred twenty-three (423), code 1931, and to amend sections four hundred twenty-seven (427), and two hundred sixty-four (264), code 1931, to discontinue the taking of the state census, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend the title by inserting the word "relating" after the figure (1931) in line nine (9), and by striking the word "discontinue" in line ten (10) thereof, and by striking Section four.

C. E. MALONE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on Tax Reduction, to whom was referred House File No. 15, a bill for an act to repeal chapter two hundred thirty-six (236), repeal section two hundred thirty-four (234), amend sections two hundred forty-seven (247), thirty-nine hundred forty-eight (3948), and three hundred two (302), code 1931, relating to the geological survey, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. E. MALONE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on Tax Reduction, to whom was referred House File No. 17, a bill for an act to repeal section twenty-four hundred sixty-five (2465), providing for attendance on conventions; and repeal section three hundred ninety-eight (398), and enact a substitute therefor, all of the code 1931, to provide for the authorization and payment of expenses of trips to conventions, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. E. MALONE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on Tax Reduction, to whom was referred House File No. 23, a bill for an act to amend sections twelve hundred twenty-five-d one (1225-d1), twenty-six hundred eighty-two (2682), forty-six hundred forty-four-c twenty-two (4644-c22), forty-nine hundred forty (4940), fifty-one hundred twenty-five (5125), fifty-one hundred ninety-one (5191), fifty-two hundred thirty-three (5233), fifty-two hundred thirty-seven (5237), and ten thousand six hundred thirty-seven (10,637), code 1931, relating to the mileage and expenses of public

Digitized by Google

officers and employees, county engineers, boards of supervisors, sheriffs, county superintendents, coroners and constables, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended he bill do pass:

Strike section ten (10) and renumber the following section.

C. E. MALONE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on Tax Reduction, to whom was referred House File No. 26, a bill for an act to prohibit the use and operation of publicly owned motor vehicles, machinery, equipment and other property for private purposes, making such use a misdemeanor and to provide a penalty for such violation and that all publicly owned automobiles must bear conspicuously labels designating its ownership, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. E. MALONE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on Tax Reduction, to whom was referred House File No. 31, a bill for an act to amend section fifty-three hundred twenty-two (5322), code 1931, relating to the support of the poor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. E. MALONE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on Tax Reduction, to whom was referred House File No. 41, a bill for an act to repeal sections forty-two hundred fifty-two (4252), forty-two hundred fifty-five (4255), forty-two hundred fifty-six (4256), forty-two hundred fifty-seven (4257), forty-two hundred fifty-nine (4259), forty-two hundred sixty-one (4261), forty-two hundred sixty-two (4262), forty-two hundred sixty-three (4263), forty-two hundred sixty-four (4264), and forty-two hundred sixty-five (4265), code 1931, and enact a substitute therefor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend the title by inserting in line six (6) after the figure (1931) the words "relating to courses of study in schools and colleges." and by striking from line six (6), Section one (1) the words "physical education". By striking Section four (4).

C. E. MALONE, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on Tax Reduction, to whom was referred House File No. 42, a bill for an act to amend section forty-two hundred sixty-six (4266), code 1931, relating to the establishment of a kindergarten, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend House File No. 42 by striking Section two (2).

C. E. MALONE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on Tax Reduction, to whom was referred House File No. 44, a bill for an act to amend section forty-three hundred forty-one (4341), code, 1931, relating to minimum salaries of teachers and to repeal sections forty-three hundred forty-two (4342), forty-three hundred forty-three (4343) and forty-three hundred forty-four (4344), code 1931, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend the title by striking all after the words "An Act" in line 1 and substituting therefor the words "to repeal sections forty-three hundred forty-one (4341), forty-three hundred forty-two (4342), forty-three hundred forty-three (4343), and forty-three hundred forty-four (4344), code 1931, relating to teachers' salaries."

Further amend by striking all of said bill following the enacting clause and substituting therefor the following: "Section 1. That Sections forty-three hundred forty-one (4341), forty-three hundred forty-two (4342), forty-three hundred forty-three (4343), forty-three hundred forty-four (4344), code 1931, be and the same are hereby repealed."

C. E. MALONE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on Tax Reduction, to whom was referred House File No. 54, a bill for an act to amend section ten thousand eight hundred forty-four (10,844), code 1931, relating to the calling of the jury panel, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. E. MALONE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on Tax Reduction, to whom was referred House Joint Resolution No. 1, a joint resolution proposing an amendment to article three (III) of the Constitution of the State of Iowa

Digitized by Google

by striking therefrom section thirty-three (33), and by amending section thirty-four (34) relating to the taking of the census by authorization of the General Assembly and apportionment of members of the Senate, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the joint resolution do pass:

Amend the title by striking the words "striking therefrom" in line two and substituting therefor the word "repealing"; and by striking the words "and by amending section thirty-four (34)" in lines two and three and substituting therefor the words "as amended in 1904"; and by inserting a period (.) after the word "census" in line four and striking the rest of the sentence.

Further amend by striking the words "striking therefrom" in Section 1, lines 1 and 2, and substituting therefor the word "repealing". Further amend by striking all of Section 2. Further amend by renumbering Section 3 as section 2, and by striking from renumbered section 2, lines 3 and 4, the words "for members of the next General Assembly", and from lines 5 and 6, the words "for three (3) months previous to the date of said election." C. E. MALONE, *Chairman.*

Report adopted.

Malone of Cass moved that the rules be suspended and House Files Nos. 54 and 23 be considered immediately and passed on to their third reading.

Gallagher of Iowa moved as a substitute that all bills reported out by tax reduction committee be referred to the appropriate standing committees of the House.

By unanimous consent, the two foregoing motions were withdrawn.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has adopted the following concurrent resolutions in which the concurrence of the Senate was asked:

House Concurrent Resolution No. 4, memorializing the President of the United States, the Congress and the Federal Reserve Board of the United States relative to a moratorium on farm mortgages.

Also, that the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution No. 5, relating to the furnishing of codes for the use of the General Assembly.

Also, that the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

Digitized by Google

House Concurrent Resolution No. 6, providing for the appointment of a committee to draft a resolution to be sent to the Interstate Conference of Legislators to be held in Washington February 3rd.

BYRON G. ALLEN, *Secretary.*

Gallagher of Iowa moved that the Speaker arrange the schedule for committee meetings that some committees may meet at 8:30 a. m. or in lieu of such arrangement, that the House convene at that hour.

Hanson of Winnebago moved as an amendment that the provision for convening the House at 8:30 a. m. be stricken.

By unanimous consent the foregoing motion and amendment thereto were withdrawn.

OATH OF OFFICE

The following employees assembled at the desk and took and subscribed to the following oath:

I do solemnly swear that I will support the Constitution of the United States and the State of Iowa and that I will faithfully perform the duties of my office to the best of my ability, so help me God.

OTTO SCHLOTTER
BILL BROSS

McFarlane of Black Hawk moved that the House adjourn until 10:00 a. m. Friday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 20, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. Hugh Jackson, Pastor of Methodist Episcopal Church, Sidney, Iowa.

Journal of January 19 corrected and approved.

PETITIONS AND MEMORIALS

Petitions were presented asking that a special tax be placed on so-called "chain stores" as follows: Casey, from business men in Mitchell county; Craven, from business men in Jasper county; Dreessen, from business men in Crawford county; Felter, from business men in Warren county; Gissel, from business men in Buchanan county; Goode, from business men in Davis county; Hopp, from business men in Mills county; Hough, from business men in Fayette county; Lichty, from business men in Black Hawk county; Rawlings, from business men in Monona county. Referred to committee on ways and means.

Approving prohibition. Bonnstetter, from residents of Kossuth county; Bowers, from residents of Union county; Burgess, from residents of Woodbury county; Cunningham, from residents of Polk county; Davis, from residents of Appanoose county; Dean, from residents of Cerro Gordo county; Dreessen, from residents of Crawford county; Fabritz, from residents of Wapello county; Frizzell, from residents of Poweshiek county; Fuester, from residents of Ida county; Garner, from residents of Butler county; Hook, from residents of Taylor county; Hopp, from residents of Mills county; Hough, from residents of Fayette county; Jenkins, from residents of Louisa county; Koch, from residents of Bremer county; Lookingbill, from residents of Story county; McDermott, from residents of Adair county; McFarlane, from residents of Black Hawk county; Mercer, from residents of Johnson county; Mitchell, from residents of Webster county; Peaco, from residents of Clinton county; Peet, from residents of Guthrie county; Porter,

Digitized by Google

from residents of Delaware county; Schroeder, from residents of Carroll county; Smith, from residents of Cherokee county; Speidel, from residents of Washington county; Stanzel, from residents of Sac county; Wiese, from residents of Scott county. Referred to committee on police regulation, suppression of crime and intemperance.

Aldrich of Wright presented resolutions adopted by the First National Farm Loan Association of Eagle Grove urging farm relief legislation. Referred to committee on tax reduction.

Mitchell of Webster presented resolutions urging legislation permitting hunting foxes; for a graduated land tax on farms over 640 acres; that fish and game department be supported by license funds exclusively. Referred to committee on fish and game.

Roe of Allamakee presented resolutions adopted by an independent tax reduction committee urging intensive tax reduction legislation. Referred to committee on tax reduction.

Wiese of Scott presented resolution of Davenport Moose Lodge No. 28 urging repeal of liquor laws. Referred to committee on police regulation, suppression of crime and intemperance.

REPORTS OF COMMITTEES

Malone of Cass, from the committee on tax reduction, submitted the following report:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 8, a bill for an act to amend sections forty-eight hundred seventy (4870), and forty-nine hundred sixty-d nineteen (4960-d19), code 1931, to provide that the County Treasurer shall withhold registration of any motor vehicle and issuance of driver's or chauffeur's license until the applicant or any member of his or her immediate family shall have paid his or her delinquent personal taxes, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to the appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to motor vehicles committee.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 13, a bill for an act to amend sections two hundred twenty-six (226), two hundred twenty-seven (227), two hundred thirty (230), two hundred sixty-four (264), two hundred sixty-nine (269), twenty-five hundred ninety-five (2595), forty-five hundred fifty-five (4555); two hundred forty-two (242), two hundred fifty-eight (258), forty-five hundred

Digitized by Google

fifty-seven (4557), forty-five hundred fifty-eight (4558), and repeal section two hundred sixty-five-a one (265-a1), and enact a substitute therefor of the code 1931, to change provisions relative to state printing, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee. C. E. MALONE, *Chairman.*

Report adopted. Referred to printing committee.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 18, a bill for an act to repeal section (397-d1) with reference to auditing of state institutions, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. E. MALONE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 20, a bill for an act to amend section (296), Code, 1931, with reference to the powers and duties of the Executive Council, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. E. MALONE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 21, a bill for an act to amend sections fifty-one hundred twenty-five (5125), fifty-two hundred twenty (5220), fifty-two hundred twenty-one (5221), fifty-two hundred twenty-two (5222), fifty-two hundred twenty-three (5223), fifty-two hundred twenty-four (5224), fifty-two hundred twenty-five (5225), fifty-two hundred twenty-six (5226), fifty-two hundred twenty-seven (5227), fifty-two hundred twenty-eight (5228), fifty-two hundred twenty-nine (5229), fifty-two hundred thirty (5230), fifty-two hundred thirty-one (5231), fifty-two hundred thirty-two (5232), fifty-five hundred seventy-one (5571), fifty-five hundred seventy-two (5572), fifty-five hundred seventy-three (5573) and fifty-six hundred sixty-nine (5669), code 1931, to revise statutory salary rates of county officers, their deputies and clerks, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to committee on compensation of public officers.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 22, a bill for an act to amend sections eighty-eight-c one

Digitized by Google

(88-c1), one hundred thirty-c one (130-c1), one hundred fifty-three-c one (153-c1), seventeen hundred three-d twenty-two (1703-d22), twenty-six hundred three-c one (2603-c1), twenty-eight hundred eighty-two (2882), twenty-nine hundred forty-seven (2947), twenty-nine hundred fifty-two (2952), thirty-three hundred seventy-three (3373), thirty-three hundred eighty-eight (3388), thirty-four hundred three (3403), thirty-four hundred sixty-six (3466), thirty-four hundred eighty-six (3486), thirty-six hundred twelve (3612), thirty-six hundred sixty-one-a five (3661-a5), thirty-six hundred eighty-seven (3687), thirty-seven hundred seven (3707), thirty-seven hundred twenty-four (3724), thirty-seven hundred forty-one (3741), thirty-seven hundred forty-two (3742), forty-six hundred twenty-five (4625), forty-six hundred thirty-c one (4630-c1), sixty-nine hundred forty-three-c eighteen (6943-c18), ninety-one hundred thirty-seven (9137), ten thousand eight hundred four (10,804), and twelve thousand eight hundred sixteen-a one (12,816-a1), code 1931, to reduce state statutory salaries paid by the state, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to committee on compensation of public officers.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 24, a bill for an act to amend section five hundred twenty (520), five hundred twenty-three (523), five hundred twenty-four (524), and five hundred twenty-five (525), code 1931, relating to the term of office of elective officers, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to committee on county and township organization.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 25, a bill for an act to amend section forty-nine hundred sixty-d thirty (4960-d30), code 1931, relating to the expiration of operators license for motor vehicles, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to committee on motor vehicles.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 27, a bill for an act to provide for uniform blank forms and record books to be used by all county officers in the State, and for

Digitized by Google

the fixing of the maximum price therefor, and provide a penalty for the non-use thereof, and to amend section fifty-one hundred thirty-four (5134), code 1931, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to the printing committee.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 30, a bill for an act to establish a purchasing procedure for counties, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee. C. E. MALONE, *Chairman.*

Report adopted. Referred to committee on judiciary.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 34, a bill for an act to abolish the office of county recorder and to transfer the duties of that office to the office of the clerk of the district court on and after January 1, 1935, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to committee on county and township organization.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 35, a bill for an act to amend sections fifty-one hundred six (5106), five hundred twenty-two (522), and to repeal sections fifty-one hundred seven (5107), and fifty-one hundred eight (5108), and to repeal sections fifty-one hundred nine (5109), fifty-one hundred ten (5110), and five hundred twenty-one (521), and enact substitutes therefor, code 1931, relating to the county board of supervisors and township trustees and their term of office, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to committee on departmental affairs.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 37, a bill for an act to establish a uniform cost accounting and financial record system in all public schools, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to committee on schools.

Digitized by Google

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 38, a bill for an act to abolish the office of school treasurer and to impose on the county treasurer the duties heretofore performed by the school treasurers; to amend sections thirty-nine hundred four (3904), forty-one hundred six (4106), forty-one hundred forty-five (4145), forty-one hundred forty-eight (4148), forty-one hundred eighty-six (4186), forty-two hundred sixteen-c thirty-two (4216-c32), forty-two hundred twenty-two (4222), forty-two hundred thirty-two (4232), forty-two hundred thirty-nine-a three (4239-a3), forty-two hundred seventy-four (4274), forty-two hundred seventy-seven (4277), forty-two hundred seventy-eight (4278), forty-two hundred eighty-three-c twelve (4283-c12), forty-three hundred five (4305), forty-three hundred six (4306), forty-three hundred eight (4308), forty-three hundred seventeen (4317), forty-three hundred thirty-five (4335), forty-three hundred ninety-six (4396), forty-three hundred ninety-nine (4399), forty-four hundred (4400), forty-four hundred eight (4408), forty-four hundred nine (4409), seventy-four hundred twenty-d one (7420-d1), seventy-four hundred twenty-d four (7420-d4), seventy-four hundred twenty-d six (7420-d6), seventy-four hundred twenty-a eight (7420-a8), and seventy-four hundred twenty-b one (7420-b1), code 1931; to repeal sections forty-two hundred forty (4240), forty-three hundred four (4304), forty-three hundred ten (4310), forty-three hundred fourteen (4314), forty-three hundred sixty-nine (4369), forty-three hundred ninety-eight (4398), and forty-four hundred thirty-six (4436), code 1931, and to enact substitutes therefor; and to repeal sections forty-two hundred sixteen-c twenty-six (4216-c26), forty-three hundred sixteen (4316), forty-three hundred eighteen (4318), forty-three hundred twenty (4320), and forty-three hundred twenty-one (4321), code 1931, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee. C. E. MALONE, *Chairman.*

Report adopted. Referred to committee on schools.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 40, a bill for an act to amend sections forty-one hundred seventy-nine (4179) and forty-one hundred eighty-one (4181), code 1931, relating to transportation in consolidated school districts, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee. C. E. MALONE, *Chairman.*

Report adopted. Referred to committee on schools.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 43, a bill for an act to amend section forty-two hundred sixty-seven (4267), code 1931, relating to high schools, beg leave to

Digitized by Google

report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to committee on schools.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 46, a bill for an act to authorize the school board in one or more districts to enter into a contract jointly or individually with the board of another district to provide for elementary and secondary school facilities including transportation under certain conditions for the children of their respective districts, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to committee on schools.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 47, a bill for an act to repeal sections forty-two hundred thirty-two (4232), forty-two hundred thirty-three (4233), forty-three hundred seventy-five (4375), and forty-three hundred seventy-six (4376), code 1931, and to enact a substitute therefor; and to amend section forty-two hundred seventy-four (4274), code 1931, all relating to school privileges under certain conditions, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to committee on schools.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 48, a bill for an act to amend section forty-two hundred seventy-seven (4277), code 1931, relating to high school tuition, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to committee on schools.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 49, a bill for an act to amend sections forty-two hundred sixteen-c one (4216-c1), forty-two hundred sixteen-c twenty-four (4216-c24), forty-one hundred twenty-five (4125), forty-two hundred sixteen-c four (4216-c4), forty-two hundred sixteen-c twenty-five (4216-c25), code 1931; and to repeal section forty-two hundred sixteen-c thirty-five (4216-c35), code 1931, all relating to school elections, beg leave to report

Digitized by Google

they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to election committee.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 50, a bill for an act to repeal chapters two hundred fifteen-c1 (215-c1) and two hundred fifteen-c2 (215-c2), code 1931, relating to tax-free lands and to enact a substitute therefor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to committee on schools.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 51, a bill for an act to repeal section forty-two hundred thirty-one (4231), code 1931, and to enact a substitute therefor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to committee on schools.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 53, a bill for an act to amend Chapter sixty-seven (67), code 1931, relating to expenses incurred in connection with returning defendants from jurisdiction other than that wherein a crime is committed, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to judiciary committee.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 55, a bill for an act to amend section eleven thousand five hundred sixty-two (11,562), code 1931, relating to bringing causes on for trial, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to judiciary committee.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 56, a bill for an act to amend section eleven thousand four hundred forty-one (11,441), of the code 1931, relating to the printing of court calendars, beg leave to report they have had the same under

Digitized by Google

consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to judiciary committee.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 57, a bill for an act to amend section eleven thousand four hundred ninety (11,490), code 1931, relating to the power of the court to limit counsel as to the time of their argument, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to judiciary committee.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 58, a bill for an act to amend chapter fifty-six (56), code 1931, relating to removal from office, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to judiciary committee.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 59, a bill for an act to amend sections eleven thousand fifty-five (11,055), and eleven thousand fifty-seven (11,057), code 1931, relating to commencement of ordinary actions and notice thereof; and to repeal sections eleven thousand fifty-six (11,056) and eleven thousand fifty-nine (11,059), code 1931, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to judiciary committee.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 60, a bill for an act to repeal section eleven thousand four hundred twenty-nine (11,429), code 1931, relating to the trial of cases to a jury and to enact a substitution therefor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to judiciary committee.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 61, a bill for an act to amend sections ten thousand seven

Digitized by Google

hundred eighty-four (10,784), and ten thousand seven hundred eighty-five (10,785), code 1931, granting to the Chief Justice of the Supreme Court additional authority to transfer District Court Judges, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to judiciary committee.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 62, a bill for an act to amend sections ten thousand eight hundred thirteen (10,813), ten thousand eight hundred thirty-seven (10,837), and eleven thousand six hundred twenty-nine (11,629), code 1931, relating to the fees to be taxed, charged and collected by the Clerk of the District Court, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to judiciary committee.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 63, a bill for an act to amend section eleven thousand three hundred twenty-eight (11,328), code 1931, relating to witness fees for peace officers and other public officials, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to judiciary committee.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 64, a bill for an act to repeal section seventy-three hundred forty-five (7345), Code 1931, and to enact a substitute therefor relating to relief from appraisal of estates for inheritance tax purposes, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to judiciary committee.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 65, a bill for an act to amend section ten thousand eight hundred forty (10,840), code 1931, with reference to the payment of unclaimed fees, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to judiciary committee.

Digitized by Google

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 66, a bill for an act to amend sections sixty-five hundred seventeen (6517), sixty-seven hundred four (6704), sixty-seven hundred five (6705), sixty-nine hundred forty-three-c four (6943-c4), ten thousand six hundred eighty-eight (10,688), ten thousand seven hundred thirty-nine (10,739), and ten thousand seven hundred forty-eight (10,748), code 1931, to reduce statutory salaries for city officers, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to committee on compensation of public officers.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 67, a bill for an act to amend sections five hundred fifty-one (551), twenty-two hundred thirty-five (2235), four thousand eighty-six (4086), forty-three hundred fifty-six (4356), forty-four hundred fifty-one (4451), forty-four hundred seventy-three (4473), forty-six hundred eighty (4680), fifty-one hundred thirty-one (5131), fifty-three hundred ninety-eight (5398), fifty-three hundred forty (5340), fifty-three hundred ninety-nine (5399), fifty-four hundred two (5402), fifty-four hundred sixty-one (5461), fifty-four hundred ten (5410), fifty-four hundred sixty-eight (5468), fifty-five hundred thirty-three (5533), fifty-six hundred sixty-three (5663), fifty-six hundred seventy-nine (5679), six thousand seventy (6070), sixty-one hundred forty-five (6145), sixty-two hundred forty-four (6244), sixty-three hundred four (6304), sixty-four hundred ninety-nine (6499), sixty-five hundred eight (6508), sixty-five hundred eighty-four (6584), all of the code 1931, with reference to the changing and fixing the time for the publication of legal and official notices, the number of official newspapers and the designation thereof, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to the printing committee.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 68, a bill for an act to amend sections seventy-two hundred forty-six (7246), and seventy-two hundred forty-seven (7247), code 1931, relating to notice of tax sale, service and cost thereof, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to the printing committee.

Digitized by Google

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 69, a bill for an act to amend section seventy-two hundred seventy-two (7272), code 1931, reducing the amount of penalty to be paid in redemption of property from tax sale, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to committee on county and township organizations.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 70, a bill for an act to amend sections sixty-nine (69) and seventy (70), code 1931, relating to the publication of proposed amendments to the Constitution and of public measures, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to the printing committee.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 71, a bill for an act to amend section fifty-four hundred eleven (5411), code 1931, relating to publishing proceedings of Boards of Supervisors; and to repeal section fifty-four hundred twelve-a one (5412-a1), code 1931, relating to the publication of the same and enacting a substitute therefor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to the printing committee.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 72, a bill for an act to amend sections twenty hundred twenty-three (2023), and twenty hundred twenty-three-a one (2023-a1), and to repeal section twenty hundred fifty (2050), code 1931, and to enact a substitute therefor, relating to attorneys' fees in injunction and nuisance cases, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to judiciary committee.

Ellsworth of Hardin asked for and received unanimous consent that the committee on banks and banking hold a short meeting.

Digitized by Google

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution No. 3, requesting the Budget Director to furnish a comparative statement of proposed budget and expenditures.

BYRON G. ALLEN, *Secretary.*

Malone of Cass called up House Concurrent Resolution No. 3 and moved that the House concur in the following Senate amendment:

"Amend by changing the figures "1919" where they appear to the figures "1920"."

Motion prevailed and House concurred in Senate amendment.

RESOLUTION

Gittinger of Lucas offered the following resolution and asked unanimous consent for its immediate consideration:

Whereas, the Honorable R. A. Hasselquist, who was a member of the House of Representatives in the twenty-eighth and twenty-ninth general assemblies, and a member of the Senate of the thirtieth and thirty-first general assemblies, also Post Master at Chariton, Iowa, during the administrations of Roosevelt and Taft, died in Chariton, in the year of 1932, therefore,

Be it Resolved by the House of Representatives of the forty-fifth general assembly, that the speaker appoint a committee of three members to draft suitable resolutions commemorating the life and service of the emigrant boy that became an Iowa law maker, Honorable R. A. Hasselquist.

Unanimous consent having been obtained for the immediate consideration, Mr. Gittinger moved its adoption. Motion prevailed and the resolution was adopted. The Speaker appointed as members of such committee: Gittinger of Lucas, Febritz of Wapello and Humeston of Wayne.

COMMITTEE ASSIGNMENTS

The Speaker appointed Teter of Marion to the following standing committees:

Judiciary
Tax reduction
Educational institutions
Mines and mining
Public health
Ways and means
Schools and textbooks

Digitized by Google

INTRODUCTION OF BILLS

House File No. 99, by Peaco of Clinton, a bill for an act to amend section six hundred forty-three (643) code, 1931, relating to the printing of names on primary ballots.

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

House File No. 100, by Hopp of Mills, a bill for an act to amend sections ten thousand two hundred ninety-nine (10299) ten thousand three hundred ten (10310), and ten thousand three hundred eleven (10311), code, 1931, relating to labor and material on public improvements.

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

House File No. 101, by Hopp of Mills and Hanson of Lyon, a bill for an act to amend the law as it appears in section ninety-four hundred twenty (9420) of the code, 1931, relating to interest on chattel loans up to three hundred ($300.00) dollars.

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

House File No. 102, by Fabritz of Wapello, a bill for an act to amend sections forty-eight hundred seventy-five (4875), forty-nine hundred (4900), forty-nine hundred one (4901), forty-nine hundred five (4905), forty-nine hundred twenty-four (4924), forty-nine hundred twenty-nine (4929), forty-nine hundred thirty-one (4931), forty-nine hundred thirty-three (4933), and forty-nine hundred thirty-six (4936), Code, 1931, relating to the collection of motor vehicle license fees.

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

House File No. 103, by Ditto of Osceola, a bill for an act defining and regulating the practices of photography, creating a board of examiners in photography, and prescribing their powers and duties.

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

House File No. 104, by Mercer of Johnson, a bill for an act to make an appropriation to Ben Whittington for the loss of one

Digitized by Google

mule while mowing Iowa Primary Highway No. 261 due to the negligence of the Iowa State Highway commission.

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

House File No. 105, by Ostby of Worth, a bill for an act requiring licenses for the operation, maintenance, opening or establishment of stores in this state, prescribing the license and filing fees to be paid therefor, and the disposition thereof, and the powers and duties of the Treasurer of the State of Iowa in connection therewith, and prescribing penalties for the violation thereof.

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

House File No. 106, by Crouch of Greene, a bill for an act to amend section forty-seven hundred fifty-five-b twenty-nine (4755-b29), Code 1931, relating to the maintenance of primary roads through cities and towns.

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

House File No. 107, by Durant of Hancock, a bill for an act relating to the office of constable in certain counties.

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

House File No. 108, by Durant of Hancock, a bill for an act to amend section forty-six hundred forty-four-c58, (4644-c58), code, 1931, relating to the annual levy of road poll tax.

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

House File No. 109, by Beswick of Van Buren, a bill for an act to amend section seventeen hundred sixty-six-a one (1766-a1), code, 1931, relating to the open season on furbearing animals.

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

House File No. 110, by Goode of Davis, a bill for an act to amend section seventeen hundred sixty-six (1766) and to repeal sections seventeen hundred sixty-six-a one (1766-a1), seventeen hundred sixty-six-a two (1766-a2), seventeen hundred sixty-six-c one (1766-c1) to seventeen hundred sixty-six-c four (1766-c4) inclusive, and seventeen hundred sixty-six-d one (1766-d1), Code,

Digitized by Google

1931, relating to a closed season on fur-bearing animals, and abolish fur dealer's license.

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

House File No. 111, by Jenkins of Louisa, a bill for an act to increase the amount of statutory exemptions from execution for resident farmers who are the heads of families.

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

House File No. 112, by McFarlane and Lichty of Black Hawk, a bill for an act to amend section forty-seven hundred fifty-five-b twenty-six (4755-b26) Code, 1931, relating to primary highways within cities and towns and providing for maintenance, repair and upkeep of such primary highways.

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

House File No. 113, by Grell and Wiese of Scott, a bill for an act to repeal Section six hundred fifty-five a-four (655-a4), Code, 1931, relative to the time of filing objections to certificate of nomination or eligibility of a candidate, and to enact a substitute therefor.

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

MESSAGE FROM THE SENATE

The following message was received from the Senate:

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

Senate Concurrent Resolution No. 8, relative to the holding of a joint session at one o'clock P. M. Friday, January 20th, to receive an address from Honorable Francis J. Clair, respecting his plan for economic recovery.

BYRON G. ALLEN, *Secretary*.

SENATE MESSAGE CONSIDERED

Sours of Floyd asked and received unanimous consent to consider the concurrent resolution at this time.

Digitized by Google

SENATE CONCURRENT RESOLUTION NO. 8

Whereas, the agricultural section of the United States is faced by the most serious and distressing condition in its history, and no plan has been suggested or formulated which has given the people any assurance of a solution of such despair or any hope of restoration, and

Whereas, we have an opportunity to receive the presentation of the plans of Mr. Francis J. Clair, who is now touring the agricultural section of this country on an educational program, and

Whereas, we are of the belief that no opportunity should be lost to give consideration to any feasible plan or means that can be used to relieve the present economic situation, therefor,

Be it Resolved by the Senate, the House concurring: That the House and Senate meet in joint session at one o'clock P. M., in the House Chamber, to receive an address from the said Francis J. Clair, respecting his plan for economic recovery.

Sours of Floyd moved the adoption of Senate Concurrent Resolution No. 8. Motion carried and resolution adopted.

APPOINTMENT OF COMMITTEE

The Speaker announced that as members of the committee to act on House Concurrent Resolution No. 6 he had appointed the following: Grau of Buena Vista, Bonnstetter of Kossuth, Brady of Pottawattamie and Roe of Allamakee.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled, Senate Joint Resolution No. 4.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bill, Senate Joint Resolution No. 4.

The House recessed until 12:45 p. m.

Digitized by Google

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

The Speaker introduced Mr. Francis Clair of Columbia University who addressed the House on economic recovery.

Dreessen of Crawford moved that the House extend to Mr. Clair a rising vote of thanks. Motion prevailed.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 111, a bill for an act amendatory to Chapter 412, Title 21 of the Code 1931, extending the right of the superintendent of banking to take possession of banking institutions without insolvency proceedings and to protect the debtors and creditors of such institutions and to reorganize or operate the same as shall be set forth herein.

BYRON G. ALLEN, *Secretary.*

SENATE MESSAGE CONSIDERED

Senate File No. 111, a bill for an act amendatory to Chapter 412, Title 21 of the Code, 1931, extending the right of the superintendent of banking to take possession of banking institutions without insolvency proceedings and to protect the debtors and creditors of such institutions and to reorganize or operate the same as shall be set forth herein.

Read first and second times and referred to committee of the whole.

McFarlane of Black Hawk moved that the House resolve itself into a committee of the whole and that the chief clerk and A. C. Gustafson act as secretaries of the committee. Motion prevailed.

The Speaker called Mr. McFarlane to the chair to act as chairman of the committee.

COMMITTEE OF THE WHOLE

The House resolved itself into a committee of the whole, Mr. McFarlane, Chairman, presiding.

Digitized by Google

The roll was called to ascertain the presence of a quorum. The following members responded as present:

Aldrich	Fuelling	McFarlane	Sheridan
Alesch	Fuester	McKinnon	Smith
Augustine	Gallagher	McLean	Snyder
Beath	Garner	Malone	Sours
Beswick	Gissel	Maniece	Speidel
Bonnstetter	Gittinger	Mercer	Stansell
Bouska	Goode	Metcalf	Stanzel
Bowers	Grau	Miller	Stewart
Brady	Grell	Millhone	Stiger
Burgess	Hanson of Lyon	Mitchell	Stimpson
Casey	Hanson of Winnebago	Moore of Benton	Strachan
Craven	Hartman	Moore of Harrison	Swift of Dubuque
Crouch	Hook	Mooty	Swift of Jackson
Cunningham	Hopp	Osborn	Teter
Davis	Hough	Ostby	Thies
Dean	Hultman	Paisley	Thiessen
Dole	Humeston	Peaco	Treimer
Donlon	Jenkins	Peet	Weed
Doran	Jensen	Porter	Wenig
Dreessen	Johnson	Rawlings	Wiese
Durant	Koch	Reed	Willis
Elliott	Laughlin	Rice	Wolf
Ellsworth	Lichty	Roe	Yager
Fabritz	Lookingbill	Ryder	Zipse
Falvey	McCarthy	Schmitz	Zylstra—107
Felter	McCreery	Schroeder	
Foster	McDermott		
Frizzell			

Absent, 2.

Bruce	Ditto

The chairman declared a quorum present and the committee proceeded to the consideration of Senate File No. 111.

Mr. Ellsworth moved that the committee report the bill to the House with the recommendation that the same do pass. Motion prevailed.

Mr. Ellsworth moved that the committee rise. Motion prevailed.

House reconvened, Speaker Miller in the chair.

REPORT OF COMMITTEE

McFarlane of Black Hawk, from the committee of the whole House, submitted the following report:

MR. SPEAKER: Your Committee of the Whole, to whom was referred Senate File No. 111, a bill for an act amendatory to Chapter 412, Title 21 of the Code 1931, extending the right of the superintendent of banking

Digitized by Google

to take possession of banking institutions without insolvency proceedings and to protect the debtors and creditors of such institutions and to reorganize or operate the same as shall be set forth herein, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. ARCH W. MCFARLANE, *Chairman.*

Report adopted.

CONSIDERATION OF BILLS

Senate File No. 111, a bill for an act amendatory to Chapter 412, Title 21 of the Code, 1931, extending the right of the superintendent of banking to take possession of banking institutions without insolvency proceedings and to protect the debtors and creditors of such institutions and to reorganize or operate the same as shall be set forth herein, with report of committee recommending passage was taken up for consideration.

Ellsworth of Hardin moved that the rule prohibiting the second and third reading on the same day be suspended. Motion prevailed.

Ellsworth of Hardin moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 107.

Aldrich	Doran	Hanson of Lyon	McFarlane
Alesch	Dreessen	Hanson of Winnebago	McKinnon
Augustine	Durant	Hartman	McLean
Beath	Elliott	Hook	Malone
Beswick	Ellsworth	Hopp	Maniece
Bonnstetter	Fabritz	Hough	Mercer
Bouska	Falvey	Hultman	Metcalf
Bowers	Felter	Humeston	Millhone
Brady	Foster	Jenkins	Mitchell
Burgess	Frizzell	Jensen	Moore of Benton
Casey	Fuelling	Johnson	Moore of Harrison
Craven	Fuester	Koch	Mooty
Crouch	Gallagher	Laughlin	Osborn
Cunningham	Garner	Lichty	Ostby
Davis	Gissel	Lookingbill	Paisley
Dean	Gittinger	McCarthy	Peaco
Ditto	Goode	McCreery	Peet
Dole	Grau	McDermott	Porter
Donlon	Grell		

Digitized by Google

Rawlings	Snyder	Strachan	Wenig
Reed	Sours	Swift of Dubuque	Wiese
Rice	Speidel	Swift of Jackson	Willis
Roe	Stansell	Teter	Wolf
Ryder	Stanzel	Thies	Yager
Schmitz	Stewart	Thiessen	Zipse
Schroeder	Stiger	Treimer	Zylstra
Sheridan	Stimpson	Weed	Mr. Speaker
Smith			

Nays, none.

Absent or not voting, 1.

Bruce

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

Ellsworth of Hardin moved that the vote by which the bill passed, be reconsidered and the motion be laid on the table. Motion prevailed.

INTRODUCTION OF BILLS

House File No. 114, by Johnson and McCreery of Linn, a bill for an act to amend section three hundred eighty (380), Code, 1931, relating to the levy of taxes and expenditures of public money by municipalities.

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

House File No. 115, by Johnson and McCreery of Linn, a bill for an act to legalize the acts of County Auditors in issuing warrants representing expenditures for the benefit of any persons entitled to receive help from public funds and validating indebtedness heretofore incurred by counties for the benefit of such persons.

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

House File No. 116, by Schroeder of Carroll, Strachan of Humboldt, Sours of Floyd and Bonnstetter of Kossuth, a bill for an act providing for property tax relief and the elimination of the state millage levy on property by the levying, imposing, collecting and paying of taxes on incomes; providing for rules and regulations for the enforcement thereof; prescribing for the enforcement thereof, and penalties for the violation thereof; amending Section 7256 of the Code; and repealing Section 7171, Sub-section

Digitized by Google

1, and Sections 7182, 7183 and 7398 of the Code relating to the levying, certification and collection of a tax on property.

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

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled, Senate File No. 111.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bill: Senate File No. 111.

Brady of Pottawattamie filed the following amendment to House File No. 67:

1. Amend House File No. 67 by striking from the title thereof the words and figures as follows: "Fifty-three Hundred Ninety-eight (5398).

2. Further amend by striking all of Section 9 reading as follows: "That Section Fifty-three Hundred Ninety-eight (5398), Code 1931, be amended by striking out all of said section following the period (.) in line four (4) thereof."

On motion of Reed of Mahaska the House adjourned until 9:00 a. m. Saturday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA. JANUARY 21, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. A. E. Elliott, Pastor of the United Brethren Church, Des Moines.

Journal of January 20th corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Brady of Pottawattamie for the day on request of McCarthy of Woodbury; Fabritz of Wapello for the day on request of Malone of Cass; McFarlane of Black Hawk for the day on request of Gallagher of Iowa; Rawlings of Monona for the day on request of Laughlin of Fremont.

PETITIONS AND MEMORIALS

Petitions were presented asking that a special tax be placed on so-called "chain stores" as follows: Beswick, from business men of Van Buren county; Hook, from business men of Taylor county; Harrison, from business men of Winnebago county. Referred to committee on ways and means.

Favoring prohibition. Augustine, from the citizens of Ringgold county; Brady, from citizens of Pottawattamie county; Burgess, from citizens of Woodbury county; Craven, from citizens of Jasper county; Cunningham, from citizens of Polk county; Grau, from citizens of Buena Vista county; Jenkins, from citizens of Louisa county; Metcalf, from citizens of Muscatine county; Osborn, from citizens of Decatur county; Stimpson, from citizens of Jones county; Willis, from citizens of Dallas county; Yager, from citizens of Dickinson county. Referred to committee on police regulation, suppression of crime and intemperance.

Alesch of Plymouth presented a petition from the citizens of Plymouth county for farm relief. Referred to committee on tax reduction.

Digitized by Google

Bouska of Howard presented a petition from the citizens of Howard county, requesting more equitable distribution of taxes for schools. Referred to committee on schools and textbooks.

Brady of Pottawattamie presented a petition from the firemen and other citizens of Pottawattamie county opposing any changes in the law governing pensions for firemen and policemen. Referred to committee on cities and towns.

Casey of Mitchell presented a petition from the citizens of Mitchell county requesting more equitable distribution of taxes for schools. Referred to committee on schools and textbooks.

Ditto of Osceola presented a resolution of the school board of Sibley opposing the budget system recommended by the tax reduction committee. Referred to committee on schools and textbooks.

Lookingbill of Story presented a petition of the First Farm Loan Association of Story for adequate farm relief. Referred to committee on tax reduction.

REPORT OF COMMITTEE

Malone of Cass, from the committee on tax reduction, submitted the following report:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 10, a bill for an act to amend section 6314, etc., relating to pensions for disabled and retired firemen and policemen, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee. C. E. MALONE, *Chairman.*

Report adopted. Re-referred to the committee on cities and towns.

INTRODUCTION OF BILLS

House File No. 117, by Foster of Cedar, a bill for an act to repeal sections twenty-six hundred sixty-six (2666), twenty-six hundred sixty-nine (2669), twenty-six hundred seventy-five (2675), twenty-six hundred seventy-nine (2679), twenty-six hundred eighty-one (2681), twenty-six hundred eighty-two (2682), twenty-six hundred eighty-six (2686), twenty-six hundred eighty-nine (2689), twenty-six hundred ninety-nine (2699), twenty-seven hundred (2700), twenty-seven hundred two (2702), inclusive, twenty-seven hundred four-b one (2704-b1), twenty-seven hundred four-b two (2704-b2), twenty-seven hundred four-b three (2704-b3), and

Digitized by Google

twenty-seven hundred four-c one (2704-c1), Code, 1931, and to enact substitutes therefor relating to the eradication of bovine tuberculosis; to prohibit the sale of tubercular animals or the meat or flesh thereof for food, and to provide a penalty for the violatin thereof; to define the word "examination" and the word "shall" in said statutes; to grant the owner his choice of veterinarians; to provide tax levy.

Read first and second times and referred to committee on animal industry.

House File No. 118, by Hanson of Winnebago, a bill for an act to repeal section ninety-four hundred eight (9408), and amend section ninety-four hundred twenty (9420), Code, 1931, relating to rate of interest on money loaned.

Read first and second times and referred to committee on building and loan.

House File No. 119, by Gallagher of Iowa, a bill for an act to provide that foreign corporations maintaining an office in the State of Iowa, shall be given preference in the purchase of any products by any commission, board, committee, officer, or governing body of the state, or of any county, township, school district, city or town, and every person acting as contract agent therefor over other foreign corporations which do not maintain an office in the State of Iowa; providing that contracts for the purchase of such products in violation of the provisions hereof shall be void; and providing penalty for the violation thereof.

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

House File No. 120, by Gallagher of Iowa, a bill for an act to amend sections ninety-two hundred thirty-eight (9238), ninety-two hundred and thirty-nine (9239), ninety-two hundred and forty-three (9243), and chapter 415, and to repeal sections ninety-two hundred and forty (9240), and ninety-two hundred forty-two (9242), code, 1931, relating to banks and trust companies.

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

House File No. 121, by Humeston of Wayne, a bill for an act to regulate the adoption and sale of text books and to provide optional High School texts.

Digitized by Google

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

House File No. 122, by Reed of Mahaska, a bill for an act to repeal Section Five Thousand Two Hundred and Thirty-four (5234) Code of 1931, and enact a substitute therefor relating to compensation of deputy county superintendent.

Read first and second times and referred to committee on compensation of public officers.

House File No. 123, by Elliott of Polk, a bill for an act to amend section fifty-eight hundred thirteen-d six (5813-d6), Code, 1931, relating to permanent park boards in cities over one hundred twenty-five thousand (125,000) population, relating to the powers and duties of the park board.

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

HOUSE FILE WITHDRAWN

Peaco of Clinton asked and received unanimous consent to withdraw House File No. 99.

HOUSE FILE NO. 44 REREFERRED

Ditto of Osceola moved to re-refer House File No. 44 to the committee on schools and textbooks. Motion was carried and bill was re-referred.

CONSIDERATION OF BILL

House File No. 114, a bill for an act to amend section three hundred eighty (380), Code, 1931, relating to the levy of taxes and expenditures of public money by municipalities.

McCreery of Linn asked unanimous consent to withdraw House File No. 114 from the judiciary committee and place it upon immediate passage. Unanimous consent having been given, the bill was read a third time, placed upon its passage.

On the question "Shall the bill pass?"

The ayes were, 102.

Aldrich	Bonnstetter	Craven	Ditto
Alesch	Bouska	Crouch	Dole
Augustine	Bowers	Cunningham	Donlon
Beath	Burgess	Davis	Doran
Beswick	Casey	Dean	Dreessen

Digitized by Google

Durant	Hopp	Mitchell	Stansell
Elliott	Hough	Moore of Benton	Stanzel
Ellsworth	Hultman	Moore of Harrison	Stewart
Falvey	Humeston	Mooty	Stiger
Felter	Jenkins	Osborn	Stimpson
Foster	Jensen	Ostby	Strachan
Frizzell	Johnson	Paisley	Swift of Dubuque
Fuelling	Koch	Peaco	Swift of Jackson
Fuester	Laughlin	Peet	Teter
Gallagher	Lichty	Porter	Thies
Garner	Lookingbill	Reed	Thiessen
Gissel	McCarthy	Rice	Treimer
Gittinger	McCreery	Roe	Weed
Goode	McDermott	Ryder	Wenig
Grau	McKinnon	Schroeder	Wiese
Grell	McLean	Sheridan	Willis
Hanson of Lyon	Malone	Smith	Wolf
Hanson of Winnebago	Maniece	Snyder	Yager
Hartman	Mercer	Sours	Zipse
Hook	Metcalf	Speidel	Zylstra
	Millhone		Mr. Speaker

The nays were, none.

Absent or not voting, 6.

Brady	Fabritz	McFarlane	Schmitz
Bruce		Rawlings	

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

McCreery of Linn moved that the vote by which the bill was passed be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

AMENDMENT FILED

Reed of Mahaska filed the following amendment to House File No. 23 by adding to Section 6 the following words:

"This provision shall not apply to the service of papers in civil cases."

Malone of Cass filed the following amendment to House File No. 41:

Amend the title to House File No. 41 by striking the period at the end thereof and adding the following: ", relating to the elimination of certain mandatory subjects from school courses."

On motion of Johnson of Linn, the House adjourned until 10:00 a. m. Monday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 23, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. William H. Phelps, Pastor of Central Presbyterian Church, Des Moines.

Journal of January 21 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: McCarthy of Woodbury for the day on request of Laughlin of Fremont.

PETITIONS AND MEMORIALS

Petitions were presented asking that a special tax be placed on so-called "chain stores" as follows: Doran, from business men of Boone county; Gissel, from business men of Buchanan county; Lichty, from business men of Buena Vista county; Malone, from business men of Cass county; Peaco, from business men of Clinton; Schroeder, from business men of Carroll county; Stiger, from business men of Tama county. Referred to committee on ways and means.

Approving prohibition. Aldrich, from citizens of Wright county; Augustine, from citizens of Ringgold county; Bouska, from citizens of Howard county; Doran, from citizens of Boone county; Durant, from 371 citizens of Hancock county; Ellsworth, from citizens of Hardin county; Foster, from citizens of Cedar county; Grau, from citizens of Buena Vista county; Laughlin, from citizens of Fremont county; Lookingbill, from citizens of Story county; McKinnon, from citizens of Henry county; McLean, from citizens of Marshall county; Roe, from citizens of Allamakee county; Schroeder, from citizens of Carroll county; Strachan, from citizens of Humboldt county; Wenig, from citizens of Clay county; Zipse, from citizens of Chickasaw county. Referred to committee on police regulation, suppression of crime and intemperance.

Digitized by Google

Millhone of Page presented a petition from citizens of Page county opposing repeal of high schools and limiting tax levies. Referred to committee on tax reduction.

Casey of Mitchell presented a resolution from the Mitchell County Bankers Association urging legislation on tax exempt securities. Referred to committee on banks and banking.

Elliott and Cunningham of Polk presented a petition from the county officers and Des Moines City Council opposing any change in pension law governing firemen and policemen. Referred to committee on cities and towns.

Gissel of Buchanan presented a petition of citizens of Buchanan county urging abolishment of the use of throwlines and trot lines. Referred to committee on fish and game.

Sheridan of Lee presented a petition from citizens of Montrose opposing certain recommendations on school laws made by tax reduction committee. Referred to committee on schools and textbooks.

Schmitz of Winneshiek presented a petition from citizens of Winneshiek county opposing certain recommendations on school laws made by tax reduction committee. Referred to committee on schools and textbooks.

HOUSE RESOLUTION CONSIDERED

Humeston of Wayne called up House Resolution found on page 104 of the Journal of January 19 and moved its adoption.

Fabritz of Wapello moved the previous question. Motion prevailed.

On the question "Shall the Resolution be adopted?" a roll call was demanded.

The ayes were, 35.

Brady	Garner	Maniece	Speidel
Burgess	Gissel	Osborn	Stewart
Crouch	Gittinger	Ostby	Stimpson
Dean	Grell	Peet	Strachan
Durant	Hook	Porter	Swift of Jackson
Fabritz	Hough	Reed	Wenig
Foster	Hultman	Rice	Willis
Fuester	Humeston	Snyder	Zipse
Gallagher	McKinnon	Sours	

Digitized by Google

The nays were, 62.

Aldrich	Elliott	Lichty	Roe
Alesch	Ellsworth	Lookingbill	Ryder
Augustine	Felter	McCreery	Schmitz
Beath	Fuelling	MeDermott	Schroeder
Beswick	Goode	McFarlane	Smith
Bonnstetter	Grau	McLean	Stansell
Bouska	Hanson of Lyon	Malone	Stanzel
Bowers	Hanson of Winnebago	Mercer	Stiger
Casey	Hartman	Metcalf	Swift of Dubuque
Craven	Hopp	Mitchell	Thies
Cunningham	Jenkins	Moore of Benton	Thiessen
Davis	Jensen	Moore of Harrison	Treimer
Dole	Johnson	Mooty	Weed
Donlon	Koch	Paisley	Wiese
Doran	Laughlin	Peaco	Wolf
Dreessen			Yager

Absent or not voting, 11.

Bruce	Frizzell	Rawlings	Zylstra
Ditto	McCarthy	Sheridan	Mr. Speaker
Falvey	Millhone	Teter	

Resolution lost.

INTRODUCTION OF BILLS

House File No. 124, by Casey of Mitchell, a bill for an act to amend Section twelve thousand forty-one (12041), Code, 1931, relating to the appointment of referees in probate matters.

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

House File No. 125, by Dreessen of Crawford, a bill for an act to amend section seventeen hundred thirty-one (1731), Code 1931, relating to open seasons on fish.

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

House File No. 126, by Snyder of Hamilton, Durant of Hancock, and Dean of Cerro Gordo, a bill for an act to amend section fifty-one hundred ninety-seven-d one (5197-d1), Code, 1931, relating to the boarding, lodging, waiting on, washing for and caring for prisoners in the county jail and to otherwise broaden the application of chapter two hundred fifty-nine-D one (259-D1), Code, 1931, of which chapter section fifty-one hundred ninety-seven-d one (5197-d1) is a part.

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

Digitized by Google

CONSIDERATION OF BILLS

House Joint Resolution No. 1 proposing an amendment to article three (III) of the Constitution of the State of Iowa by striking therefrom section thirty-three (33), and by amending section thirty-four (34) relating to the taking of the census by authorization of the General Assembly and apportionment of members of the Senate, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Malone of Cass the amendments proposed by the committee, found in the Journal of January 19, were adopted.

Malone of Cass moved that the joint resolution be read a third time now and placed upon its passage, which motion prevailed and the joint resolution was read a third time.

A JOINT RESOLUTION

Proposing an Amendment to article three (III) of the Constitution of the State of Iowa by Repealing section thirty-three (33), as amended in 1904 relating to the taking of the census.

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

That the constitution of Iowa be amended as follows:

Section 1. Amend article three (III), by Repealing section thirty-three (33), requiring the taking of the state census, and by renumbering the succeeding sections accordingly.

Sec. 2. Be it further resolved that the foregoing proposed amendment be, and the same is hereby, referred to the General Assembly to be chosen at the next general election and that the secretary of state cause the same to be published as provided by law.

On the question "Shall House Joint Resolution No. 1 pass?"

The ayes were, 105.

Aldrich	Dole	Gissel	Johnson
Alesch	Donlon	Gittinger	Koch
Augustine	Doran	Goode	Laughlin
Beath	Dreessen	Grau	Lichty
Beswick	Durant	Grell	Lookingbill
Bonnstetter	Elliott	Hanson of Lyon	McCreery
Bouska	Ellsworth	Hanson of Winnebago	McDermott
Bowers	Fabritz	Hartman	McFarlane
Brady	Falvey	Hook	McKinnon
Burgess	Felter	Hopp	McLean
Casey	Foster	Hough	Malone
Crouch	Frizzell	Hultman	Maniece
Cunningham	Fuelling	Humeston	Mercer
Davis	Fuester	Jenkins	Metcalf
Dean	Gallagher	Jensen	Millhone
Ditto	Garner		Mitchell

Digitized by Google

Moore of Benton	Reed	Stansell	Treimer
Moore of Harrison	Rice	Stanzel	Weed
Mooty	Roe	Stewart	Wenig
Osborn	Ryder	Stiger	Wiese
Ostby	Schmitz	Stimpson	Willis
Paisley	Schroeder	Strachan	Wolf
Peaco	Sheridan	Swift of Dubuque	Yager
Peet	Smith	Swift of Jackson	Zipse
Porter	Snyder	Teter	Zylstra
Rawlings	Sours	Thies	Mr. Speaker
	Speidel	Thiessen	

The nays were, none.

Absent or not voting, 3.

Bruce	Craven	McCarthy

So the joint resolution having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

Malone of Cass moved that the vote by which House Joint Resolution No. 1 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

HOUSE FILE REREFERRED

On request of Malone of Cass, unanimous consent having been granted, House File No. 9 was rereferred to the committee on judiciary.

CONSIDERATION OF BILLS

House File No. 12, a bill for an act to repeal sections four hundred eight (408), four hundred nine (409), four hundred ten (410), four hundred eleven (411), four hundred twelve (412), four hundred thirteen (413), four hundred fourteen (414), four hundred fifteen (415), four hundred sixteen (416), four hundred seventeen (417), four hundred eighteen (418), four hundred nineteen (419), four hundred twenty (420), four hundred twenty-one (421), four hundred twenty-two (422), and four hundred twenty-three (423), code 1931, and to amend sections four hundred twenty-seven (427), and two hundred sixty-four (264), code 1931, to discontinue the taking of the state census, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Malone of Cass the amendments proposed by the committee, found on page 110 of the Journal of January 19, were adopted.

Digitized by Google

Malone of Cass moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 104.

Aldrich	Foster	McCreery	Schmitz
Alesch	Frizzell	McDermott	Schroeder
Augustine	Fuelling	McFarlane	Sheridan
Beath	Fuester	McKinnon	Smith
Beswick	Gallagher	McLean	Snyder
Bonnstetter	Garner	Malone	Sours
Bouska	Gissel	Maniece	Speidel
Bowers	Gittinger	Mercer	Stansell
Brady	Goode	Metcalf	Stewart
Burgess	Grau	Millhone	Stiger
Casey	Grell	Mitchell	Stimpson
Craven	Hanson of Lyon	Moore of Benton	Swift of Dubuque
Crouch	Hanson of Winnebago	Moore of Harrison	Swift of Jackson
Cunningham	Hartman	Mooty	Teter
Davis	Hook	Osborn	Thies
Dean	Hopp	Ostby	Thiessen
Ditto	Hough	Paisley	Treimer
Dole	Hultman	Peaco	Weed
Donlon	Humeston	Peet	Wenig
Doran	Jenkins	Porter	Wiese
Dreessen	Jensen	Rawlings	Willis
Durant	Johnson	Reed	Wolf
Elliott	Koch	Rice	Yager
Ellsworth	Laughlin	Roe	Zipse
Fabritz	Lichty	Ryder	Zylstra
Falvey	Lookingbill		Mr. Speaker
Felter			

The nays were, 2.

Stanzel	Strachan

Absent or not voting, 2.

Bruce	McCarthy

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

Malone of Cass moved that the vote by which House File No. 12 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Digitized by Google

Senate File No. 7, a bill for an act relating to tax levies for secondary road purposes. BYRON G. ALLEN, *Secretary*.

SENATE MESSAGE CONSIDERED

Senate File No. 7, a bill for an act relating to tax levies for secondary road purposes.

Read first and second times and passed on file.

Malone of Cass moved that Senate File No. 7 be substituted for House File No. 7. Motion prevailed.

CONSIDERATION OF BILLS

Senate File No. 7, a bill for an act to amend sections forty-six hundred forty-four-c six (4644-c6), forty-six hundred forty-four-c seven (4644-c7), forty-six hundred forty-four-c eleven (4644-c11), and forty-six hundred forty-four-c fifteen (4644-c15), code 1931, relating to tax levies for secondary road purposes and to repeal sections forty-six hundred forty-four-c twelve (4644-c12) and forty-six hundred forty-four-c sixteen (4644-c16), code 1931, was taken up for consideration.

On motion of Malone of Cass the amendments proposed by the committee, to House File No. 7 of the Journal of January 19, were adopted as amendments to Senate File No. 7.

Malone asked and secured unanimous consent for suspension of rule prohibiting second and third reading the same day.

Malone of Cass moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 104.

Aldrich	Davis	Frizzell	Hook
Alesch	Dean	Fuelling	Hopp
Augustine	Ditto	Fuester	Hough
Beath	Dole	Gallagher	Hultman
Beswick	Donlon	Garner	Humeston
Bonnstetter	Doran	Gissel	Jenkins
Bouska	Dreessen	Gittinger	Jensen
Bowers	Durant	Goode	Johnson
Brady	Elliott	Grau	Koch
Burgess	Ellsworth	Grell	Laughlin
Casey	Fabritz	Hanson of Lyon	Lichty
Craven	Falvey	Hanson of Winnebago	Lookingbill
Crouch	Felter	Hartman	McCreery
Cunningham	Foster		McDermott

Digitized by Google

McFarlane	Osborn	Smith	Teter
McKinnon	Paisley	Snyder	Thies
McLean	Peaco	Sours	Thiessen
Malone	Peet	Speidel	Treimer
Maniece	Porter	Stansell	Weed
Mercer	Rawlings	Stanzel	Wenig
Metcalf	Reed	Stewart	Wiese
Millhone	Rice	Stiger	Willis
Mitchell	Roe	Stimpson	Wolf
Moore of Benton	Ryder	Strachan	Yager
Moore of Harrison	Schmitz	Swift of Dubuque	Zipse
Mooty	Schroeder	Swift of Jackson	Zylstra
	Sheridan		

The nays were, none.

Absent or not voting, 4.

Bruce	McCarthy	Ostby	Mr. Speaker

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

Malone of Cass moved that the vote by which Senate File No. 7 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

HOUSE FILE REFERRED

On request of Gallagher of Iowa, unanimous consent having been granted, House File No. 15 was referred to the committee on departmental affairs.

CONSIDERATION OF BILLS

House File No. 17, a bill for an act to repeal section twenty-four hundred sixty-five (2465), providing for attendance on conventions; and repeal section three hundred ninety-eight (398), and enact a substitute therefor, all of the code 1931, to provide for the authorization and payment of expenses of trips to conventions, with report of committee recommending passage, was taken up for consideration.

Durant of Hancock moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 106.

Aldrich	Beath	Bouska	Burgess
Alesch	Beswick	Bowers	Casey
Augustine	Bonnstetter	Brady	Craven

Digitized by Google

Crouch	Grau	Maniece	Snyder
Cunningham	Grell	Mercer	Sours
Davis	Hanson of Lyon	Metcalf	Speidel
Dean	Hanson of Winnebago	Millhone	Stansell
Ditto	Hartman	Mitchell	Stanzel
Dole	Hook	Moore of Benton	Stewart
Donlon	Hopp	Moore of Harrison	Stiger
Doran	Hough	Mooty	Stimpson
Dreessen	Hultman	Osborn	Strachan
Durant	Humeston	Ostby	Swift of Dubuque
Elliott	Jenkins	Paisley	Swift of Jackson
Ellsworth	Jensen	Peaco	Teter
Fabritz	Johnson	Peet	Thies
Falvey	Koch	Porter	Thiessen
Felter	Laughlin	Rawlings	Treimer
Foster	Lichty	Reed	Weed
Frizzell	Lookingbill	Rice	Wenig
Fuelling	McCreery	Roe	Wiese
Fuester	McDermott	Ryder	Willis
Gallagher	McFarlane	Schmitz	Wolf
Garner	McKinnon	Schroeder	Yager
Gissel	McLean	Sheridan	Zipse
Gittinger	Malone	Smith	Zylstra
Goode			Mr. Speaker

The nays were, none.

Absent or not voting, 2.

Bruce McCarthy

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

Malone of Cass moved that the vote by which House File No. 17 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

HOUSE FILE REFERRED

On request of Hanson of Winnebago, unanimous consent having been granted, House File No. 118 was recalled from the committee on building and loan and referred to committee on banks and banking.

CONSIDERATION OF BILLS

House File No. 18, a bill for an act to repeal section three hundred ninety-seven-d one (397-d1), Code 1931, with reference to the auditing of state institutions, with report of committee recommending passage, was taken up for consideration.

McCreery of Linn moved that House File No. 18 be rereferred to committee on tax reduction. Motion prevailed.

Digitized by Google

REPORT OF COMMITTEE ON COMMITTEE CLERKS

The committe on committee clerks announced the following re-assignments:

Adkins, Nona—Craven, Chairman Animal Industry.

Albrecht, Claribel—Hartman.

Allely, Jennie—Durant, Chairman Public Health; McDermott, Chairman Public Lands and Buildings.

Bell, Eunice—Gissel, Chairman Board of Control.

Berg, Helen E.—Jenkins, Snyder.

Bras, Leona—Moore of Harrison, Chairman Conservation of Resources; Swift of Jackson, Chairman Private Corporations.

Brown, Elizabeth—Paisley, Chairman Dairy and Food; Sheridan.

Buck, Vera—Hopp, Chairman Constitutional Amendments; Metcalf.

Canfield, Margaret—Mercer, Chairman Aeronautics.

Corcoran, Anna—Reed, Chairman Claims.

Conroy, Mercedes—Crouch; Stewart, Chairman, Police Regulation, Suppression of Crime and Intemperance.

Crawford, Pauline—Felter; Hook, Chairman County and Township Organization.

Davis, Pearl—Grau, McLean.

Derr, Evelyn—Bouska, Schmitz.

Dugan, Dwight—Stiger, Chairman Judiciary.

Duvall, Minnie—Thies.

Engle, Marjorie—Koch, Chairman Enrolled Bills.

Foley, Winifred—Foster, Chairman Rules; Stimpson.

Ferguson, Gertrude—Johnson.

Garver, Margaret—Rawlings, Chairman Agriculture.

Gunzenhauser, Elizabeth—Gallagher, Chairman Insurance.

Hanson, Josephine—Hanson of Winnebago, Chairman Drainage; Strachan.

Hantlemann, Harold E.—Fuelling; Swift of Dubuque, Chairman Building and Loan.

Harsch, Mina—Ditto, Chairman Departmental Affairs.

Harvey, Agnes—Ellsworth, Chairman Banks and Banking.

Hayes, Luella—Augustine, Chairman Motor Vehicles and Transportation.

Hoberg, Helen—Wenig, Yager.

Hoeye, Mabel M.—Beswick, Dole, Chairman Judicial and Political Districts.

Hunter, R. H.—Davis, Moore of Benton.

Joste, Frieda—Ostby, Zipse.

Kern, Dorothy—Grell, Wiese.

Kifzman, Katherine—Humeston, Chairman Public Libraries; Rice.

Lake, Maude L.—Peaco, Chairman Pharmacy; Thiessen, Chairman Elections.

Laughlin, Lucille—Laughlin, Chairman Roads and Highways.

Lawson, Dona—Frizzell, Maniece.

Lazinger, Fannie—Burgess.

Digitized by Google

Lewis, Dorothy—Peet, Mooty.
Ling, Dorothy—Hultman, Willis, Chairman Cities and Towns.
McCune, Harriett—Fabritz, Chairman Fish and Game.
Maschek, Sylvia—Dean, Sours.
Norris, Agnes—Aldrich, Goode.
O'Hagan, Lucille—McFarlane, Chairman Printing.
Parrott, Myra—Roe, Chairman Compensation of Public Officers.
Peterson, Frances M.—Doran, Chairman Military.
Peterson, Goldie—Falvey, Chairman Mines and Mining; Gittinger.
Peterson, Mary—Cunningham.
Pickard, Ethel—Bonnstetter, Chairman Appropriations.
Putzier, Charlotte—Osborn, Chairman State Educational Institutions.
Prugh, Grace—Elliott.
Ranney, Mary—Hough, Porter.
Reel, Helen Poling—Clerk to Chief Clerk.
Roswell, Charlotte—Teter, Treimer, Chairman Telephone, Telegraph and Express.
Rubenstein, Dorothy—Mitchell, Chairman Commerce and Trade.
Sacquety, Faye—Fuester, Smith.
Searcy, Rose—Brady, Chairman Public Utilities.
Shafer, Archie—Jensen, Chairman Schools and Textbooks.
Schroeder, Dolores—Dreessen, Schroeder.
Schulze, Laura—Donlon, Chairman Ways and Means.
Smith, Laura—Ryder, Chairman Horticulture and Forestry.
Spitler, Zoe—McCreery, Chairman Interstate Bridges.
Symonds, Eileen—Beath, Bowers.
Tapley, Mildred—Bruce, Stanzel.
Vaughn, Viona—Millhone, Weed.
Walker, Ellen—Zylstra.
Walker, Mervin—Malone, Chairman Tax Reduction.
Walsh, Kathryn—Casey, McCarthy.
Ward, Hazel—Hanson of Lyon, Speidel.
Warner, Hortense—Stansell, Chairman Railroads.
Warner, Ruby—Lichty, Lookingbill.
Wictor, Margaret—Alesch, McKinnon.
Zimmerman, Pauline—Garner, Chairman Child Welfare; Wolf.

AMENDMENTS FILED

Wolf of Franklin filed the following amendment to the amendment to House File No. 9:

That the amendment to House File No. 9 be amended by inserting after the period (.) at the end of the last line of said amendmnt, the following: "but the capital stock of domestic corporations, engaged in manufacturing, as defined in section sixty-nine hundred seventy-five (6975) code 1931, be exempt from taxation."

Ditto of Osceola filed the following amendments to House File No. 23:

Digitized by Google

By striking from section four (4), line three (3), thereof, the word "five", and substituting therefor, the word "eight".

Further amend by striking all of section six (6), and substituting therefor, the following:

"Sec. 6. That section fifty-one hundred ninety-one (5191), code 1931, be amended by striking from line two (2), subsection ten (10) thereof, the word "ten", and substituting therefor the word "eight"."

Further amend said section by adding the following:

"In case the sheriff transports by auto, one or more persons to any state institution or any other institution required by law, the mileage cost thereof to be prorated to the respective persons transported."

On motion of Ditto of Osceola the House adjourned until 10:00 a. m. Tuesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 24, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. Edwin L. Spiller, Pastor of the Simpson Methodist Episcopal Church, Des Moines, Iowa.

Journal of January 23 corrected and approved.

PETITIONS AND MEMORIALS

Petitions were presented asking that a special tax be placed on so-called "chain stores" as follows: Elliott and Cunningham of Polk, from business men of Polk county; Durant, from business men of Hancock county; Frizzell, from business men of Poweshiek county. Referred to committee on ways and means.

Approving prohibition. Augustine, from citizens of Ringgold county; Crouch, from citizens of Greene county; Elliott, from citizens of Polk county; McKinnon, from citizens of Henry county; Rawlings, from citizens of Monona county. Referred to committee on police regulation, suppression of crime and intemperance.

Elliott and Cunningham presented a petition from citizens of Polk county opposing any change in pension law governing firemen and policemen. Referred to committee on cities and towns.

Ditto of Osceola presented petitions from school officers of Osceola county opposing House File No. 4. Referred to committee on tax reduction.

Durant of Hancock presented a petition from citizens of Hancock county urging tax reduction begin with state institutions. Referred to committee on state educational institutions.

McFarlane of Black Hawk presented a petition from citizens of Black Hawk county urging support of certification of teachers' law. Referred to committee on schools and textbooks.

Digitized by Google

Ostby of Worth presented a petition from county officers of Worth county opposing House File No. 33. Referred to committee on tax reduction.

Swift of Jackson presented a resolution from the Maquoketa Valley Chapter of Izaak Walton League opposing transfer of funds from fish and game department to general fund. Referred to committee on fish and game.

Zylstra of Sioux presented a petition from citizens of Sioux county recommending certain tax reforms. Referred to committee on tax reduction.

REPORTS OF COMMITTEES

Malone of Cass, from the committee on tax reduction, submitted the following report:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 16, a bill for an act to amend sections 3926, 3927, 3928, etc., relating to the State Board of Education, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House for reference to appropriate committee.

C. E. MALONE, *Chairman.*

Report adopted. Referred to committee on state educational institutions.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 32, a bill for an act to amend sections 1722, 1724, etc., Code 1931, transferring hunting, etc., licenses to County Treasurer, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. E. MALONE, *Chairman.*

Report adopted.

Stiger of Tama county, from the committee on judiciary, submitted the following report:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 115, an act to legalize the acts of County Auditors in issuing warrants representing expenditures for the benefit of any persons entitled to receive help from public funds and validating indebtedness heretofor incurred by counties for the benefit of such persons, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 89, an act to amend section seventy-two hundred seventy-nine (7279), Code 1931, pertaining to notice of expiration of right of redemption from tax sale, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

INTRODUCTION OF BILLS

House File No. 127, by Gissel of Buchanan, a bill for an act to amend Section forty-six hundred forty-four-c nineteen (4644-c19), Code, 1931, relating to the employment of the county engineer.

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

House File No. 128 by Craven of Jasper, a bill for an act to provide for liens in favor of hospitals furnishing care, treatment and maintenance for persons injured in accidents, said liens to be against any claim, demand, verdict or order, in favor of the injured person or in case of death, his estate, heirs or legal representatives, against other persons, or corporations for damages on account of negligence causing the injuries or death, and upon the proceeds of the settlements of any such claims or demands, verdicts or orders.

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

House File No. 129 by Stewart of Calhoun, a bill for an act to amend section twenty-two hundred forty-nine (2249), Code, 1931, to provide for a notice of quarantine to the post office where a quarantined family or person receives or dispatches mail.

Read first and second times and referred to committee on public health.

House File No. 130 by Durant of Hancock, a bill for an act to amend section twenty hundred twenty-three-a one (2023-a1), Code, 1931, relating to the taxation of costs in actions and proceedings under the statutes relating to intoxicating liquors, and to the commission on fines imposed and collected under said statutes.

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

Digitized by Google

House File No. 131 by Schmitz of Winneshiek, a bill for an act to amend section eleven thousand nine hundred thirty-eight (11938), Code, 1931, relating to the notice of sale of property in the settlement of estates.

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

CONSIDERATION OF BILLS

House File No. 115, a bill for an act to legalize the acts of County Auditors in issuing warrants representing expenditures for the benefit of any persons entitled to receive help from public funds and validating indebtedness heretofore incurred by counties for the benefit of such persons, with report of committee recommending passage was taken up for consideration.

McCreery of Linn moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 104.

Aldrich	Felter	McCarthy	Schmitz
Alesch	Foster	McCreery	Schroeder
Augustine	Frizzell	McDermott	Smith
Beath	Fuelling	McFarlane	Snyder
Beswick	Fuester	McKinnon	Sours
Bonnstetter	Gallagher	McLean	Stansell
Bouska	Garner	Malone	Stanzel
Bowers	Gissel	Maniece	Stewart
Brady	Gittinger	Mercer	Stiger
Bruce	Goode	Metcalf	Stimpson
Burgess	Grau	Millhone	Strachan
Casey	Grell	Mitchell	Swift of Dubuque
Craven	Hanson of Lyon	Moore of Benton	Swift of Jackson
Crouch	Hartman	Moore of Harrison	Teter
Cunningham	Hook	Mooty	Thies
Davis	Hopp	Osborn	Thiessen
Dean	Hough	Ostby	Treimer
Ditto	Hultman	Peaco	Weed
Dole	Humeston	Peet	Wenig
Donlon	Jenkins	Porter	Wiese
Doran	Jensen	Rawlings	Willis
Dreessen	Johnson	Reed	Wolf
Durant	Koch	Rice	Yager
Elliott	Laughlin	Roe	Zipse
Ellsworth	Lichty	Ryder	Zylstra
Fabritz	Lookingbill		Mr. Speaker
Falvey			

The nays were, none.

Absent or not voting, 4:

Hanson of Winnebago	Paisley	Sheridan	Speidel

Digitized by Google

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

McCreery of Linn moved that the vote by which House File No. 115 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 41, a bill for an act to repeal sections forty-two hundred fifty-two (4252), forty-two hundred fifty-five (4255), forty-two hundred fifty-six (4256), forty-two hundred fifty-seven (4257), forty-two hundred fifty-nine (4259), forty-two hundred sixty-one (4261), forty-two hundred sixty-two (4262), forty-two hundred sixty-three (4263), forty-two hundred sixty-four (4264), and forty-two hundred sixty-five (4265), code 1931, and enact a substitute therefor, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Malone of Cass the amendments proposed by the committee, found in the Journal of January 19, were adopted.

Willis of Dallas offered the following amendment and moved its adoption:

Amend by inserting in section one (1) in line six (6) after the comma the words "Iowa History,".

Aldrich of Wright moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 103.

Aldrich	Felter	McDermott	Sheridan
Alesch	Foster	McFarlane	Smith
Augustine	Frizzell	McKinnon	Snyder
Beath	Fuelling	McLean	Sours
Beswick	Fuester	Malone	Speidel
Bonnstetter	Gallagher	Maniece	Stansell
Bouska	Garner	Mercer	Stanzel
Bowers	Gissel	Metcalf	Stewart
Brady	Gittinger	Millhone	Stiger
Bruce	Goode	Mitchell	Stimpson
Burgess	Grau	Moore of Benton	Strachan
Craven	Grell	Moore of Harrison	Swift of Dubuque
Crouch	Hanson of Lyon	Mooty	Swift of Jackson
Cunningham	Hartman	Osborn	Teter
Davis	Hook	Ostby	Thies
Dean	Hopp	Peaco	Thiessen
Ditto	Hough	Peet	Treimer
Dole	Hultman	Porter	Weed
Donlon	Humeston	Rawlings	Wenig
Doran	Jenkins	Reed	Wiese
Dreessen	Jensen	Rice	Willis
Durant	Koch	Roe	Wolf
Elliott	Lichty	Ryder	Yager
Ellsworth	Lookingbill	Schmitz	Zipse
Fabritz	McCarthy	Schroeder	Zylstra
Falvey	McCreery		Mr. Speaker

Digitized by Google

The nays were, 2.

Johnson	Laughlin

Absent or not voting, 3.

Casey	Hanson of Winnebago	Paisley

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

House File No. 42, a bill for an act to amend section forty-two hundred sixty-six (4266), code 1931, relating to the establishment of a kindergarten, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Fabritz of Wapello the amendments proposed by the committee, found on page 112 of the Journal of January 19, were adopted.

Malone of Cass from the committee on tax reduction submitted the following additional amendment proposed by that committee and moved its adoption:

Strike all of Section one (1) and substitute in lieu thereof the following: "Section forty-two hundred sixty-six (4266), Code 1931, is hereby repealed and the following substituted in lieu thereof:

The Board of any independent school district upon the petition of the parents or guardians of twenty-five or more children of kindergarten age, may establish and maintain such a kindergarten in said district. No petition shall be effective unless the school in connection with which such kindergarten is desired is named in the petition and all persons who shall be qualified to sign such petitions shall be residents of the section or neighborhood served by that school. The board of education shall be the judge of the sufficiency of the petition. Any kindergarten teacher shall hold a certificate certifying that the holder thereof has been examined upon kindergarten principles and methods, and is qualified to teach in kindergartens."

Motion prevailed and amendment was adopted.

Fabritz moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 105.

Aldrich	Bonnstetter	Burgess	Dean
Alesch	Bouska	Casey	Ditto
Augustine	Bowers	Craven	Dole
Beath	Brady	Cunningham	Donlon
Beswick	Bruce	Davis	Doran

Digitized by Google

Dreessen	Hopp	Mitchell	Stansell
Durant	Hough	Moore of Benton	Stanzel
Elliott	Hultman	Moore of Harrison	Stewart
Ellsworth	Humeston	Mooty	Stiger
Fabritz	Jenkins	Osborn	Stimpson
Falvey	Jensen	Paisley	Strachan
Felter	Johnson	Peaco	Swift of Dubuque
Foster	Koch	Peet	Swift of Jackson
Frizzell	Laughlin	Porter	Teter
Fuelling	Lichty	Rawlings	Thies
Fuester	Lookingbill	Reed	Thiessen
Garner	McCarthy	Rice	Treimer
Gissel	McCreery	Roe	Weed
Gittinger	McDermott	Ryder	Wenig
Goode	McFarlane	Schmitz	Wiese
Grau	McKinnon	Schroeder	Willis
Grell	McLean	Sheridan	Wolf
Hanson of Lyon	Malone	Smith	Yager
Hanson of Winnebago	Maniece	Snyder	Zipse
Hartman	Mercer	Sours	Zylstra
Hook	Metcalf	Speidel	Mr. Speaker
	Millhone		

The nays were, 2.

Crouch	Ostby

Absent or not voting, 1.

Gallagher

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

Malone of Cass moved that the vote by which House File No. 42 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 20, a bill for an act to amend section two hundred ninety-six (296), code 1931, with reference to the powers and duties of the Executive Council, with report of committee recommending passage, was taken up for consideration.

McFarlane of Black Hawk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 105.

Aldrich	Bowers	Cunningham	Dreessen
Alesch	Brady	Davis	Durant
Augustine	Bruce	Dean	Elliott
Beath	Burgess	Ditto	Ellsworth
Beswick	Casey	Dole	Fabritz
Bonnstetter	Craven	Donlon	Falvey
Bouska	Crouch	Doran	Felter

Digitized by Google

Foster	Jensen	Moore of Harrison	Speidel
Frizzell	Johnson	Mooty	Stansell
Fuelling	Koch	Osborn	Stewart
Fuester	Laughlin	Ostby	Stiger
Garner	Lichty	Paisley	Stimpson
Gissel	Lookingbill	Peaco	Strachan
Gittinger	McCarthy	Peet	Swift of Dubuque
Goode	McCreery	Porter	Swift of Jackson
Grau	McDermott	Rawlings	Teter
Grell	McFarlane	Reed	Thies
Hanson of Lyon	McKinnon	Rice	Thiessen
Hanson of Winnebago	McLean	Roe	Weed
Hartman	Malone	Ryder	Wenig
Hook	Maniece	Schmitz	Wiese
Hopp	Mercer	Schroeder	Willis
Hough	Metcalf	Sheridan	Wolf
Hultman	Millhone	Smith	Yager
Humeston	Mitchell	Snyder	Zipse
Jenkins	Moore of Benton	Sours	Zylstra
			Mr. Speaker

The nays were, 2.

Stanzel	Treimer

Absent or not voting, 1.

Gallagher

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

Malone of Cass moved that the vote by which House File No. 20 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 54, a bill for an act to amend section ten thousand eight hundred forty-four (10,844), code 1931, relating to the calling of the jury panel, with report of committee recommending passage, was taken up for consideration.

Fabritz of Wapello moved the previous question. Motion prevailed.

Stiger of Tama moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 107.

Aldrich	Bouska	Craven	Dole
Alesch	Bowers	Crouch	Donlon
Augustine	Brady	Cunningham	Doran
Beath	Bruce	Davis	Dreessen
Beswick	Burgess	Dean	Durant
Bonnstetter	Casey	Ditto	Elliott

Digitized by Google

Ellsworth	Hough	Mitchell	Sours
Fabritz	Hultman	Moore of Benton	Speidel
Falvey	Humeston	Moore of Harrison	Stansell
Felter	Jenkins	Mooty	Stewart
Foster	Jensen	Osborn	Stiger
Frizzell	Johnson	Ostby	Stimpson
Fuelling	Koch	Paisley	Strachan
Fuester	Laughlin	Peaco	Swift of Dubuque
Gallagher	Lichty	Peet	Swift of Jackson
Garner	Lookingbill	Porter	Thies
Gissel	McCarthy	Rawlings	Thiessen
Gittinger	McCreery	Reed	Treimer
Goode	McDermott	Rice	Weed
Grau	McFarlane	Roe	Wenig
Grell	McKinnon	Ryder	Wiese
Hanson of Lyon	McLean	Schmitz	Willis
Hanson of Winnebago	Malone	Schroeder	Wolf
Hartman	Maniece	Sheridan	Yager
Hook	Mercer	Smith	Zipse
Hopp	Metcalf	Snyder	Zylstra
	Millhone		Mr. Speaker

The nays were, 1.

Teter

Absent or not voting, none.

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

Roe of Allamakee moved that the vote by which House File No. 54 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 26, a bill for an act to prohibit the use and operation of publicly owned motor vehicles, machinery, equipment and other property for private purposes, making such use a misdemeanor and to provide a penalty for such violation and that all publicly owned automobiles must bear conspicuously placed labels designating their ownership.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 17, a bill for an act relating to authorization and payment of expenses of public officials' trips to conventions.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 31, a bill for an act to amend section fifty-three hundred twenty-two (5322), code 1931, relating to the support of the poor.

Digitized by Google

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 23, a bill for an act to amend certain sections relating to the mileage and expenses of public officers and employees, county engineers, boards of supervisors, sheriffs, county superintendents, coroners and constables.

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

Concurrent Resolution No. 7 extending thanks to the Ministerial Association of Des Moines.

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

Senate Concurrent Resolution No. 5, expressing the thanks of the General Assembly to the members of the Interim Committee on Reduction of Governmental Expenditures. BYRON G. ALLEN, *Secretary*.

SENATE MESSAGES CONSIDERED

Senate File No. 26, a bill for an act to prohibit the use and operation of publicly owned motor vehicles, machinery, equipment and other property for private purposes, making such use a misdemeanor and to provide a penalty for such violation and that all publicly owned automobiles must bear conspicuously placed labels designating its ownership.

Read first and second times and passed on file.

Senate File No. 31, a bill for an act to amend section fifty-three hundred twenty-two (5322), code 1931, relating to the support of the poor.

Read first and second times and passed on file.

Senate File No. 17, a bill for an act to repeal section twenty-four hundred sixty-five (2465) and section three hundred ninety-eight (398) of the code, 1931, and to enact a substitute therefor, relating to authorization and payment of expenses of public officials' trips to conventions.

Read first and second times and passed on file.

Senate File No. 23, a bill for act to amend sections twelve hundred twenty-five-d one (1225-d1), twenty-six hundred eighty-two (2682), forty-six hundred forty-four-c twenty-two (4644-c22), forty-nine hundred forty (4940), fifty-one hundred twenty-five (5125),fifty-one hundred ninety-one (5191), fifty-two hundred thirty-three (5233), fifty-two hundred thirty-seven (5237), and ten thousand six hundred thirty-seven (10,637), code 1931, relating to the mileage and expenses of public officers and employees, county

Digitized by Google

engineers, boards of supervisors, sheriffs, county superintendents, coroners and constables.

Read first and second times and passed on file.

SENATE CONCURRENT RESOLUTION NO. 5

Resolved by the Senate, the House of Representatives concurring; that,

Whereas, the Forty-fourth General Assembly created a Committee with the sole purpose of devising a program of legislative measures to reduce public expenditures, limit and reduce taxes, eliminate waste and duplication in public offices and otherwise make possible economies in local and state government; and,

Whereas, the members of this Committee, including Hon. Roy E. Stevens of Wapello County and Hon. E. R. Hicklin of Louisa County as representatives from the Senate; Hon. Ed R. Brown of Polk County and Hon. O. J. Reimers of Lyon County as representatives from the House of Representatives and Hon. W. S. Gilman of Sioux City and Hon. C. W. Huntley of Chariton appointed by the Governor of the State of Iowa, have spent the last eighteen months diligently studying and working out a program and have incorporated it into two reports, which have been laid before this Legislature; and

Whereas, the members of this General Assembly appreciate the comprehensive program outlined by the Committee and the personal sacrifice of time and energy which have been freely given by the members of this Committee, all of which can be adequately compensated by the state in no way except by the knowledge of these men of the appreciation of their fellow citizens; therefor,

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

That it extends a vote of thanks to the members of this Committee for its faithful services in the discharge of the duties involved in its commission.

Laid over under Rule 34.

SENATE CONCURRENT RESOLUTION NO. 7

Be It Resolved by the Senate, the House Concurring:

The Legislature of Iowa wish to express to the Ministerial Association of Des Moines their grateful thanks for their very gracious offer to open the Session of the Forty-fifth General Assembly each morning with prayer. We want to assure them that we appreciate their keen sense of the present economic situation and their kindly interest in the welfare of the citizens of Iowa that they will thus contribute to the reduction of expenses of the General Assembly. For all which you have the profound appreciation of, not only the members of this body, but of the entire citizenship of Iowa.

Laid over under Rule 34.

Digitized by Google

CONSIDERATION OF BILLS

Senate File No. 26, a bill for an act to prohibit the use and operation of publicly owned motor vehicles, machinery, equipment and other property for private purposes, making such use a misdemeanor and to provide a penalty for such violation and that all publicly owned automobiles must bear conspicuously labels designating its ownership, was taken up for consideration.

On motion of Malone of Cass Senate File No. 26 was substituted for House File No. 26.

Malone of Cass asked and obtained unanimous consent that the rules be suspended prohibiting second and third reading on the same day.

Stansell of Clarke offered the following amendment and moved its adoption:

Amend Section one (1) line one (1) by inserting after the word "of" the words "the state or";

Line three (3) by inserting after the word "by" the words "the state or".

Amendment adopted.

Fabritz of Wapello moved the previous question. Motion prevailed.

Malone of Cass moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 108.

Aldrich	Ditto	Gissel	Koch
Alesch	Dole	Gittinger	Laughlin
Augustine	Donlon	Goode	Lichty
Beath	Doran	Grau	Lookingbill
Beswick	Dressen	Grell	McCarthy
Bonnstetter	Durant	Hanson of Lyon	McCreery
Bouska	Elliott	Hanson of Winnebago	McDermott
Bowers	Ellsworth	Hartman	McFarlane
Brady	Fabritz	Hook	McKinnon
Bruce	Falvey	Hopp	McLean
Burgess	Felter	Hough	Malone
Casey	Foster	Hultman	Maniece
Craven	Frizzell	Humeston	Mercer
Crouch	Fuelling	Jenkins	Metcalf
Cunningham	Fuester	Jensen	Millhone
Davis	Gallagher	Johnson	Mitchell
Dean	Garner		Moore of Benton

Digitized by Google

Harrison	Rice	Stanzel	Treimer
Moore of	Roe	Stewart	Weed
Mooty	Ryder	Stiger	Wenig
Osborn	Schmitz	Stimpson	Wiese
Ostby	Schroeder	Strachan	Willis
Paisley	Sheridan	Swift of Dubuque	Wolf
Peaco	Smith	Swift of Jackson	Yager
Peet	Snyder	Teter	Zipse
Porter	Sours	Thies	Zylstra
Rawlings	Speidel	Thiessen	Mr. Speaker
Reed	Stansell		

The nays were, none.

Absent or not voting, none.

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

Roe of Allamakee moved that the vote by which Senate File No. 26 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Senate File No. 31, a bill for an act to amend section fifty-three hundred twenty-two (5322), code 1931, relating to the support of the poor.

Malone of Cass asked and obtained permission to substitute Senate File No. 31 for House File No. 31.

Koch of Bremer asked and obtained unanimous consent to suspend the rules prohibiting the second and third reading on the same day.

Koch of Bremer moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 67.

Alesch	Falvey	McCarthy	Schmitz
Augustine	Frizzell	McDermott	Sours
Beath	Fuelling	McKinnon	Speidel
Bonnstetter	Garner	McLean	Stansell
Bouska	Gissel	Malone	Stanzel
Bowers	Gittinger	Mercer	Stewart
Brady	Grau	Metcalf	Stiger
Bruce	Hanson of Lyon	Millhone	Stimpson
Burgess	Hook	Moore of	Swift of Dubuque
Craven	Hopp	Harrison	Swift of Jackson
Crouch	Hough	Mooty	Thies
Davis	Humeston	Osborn	Thiessen
Dean	Jenkins	Peet	Treimer
Dole	Jensen	Porter	Weed
Doran	Johnson	Reed	Willis
Durant	Koch	Rice	Wolf
Fabritz	Lookingbill	Roe	Mr. Speaker

Digitized by Google

The nays were, 37.

Aldrich	Fuester	McFarlane	Sheridan
Beswick	Gallagher	Maniece	Smith
Casey	Goode	Mitchell	Strachan
Cunningham	Grell	Moore of Benton	Teter
Ditto	Hanson of Winnebago	Ostby	Wenig
Dreessen	Hartman	Peaco	Wiese
Elliott	Hultman	Rawlings	Yager
Ellsworth	Laughlin	Ryder	Zipse
Felter	Lichty	Schroeder	Zylstra
Foster			

Absent or not voting, 4.

Donlon	McCreery	Paisley	Snyder

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

Roe of Allamakee moved that the vote by which Senate File No. 31 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Senate File No. 17, a bill for an act to repeal section twenty-four hundred sixty-five (2465), providing for attendance on conventions; and repeal section three hundred ninety-eight (398), and enact a substitute therefor, all of the code 1931, to provide for the authorization and payment of expenses of trips to conventions, was taken up.

Durant of Hancock asked and obtained unanimous consent to substitute Senate File No. 17 for House File No. 17.

Durant of Hancock asked and obtained unanimous consent to suspend the rules prohibiting the second and third reading the same day.

Durant of Hancock moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 106.

Aldrich	Bruce	Dole	Foster
Alesch	Burgess	Doran	Frizzell
Augustine	Casey	Dreessen	Fuelling
Beath	Craven	Durant	Fuester
Beswick	Crouch	Elliott	Gallagher
Bonnstetter	Cunningham	Ellsworth	Garner
Bouska	Davis	Fabritz	Gissel
Bowers	Dean	Falvey	Gittinger
Brady	Ditto	Felter	Goode

Digitized by Google

Grau	McCreery	Peaco	Stiger
Grell	McDermott	Peet	Stimpson
Hanson of Lyon	McFarlane	Porter	Strachan
Hanson of Winnebago	McKinnon	Rawlings	Swift of Dubuque
	McLean	Reed	Swift of Jackson
Hartman	Malone	Rice	Teter
Hook	Maniece	Roe	Thies
Hopp	Mercer	Ryder	Thiessen
Hough	Metcalf	Schmitz	Treimer
Hultman	Millhone	Schroeder	Weed
Humeston	Mitchell	Sheridan	Wenig
Jenkins	Moore of Benton	Smith	Wiese
Jensen	Moore of Harrison	Snyder	Willis
Johnson		Sours	Wolf
Koch	Mooty	Speidel	Yager
Lichty	Osborn	Stansell	Zipse
Lookingbill	Ostby	Stanzel	Zylstra
McCarthy	Paisley	Stewart	Mr. Speaker

The nays were, none.

Absent or not voting, 2.

Donlon	Laughlin

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

OATH OF OFFICE

Miss Agnes Harvey, committee clerk, appeared at the desk and took and subscribed to the following oath of office.

I do solemnly swear that I will support the Constitution of the United States and the State of Iowa, and that I will faithfully perform the duties of my office to the best of my ability, so help me God.

AGNES HARVEY.

EXPLANATION OF VOTE

In explanation of my voting "No" on House File No. 54, see section 10895, Code of 1931. L. D. TETER.

AMENDMENTS FILED

Reed of Mahaska filed the following amendment to House File No. 23:

Amend section 6 by adding the following:

"Provided, however, that in serving notices in civil cases the sheriff shall be allowed mileage at the rate of five cents per mile for each paper served."

Aldrich of Wright filed the following amendments to House File No. 51:

1. Strike from line seven (7) of section one (1) the word "ten" and insert in lieu thereof the word "five".

Digitized by Google

2. Strike from line nine (9) of section one (1) the word "eleven" and insert in lieu thereof the word "seven".

3. Strike from line twenty (20) of section one (1) the word "ten" and insert in lieu thereof the word "five".

4. Strike from line twenty-one (21) of section one (1) the word "eleven" and insert in lieu thereof the word "six".

Ditto of Osceola filed the following amendment to House File No. 23:

Strike from lines 2, 3 and 4 of Section One (1) the following:

"By striking from lines one (1) and two (2) thereof the words 'except sheriffs or their deputies' and".

Gallagher of Iowa offered the following amendment to Senate Joint Resolution No. 6:

Amend Senate Joint Resolution No. 6 by adding to section one thereof the following:

"That the Speaker of the House is hereby authorized to retain the services of A. C. Gustafson as special assistant to the Chief Clerk of the House for such period of time as he may determine at a compensation of Seven Dollars ($7.00) per diem."

Paisley of Lee filed the following amendment:

"Amend House File number sixty-seven, section eleven, by striking out the word "two" in line four, and substituting in lieu thereof the word "one".

Ditto of Osceola moved that the House adjourn until ten o'clock tomorrow morning.

Malone of Cass moved to amend by changing the hour of reconvening to nine o'clock. Amendment lost.

Motion to adjourn prevailed and the House stood adjourned until ten o'clock Wednesday morning.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 25, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. C. F. Hand, Pastor of Easton Place Methodist Episcopal Church, Des Moines.

Journal of January 24 corrected and approved.

PETITIONS AND MEMORIALS

Petitions were presented asking that a special tax be placed on so-called "chain stores" as follows: Garner, from business men of Butler county; Strachan, from business men of Humboldt county. Referred to committee on ways and means.

Approving prohibition. Brady, from citizens of Pottawattamie county; Cunningham, from citizens of Polk county; Stanzel, from citizens of Sac county; Lichty, from citizens of Black Hawk county; McKinnon, from citizens of Henry county; Porter, from citizens of Delaware county; Strachan, from citizens of Humboldt county; Teter, from citizens of Marion county; Treimer, from citizens of O'Brien county; Weed, from citizens of Madison county. Referred to committee on police regulation, suppression of crime and intemperance.

Opposing any change in present law for pensions for firemen. Lookingbill, from citizens of Story county; Sheridan, from citizens of Lee county; Willis, from citizens of Dallas county. Referred to committee on cities and towns.

Ostby of Worth county presented petition of the Carpenter Consolidated School Board opposing the proposed closing of certain high schools. Referred to committee on schools and textbooks.

Paisley of Lee presented a petition from citizens of Lee county requesting a change in the due date for automobile license fees. Referred to committee on motor vehicles.

Digitized by Google

REPORT OF COMMITTEE

Mitchell of Webster, from the committee on commerce and trade, submitted the following report:

MR. SPEAKER: Your committee on commerce and trade to whom was referred House File No. 80, a bill for an act to amend section 1924 of Code 1931, to provide for the mnaufacture of alcohol for industrial and non-beverage purposes, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

"Strike out all after the enacting clause and substitute in lieu thereof, as follows:

Section 1. Section nineteen hundred twenty-four (1924) of the Code 1931, is amended as follows:

1. "Strike therefrom the period from the end of the said section and insert in lieu thereof a semi-colon, adding thereto the following words:

"Provided, however, that alcohol may be manufactured for industrial and non-beverage purposes, by persons, firms, or corporations who have qualified for that purpose as provided by the laws of the United States, and the laws of the state of Iowa. Such alcohol, so manufactured, may be denatured, transported, used, possessed, sold, and bartered and dispensed, subject to the limitations, prohibitions and restrictions imposed by the laws of the United States and the state of Iowa."

Sec. 2. This act, being deemed of immediate importance, shall take effect from and after its publication, without expense to the state, in the Des Moines Register, a newspaper of general circulation published in Des Moines, Polk county, Iowa, and the Fort Dodge Messenger, a newspaper of general circulation, published in Fort Dodge, Webster county, Iowa. JOHN H. MITCHELL, *Chairman.*

Report adopted.

INTRODUCTION OF BILLS

House File No. 132 by Fabritz of Wapello, a bill for an act to amend sections ten thousand two hundred-sixty-one, (10261), Code, 1931, and to repeal section ten thousand two hundred sixty-five (10265), Code, 1931, and to enact a substitute therefore, relating to certain special liens.

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

House File No. 133 by Wiese of Scott, a bill for an act to amend and revise sections thirty-one hundred forty-eight (3148) and thirty-one hundred forty-nine (3149) of chapter one hundred fifty-five (155) of the Code, 1931, relating to intinerant vendor of drugs, and fixing the license fees therefor.

Digitized by Google

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

House File No. 134 by Ellsworth of Hardin, a bill for an act to amend section seventy-four hundred twenty-d 4 (7420-d 4), Code, 1931, relating to the location of depositories of public funds.

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

House File No. 135 by Hook of Taylor, a bill for an act to amend Sections seventeen hundred sixty-six (1766) and seventeen hundred sixty-six-a one (1766-a1), Code, 1931, relating to fur bearing animals and to permit the killing of fox at any time in any manner.

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

House File No. 136 by Ditto of Osceola, a bill for an act to amend section eleven thousand seven hundred seventy-four (11774), code 1931, relating to redemption from sale of real estate.

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

House File No. 137 by Ditto of Osceola, a bill for an act to amend Section eleven thousand seven hundred seventy-four (11774), code 1931, relating to redemption from execution sales and the right to possession during the period thereof.

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

House File No. 138 by Burgess of Woodbury, a bill for an act to amend section forty-nine hundred eight (4908) and section forty-nine hundred thirty-one (4931), Code, 1931, relating to the amount of automobile license fees and the date when penalty attaches for non-payment thereon and the amount of such penalty.

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

House File No. 139 by Mercer of Johnson, a bill for an act to amend section thirty-six hundred forty-one (3641), Code, 1931, relating to the care of neglected, dependent, and delinquent children.

Read first and second times and referred to committee on child welfare.

Digitized by Google

House File No. 140 by Beswick of Van Buren, a bill for an act to amend section sixty-nine hundred sixty-three (6963), Code, 1931, relating to the assessment of moneys and credits and to the place of said assessment.

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

House File No. 141 by Beswick of Van Buren, a bill for an act to prohibit the foreclosure of mortgages on real or personal property until the taxes legally due thereon as a money and credit have been paid by or on behalf of the holder of said mortgages and nullifying contract provisions which seek to obligate the mortgagor or owner of the property to pay said tax.

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

House File No. 142 by Beswick of Van Buren, a bill for an act to provide that the general and ordinary taxes on real estate shall be so computed as to give to the owner of the real estate a deduction on said taxes equal to the millage tax legally taxable on the mortgages existing on the real estate or on the judgments foreclosing said mortgages, and to assure the assessment of said moneys and credits.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 114, a bill for an act to amend section three hundred eighty (380), Code 1931, relating to the levy of taxes and expenditures of public money by municipalities.

Also, that the Senate has passed the following joint resolution in which the concurrence of the House is asked:

Senate Joint Resolution No. 6, fixing the compensation of the officers and employees of the forty-fifth general assembly.

Also, that the Senate has concurred in House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 7, a bill for an act relating to mandatory levies for secondary road maintenance and construction.

BYRON G. ALLEN, *Secretary.*

Digitized by Google

SENATE CONCURRENT RESOLUTIONS ADOPTED

Fabritz of Wapello called up Senate Concurrent Resolution No. 5 found in the Journal of January 24 and moved its adoption. Motion prevailed and resolution was adopted.

Weed of Madison called up Senate Concurrent Resolution No. 7 found in the Journal of January 24 and moved its adoption. Motion prevailed and resolution was adopted.

CONSIDERATION OF SENATE AMENDMENTS

On request of McCreery of Linn, unanimous consent having been given, House File No. 114, a bill for an act to amend section three hundred eighty (380), Code 1931, relating to the levy of taxes and expenditures of public money by municipalities, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS

Amend by inserting after the word "and" in line 5 in Section 1 the words, "paragraph 4 of section".

McCreery of Linn moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 102.

Aldrich	Frizzell	McCreery	Schroeder
Augustine	Fuelling	McDermott	Smith
Beath	Fuester	McFarlane	Snyder
Beswick	Gallagher	McKinnon	Sours
Bonnstetter	Garner	McLean	Stansell
Bouska	Gissel	Maniece	Stanzel
Bowers	Gittinger	Mercer	Stewart
Brady	Goode	Metcalf	Stiger
Burgess	Grau	Millhone	Strachan
Casey	Grell	Mitchell	Swift of Dubuque
Craven	Hanson of Lyon	Moore of Benton	Swift of Jackson
Crouch	Hanson of Winnebago	Moore of Harrison	Teter
Cunningham	Hartman	Mooty	Thies
Davis	Hook	Osborn	Thiessen
Dean	Hopp	Ostby	Treimer
Ditto	Hough	Paisley	Weed
Dole	Hultman	Peaco	Wenig
Donlon	Humeston	Peet	Wiese
Doran	Jenkins	Porter	Willis
Dreessen	Jensen	Rawlings	Wolf
Durant	Johnson	Reed	Yager
Elliott	Koch	Rice	Zipse
Ellsworth	Laughlin	Roe	Zylstra
Fabritz	Lichty	Ryder	Mr. Speaker
Falvey	Lookingbill	Schmitz	
Felter	McCarthy		
Foster			

Digitized by Google

The nays were, none.

Absent or not voting, 6.

Alesch	Malone	Speidel	Stiger
Bruce	Sheridan		

So the House concurred in Senate amendments to House File No. 114.

SENATE MESSAGES CONSIDERED

Senate Joint Resolution No. 6, fixing the compensation of the officers and employees of the Forty-fifth General Assembly.

Read first and second times.

Gallagher of Iowa called up the amendment filed by him and found in the Journal of January 24 and moved its adoption. Amendment adopted.

Koch of Bremer asked and obtained unanimous consent suspending the rule prohibiting the second and third reading on the same day.

Mr. Koch moved that the Joint Resolution be read a third time and placed on its passage. Motion prevailed.

McFarlane of Black Hawk asked and obtained unanimous consent to amend as follows:

Amend section two, lines two and three by striking therefrom the words: "Plain Talk", and substituting in lieu thereof the words: "Waterloo Daily Courier, a newspaper published in the city of Waterloo, Iowa"; also further amend by striking from line three the word: "newspapers" and inserting in lieu thereof the words: "a newspaper".

The amendment was adopted by unanimous consent.

Durant of Hancock moved to reconsider the vote by which the joint resolution passed its third reading. Motion lost.

McCreery of Linn moved to reconsider the vote by which the motion to reconsider failed.

Peaco of Clinton raised the point of order that the motion to reconsider was out of order and the Speaker ruled the point well taken.

On the question "Shall the Joint Resolution pass?"

The ayes were, 37.

Alesch	Bouska	Fabritz	Frizzell
Augustine	Doran	Falvey	Garner
Beath	Durant	Felter	Gissel

Digitized by Google

Hanson of Lyon	McCreery	Moore of Benton	Speidel
Hanson of Winnebago	McKinnon	Paisley	Stanzel
Hopp	McLean	Reed	Stewart
Hough	Malone	Rice	Swift of Jackson
Koch	Maniece	Roe	Wolf
	Mercer	Snyder	Mr. Speaker
	Millhone	Sours	

The nays were, 68.

Aldrich	Foster	McCarthy	Sheridan
Beswick	Fuelling	McDermott	Smith
Bonnstetter	Fuester	McFarlane	Stansell
Bowers	Gallagher	Metcalf	Stiger
Brady	Gittinger	Mitchell	Strachan
Burgess	Goode	Moore of Harrison	Swift of Dubuque
Casey	Grau	Mooty	Thies
Craven	Grell	Osborn	Thiessen
Crouch	Hartman	Ostby	Treimer
Cunningham	Hook	Peaco	Weed
Davis	Hultman	Peet	Wenig
Dean	Humeston	Porter	Wiese
Ditto	Jenkins	Rawlings	Willis
Dole	Jensen	Ryder	Yager
Donlon	Johnson	Schmitz	Zipse
Dreessen	Laughlin	Schroeder	Zylstra
Elliott	Lichty		
Ellsworth	Lookingbill		

Absent or not voting, 3.

Bruce	Stimpson	Teter

So the Joint Resolution having failed to receive a constitutional majority was declared to have failed to pass the House.

McFarlane of Black Hawk moved to reconsider the vote by which Senate Joint Resolution No. 6 failed to pass the House.

A roll call was demanded.

On the question "Shall the House reconsider the vote by which Senate Joint Resolution No. 6 failed to pass the House?"

The ayes were, 99.

Aldrich	Ditto	Garner	Jensen
Alesch	Dole	Gissel	Johnson
Augustine	Donlon	Gittinger	Koch
Beath	Dreessen	Goode	Laughlin
Beswick	Durant	Grau	Lichty
Bonnstetter	Elliott	Grell	Lookingbill
Bouska	Ellsworth	Hanson of Lyon	McCarthy
Bowers	Fabritz	Hanson of Winnebago	McCreery
Brady	Falvey	Hook	McDermott
Burgess	Felter	Hopp	McFarlane
Casey	Foster	Hough	McKinnon
Craven	Frizzell	Hultman	McLean
Crouch	Fuelling	Humeston	Malone
Cunningham	Fuester	Jenkins	Maniece
Dean	Gallagher		Mercer

Digitized by Google

Metcalf	Porter	Speidel	Thiessen
Millhone	Rawlings	Stansell	Treimer
Mitchell	Reed	Stanzel	Weed
Moore of Benton	Roe	Stewart	Wenig
	Ryder	Stiger	Wiese
Moore of Harrison	Schmitz	Stimpson	Willis
	Schroeder	Strachan	Yager
Mooty	Sheridan	Swift of Dubuque	Zipse
Osborn	Smith		Zylstra
Paisley	Snyder	Teter	Mr. Speaker
Peet	Sours	Thies	

The nays were, 7.

Davis	Hartman	Peaco	Swift of Jackson
Doran	Ostby	Rice	

Absent or not voting, 2.

Bruce	Wolf

Motion to reconsider prevailed.

McFarlane of Black Hawk moved to reconsider the vote by which the Joint Resolution passed to its third reading. Motion prevailed.

Ditto of Osceola moved to amend Senate Joint Resolution No. 6 by striking out all after the enacting clause and substituting in lieu thereof the original text of Senate Joint Resolution No. 6 as introduced in the Senate including the amendments adopted by the House.

Reed of Mahaska moved that further action be deferred until Thursday morning. Motion lost.

On the question "Shall the amendment proposed by Mr. Ditto be adopted?" roll call was demanded.

The ayes were, 48.

Aldrich	Gallagher	Mooty	Swift of Dubuque
Bowers	Goode	Ostby	
Brady	Grell	Peaco	Swift of Jackson
Burgess	Hartman	Peet	
Casey	Hultman	Rawlings	Treimer
Crouch	Humeston	Ryder	Weed
Cunningham	Johnson	Schroeder	Wenig
Dean	Laughlin	Sheridan	Willis
Ditto	Lookingbill	Smith	Wolf
Doran	McDermott	Stansell	Yager
Dreessen	McFarlane	Stiger	Zipse
Elliott	Moore of Harrison	Stimpson	Zylstra
Fuelling		Strachan	Mr. Speaker

The nays were, 56.

Alesch	Beswick	Craven	Donlon
Augustine	Bonnstetter	Davis	Durant
Beath	Bouska	Dole	Ellsworth

Digitized by Google

Fabritz	Hook	Maniece	Rice
Falvey	Hopp	Mercer	Roe
Felter	Hough	Metcalf	Schmitz
Foster	Jenkins	Millhone	Snyder
Frizzell	Jensen	Mitchell	Sours
Fuester	Koch	Moore of Benton	Speidel
Garner	McCarthy	Osborn	Stanzel
Gissel	McCreery	Paisley	Stewart
Grau	McKinnon	Porter	Thies
Hanson of Lyon	McLean	Reed	Thiessen
Hanson of Winnebago	Malone		Wiese

Absent or not voting, 4.

Bruce	Gittinger	Lichty	Teter

Amendment lost.

Grau of Buena Vista moved to amend Senate Joint Resolution No. 6 by changing all salaries specified therein to an amount twenty per cent less than those in effect during the Forty-fourth General Assembly.

Sours of Floyd moved the previous question on the resolution and all pending amendments. Motion prevailed.

On the question "Shall the amendment be adopted?"

The ayes were, 14.

Alesch	Hook	Rice	Stimpson
Bonnstetter	Hough	Roe	Swift of Jackson
Davis	McKinnon	Speidel	Thiessen
Grau	Maniece		

The nays were, 91.

Aldrich	Frizzell	McCreery	Schroeder
Augustine	Fuelling	McDermott	Sheridan
Beswick	Fuester	McFarlane	Smith
Bouska	Gallagher	McLean	Snyder
Bowers	Garner	Malone	Sours
Brady	Gissel	Mercer	Stansell
Burgess	Gittinger	Metcalf	Stanzel
Casey	Goode	Millhone	Stewart
Craven	Grell	Mitchell	Stiger
Crouch	Hanson of Lyon	Moore of Benton	Strachan
Cunningham	Hanson of Winnebago	Moore of Harrison	Swift of Dubuque
Dean	Hartman	Mooty	Thies
Ditto	Hopp	Osborn	Treimer
Dole	Hultman	Ostby	Weed
Donlon	Humeston	Paisley	Wenig
Doran	Jenkins	Peaco	Wiese
Dreessen	Jensen	Peet	Willis
Durant	Johnson	Porter	Wolf
Elliott	Koch	Rawlings	Yager
Ellsworth	Laughlin	Reed	Zipse
Fabritz	Lichty	Ryder	Zylstra
Falvey	Lookingbill	Schmitz	Mr. Speaker
Felter	McCarthy		
Foster			

Digitized by Google

Absent or not voting, 3.

Beath	Bruce	Teter

Amendment lost.

Koch of Bremer moved that the resolution be read a third time and placed on its passage. Motion prevailed and the resolution was read a third time.

On the question, "Shall Senate Joint Resolution No. 6 be adopted?"

The ayes were, 77.

Aldrich	Frizzell	McDermott	Smith
Alesch	Fuelling	McFarlane	Snyder
Augustine	Fuester	McKinnon	Sours
Beath	Gallagher	McLean	Speidel
Beswick	Garner	Malone	Stansell
Bonnstetter	Gissell	Maniece	Stanzel
Bouska	Gittinger	Mercer	Stewart
Bowers	Goode	Metcalf	Stimpson
Burgess	Hanson of Lyon	Millhone	Strachan
Dole	Hanson of Winnebago	Mitchell	Swift of Jackson
Donlon	Hopp	Moore of Benton	Thies
Doran	Hough	Paisley	Thiessen
Dreessen	Hultman	Peet	Treimer
Durant	Humeston	Porter	Weed
Elliott	Jenkins	Reed	Wiese
Ellsworth	Koch	Rice	Wolf
Fabritz	Laughlin	Roe	Zipse
Falvey	Lookingbill	Schmitz	Zylstra
Felter	McCreery	Schroeder	Mr. Speaker
Foster			

The nays were, 27.

Brady	Grau	Moore of Harrison	Sheridan
Casey	Grell	Osborn	Stiger
Craven	Hartman	Ostby	Swift of Dubuque
Crouch	Hook	Peaco	Wenig
Cunningham	Jensen	Rawlings	Willis
Davis	Johnson	Ryder	Yager
Dean	McCarthy		
Ditto			

Absent or not voting, 4.

Bruce	Lichty	Mooty	Teter

So the Joint Resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

CONSIDERATION OF BILLS

House File No. 32, a bill for an act to amend sections seventeen hundred twenty-two (1722), seventeen hundred twenty-four (1724), seventeen hundred twenty-four-c one (1724-c1), seventeen

Digitized by Google

hundred twenty-five (1725), seventeen hundred twenty-six (1726), seventeen hundred twenty-nine (1729), fifty-four hundred twenty-two (5422), fifty-four hundred twenty-four (5424), fifty-four hundred twenty-six (5426), fifty-four hundred twenty-nine (5429), fifty-four hundred thirty (5430), fifty-four hundred thirty-one (5431), fifty-four hundred thirty-three (5433), fifty-four hundred thirty-four (5434), fifty-four hundred thirty-four-b one (5434-b1), fifty-four hundred forty (5440), fifty-four hundred forty-one (5441), fifty-four hundred forty-three (5443), fifty-four hundred forty-four (5444), fifty-four hundred forty-five (5445), code of 1931, to transfer the issuing of hunting, fishing and dog licenses to the office of the County Treasurer, with report of committee recommending passage, was taken up for consideration.

Fabritz of Wapello moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 65.

Alesch	Falvey	Jensen	Rice
Augustine	Felter	Johnson	Roe
Beath	Fuelling	Koch	Smith
Bouska	Fuester	Lookingbill	Stewart
Bowers	Gallagher	McCarthy	Stiger
Brady	Garner	McCreery	Swift of
Burgess	Gissel	McDermott	Jackson
Casey	Gittinger	McFarlane	Teter
Craven	Grau	Malone	Thiessen
Crouch	Grell	Millhone	Treimer
Davis	Hanson of Lyon	Moore of	Wenig
Dean	Hanson of	Harrison	Wiese
Ditto	Winnebago	Mooty	Willis
Donlon	Hartman	Osborn	Wolf
Doran	Hopp	Ostby	Zipse
Elliott	Humeston	Peaco	Zylstra
Fabritz	Jenkins	Peet	Mr. Speaker

The nays were, 37.

Aldrich	Hook	Moore of	Stansell
Beswick	Hough	Benton	Stanzel
Bonnstetter	Hultman	Paisley	Stimpson
Dole	Laughlin	Rawlings	Strachan
Dreessen	McKinnon	Reed	Swift of
Durant	McLean	Ryder	Dubuque
Ellsworth	Maniece	Schmitz	Thies
Foster	Mercer	Schroeder	Weed
Frizzell	Metcalf	Sheridan	Yager
Goode	Mitchell	Sours	

Absent or not voting, 6.

Bruce	Lichty	Snyder	Speidel
Cunningham	Porter		

Digitized by Google

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

Fabritz of Wapello moved that the vote by which House File No. 32 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled, Senate File No. 7.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bill, Senate File No. 7.

AMENDMENTS FILED

Foster of Cedar filed the following amendment to House File No. 108 by adding thereto:

"Sec. 2. The provision of this act shall be in full force and effect as to poll taxes payable in 1933. Where taxes have been paid the county treasurer shall make refund from the proper fund.

Sec. 3. This act being deemed of immediate importance shall be in full force and effect after its passage and publication in the Britt News, a newspaper published at Britt, Iowa, and the Tipton Conservative, a newspaper published at Tipton, Iowa."

Dean of Cerro Gordo filed the following amendments to House File No. 89:

1. Strike the quoted words from lines 3 and 4 in lieu thereof insert the following, to-wit:

"and upon all record holders of liens on such real estate,".

2. Further amend said bill by adding section 2 as follows:

"Sec. 2. Section seventy-two hundred eighty (7280), Code 1931, is hereby repealed and the following is enacted in lieu thereof, to-wit:

7280. Service of notice. Service shall be made upon nonresidents of the county by registered letter sent to the last known address, or by personal service thereof elsewhere in the same manner as original notices may be served."

Digitized by Google

Mercer of Johnson county filed the following amendment to House File No. 33:

Amend House File No. 33, section 4, by striking from line two (2) the following:

"July 1, 1933" and substituting therefor "December 31, 1935".

Speidel of Washington filed the following amendment to House File No. 79:

1. Strike out the title and substitute in lieu thereof the following:

"An act for the relief of taxpayers in 1933, 1934 and 1935 by amending section Four Thousand six hundred forty-four-c Seventeen (4644-c17), Four Thousand six hundred forty-four-c Six (4644-c6), Four Thousand six hundred forty-four-c Seven (4644-c7), Four Thousand six hundred forty-four-c Eleven (4644-c11), Four Thousand six hundred forty-four-c Twelve (4644-c12), Four thousand six hundred forty-four-c Fifteen (4644-c15), Code, 1931, relating to mandatory and optional road levies, and authorizing Boards of Supervisors in said years: (1) to use motor fuel taxes for secondary road maintenance; (2) to abandon programs for secondary road construction; (3) to set aside road levies made for road purposes in 1932; (4) to abate and remit any or all road taxes levied in 1932 to be collected in 1933; and (5) to limit expenditures for road purposes on secondary roads to necessary maintenance."

2. Amend Section three (3), line four (4), by inserting after the figures "(4644-c7)", the following: "forty-six hundred forty-four-c eleven (4644-c11);".

On motion of Rawlings of Monona the House adjourned until 10:00 o'clock Thursday morning.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 26, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by Mrs. Ida B. Wise Smith, of the Christian Church, Des Moines, Iowa.

Journal of January 25 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Swift of Jackson for the day, on request of Peaco of Clinton.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Approving prohibition. Aldrich, from citizens of Wright county; Hanson, from citizens of Lyon county; Lichty, from citizens of Black Hawk county; Ostby, from citizens of Worth county; Strachan, from citizens of Humboldt county. Referred to police regulation, suppression of crime and intemperance.

Favoring placing special tax on so-called "chain stores". Frizzell, from business men of Poweshiek county. Referred to committee on ways and means.

Favoring tax reduction. McDermott, from citizens of Adair county. Referred to tax reduction committee.

Favoring road poll tax reduction. Durant, from assessors of Hancock county. Referred to roads and highways.

Opposing closing of certain high schools. Laughlin, from school board of Bartlett. Referred to schools and textbooks.

Favoring repeal of cow testing law. McDermott, from citizens of Adair county. Referred to animal industry.

Opposing Senate File No. 100. Sheridan from supervisors of Lee County. Referred to compensation of public officers.

Favoring certification of teachers. McFarlane of Black Hawk,

Digitized by Google

from Cedar Falls Parent Teachers Association. Referred to schools and textbooks.

Favoring repeal of real estate license law. Snyder from citizens of Hamilton county. Referred to judiciary.

Favoring the manufacture of industrial alcohol. Maniece, from citizens of Emmet county. Referred to police regulation, suppression of crime and intemperance.

Opposing repeal of oleomargarine tax law. Maniece, from citizens of Emmet county. Referred to dairy and food.

Favoring repeal of all mandatory school laws. Malone of Cass, from citizens of Griswold. Referred to schools and textbooks.

Favoring Senate Files Nos. 76, 77, 78 and 80. Dole, from citizens of Jefferson county. Referred to tax reduction.

Opposing House File No. 4. Hanson of Lyon, from members of Independent School District of Rock Rapids. Referred to tax reduction.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled, Senate File No. 31 and House File No. 114.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

REPORTS OF COMMITTEES

Malone of Cass, from the committee on tax reduction, submitted the following report:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 2, a bill for an act to amend section seventy-one hundred fifteen (7115), and section seventy-one hundred nineteen (7119); repeal section seventy-one hundred twenty-three (7123) and enact a substitute therefor, repeal section seventy-one hundred forty-five (7145) and enact a substitute therefor, and repeal section seventy-one hundred twenty-four (7124), code 1931, to combine the Assessment Book and Tax List in one record to be known as the Assessment and Tax Book, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Digitized by Google

Amend Section 1 by striking all of said section following the figure one (1) in line 1 thereof and substituting therefor the following:

"Amend Section seventy-one hundred fifteen (7115) Code 1931, by striking out the words "two assessment books" in lines 26 and 27 and substituting therefor the words "one assessment book".

Further amend by striking from line 4 of Section 2 the words "and tax".

Further amend by striking from line 2 of Section 4 the words "be repealed" and substituting therefor the following: "be amended by changing the comma (,) to a period (.) after the word 'sheets' in line four (4) of said section seventy-one hundred twenty-four (7124), code 1931, and by striking the remainder of said section."

Further amend by inserting after the word "assessment" in line five (5) section three (3) the words "book and".

Further amend by striking sections five (5) and six (6);

Amend the title by striking the words "repeal section seventy-one hundred forty-five (7145) and enact a substitute therefor" in lines three (3) and four (4), and by striking the word "repeal" in line six (6) thereof and substitute therefor the word "amend"'. C. E. MALONE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 52, a bill for an act to amend sections 369, 375, etc., Code, 1931, relating to the method of estimating and certifying the school budget, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. E. MALONE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House Joint Resolution No. 2, a resolution recommending another committee, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be rereferred to the Appropriations Committee. C. E. MALONE, *Chairman.*

Report adopted and the bill was referred to the appropriations committee.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 29, a bill for an act to repeal Section 5260-c10 Code 1931, relating to the county budget and providing penalty for violation thereof, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend Section 1 by striking from line five (5) the word "act" and inserting in lieu thereof the word "chapter".

C. E. MALONE, *Chairman.*

Report adopted.

Digitized by Google

Stiger of Tama, from the committee on judiciary, submitted the following report:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 55, an act to amend section eleven thousand five hundred sixty-two (11,562), code 1931, relating to bringing causes on for trial, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. B. STIGER, *Chairman.*

Laid over under House rule.

INTRODUCTION OF BILLS

House File No. 143 by Dole of Jefferson, a bill for an act to amend sections sixty-nine hundred eighty-five (6985) and sixty-nine hundred eighty-seven (6987), Code, 1931, relating to the rate of taxation on moneys and credits.

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

House File No. 144 by Dole of Jefferson, a bill for an act to amend sections ninety-four hundred four (9404) and ninety-four hundred five (9405), Code, 1931, relating to the legal rate of interest chargeable in this state.

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

House File No. 145 by Ditto of Osceola, a bill for an act to amend section forty-three hundred seventy-one (4371) code 1931, relating to the use of public school buildings for other than school purposes.

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

House File No. 146 by Stiger of Tama, a bill for an act to amend sections eighteen hundred fifty-four (1854), eighteen hundred fifty-five (1855), eighteen hundred sixty-four (1864), eighteen hundred sixty-nine-b one (1869-b1), and eighteen hundred seventy-five (1875), Code, 1931, and to repeal section eighteen hundred seventy-six (1876), Code, 1931, and enacting a substitute therefor; relating to the duties of the secretary of the Board of Engineering Examiners, providing for the regulation, licensing and practice of professional engineers and land surveyors and a penalty for the violation thereof.

Read first and second times and referred to committee on departmental affairs.

Digitized by Google

House File No. 147 by McLean of Marshall, a bill for an act to amend section fifty-four hundred thirteen (5413), Code 1931, relating to the Bounties on Wild Animals.

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

House File No. 148 by Stiger of Tama, a bill for an act to amend section one hundred sixty-eight (168), Code, 1931, relating to the contents of the Code of Iowa.

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

House File No. 149 by Ellsworth of Hardin, a bill for an act to amend section eighty-nine hundred forty (8940), Code, 1931, by striking out certain provisions relating to the inurement of policies of insurance to the benefit of one who has obtained a judgment against the insured, to repeal section nine thousand seventy-one (9071), of said code, and to enact a substitute for such stricken and repealed provisions, and to provide the time in which an action to enforce such inurement may be brought.

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

House File No. 150 by Stiger of Tama, a bill for an act to amend sections sixty-eight hundred sixty-five (6865), sixty-nine hundred ninety-two (6992), and seven thousand five (7005), Code, 1931, relating to taxation and to coordinate said sections with the United States Code.

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

House File No. 151 by Stiger of Tama, a bill for an act to repeal sections ten thousand two hundred fifty (10250) to ten thousand two hundred sixty (10260), inclusive, Code, 1931, and to enact substitutes therefor, relating to the management of state, county, and municipally owned real estate.

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

House File No. 152 by Ellsworth of Hardin, a bill for an act to repeal section ninety-two hundred thirty-nine-c one (9239-c1), Code, 1931, and to enact a substitute therefor, relating to preferred claims against insolvent banks.

Digitized by Google

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

House File No. 153 by McFarlane of Black Hawk, a bill for an act so to amend chapter fourteen (14), Code, 1931, relating to the public printing as to provide that certain legal publications shall be printed at the seat of government.

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

House File No. 154 by Donlon of Palo Alto, a bill for an act to repeal section seventy-two hundred three (7203), Code, 1931, and to enact a substitute therefor, relating to the lien of poll taxes and of taxes on personal property.

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

House File No. 155 by Donlon of Palo Alto, a bill for an act to amend section seventy-one hundred sixty-four (7164), Code, 1931, by repealing lines nine (9) to nineteen (19), inclusive, of said section, relating to the computation of tax rates.

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

House File No. 156 by Gallagher of Iowa, a bill for an act to amend section eighty-six hundred twenty-four (8624), Code, 1931, relating to sale of insurance company stock as inducement to insurance.

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

House File No. 157 by Laughlin of Fremont, a bill for an act to amend section forty-six hundred forty-four-c eight (4644-c8), Code, 1931, relating to the secondary road construction fund.

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

House File No. 158 by Augustine of Ringgold, a bill for an act so to amend section forty-nine hundred ninety-five (4995), Code, 1931, as to give traffic on duly designated boulevard or arterial highways the right of way over traffic on intersecting streets and highways, provided "Stop, Boulevard" signs are maintained on said intersecting streets and highways.

Digitized by Google

Read first and second times and referred to committee on motor vehicle and transportation.

House File No. 159 by Stewart of Calhoun, a bill for an act so to amend section two thousand ten (2010), Code, 1931, that the trial on an information for the forfeiture of a conveyance because employed in the unlawful transportation of intoxicating liquors, shall be in equity.

Read first and second times and referred to committee on police regulation, suppression of crime and intemperance.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills:

Senate File No. 31.

House File No. 114.

CALL OF THE HOUSE

The following call of the House was filed:

MR. SPEAKER: We, the undersigned, hereby request a call of the House for the consideration of House File No. 23.

O. J. DITTO
BLAKE WILLIS
A. W. WOLF
ED RAWLINGS
WM. KOCH

The roll was called to ascertain the absentees.

The roll call disclosed that all members were present except Swift of Jackson, who had been previously excused.

CONSIDERATION OF BILLS

House File No. 23, a bill for an act to amend sections twelve hundred twenty-five-d one (1225-d1), twenty-six hundred eighty-two (2682), forty-six hundred forty-four-c twenty-two (4644-c22), forty-nine hundred forty (4940), fifty-one hundred twenty-five (5125), fifty-one hundred ninety-one (5191), fifty-two hundred thirty-three (5233), fifty-two hundred thirty-seven (5237), and ten thousand six hundred thirty-seven (10,637), code 1931, relating to the mileage and expenses of public officers and employees, county engineers, boards of supervisors, sheriffs, county superintendents, coroners and constables, with report of committee recommending amendment and passage, was taken up for consideration.

Digitized by Google

Malone of Cass moved that Senate File No. 23 be substituted for House File No. 23. Motion was carried.

Ditto of Osceola called up the amendment to House File No. 23 filed by him and found in the Journal of January 23 and moved that it apply to Senate File No. 23, corrected to read as follows:

By striking from section four (4), line three (3), thereof, the word "five", and substituting therefor, the word "seven".

Further amend by striking all of section six (6) and substituting therefor, the following:

"Sec. 6. That section fifty-one hundred ninety-one (5191), code 1931, be amended by striking from line two (2), subsection ten (10) thereof, the word "ten", and substituting therefor the word "seven"; also by adding the following to said section 5191: "In case the sheriff transports by auto, one or more persons to any state institution or any other institution required by law, the mileage cost thereof to be prorated to the respective persons transported."

Stiger of Tama moved the previous question. Motion prevailed.

On the question, "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 48.

Beswick	Goode	Osborn	Strachan
Bouska	Hartman	Ostby	Swift of Dubuque
Brady	Johnson	Paisley	Treimer
Casey	Koch	Peet	Weed
Cunningham	Lichty	Rawlings	Wenig
Ditto	Lookingbill	Rice	Wiese
Dole	McCarthy	Ryder	Willis
Dreessen	McFarlane	Schroeder	Wolf
Elliott	McKinnon	Sheridan	Yager
Foster	Mercer	Smith	Zipse
Fuester	Moore of Benton	Stanzel	Zylstra
Gallagher	Mooty	Stiger	Mr. Speaker

The nays were, 58.

Aldrich	Ellsworth	Hough	Peaco
Alesch	Fabritz	Hultman	Porter
Augustine	Falvey	Humeston	Reed
Beath	Felter	Jenkins	Roe
Bonnstetter	Fuelling	Jensen	Schmitz
Bowers	Garner	Laughlin	Snyder
Bruce	Gissel	McCreery	Sours
Burgess	Gittinger	McDermott	Speidel
Craven	Grau	McLean	Stansell
Crouch	Grell	Malone	Stewart
Davis	Hanson of Lyon	Maniece	Stimpson
Dean	Hanson of Winnebago	Metcalf	Teter
Donlon	Hook	Millhone	Thies
Doran	Hopp	Mitchell	Thiessen
Durant		Moore of Harrison	

Digitized by Google

Absent or not voting, 2.

Frizzell Swift of Jackson

The amendment was lost.

Reed of Mahaska moved to amend Senate File No. 23 by adding to section six the following:

"Provided, however, that in the serving of notices in civil cases the sheriff shall be allowed mileage at the rate of five cents per mile in each action wherein such notices are served, and, he shall refuse to serve original notices and subpoenas in civil cases until the statutory fees and mileage for service have been paid. At the end of each quarter he shall make a report thereof and shall pay to the county clerk all fees so collected except mileage which shall be retained by him."

Amendment adopted.

Bonnstetter of Kossuth moved the bill be read a third time and placed upon its passage which motion prevailed and the bill was read a third time.

Hanson of Winnebago moved that the call of the House be raised. Motion carried.

On the question, "Shall the bill pass?"

The ayes were, 99.

Aldrich
Alesch
Augustine
Beath
Beswick
Bonnstetter
Bouska
Bowers
Burgess
Casey
Craven
Crouch
Cunningham
Davis
Dean
Ditto
Dole
Donlon
Doran
Durant
Elliott
Ellsworth
Fabritz
Falvey
Felter
Foster
Frizzell
Fuelling
Fuester
Gallagher
Garner
Gissel
Gittinger
Goode
Grau
Grell
Hanson of Lyon
Hanson of Winnebago
Hook
Hopp
Hough
Hultman
Humeston
Jenkins
Jensen
Koch
Laughlin
Lichty
Lookingbill
McCarthy
McCreery
McDermott
McFarlane
McKinnon
McLean
Malone
Maniece
Mercer
Metcalf
Millhone
Mitchell
Moore of Benton
Morre of Harrison
Mooty
Osborn
Ostby
Paisley
Peaco
Peet
Porter
Reed
Rice
Roe
Ryder
Schmitz
Smith
Snyder
Sours
Speidel
Stansell
Stanzel
Stewart
Stiger
Stimpson
Strachan
Swift of Dubuque
Teter
Thies
Thiessen
Treimer
Weed
Wenig
Wiese
Willis
Wolf
Yager
Zipse
Zylstra
Mr. Speaker

Digitized by Google

The nays were, 7.

Brady	Hartman	Rawlings	Sheridan
Dreessen	Johnson	Schroeder	

Absent or not voting, 2.

Bruce	Swift of Jackson

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

Malone of Cass moved that the vote by which Senate File No. 23 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 80, a bill for an act to amend section nineteen hundred twenty-four (1924) of the Code of 1931, to provide for the manufacture of alcohol for industrial and non-beverage purposes, by persons, firms and corporations who have qualified as provided by laws of the United States and the State of Iowa, with report of committee recommending substitute amendment and passage, was taken up for consideration.

On motion of Mitchell of Webster the amendments proposed by the committee, found in the Journal of January 25, were adopted.

Ellsworth of Hardin moved to amend by striking from lines eight and nine as found in the Journal, the words "may be" and inserting in lieu thereof the word "and"; also by inserting the words "may be" after the word "denatured" in line nine.

Bonnstetter of Kossuth moved the previous question. Motion carried.

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

The ayes were, 26.

Augustine	Durant	Johnson	Osborn
Beath	Elliott	Lichty	Peet
Bruce	Ellsworth	Lookingbill	Reed
Crouch	Felter	McCreery	Rice
Dean	Grau	McFarlane	Snyder
Dole	Hanson of Lyon	McLean	Sours
Doran	Hartman		

The nays were, 71.

Alesch	Bowers	Craven	Dreessen
Beswick	Brady	Davis	Fabritz
Bonnstetter	Burgess	Ditto	Foster
Bouska	Casey	Donlon	Frizzell

Digitized by Google

Fuelling	Koch	Paisley	Stimpson
Fuester	Laughlin	Peaco	Strachan
Gallagher	McCarthy	Porter	Swift of Dubuque
Garner	McDermott	Rawlings	Thies
Gissel	McKinnon	Roe	Thiessen
Gittinger	Malone	Ryder	Treimer
Goode	Maniece	Schmitz	Weed
Grell	Mercer	Schroeder	Wenig
Hanson of Winnebago	Metcalf	Sheridan	Wiese
Hopp	Millhone	Smith	Willis
Hough	Mitchell	Stansell	Wolf
Hultman	Moore of Benton	Stanzel	Yager
Jenkins	Moore of Harrison	Stewart	Zipse
Jensen		Stiger	Mr. Speaker

Absent or not voting, 11.

Aldrich	Hook	Ostby	Teter
Cunningham	Humeston	Speidel	Zylstra
Falvey	Mooty	Swift of Jackson	

Amendment lost.

Mitchell of Webster moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 99.

Aldrich	Frizzell	McCarthy	Schmitz
Alesch	Fuelling	McCreery	Schroeder
Beath	Fuester	McDermott	Sheridan
Beswick	Gallagher	McFarlane	Smith
Bonnstetter	Garner	McKinnon	Snyder
Bouska	Gissel	Malone	Sours
Bowers	Gittinger	Maniece	Speidel
Brady	Goode	Mercer	Stansell
Bruce	Grell	Metcalf	Stanzel
Burgess	Hanson of Lyon	Millhone	Stewart
Casey	Hanson of Winnebago	Mitchell	Stiger
Craven	Hartman	Moore of Benton	Stimpson
Crouch	Hook	Moore of Harrison	Strachan
Davis	Hopp	Mooty	Swift of Dubuque
Dean	Hough	Osborn	Thies
Ditto	Hultman	Paisley	Thiessen
Dole	Humeston	Peaco	Treimer
Donlon	Jenkins	Peet	Weed
Doran	Jensen	Porter	Wenig
Dreessen	Johnson	Rawlings	Wiese
Durant	Koch	Reed	Willis
Elliott	Laughlin	Rice	Wolf
Ellsworth	Lichty	Roe	Yager
Fabritz	Lookingbill	Ryder	Zipse
Falvey			Mr. Speaker
Foster			

The nays were, 4.

Augustine	Felter	Grau	McLean

Digitized by Google

Absent or not voting, 5.

Cunningham	Swift of Jackson	Zylstra
Ostby	Teter	

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

Mitchell of Webster moved that the vote by which House File No. 80 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

BILLS SENT TO THE GOVERNOR

Koch of Bremer from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports they have on this 26th day of January, 1933, sent to the governor for his approval, House File No. 114. WM. KOCH, *Chairman.*

Passed on file.

AMENDMENT FILED

Sours of Floyd filed the following amendment to the amendment by Dean of Cerro Gordo to House File No. 89 found in House Journal Page 182, of January 25th:

Amend the first amendment, line one, by inserting after "word" the following:

"and upon all persons having liens of record on such real estate,".

On motion of McCreery of Linn the House adjourned until 9:00 o'clock Friday morning.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 27, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. W. C. Taylor, Pastor of the Forest Avenue Baptist Church, Des Moines, Iowa.

Journal of January 26 corrected and approved.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring placing special tax on so-called "chain stores". Osborn, from business men of Decatur county; Stewart, from business men of Calhoun county. Referred to ways and means.

Favoring prohibition. Alesch, from citizens of Plymouth county; Beswick, from citizens of Van Buren county; Bruce, from citizens of Pocahontas county; Crouch, from citizens of Greene county; Cunningham, from citizens of Polk county; Dean, from citizens of Cerro Gordo county; Dreessen, from citizens of Crawford county; Jensen, from citizens of Audubon county; Lichty, from citizens of Black Hawk county; McFarlane, from citizens of Black Hawk county; McLean, from citizens of Marshall county; Paisley, from citizens of Lee county; Schmitz, from citizens of Winneshiek county; Stansell, from citizens of Clarke county; Treimer, from citizens of O'Brien county. Referred to police regulation, suppression of crime and intemperance.

Opposing abolishment of high schools. Laughlin of Fremont, from Anderson School Board. Referred to schools and textbooks.

Favoring tax reduction. Peet of Guthrie, from taxpayers of Bear Grove township. Referred to tax reduction committee.

Favoring change of automobile license date. Mitchell, from citizens of Webster county. Referred to committee on motor vehicles.

Digitized by Google

Opposing abolishment of office of county recorder. Roe, from officials of Allamakee county. Referred to county and township organization.

Favoring changes in secondray road laws. Schmitz, from Board of Supervisors of Winneshiek county. Referred to roads and highways.

HOUSE FILE NO. 55 INDEFINITELY POSTPONED

Stiger of Tama from the committee on judiciary called up the report of the committee recommending indefinite postponement of House File No. 55 and moved its adoption. Motion prevailed and House File No. 55 was indefinitely postponed.

INTRODUCTION OF BILLS

House File No. 160 by Cunningham of Polk, a bill for an act to authorize the valuation of bonds and other securities held by insurance companies or associations authorized to transact business under the provisions of Chapters four hundred (400), four hundred four (404) or four hundred six (406) Code, 1931, by the amortization method.

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

House File No. 161 by Cunningham of Polk, a bill for an act to amend the law as it appears in section six thousand nine hundred sixty-three (6963), Code, 1931, relating to place of listing certain property for taxation.

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

House File No. 162 by Cunningham of Polk, a bill for an act to amend section eight thousand five hundred eighty-three (8583), Code, 1931, relating to the dissolution of certain corporations not for pecuniary profit.

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

House File No. 163 by Brady of Pottawattamie, a bill for an act relating to the general liability of cities and towns, including cities and towns under management form, commission form and special charter, for personal injuries resulting from defective streets, alleys, sidewalks, public parks, and other public places,

Digitized by Google

within such cities and towns, and providing for notice of defects in writing before occurrence of accidents, and providing for notice of accidents and description of injuries sustained, and providing for medical examination by city physician or town physician after presentment of claim for personal injuries sustained by reason of said accident.

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

House File No. 164 by McFarlane of Black Hawk, a bill for an act making it the duty of pedestrians on Primary Highways to keep to the left of the paved portion of said Highway and when meeting vehicles to step off said Highway.

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

House File No. 165 by Peaco of Clinton and Willis of Dallas, a bill for an act to amend chapter three hundred eighty-three D1 (383-D1) of the code, 1931, so as to require pipe line companies to secure a certificate of convenience and necessity for the construction of pipe lines and providing when certificate shall be issued.

Read first and second times and referred to committee on public utilities.

House File No. 166 by Mooty of Grundy, a bill for an act to amend section sixty one hundred twenty seven (6127), sixty one hundred thirty four d-six (6134-d6), sixty one hundred thirty-five (6135), sixty one hundred forty two (6142) of the code of 1931, relating to public utilities and to the power of cities and towns.

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

House File No. 167 by Mooty of Grundy, a bill for an act to amend section sixty one hundred forty three (6143) of code of 1931, relating to public utilities and to the powers of cities and towns.

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

House File No. 168 by Grell and Wiese of Scott, a bill for an act to amend Section five hundred sixty (560), Code, 1931, relating to expenses of primary elections.

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

Digitized by Google

House File No. 169 by Grell and Wiese of Scott, a bill for an act to amend Section sixty-seven hundred sixteen (6716), Code, 1931, relating to warrants in Cities under Special Charter.

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

House File No. 170 by Grell and Wiese of Scott, a bill for an act to amend section sixty-four hundred fifty-six (6456), Code, 1931, relating to municipal zoning.

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

House File No. 171 by Reed of Mahaska, a bill for an act to repeal section fifty-one hundred twenty-five (5125), code 1931, and enact a substitute therefor, and to repeal sections fifty-one hundred twenty-six (5126), and fifty-one hundred twenty-seven (5127), code 1931, all relating to compensation of the members of the Boards of Supervisors.

Read first and second times and referred to committee on compensation of public officers.

House File No. 172 by Reed of Mahaska, a bill for an act to repeal sections five hundred twenty-three (523), and ten thousand six hundred thirty-nine (10,639), code 1931, and to enact substitutes therefor, all relating to the election of Justices of the Peace and Constables, and their compensation.

Read first and second times and referred to committee on compensation of public officers.

House File No. 173 by Wiese and Grell of Scott, a bill for an act to amend Section fifty-seven hundred fifty-nine (5759), Code, 1931, relating to dangerous structures.

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

House File No. 174 by Wiese and Grell of Scott, a bill for an act to amend Section five thousand ninety-three a-nine (5093-a9), Code, 1931, relating to Motor Vehicle Fuel Tax.

Read first and second times and referred to committee on motor vehicle and transportation.

House File No. 175 by Wiese and Grell of Scott, a bill for an act

Digitized by Google

to amend Section seven hundred thirty-eight (738), Code, 1931, relating to compensation of members of election boards.

Read first and second times and referred to committee on compensation of public officers.

House File No. 176 by Tax Reduction Committee, a bill for an act to amend section fifty-five hundred forty-three (5543), Code, 1931, relating to the time of meetings of local boards of township trustees.

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

House File No. 177 by Grell and Wiese of Scott, a bill for an act to amend Sections seven hundred eighteen-b-seven (718-b7) and seven hundred eighteen-b-eleven (718-b11), Code, 1931, relating to Permanent Registration.

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

CONSIDERATION OF BILLS

House File No. 89, a bill for an act to amend section seventy-two hundred seventy-nine (7279), Code, 1931, pertaining to notice of expiration of right of redemption from tax sale, with report of committee recommending passage, was taken up for consideration.

Sours of Floyd called up the amendment filed by him on January 26 to the amendment by Dean found in Journal of January 25 and moved its adoption. Amendment to amendment adopted.

Dean of Cerro Gordo moved the adoption of the amendment as amended. Action deferred until tomorrow.

House File No. 29, a bill for an act to repeal section fifty-two hundred sixty-c ten (5260-c10), code 1931, and enact a substitute therefor, relating to the county budget and providing penalty for violation thereof, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Ellsworth of Hardin the amendments proposed by the committee, found in the Journal of January 26, were adopted.

Grau moved to amend House File No. 29 by striking the period in line seven (7) and adding thereto: "without unanimous consent of the Board of Supervisors". Action deferred until tomorrow.

Digitized by Google

House File No. 52, a bill for an act to amend sections three hundred sixty-nine (369), three hundred seventy-five (375), and forty-three hundred eighty-six (4386), code 1931, and to repeal sections forty-three hundred fifteen (4315) and forty-three hundred ninety-two (4392), code 1931, relating to the method of estimating and certifying the school budget, with report of committee recommending passage, was taken up for consideration.

Paisley of Lee moved that House File No. 52 be re-referred to committee on schools and textbooks. Motion prevailed.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has concurred in the following House amendments to joint resolution in which the concurrence of the Senate was asked:

Senate Joint Resolution No. 6 relating to the compensation of officers and employees of the general assembly.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 42, a bill for an act relating to the establishment of a kindergarten.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 20, a bill for an act to amend section 296, Code 1931, with reference to the powers and duties of the Executive Conucil.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 54, a bill for an act relating to calling of jury panel.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 44, a bill for an act relating to minimum salaries of teachers.

BYRON G. ALLEN, *Secretary.*

BILL REREFERRED

Malone of Cass moved that House File No. 2 be re-referred to committee on tax reduction. Motion prevailed.

SENATE MESSAGES CONSIDERED

Senate File No. 44, a bill for an act to repeal sections forty-three hundred forty-one (4341), forty-three hundred forty-two (4342), forty-three hundred forty-three (4343) and forty-three hundred forty-four (4344), code 1931, relating to teachers' salaries.

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

Digitized by Google

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled, Senate Joint Resolution No. 6.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bill: Senate Joint Resolution No. 6.

ADDITIONAL COPIES ORDERED PRINTED

Ostby of Worth asked and obtained unanimous consent to have five hundred copies of House File No. 105 printed.

REPORT OF COMMITTEE

Jensen of Audubon, from the committee on schools and textbooks, submitted the following report:

MR. SPEAKER: Your committee on schools and textbooks to whom was referred House File No. 84, a bill for an act to repeal chapter two hundred five (205), code 1931; to repeal sections forty-two hundred eighty (4280), forty-two hundred eighty-one (4281), and forty-two hundred eighty-two (4282), code 1931; and to amend section forty-two hundred seventy-five (4275), code 1931, all relating to county high schools, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

T. G. JENSEN, *Chairman.*

Report adopted.

CONSIDERATION OF BILLS

House File No. 84, a bill for an act to repeal chapter two hundred five (205), code 1931; to repeal sections forty-two hundred eighty (4280), forty-two hundred eighty-one (4281), and forty-two hundred eighty-two (4282), code 1931; and to amend section forty-two hundred seventy-five (4275), code 1931, all relating to county high schools, with report of committee recommending passage, was taken up for consideration.

Digitized by Google

Jensen of Audubon asked and obtained unanimous consent to consider House File No. 84 at this time.

Peet of Guthrie moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 88.

Aldrich	Frizzell	McFarlane	Schmitz
Alesch	Fuelling	McKinnon	Schroeder
Bouska	Fuester	McLean	Sheridan
Bowers	Gallagher	Malone	Smith
Brady	Gissel	Maniece	Sours
Bruce	Gittinger	Mercer	Speidel
Burgess	Goode	Metcalf	Stansell
Casey	Grell	Millhone	Stewart
Craven	Hanson of Lyon	Mitchell	Stimpson
Crouch	Hanson of Winnebago	Moore of Benton	Swift of Dubuque
Cunningham	Hartman	Moore of Harrison	Swift of Jackson
Davis	Hopp	Mooty	Teter
Dean	Hough	Ostby	Thies
Dole	Hultman	Paisley	Thiessen
Donlon	Humeston	Peaco	Treimer
Doran	Jenkins	Peet	Wenig
Dreessen	Jensen	Rawlings	Wiese
Durant	Johnson	Reed	Willis
Elliott	Koch	Rice	Yager
Ellsworth	Lichty	Roe	Zipse
Fabritz	Lookingbill	Ryder	Zylstra
Falvey	McCarthy		Mr. Speaker
Foster			

The nays were, none.

Absent or not voting, 20.

Augustine	Felter	McCreery	Stanzel
Beath	Garner	McDermott	Stiger
Beswick	Grau	Osborn	Strachan
Bonnstetter	Hook	Porter	Weed
Ditto	Laughlin	Snyder	Wolf

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

McFarlane of Black Hawk moved that the House adjourn until 10:00 o'clock Monday morning.

Bowers of Union moved to amend the motion by striking the word "Monday" and inserting in lieu thereof the word "Saturday". Amendment lost.

Original motion prevailed and the House adjourned until 10:00 o'clock Monday morning.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 30, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by Mr. W. M. Parsons, Des Moines, Iowa.

Journal of January 27 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Dean of Corro Gordo for the day on request of Sours of Floyd; Brady of Pottawattamie for the day on request of Ditto of Osceola; Jenkins of Louisa for the day on request of Reed of Mahaska.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring placing special tax on so-called "chain stores". Doran, from business men of Boone county. Referred to ways and means.

Approving prohibition. Beswick, from citizens of Van Buren county; Dole, from citizens of Jefferson county; Garner, from citizens of Butler county; Lichty, from citizens of Black Hawk county; McKinnon, from citizens of Henry county; Peet, from citizens of Guthrie county; Snyder, from citizens of Hamilton county; Smith, from citizens of Cherokee county. Referred to police regulation, suppression of crime and intemperance.

Opposing closing certain rural schools. Treimer, from citizens of O'Brien county; Sours, from citizens of Floyd county. Referred to schools and textbooks.

Favoring reduction of road poll tax. Sheridan, from rural assessors of Lee county. Referred to tax reduction.

Opposing a change in high school laws. Schmitz, from citizens of Winneshiek county. Referred to schools and textbooks.

Digitized by Google

Opposing a change in pension laws for firemen. Johnson and McCreery of Linn, from citizens of Cedar Rapids. Referred to cities and towns.

Opposing transfer of funds from fish and game department. Wiese, from Scott County Sportsmen's Association. Referred to fish and game.

Opposing changes deferring mortgage foreclosures. Malone of Cass from the bar association of Atlantic. Referred to judiciary.

Favoring modification of liquor laws. Wiese and Grell of Scott, from East Davenport Turner Society. Referred to police regulation, suppression of crime and intemperance.

Favoring relief legislation. Treimer, from O'Brien County Modern 76ers. Referred to tax reduction.

REPORTS OF COMMITTEES

Laughlin of Fremont, from the committee on roads and highways, submitted the following report:

MR. SPEAKER: Your committee on roads and highways, to whom was referred to House File No. 112, a bill for an act to amend Sec. 4755-b26, Code, 1931 relating to primary highways within cities and towns and providing for maintenance, repair and upkeep of such primary highways, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. P. LAUGHLIN, *Chairman.*

Laid over under House rules.

Also:

MR. SPEAKER: Your committee on roads and highways, to whom was referred House File No. 106, a bill for an act relating to the maintenance of Primary roads through cities and towns, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitey postponed. E. P. LAUGHLIN, *Chairman.*

Laid over under House rules.

Stiger of Tama, from the committee on judiciary, submitted the following report:

MR. SPEAKER: Your committee on judiciary, to whom was referred House File No. 74, a bill for an act to repeal section ten thousand four hundred twenty-nine-d one (10429-d1), code, 1931, with reference to the

Digitized by Google

withholding of marriage licenses, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Malone of Cass, from the committee on tax reduction, submitted the following report:

MR. SPEAKER: Your committee on tax reduction, to whom was referred House File No. 45, a bill for an act to amend section 134, Code, 1931, relating to an examination of financial transactions of school districts, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. E. MALONE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on tax reduction, to whom was referred House File No. 2, a bill for an act to amend section seventy-one hundred fifteen (7115) and section seventy-one hundred nineteen (7119); repeal section seventy-one hundred twenty-three (7123) and enact a substitute therefor, repeal section seventy-one hundred forty-five (7145) and enact a substitute therefor, and repeal section seventy-one hundred twenty-four (7124), code 1931, to combine the Assessment Book and Tax List in one record to be known as the Assessment and Tax Book, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as previously recommended, and when so amended the bill do pass. C. E. MALONE, *Chairman.*

Report adopted.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Senate Concurrent Resolution No. 11, relating to inviting Lewis Johnson, National Commander of the American Legion, to address the General Assembly in joint convention at 11:00 o'clock A. M., February 20th.

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

Senate Concurrent Resolution No. 12, relative to an invitation to be extended to the Honorable Henry A. Wallace asking him to address a joint session of the General Assembly at 2:30 P. M., on January 31st.

Digitized by Google

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

Senate Concurrent Resolution No. 10, relating to the printing of committee books and rule books.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 107, a bill for an act relating to the appointment and tenure of office of members of the State Board of Assessment and Review.

BYRON G. ALLEN, *Secretary.*

SENATE MESSAGES CONSIDERED

Ditto of Osceola called up Senate Concurrent Resolution No. 11 and asked unanimous consent for its immediate consideration.

SENATE CONCURRENT RESOLUTION NO. 11

Resolved by the Senate, the House concurring, that Lewis Johnson, National Commander of the American Legion, who comes to Des Moines as a guest of the American Legion of this state to attend the Adjutant-Commanders' conference on February 20th be invited to address the members of the 45th General Assembly in joint convention in the House Chamber at 11:00 o'clock A. M. February 20th.

That the President of the Senate and the Speaker of the House appoint a committee of five Service Men from the House and five Service Men from the Senate to receive Lewis Johnson, National Commander of the American Legion, and to welcome him to the joint session of the General Assembly of Iowa.

That a special invitation be extended to W. Earl Hall, State Commander of the American Legion and the other state and district officers of the American Legion be invited to attend the address.

Unanimous consent having been obtained for the immediate consideration of the resolution, Ditto of Osceola moved its adoption. Resolution adopted.

Bonnstetter of Kossuth called up Senate Concurrent Resolution No. 12 and asked unanimous consent for its immediate consideration.

SENATE CONCURRENT RESOLUTION NO. 12

Be it Resolved by the Senate, the House concurring:

Whereas, the economic affairs of our country are in an unstable and chaotic condition; and,

Whereas, prices of farm products are considerably below the cost of production, making it impossible for the home owners and citizens in

Digitized by Google

the agricultural belt to derive sufficient revenue out of the operation of their farms to meet the liabilities, which were created under a higher price level; and,

Whereas, the General Assembly of the State of Iowa, is interested in hearing any constructive proposal made by any person or persons familiar with the financial structure of our country and the monetary system thereof; and,

Whereas, we have within the borders of our State, a man internationally known for his views, concerning these problems, and our monetary system;

Be It Therefore Resolved, by the Senate, the House concurring, that we issue an invitation to the Honorable Henry A. Wallace, asking him to address the Senate and House in Joint Session, upon the economic conditions as they exist at present, and that such Joint Session shall be held at 2:30 p. m., on the 31st day of January, A. D. 1933.

Unanimous consent having been obtained for the immediate consideration of the resolution, Bonnstetter of Kossuth moved its adoption. Resolution adopted.

Malone of Cass called up Senate Concurrent Resolution No. 10 and asked unanimous consent for its immediate consideration.

SENATE CONCURRENT RESOLUTION NO. 10

Resolved by the Senate, the House concurring: That 2,000 copies of the committee books and 500 copies of the rule books be ordered printed, all to be bound in paper covers.

Unanimous consent having been obtained for the immediate consideration of the resolution, Malone of Cass moved its adoption. Resolution adopted.

Senate File No. 107, a bill for an act to amend section sixty-nine hundred forty-three-c fifteen (6943-c15) and section sixty-nine hundred forty-three-c sixteen (6943-c16), code 1931, relating to the appointment and tenure of office of members of the State Board of Assessment and Review.

Read first and second times and referred to committee on departmental affairs.

INTRODUCTION OF BILLS

House File No. 178 by Wiese and Grell of Scott, a bill for an act to amend sections fifty-nine hundred ten (5910) and fifty-nine

Digitized by Google

hundred eleven (5911) Code, 1931, relating to viaducts in cities.

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

House File No. 179 by Ellsworth of Hardin, a bill for an act to amend Section ninety-two hundred seventeen C-1 (9217 C-1), Code, 1931, relating to the minimum capitalization of state and savings banks and trust companies.

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

House File No. 180 by committee on tax reduction, a bill for an act to amend section twenty-two hundred thirty-three (2233), Code, 1931, relating to the time of meetings of local boards of health.

Read first and second times and referred to committee on public health.

House File No. 181 by Snyder of Hamilton, a bill for an act to amend section eighty-seven hundred seventy-six (8776), Code of Iowa, 1931, by increasing the amount of an insurance policy which shall be exempt when payable to the surviving widow to Fifteen thousand Dollars ($15,000.00).

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

House File No. 182 by McDermott of Adair, a bill for an act to amend section twenty-five hundred sixteen (2516), Code, 1931, relating to fees for renewal of license to practice barbering or cosmetology.

Read first and second times and referred to committee on public health.

House File No. 183 by committee on emergency legislation, a bill for an act to increase the amount of statutory exemptions from execution for resident farmers of the heads of families.

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

House File No. 184 by Stiger of Tama and Sheridan of Lee, a bill for an act to obtain a written opinion of the Justices of the Supreme Court of the State of Iowa, on important constitutional questions, by written request of the Governor of the State of Iowa,

Digitized by Google

or by a resolution of the Senate or House of Representatives of the General Assembly of the State of Iowa.

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

HOUSE RESOLUTION NO. 7

Beath of Adams offered the following resolution and asked unanimous consent for its immediate consideration:

Whereas, the Honorable Leonard E. Stanley, who was a member of the House of Representatives in the Thirty-seventh General Assembly from Adams County, died on August 1, 1932; therefore

Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That a committee of three be appointed to draft suitable resolutions to be presented to the House in commemoration of his life and services.

Unanimous consent having been obtained for the immediate consideration of the resolution, Mr. Beath moved its adoption. Motion prevailed and resolution adopted.

As members of such committee, the Speaker appointed Beath of Adams, Hopp of Mills and Millhone of Page.

HOUSE CONCURRENT RESOLUTION NO. 8

Gallagher of Iowa offered House Concurrent Resolution No. 8 and asked unanimous consent for its immediate consideration.

Resolved by the House, the Senate concurring, that a joint convention of both houses of the Forty-fifth General Assembly be held in the House Chamber Monday afternoon, February 13 at 2:00 P. M. in commemoration of the anniversary of the birth of our martyred president, Abraham Lincoln.

Be It Further Resolved that Mr. B. F. Shambaugh of the State Historical Society at Iowa City be invited to deliver the address upon this occasion and that the president of the Senate and the speaker of the House appoint a committee of four, two from each body, to arrange an appropriate program for this occasion.

Unanimous consent having been obtained for the immediate consideration of the resolution, Gallagher of Iowa moved its adoption. Motion prevailed and resolution adopted.

ACTION DEFERRED ON HOUSE FILE NO. 89

Sours of Floyd asked and obtained unanimous consent to defer action on House File No. 89 until tomorrow. Action deferred.

Digitized by Google

CONSIDERATION OF BILLS

The House resumed consideration of House File No. 29, a bill for an act to repeal section fifty-two hundred sixty-c ten (5260-c10), code 1931, and enact a substitute therefor, relating to the county budget and providing penalty for violation thereof.

Ellsworth of Hardin offered the following amendments and moved their adoption:

Amend House File No. 29 by adding thereto the following as Sec. 2.

Sec. 2. Section fifty-two hundred sixty-c eleven (5260-c11), Code, 1931, is amended by striking all of line three (3) after the word "of" and inserting in lieu thereof the following:

"Section 5259, and the provisions of this chapter with reference to the penalty, shall be in addition to the provisions of section 5258.

Further amend by inserting in line two (2) of the title after the word "therefor", the following:

"and to amend Section fifty-two hundred sixty-c eleven (5260-c11), Code, 1931,".

Amendments adopted.

Grau of Buena Vista asked and obtained unanimous consent for the withdrawal of the amendment offered by him January 27.

Ellsworth of Hardin moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 86.

Aldrich	Falvey	Lookingbill	Ryder
Alesch	Felter	McCarthy	Schmitz
Augustine	Frizzell	McCreery	Schroeder
Beath	Fuester	McKinnon	Snyder
Beswick	Gallagher	McLean	Sours
Bonnstetter	Garner	Malone	Speidel
Bouska	Gissel	Maniece	Stansell
Bowers	Gittinger	Mercer	Stewart
Bruce	Goode	Metcalf	Stiger
Burgess	Grau	Millhone	Swift of Dubuque
Casey	Hanson of Lyon	Mitchell	Swift of Jackson
Craven	Hanson of Winnebago	Moore of Benton	Teter
Cunningham	Hartman	Moore of Harrison	Thiessen
Dean	Hopp	Osborn	Weed
Ditto	Hough	Peaco	Wenig
Dole	Hultman	Peet	Wiese
Donlon	Humeston	Porter	Willis
Doran	Jensen	Rawlings	Wolf
Dreessen	Johnson	Reed	Yager
Durant	Koch	Rice	Zipse
Ellsworth	Laughlin	Roe	Zylstra
Fabritz			Mr. Speaker

Digitized by Google

The nays were, 11.

Davis	Mooty	Sheridan	Strachan
Foster	Ostby	Smith	Treimer
Grell	Paisley	Stimpson	

Absent or not voting, 11.

Brady	Fuelling	Lichty	Stanzel
Crouch	Hook	McDermott	Thies
Elliott	Jenkins	McFarlane	

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 20, 42, 54.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House Files 20, 42, 54.

EX-GOVERNOR'S RECOMMENDATION ON FORMER AUDITOR OF STATE INDEFINITELY POSTPONED

Augustine of Ringgold called up for consideration the report and recommendation of Ex-Governor Turner relative to the proceedings had in the investigation and suspension of former State Auditor J. W. Long.

Ditto of Osceola moved that the consideration be indefinitely postponed.

On the question, "Shall the consideration be indefinitely postponed?" a roll call was demanded:

The ayes were, 60

Aldrich	Burgess	Dole	Falvey
Augustine	Casey	Donlon	Foster
Beswick	Davis	Dreessen	Frizzell
Bouska	Dean	Ellsworth	Fuester
Bowers	Ditto	Fabritz	Gallagher

Digitized by Google

Garner	McKinnon	Peaco	Thiessen
Goode	Malone	Peet	Treimer
Hartman	Mercer	Reed	Weed
Hopp	Metcalf	Rice	Wiese
Humeston	Mitchell	Ryder	Willis
Johnson	Moore of	Sheridan	Wolf
Koch	Harrison	Stansell	Yager
Laughlin	Mooty	Stewart	Zipse
Lookingbill	Osborn	Stiger	Zylstra
McCarthy	Paisley	Swift of Dubuque	Mr. Speaker
McFarlane			

The nays were, 34.

Alesch	Grau	McDermott	Sours
Beath	Grell	McLean	Speidel
Bonnstetter	Hanson of Lyon	Maniece	Stanzel
Bruce	Hanson of	Millhone	Stimpson
Craven	Winnebago	Moore of Benton	Strachan
Doran	Hough	Rawlings	Swift of Jackson
Durant	Hultman	Roe	Teter
Felter	Jensen	Schmitz	Wenig
Gissel	McCreery	Smith	

Absent or not voting, 14.

Brady	Fuelling	Lichty	Schroeder
Crouch	Gittinger	Ostby	Snyder
Cunningham	Hook	Porter	Thies
Elliott	Jenkins		

Motion prevailed and the matter indefinitely postponed.

COMMITTEE OF THE WHOLE

Mitchell of Webster from the committee on emergency legislation moved that the House resolve itself into a committee of the whole for the purpose of receiving a preliminary and informal report of said committee, and discussing the same. Motion prevailed.

The House resolved itself into a committee of the whole and the Speaker called Ditto of Osceola to the chair to preside. The subject matter was fully discussed, after which Mr. Mitchell moved that the committee rise, which motion prevailed.

The House reconvened, Speaker Miller in the chair.

By unanimous consent, the House returned to the order of introduction of bills.

INTRODUCTION OF BILLS

House File No. 185 by Stiger of Tama, a bill for an act to amend section twelve thousand three hundred seventy-six (12376), Code, 1931, relating to judgment sale and redemption in foreclosure of

Digitized by Google

real estate mortgages, by defining the duties of a receiver appointed, in such action as to leasing the mortgaged premises, and as to the application of rents, profits, and income therefrom; and to amend section twelve thousand three hundred seventy-seven (12377), Code, 1931, relating to General Execution for the balance of a judgment obtained on a real estate mortgage foreclosure not satisfied by special execution, by providing for the exemption of certain property of the judgment debtor or debtors from such said general execution, or any execution issued for said balance or under such deficiency judgment, and from liability from for such balance or deficiency judgment:

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

House File No. 186 by Stiger of Tama, a bill for an act to amend section seventeen hundred sixty-six A-1 (1766-a1), Code, 1931, relating to zones, and the killing, trapping or snaring opossum or raccoon.

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

House File No. 187 by Stiger of Tama, a bill for an act to amend section fifteen hundred sixty-three (1563), Code, 1931, relating to the payment of a mulct tax for permit to sell cigarettes or cigarette papers.

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

House File No. 188 by Swift of Dubuque, a bill for an act to amend section sixty-six hundred eighty-seven (6687) of code, 1931, relating to special election to submit proposition to abandon organization of city or town under chapter three hundred twenty-eight (328) of the code, 1931, and become a city or town under the general law governing cities and towns, or resume special charter.

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

House File No. 189 by Cunningham of Polk, a bill for an act to amend section eighty-nine hundred forty-three (8943), Code 1931, relating to execution of policies of insurance.

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

Digitized by Google

House File No. 190 by Alesch of Plymouth, a bill for an act to fix a minimum limitation upon the size of independent school districts; and to repeal sections forty-one hundred thirty-one c-one (4131-c1), forty-one hundred thirty-two (4132), forty-one hundred thirty-five (4135), and forty-one hundred fifty-two (4152), code 1931.

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

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that he had on January 26, 1933, approved House File No. 114.

AMENDMENTS FILED

Augustine of Ringgold filed the following amendment:

Amend House File No. 74 by adding thereto the following as Section 2.

"Sec. 2. This act being deemed of immediate importance shall be in full force and effect after its passage and publication in the Mount Ayr Record News, a newspaper published at Mount Ayr, Iowa, and in the Herald-Journal, a newspaper published at Clarinda, Iowa."

Dean of Cerro Gordo filed the following amendment:

Amend House File No. 89 as follows:

1. Strike out all of section 1 and in lieu thereof insert the following, to wit:

"Section 1. That section seventy-two hundred seventy-nine (7279), Code, 1931, be amended by inserting in line four (4) following the comma after the word "estate" the following:

'and upon all record holders of liens on such real estate,'".

2. Insert a new section as follows:

"Sec. 2. That section seventy-two hundred eighty (7280), Code, 1931, is hereby repealed and the following is enacted in lieu thereof, to wit:

'7280. Service of notice. Service of the notice shall be made upon a nonresident of the county by registered letter sent to his last known address, or by personal service of said notice elsewhere in the same manner as original notices may be served, provided that when said notice is sent by registered letter and no official registry receipt showing delivery is received by the sender, service shall be made upon a nonresident of the county by publishing the same once each week, for three consecutive weeks, in some newspaper of said county.'".

Gallagher of Iowa filed the following amendment:

Amend House File No. 119, section one, by striking therefrom the period (.) in line ten and inserting in lieu thereof a comma (,) and adding the following:

Digitized by Google

"over products sold by foreign corporations, firms, and companies which do not maintain an office within the state."

On motion of Malone of Cass the House adjourned until 9:00 o'clock Tuesday morning.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 31, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. Wallace Essingham, Rector of St. Luke's Episcopal Church, Des Moines, Iowa.

Journal of January 30 corrected and approved.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring placing special tax on so-called "chain stores". Bruce, from business men of Marion county; Felter, from business men of Warren county; Fuelling, from business men of Clayton county; Zipse, from business men of Chickasaw county. Referred to ways and means.

Favoring prohibition. Aldrich, from citizens of Wright county; Beswick, from citizens of Van Buren county; Bruce, from citizens of Pocahontas county; Crouch, from citizens of Greene county; Foster of Cedar, from citizens of Jones county; Hook, from citizens of Taylor and Adams counties; Lichty, from citizens of Black Hawk county; McFarlane, from citizens of Black Hawk county; McKinnon, from citizens of Henry county; Porter, from citizens of Delaware county; Reed, from citizens of Mahaska county; Willis, from citizens of Dallas county. Referred to police regulation, suppression of crime and intemperance.

Favoring change in collection of auto license. Aldrich, from citizens of Wright county; Hartman, from citizens of Des Moines county. Referred to motor vehicle and transportation.

Favoring modification of prohibition laws. Wiese of Scott, from Davenport Aerie Eagles; Mercer, from citizens of Johnson county. Referred to committee on police regulation, suppression of crime and intemperance.

Digitized by Google

Favoring Senate File No. 121. Wiese of Scott, from Walcott Game Preserve. Referred to fish and game.

Opposing county tax budget. Beswick of Van Buren, from Keosauqua Board of Education. Referred to schools and textbooks.

Favoring old age pension. Willis, from citizezns of Dallas. Referred to ways and means.

Opposing repeal of law refunding gasoline tax. Alesch of Plymouth, from Henry township community club. Referred to motor vehicles and transportation.

Opposing diverting license fees for hunting to other funds. Swift of Jackson, from the More Game Club of Sabula. Referred to fish and game.

Favoring certification of teacher law. Lichty of Black Hawk, from Parent-Teacher's Association and American Association of University Women of Cedar Falls. Referred to schools and textbooks.

Urging tax reduction. Fuester of Ida county, from Progressive Farmers Union of Iowa. Referred to tax reduction.

REPORTS OF COMMITTEES

Roe of Allamakee county, from the committee on compensation of public officers, submitted the following report:

MR. SPEAKER: Your committee on compensation of public officers to whom was referred House File No. 122, a bill for an act to repeal Section Five Thousand Two Hundred and Thirty-four (5234) Code of 1931 and enact a substitute therefor relating to compensation of deputy county superintendent, beg leave to report they have had the same under consideration and have instruced me to report the same back to the House with the recommendation that the same do pass.

OVE T. ROE, *Chairman.*

Report adopted.

Stiger of Tama, from the committee on judiciary, submitted the following report:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 58, an act to amend chapter fifty-six (56), code, 1931, relating to removal from office, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Digitized by Google

By striking therefrom "section two (2)", the publication clause.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 63, an act to amend section eleven thousand three hundred twenty-eight (11,328), code, 1931, relating to witness fees for peace officers and other public officials, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend Section one (1), line seven (7), by striking the word "his" and substituting therefore the word "the".

Also amend by inserting the words "of his" after the word "county" Section one (1), line seven (7). C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 185, a bill for an act to amend section twelve thousand three hundred seventy-six (12376), Code 1931, relating to judgment sale and redemption in foreclosure of real estate mortgages, by defining the duties of a receiver appointed, in such action as to leasing the mortgaged premises, and as to the application of rents, profits, and income therefrom; and to amend section twelve thousand three hundred seventy-seven (12377), Code, 1931, relating to General Execution for the balance of a judgment obtained on a real estate mortgage foreclosure not satisfied by special execution, by providing for the exemption of certain property of the judgment debtor or debtors from such said general execution, or any execution issued for said balance or under such deficiency judgment, and from liability from seizure for such balance or deficiency judgment, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the committee on emergency legislation. C. B. STIGER, *Chairman.*

Report adopted. Referred to committee on emergency legislation.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 111, an act to increase the amount of statutory exemptions from execution for resident farmers who are the heads of families, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the committee on emergency legislation.

C. B. STIGER, *Chairman.*

Report adopted. Referred to committee on emergency legislation.

Digitized by Google

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 57, an act to amend section eleven thousand four hundred ninety (11,490), Code, 1931, relating to the power of the court to limit counsel as to the time of their argument, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. B. STIGER, *Chairman.*

Passed on file.

Willis of Dallas, from the committee on cities and towns, submitted the following report:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 10, a bill for an act to amend sections sixty-three hundred fourteen (6314), sixty-three hundred fifteen (6315), sixty-three hundred sixteen (6316), and sixty-three hundred twenty-one (6321), code, 1931, relating to pensions for disabled and retired firemen and policemen, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

BLAKE WILLIS, *Chairman.*

Passed on file.

Ditto of Osceola, from the committee on Departmental affairs, submitted the following report:

MR. SPEAKER: Your committee on departmental affairs to whom was referred Senate File No. 107, a bill for an act to amend section sixty-nine hundred forty-three-c fifteen (6943-c15), and section sixty-nine hundred forty-three-c sixteen (6943-c16), code 1931, relating to the appointment and tenure of office of members of the State Board of Assessment and Review, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. O. J. DITTO, *Chairman.*

Report adopted.

Hook of Taylor, from the committee on county and township organization, submitted the following report:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 69, a bill for an act to amend section seventy-two hundred seventy-two (7272), code 1931, reducing the amount of penalty to be paid in redepmtion of property from tax sale, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

1. Amend the title by inserting after the word "amend" the words "section seventy-two hundred fourteen (7214) and".

Digitized by Google

2. Further amend by striking all after the enacting clause and by substituting therefor the following:

"Section 1. That section seventy-two hundred fourteen (7214), Code 1931, be amended by striking the word "one" in line "four" (4) and inserting in lieu thereof the following "one-half of one".

"Sec. 2. Amend section seventy-two hundred seventy-two (7272), Code 1931, by striking out the word "eight" in line seven (7) and substituting therefor the word "four".

"Sec. 3. Further amend section seventy-two hundred seventy-two (7272), Code 1931, by striking the word "eight" in lines eight (8) and fifteen (15), and substituting therefor the word "six".

"Sec. 4. This act being deemed of immediate importance shall be in full force and effect after its passage and publication in the Pilot Tribune, a newspaper published at Storm Lake, Iowa, and in the Bedford Times-Press, a newspaper published at Bedford, Iowa.

CHAS. S. HOOK, *Chairman.*

Report adopted.

Malone of Cass, from the committee on tax reduction, submitted the following report:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 6, a bill for an act to amend section three hundred eighty (380), and three hundred eighty-one (381), code 1931; and to repeal section seventy-one hundred sixty-five (7165), code, 1931; relating to the local budget law, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Strike all after the enacting clause and substitute in lieu thereof the following:

Section 1. Section three hundred seventy-five (375), Code, 1931, is amended as follows:

Insert immediately after the word "estimates" in line seven (7) the words "and any annual levies previously authorized as provided in section eleven hundred seventy-nine-b 2 (1179-b2)".

Sec. 2. Section three hundred eighty-one (381), code, 1931, is amended as follows:

Strike from line three (3) the words "and five per cent additional".

Sec. 3. Section seventy-one hundred sixty-five (7165), Code, 1931, is hereby repealed.

Also amend by adding as Section 4 the following:

Sec. 4. This act being deemed of immediate importance shall be in full force and effect after its passage and publication in the Griswold American, a newspaper published at Griswold, Iowa, and in the Hampton Chronicle, a newspaper published at Hampton, Iowa.

Further amend by striking the title and substituting in lieu thereof the following: A bill for an act to amend sections three hundred seventy-five (375) and three hundred eighty-one (381), code, 1931, relating to the local budget law, and to repeal section seventy-one hundred sixty-five (7165), Code, 1931.

C. E. MALONE, *Chairman.*

Report adopted.

Digitized by Google

Thiessen of Clinton, from the committee on elections, submitted the following report:

MR. SPEAKER: Your committee on elections to whom was referred House File No. 113, an act to repeal Section six hundred fifty-five-a four (655-a4), Code, 1931, relative to the time of filing objections to certificate of nomination or eligibility of a candidate, and to enact a substitute therefor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. J. H. THIESSEN, *Chairman.*

Report adopted.

CONSIDERATION OF BILLS

Senate File No. 107, a bill for an act to amend section sixty-nine hundred forty-three-c fifteen (6943-c15) and section sixty-nine hundred forty-three-c sixteen (6943-c16), code 1931, relating to the appointment and tenure of office of members of the State Board of Assessment and Review, with report of committee recommending passage, was taken up for consideration.

McFarlane of Black Hawk asked and obtained unanimous consent to consider Senate File No. 107 at this time.

Mr. McFarlane moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 100.

Aldrich	Frizzell	McCreery	Schmitz
Alesch	Fuelling	McDermott	Schroeder
Augustine	Fuester	McFarlane	Sheridan
Beath	Gallagher	McKinnon	Smith
Beswick	Garner	McLean	Sours
Bonnstetter	Gissel	Malone	Speidel
Bouska	Gittinger	Maniece	Stanzel
Bowers	Goode	Mercer	Stewart
Brady	Grau	Metcalf	Stiger
Burgess	Grell	Millhone	Strachan
Casey	Hanson of Lyon	Mitchell	Swift of Dubuque
Craven	Hartman	Moore of Benton	Swift of Jackson
Crouch	Hook	Moore of Harrison	Teter
Cunningham	Hopp	Mooty	Thies
Davis	Hough	Ostby	Thiessen
Dean	Hultman	Paisley	Treimer
Dole	Humeston	Peaco	Weed
Donlon	Jenkins	Peet	Wenig
Doran	Jensen	Porter	Wiese
Dreessen	Johnson	Rawlings	Willis
Durant	Koch	Reed	Wolf
Ellsworth	Laughlin	Rice	Yager
Fabritz	Lichty	Roe	Zipse
Falvey	Lookingbill	Ryder	Zylstra
Felter	McCarthy		Mr. Speaker
Foster			

Digitized by Google

The nays were, none.

Absent or not voting, 8.

Bruce	Elliott	Osborn	Stansell
Ditto	Hanson of Winnebago	Snyder	Stimpson

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

McFarlane of Black Hawk moved that the vote by which Senate File No. 107 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

McFarlane of Black Hawk called up the report of the committee on roads and highways recommending indefinite postponement of House File No. 112.

Laughlin of Fremont moved that the report of the committee be adopted.

Fabritz of Wapello moved the previous question. Motion prevailed.

A roll call was demanded. On the question, "Shall the report of the committee be adopted?"

The ayes were, 38.

Alesch	Garner	Laughlin	Roe
Beath	Gissel	McCreery	Smith
Bonnstetter	Grau	McKinnon	Sours
Bruce	Hanson of Winnebago	McLean	Speidel
Davis	Hook	Maniece	Strachan
Dean	Hopp	Metcalf	Teter
Donlon	Hough	Millhone	Thies
Doran	Jensen	Ostby	Zipse
Fabritz	Johnson	Paisley	Mr. Speaker
Fuester		Rawlings	

The nays were, 67.

Aldrich	Felter	McFarlane	Snyder
Beswick	Foster	Malone	Stansell
Bouska	Frizzell	Mercer	Stanzel
Bowers	Fuelling	Mitchell	Stewart
Brady	Gallagher	Moore of Benton	Stiger
Burgess	Gittinger	Moore of Harrison	Stimpson
Casey	Goode	Mooty	Swift of Dubuque
Craven	Grell	Peaco	Swift of Jackson
Crouch	Hanson of Lyon	Peet	Thiessen
Cunningham	Hartman	Porter	Treimer
Ditto	Humeston	Reed	Weed
Dole	Jenkins	Rice	Wenig
Dreessen	Koch	Ryder	Wiese
Durant	Lichty	Schmitz	Willis
Elliott	Lookingbill	Schroeder	Wolf
Ellsworth	McCarthy	Sheridan	Yager
Falvey	McDermott		Zylstra

Digitized by Google

Absent or not voting, 3.

Augustine Hultman Osborn

Motion lost and the report of the committee was rejected.

HOUSE FILE NO. 112 MADE SPECIAL ORDER

McFarlane of Black Hawk moved that House File No. 112 be made a special order for 10:30 Friday morning. Motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled Senate File No. 17.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bill, Senate File No. 17.

INTRODUCTION OF BILLS

House File No. 191 by Laughlin of Fremont, a bill for an act relating to road poll taxes, and providing that the payment thereof may be in cash or labor, and further providing for the collection and expenditure of such tax and the supervision of such labor; and to amend sections forty-six hundred forty-four-c-fifty-eight (4644-c58), forty-six hundred forty-four c-sixty (4644-c60), forty-six hundred forty-four c-sixty-one (4644-c61) and forty-six hundred forty-four c-sixty-four (4644-c64) of the Code, 1931.

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

House File No. 192 by Ellsworth of Hardin, a bill for an act prohibiting the unlawful use, manufacture, preparation, or possession of stench bombs, tear bombs, or any liquid, gaseous, or solid substance with intent to throw, drop, pour, explode, deposit, release, discharge or expose any such noxious, annoying, offensive or dangerous substance in any public place.

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

Digitized by Google

HOUSE RESOLUTION NO. 8

McFarlane of Black Hawk offered the following resolution and asked unanimous consent for its immediate consideration:

Whereas, the Honorable Henry W. Grout, who was a member of the House of Representatives in the Thirty-fourth and Thirty-fifth General Assemblies, and a member of the Senate in the Thirty-sixth and Thirty-seventh General Assemblies, from Black Hawk County, died at Waterloo, Iowa, on Tuesday, June 28th, 1932; therefore

Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That a committee of three be appointed to draft suitable resolutions to be presented to the House in commemoration of his life and services.

Unanimous consent having been obtained for the immediate consideration of the resolution, Mr. McFarlane moved its adoption. Motion prevailed and resolution adopted.

As members of such committee, the Speaker appointed McFarlane and Lichty of Black Hawk, and Mooty of Grundy.

CONSIDERATION OF BILLS

The House resumed consideration of House File No. 89, a bill for an act to amend section seventy-two hundred seventy-nine (7279), Code, 1931, pertaining to notice of expiration of right of redemption from tax sale.

Dean of Cerro Gordo moved that the substitute amendment filed by him and found in the Journal of January 30 be adopted. Amendment adopted.

Dean of Cerro Gordo moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 101.

Aldrich	Cunningham	Foster	Hanson of Winnebago
Alesch	Davis	Frizzell	Hartman
Augustine	Dean	Fuelling	Hook
Beath	Dole	Fuester	Hopp
Beswick	Donlon	Gallagher	Hough
Bonnstetter	Doran	Garner	Hultman
Bouska	Dreessen	Gissell	Humeston
Bowers	Durant	Gittinger	Jenkins
Bruce	Elliott	Goode	Jensen
Burgess	Ellsworth	Grau	Koch
Casey	Fabritz	Grell	Lichty
Craven	Falvey	Hanson of Lyon	Lookingbill
Crouch	Felter		

15

Digitized by Google

McCarthy	Moore of Harrison	Schmitz	Teter
McCreery	Mooty	Schroeder	Thies
McDermott	Ostby	Smith	Thiessen
McFarlane	Paisley	Snyder	Treimer
McKinnon	Peaco	Sours	Weed
McLean	Peet	Speidel	Wenig
Malone	Porter	Stansell	Wiese
Maniece	Rawlings	Stanzel	Willis
Mercer	Reed	Stewart	Wolf
Metcalf	Rice	Stimpson	Yager
Millhone	Roe	Strachan	Zipse
Mitchell	Ryder	Swift of Dubuque	Zylstra
Moore of Benton		Swift of Jackson	Mr. Speaker

The nays were, 2.

Brady	Sheridan

Absent or not voting, 5.

Ditto	Laughlin	Osborn	Stiger
Johnson			

So the bill having received a constitutional majority was declared to have passed the House.

Dean of Cerro Gordo moved to amend the title to House File No. 89 by striking all of the title and substituting the following in lieu thereof:

"An act to amend section seventy-two hundred seventy-nine (7279) and to repeal section seventy-two hundred eighty (7280) and to enact a substitute therefor, all of the Code, 1931, pertaining to notice of expiration of right of redemption from tax sale and the manner of service thereof.

Motion prevailed and the title as amended was agreed to.

House File No. 45, a bill for an act to amend section one hundred twenty-four (124), code 1931, relating to an examination of the financial transactions of school districts, with report of committee recommending passage, was taken up for consideration.

Aldrich of Wright moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 99.

Aldrich	Brady	Dole	Felter
Alesch	Bruce	Donlon	Foster
Augustine	Burgess	Doran	Frizzell
Beath	Casey	Dreessen	Fuelling
Beswick	Crouch	Durant	Fuester
Bonnstetter	Cunningham	Elliott	Gallagher
Bouska	Davis	Fabritz	Garner
Bowers	Dean	Falvey	Gissel

Digitized by Google

Gittinger	Lichty	Osborn	Stewart
Goode	Lookingbill	Ostby	Stimpson
Grau	McCarthy	Peaco	Strachan
Grell	McCreery	Peet	Swift of Dubuque
Hanson of Lyon	McDermott	Porter	Swift of Jackson
Hanson of Winnebago	McKinnon	Rawlings	Teter
	McLean	Reed	Thies
Hartman	Malone	Rice	Thiessen
Hook	Maniece	Roe	Treimer
Hopp	Mercer	Ryder	Weed
Hough	Metcalf	Schmitz	Wenig
Hultman	Millhone	Schroeder	Wiese
Humeston	Mitchell	Smith	Willis
Jenkins	Moore of Benton	Snyder	Wolf
Jensen	Moore of Harrison	Sours	Yager
Johnson		Speidel	Zipse
Koch	Mooty	Stansell	Mr. Speaker
Laughlin			

The nays were, 5.

Craven	Paisley	Sheridan	Stanzel
Ellsworth			

Absent or not voting, 4.

Ditto	McFarlane	Stiger	Zylstra

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

House File No. 74, a bill for an act to repeal section ten thousand four hundred twenty-nine-d one (10429-d1), code 1931, with reference to the withholding of marriage licenses, with report of committee recommending passage, was taken up for consideration.

Augustine of Ringgold moved that the amendment filed by him and found in the Journal of January 30 be adopted. Amendment adopted.

Peaco of Clinton moved the previous question. Motion prevailed.

Augustine of Ringgold moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 89.

Aldrich	Burgess	Falvey	Goode
Alesch	Casey	Felter	Grau
Augustine	Crouch	Foster	Grell
Beath	Davis	Frizzell	Hanson of Lyon
Bonnstetter	Ditto	Fuelling	Hartman
Bouska	Dole	Fuester	Hook
Bowers	Dreessen	Garner	Hopp
Brady	Ellsworth	Gissel	Hough
Bruce	Fabritz	Gittinger	Hultman

Digitized by Google

Humeston	Millhone	Roe	Teter
Jenkins	Mitchell	Ryder	Thies
Jensen	Moore of Benton	Schmitz	Thiessen
Johnson	Moore of Harrison	Schroeder	Treimer
Koch	Mooty	Sheridan	Weed
Laughlin	Osborn	Sours	Wenig
McCarthy	Ostby	Speidel	Wiese
McDermott	Paisley	Stansell	Willis
McFarlane	Peaco	Stewart	Wolf
McKinnon	Porter	Stiger	Yager
McLean	Rawlings	Stimpson	Zipse
Malone	Reed	Swift of Dubuque	Zylstra
Maniece	Rice	Swift of Jackson	Mr. Speaker
Metcalf			

The nays were, 19.

Beswick	Durant	Lichty	Smith
Craven	Elliott	Lookingbill	Snyder
Cunningham	Gallagher	McCreery	Stanzel
Dean	Hanson of Winnebago	Mercer	Strachan
Donlon		Peet	
Doran			

Absent or not voting, none.

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

Malone of Cass moved that the vote by which House File No. 74 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

REPORT OF SPECIAL COMMITTEE

Grau of Buena Vista from the committee appointed under House Concurrent Resolution No. 6 submitted the following report:

MR. SPEAKER: The joint committee on House Concurrent Resolution No. 6 beg leave to submit the following report:

Due to the present economic condition and the financial condition of our state treasury we are not recommending the sending of any delegate to the American Legislators Association Conference in Washington February 3rd and 4th. We do, however, recommend sending the following resolution to that honorable body:

The American Legislators Association,
Honorable Henry W. Toll, Director.
Shoreman Hotel, Washington, D. C.
Honorable Sirs:

Whereas, we realize the increasing difficulty for our different tax levying bodies to obtain enough revenue, and

Whereas, we appreciate the tendency on the part of all tax levying bodies to utilize every possible source of revenue particularly those most easily collected thereby placing an unjust burden on certain commodities and individuals, and

Whereas, we realize the added expense of several boards collecting the same type of tax and the added labor and worry for the taxpayer in making out several reports, and

Digitized by Google

Whereas, we believe the plan of the American Legislators Association to co-ordinate taxation is a step in the right direction,

Now, therefore, be it resolved, that we recommend specifying certain tax fields for each tax levying body so far as possible and the co-ordination of boards where overlapping is necessary and we will endorse action with that end in view where the rights and needs of the several tax levying bodies have been given due consideration.

Respectfully submitted,

GARRITT E. ROELOFS
FRANK M. STEVENS
LAFE HILL
Committee of the Senate

O. J. GRAU
OVE T. ROE
JOHN F. BRADY
A. H. BONNSTETTER
Committee of the House

Grau of Buena Vista moved that the report be adopted. Motion prevailed and report was adopted.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 145, a bill for an act to legalize license fees levied, imposed and collected on motor vehicle fuel in the state of Iowa.

BYRON G. ALLEN, *Secretary*.

SENATE MESSAGES CONSIDERED

Senate File No. 145, a bill for an act to legalize license fees levied or imposed under the provisions of Chapter Six (6) of the Acts of the Forty-first (41) General Assembly, and amendments thereto, and Chapter One Hundred Three (103), of the Acts of the Forty-second (42) General Assembly and amendments thereto on gasoline or other motor vehicle fuel used or otherwise disposed of in the State of Iowa, for the purpose of providing funds for the improvement of public highways and to re-imburse the counties for expenditures made by them under the direction of the Highway Commission for bridges, culverts and right of way; and to legalize all license fees so levied, imposed and collected by the Treasurer of the State of Iowa, under the provisions of said statutes; and to legalize the duty imposed on all persons, firms, or corporations using or otherwise disposing of said motor vehicle fuel to pay said license fees to the Treasurer of the State of Iowa.

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

Digitized by Google

On motion of Mitchell of Webster the House adjourned until 2:15 this afternoon.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

Bonnstetter of Kossuth moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in Joint Convention.

Motion prevailed and the Speaker appointed as such committee Bonnstetter of Kossuth, Garner of Butler, and Johnson of Linn.

The committee appointed to notify the Senate that the House was ready to receive it in Joint Convention reported that its duty had been performed. The report was accepted and the committee discharged.

The Sergeant-at-Arms announced the arrival of the President of the Senate. The President of the Senate announced that the Senate would not be able to sit in Joint Convention and requested that it be excused.

Foster of Cedar moved that a committee of two be appointed to escort Mr. Henry A. Wallace to the Speaker's station. Motion prevailed and the Speaker appointed as such committee Foster of Cedar and Hanson of Winnebago.

Mr. Henry A. Wallace addressed the Joint Convention on economic conditions.

Fabritz of Wapello moved that the House extend a vote of thanks to Mr. Henry A. Wallace. Motion prevailed.

The House reconvened, Speaker Miller in the chair.

Mitchell of Webster moved that the House resolve itself into a committee of the whole for the purpose of considering the tentative draft of a bill by the committee on emergency legislation. The motion prevailed and the Speaker called Fabritz of Wapello to the chair to preside over the deliberations of the committee.

COMMITTEE OF THE WHOLE

The committee of the whole proceeded to consider the report of the committee on emergency legislation and the tentative bill sub-

Digitized by Google

mitted by said committee, which was finally referred to a special committee, which committee reported a bill for consideration by the committee. The bill was fully considered and amended and on motion of Mitchell of Webster, was recommended to the House for passage.

Mitchell of Webster moved that the committee arise and submit its report. Motion prevailed.

The House reconvened, Speaker Miller in the chair.

Fabritz of Wapello, chairman of the committee of the whole submitted the report of that committee by the introduction of the bill recommended by said committee.

INTRODUCTION OF BILLS

House File No. 193 by emergency legislation committee, a bill for an emergency act authorizing the Governor of the state of Iowa to appoint an Iowa arbitration board; describing its duties; providing for a county arbitration board, and prescribing its duties and powers; all relative to the arbitration of matters arising between holders of real estate mortgages or deeds of trust and owners of such real estate, and mortgagors, and between vendor and vendee in real estate contracts; providing for restrictions on the rights of holders of real estate mortgage foreclosure actions; and providing for termination of said emergency.

Read first and second times and passed on file.

CALL OF THE HOUSE

MR. SPEAKER: We request a call of the House for the consideration of House File No. 193.

D. R. MCCREERY
E. O. ELLSWORTH
F. D. AUGUSTINE
E. M. LICHTY
BEN B. DORAN

The roll was called to ascertain the absentees, the following members being absent: Falvey, Felter, McFarlane, Peet, Ryder.

On motion of Ditto, the absentees were excused from the call of the House.

On motion of Ellsworth of Hardin the Call of the House was raised.

Unanimous consent was granted to suspend the rule prohibiting the second and third reading on the same day.

Digitized by Google

Speidel of Washington moved that the bill be read a third time and placed on its passage, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?"

The ayes were, 97.

Aldrich	Foster	McCarthy	Snyder
Alesch	Frizzell	McCreery	Sours
Augustine	Fuelling	McDermott	Speidel
Beath	Fuester	McKinnon	Stansell
Beswick	Gallagher	McLean	Stanzel
Bonnstetter	Garner	Malone	Stewart
Bouska	Gissel	Maniece	Stiger
Bowers	Gittinger	Mercer	Stimpson
Brady	Grau	Metcalf	Strachan
Burgess	Grell	Mitchell	Swift of Dubuque
Casey	Hanson of Lyon	Moore of Benton	Swift of Jackson
Craven	Hanson of Winnebago	Moore of Harrison	Teter
Crouch	Hartman	Mooty	Thies
Cunningham	Hook	Osborn	Thiessen
Davis	Hopp	Ostby	Treimer
Dean	Hough	Peaco	Weed
Ditto	Hultman	Porter	Wenig
Dole	Humeston	Rawlings	Wiese
Donlon	Jenkins	Reed	Willis
Doran	Jensen	Rice	Wolf
Dreessen	Koch	Roe	Yager
Durant	Laughlin	Schmitz	Zipse
Elliott	Lichty	Schroeder	Zylstra
Ellsworth	Lookingbill	Smith	Mr. Speaker
Fabritz			

The nays were, 3.

Goode	Johnson	Millhone

Absent or not voting, 8.

Bruce	Felter	Paisley	Ryder
Falvey	McFarlane	Peet	Sheridan

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

AMENDMENTS FILED

Durant of Hancock filed the following amendment:

Amend House File No. 183, section 2 line 6 by inserting after the word "shall" at the end of said line, the following:

"determine if such additional exemption is necessary, and".

Sheridan of Lee filed the following amendment:

Amend House File No. 168 by striking out the words and figures "Fifty cents (50c)" in line five (5) and six (6) thereof and insert in lieu thereof the words and figures "Thirty cents (30c)".

Digitized by Google

Further amend by striking out the word "eight" and the figure "(8)" in line eight (8) and insert in lieu thereof the word "six" and the figure "(6)".

Reed of Mahaska filed the following amendment:

Amend House File No. 172 as follows: Insert in line six (6) after the comma the words "or of a superior court,".

Further amend by striking out the period (.) and quotation marks (") in line ten (10) and by adding thereto the following: "except such as have included within their territorial limits a municipal or superior court in which event no Justices of the Peace or Constables shall be elected for such township."

Beswick of Van Buren filed the following amendment:

Amend House File No. 140 by striking out the period (.) and quotation marks (") in line seven (7) and inserting in lieu thereof a comma (,) and by adding thereto the following: "or a non-resident firm or a foreign corporation."

Ditto of Osceola moved that the House adjourn until Wednesday at 11:00 a. m.

Snyder of Hamilton moved to amend by changing the hour of reconvening to ten o'clock.

Amendment adopted and the House stood adjourned until Wednesday at ten o'clock.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 1, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by Rev. A. R. Weed, Pastor of West Star and Worthington Churches, Winterset, Iowa.

Journal of January 31 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Elliott of Polk for the day on request of Ellsworth of Hardin; McDermott of Adair for the day on request of Malone of Cass.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring prohibition. Beswick, from citizens of Van Buren county; Bouska, from citizens of Howard county; Davis, from citizens of Appanoose county; Durant, from citizens of Hancock county; Fabritz, from citizens of Wapello county; Lichty, from citizens of Black Hawk county; Schroeder, from citizens of Carroll county; Yager, from citizens of Dickinson county. Referred to police regulation, suppression of crime and intemperance.

Favoring change in collecting auto license. Speidel, from citizens of Washington county; Willis, from citizens of Dallas county. Referred to motor vehicles.

Favoring protection of certain game. Stansell, from citizens of Clarke county; Felter, from citizens of Warren county. Referred to fish and game.

Favoring action on twenty subjects for tax relief. Rice of Keokuk, from Keokuk County Taxpayers Association. Referred to ways and means.

Digitized by Google

Opposing closing certain high schools. Casey, from citizens of Mitchell. Referred to schools and textbooks.

Opposing the county budget. Beswick of Van Buren, from Douds Board of Education. Referred to schools and textbooks.

Opposing House File No. 140. Peet, from citizens of Guthrie county. Referred to schools and textbooks.

Opposing closing of railway stations. Crouch, from citizens of Greene county. Referred to railroads.

Opposing repeal of band tax. Willis, from citizens of Dallas county. Referred to cities and towns.

Opposing change of pension laws for firemen. McFarlane and Lichty, from citizens of Black Hawk county. Referred to cities and towns.

Favoring repeal of five day marriage law. Stansell, from citizens of Clarke county. Referred to ways and means.

Favoring modification of prohibition laws. Grell of Scott, from Davenport Aerie Eagles. Referred to police regulation, suppression of crime and intemperance.

REPORTS OF COMMITTEES

Ellsworth of Hardin, from the committee on banks and banking, submitted the following report:

MR. SPEAKER: Your committee on banks and banking to whom was referred House File No. 134, an act to amend section seventy-four hundred twenty-d4 (7420-d4), Code, 1931, relating to the location of depositories of public funds, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. O. ELLSWORTH, *Chairman.*

Report adopted.

Malone of Cass, from the committee on tax reduction, submitted the following report:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 3, a bill for an act to amend section sixty-nine hundred fifty-nine (6959), and seventy-one hundred twenty-nine (7129), code 1931, to provide for a listing and valuing of real estate every four years, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. E. MALONE, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 36, a bill for an act to amend section forty-three hundred twenty-two (4322), Code 1931, relating to common school libraries, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend Section 1, line 4, by striking the following: "unless otherwise instructed by the Board of any such District", and substituting in lieu thereof the following: "if instructed by the Board of any such District".

C. E. MALONE, *Chairman.*

Report adopted.

Jensen of Audubon, from the committee on schools and textbooks, submitted the following report:

MR. SPEAKER: Your committee on schools and textbooks to whom was referred House File No. 43, a bill for an act to amend section forty-two hundred sixty-seven (4267), code 1931, relating to high schools, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. T. G. JENSEN, *Chairman.*

Laid over under House rule.

INTRODUCTION OF BILLS

House File No. 194 by Casey of Mitchell, a bill for an act to permit a Board of Supervisors or Joint Board of Supervisors having control of a drainage district to use under certain conditions a part of the surplus on hand to apply on assessments coming due, and to provide for a corresponding refund to persons who have paid their assessments in full.

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

House File No. 195 by Stimpson of Jones, a bill for an act providing against deficiency judgments in cases of foreclosures of mortgages on real estate given for the purchase price of said real estate.

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

House File No. 196 by Willis of Dallas, a bill for an act to repeal section seven hundred forty-nine (749) to and including section seven hundred sixty (760) of the Code of Iowa, 1931,

Digitized by Google

relating to official ballots, and to enact and substitute therefor; and to amend section seven hundred seventy-five (775) of the Code, 1931.

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

House File No. 197 by Stanzel of Sac, a bill for an act to amend section sixty-nine hundred fifty-six (6956), chapter three hundred thirty-one (331), code 1931, relating to the responsibility for listing moneys and credits for tax purposes; and to amend chapter three hundred thirty (330), code 1931, by adding a section relating to a five mill reduction in the tax levy on real estate and/or personal property.

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

House File No. 198 by Casey of Mitchell, a bill for an act to amend section thirty-eight hundred seventy-six (3876), code 1931, relating to teachers' certificates.

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

House File No. 199 by Zylstra of Sioux, a bill for an act to provide a plan for the relief of poor and unemployed people; to provide for the adoption of a plan of payment with "Stamp-Money" by counties, and to declare the duties and liabilities of counties adopting said plan and to fix the rights and liabilities under said plan.

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

House File No. 200 by Koch of Bremer, a bill for an act to amend sections forty-eight hundred sixty-three (4863), forty-nine hundred eight (4908), and forty-nine hundred twelve (4912) Code, 1931, specifying license fees for hearses and ambulances.

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

House File No. 201 by Craven of Jasper, a bill for an act to provide for the listing and assessment of property for taxation to eliminate township, town and city assessors, to repeal the law as it appears in sections four hundred fifteen (415), five hundred twenty-five (525), twenty-six hundred sixteen (2616), forty-four

Digitized by Google

hundred twenty-six (4426), forty-six hundred forty-four c-fifty-eight (4644-c58), forty-six hundred forty-four c-fifty-nine (4644-c59), forty-six hundred forty-four c-sixty-one (4644-c61), fifty-five hundred seventy-three (5573), fifty-six hundred fifty-six (5656), fifty-six hundred sixty nine (5669), fifty-six hundred seventy-three (5673), sixty-nine hundred fifty-six (6956), to sixty-nine hundred eighty-three (6983) inclusive, sixty-nine hundred ninety-seven (6997), to seven thousand six (7006) inclusive, seven thousand eight (7008), seven thousand seventeen d-two (7017-d2), seven thousand twenty-six (7026), to seven thousand thirty (7030) inclusive, seventy-one hundred six (7106), to seventy-one hundred twelve (7112) inclusive, seventy-one hundred fourteen (7114), seventy-one hundred fifteen (7115), seventy-one hundred sixteen (7116), seventy-one hundred eighteen (7118), to seventy-one hundred twenty-seven (7127) inclusive, seventy-one hundred twenty-nine (7129), seventy-one hundred thirty (7130), seventy-one hundred thirty-two (7132), seventy-two hundred seventeen (7217), seventy-two hundred nineteen (7219), Code, 1931, all relating to the listing and assessment of property for taxation.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

Report of the Joint Committee recommending joint rules for the Forty-fifth General Assembly, and adopted the rules as recommended.

Also, that the Senate has adopted the following joint resolution in which the concurrence of the House is asked:

Senate Joint Resolution No. 2, creating a special joint legislative committee.

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

Senate Concurrent Resolution No. 13 providing for a meeting of the General Assembly in joint session in the House Chamber Wednesday, February 15, 1933, at 2 P. M. with the Pioneer Lawmakers.

Also, that the Senate has adopted the following joint resolution in which the concurrence of the House is asked:

Senate Joint Resolution No. 5, proposing a constitutional amendment relating to the state census. BYRON G. ALLEN, *Secretary.*

Digitized by Google

SENATE MESSAGES CONSIDERED

Senate Joint Resolution No. 2, a Joint Resolution creating a special joint legislative committee to investigate and examine the administration and conduct of the various state departments, boards, bureaus and commissions, and to make a thorough study and investigation of state, county, township, city and town, and school governments for the purpose of recommending ways to secure reductions in the expenditures of public funds, and prescribing its power and authority and making appropriation therefor.

Read first and second times and passed on file.

MADE SPECIAL ORDER

Speidel of Washington moved that the rules be suspended and Senate Joint Resolution No. 2 be made a special order for Thursday, February 2 at 10:30 a. m. without reference to a committee. Motion prevailed.

Senate Joint Resolution No. 5, a joint resolution proposing an amendment to article three (III) of the Constitution of the State of Iowa by repealing section thirty-three (33) relating to the state census.

Read first and second times and referred to committee on constitutional amendments.

Ellsworth of Hardin asked and obtained unanimous consent for immediate consideration of Senate Concurrent Resolution No. 13.

SENATE CONCURRENT RESOLUTION NO. 13

Whereas, the Senate is advised of a meeting of the Pioneer Lawmakers' Association of Iowa to be held in the Historical Building, Des Moines, on February 15, 1933, and of their custom of calling formally on the General Assembly, therefore

Be It Resolved by the Senate, the House Concurring, That the General Assembly meet in joint session in the House Chamber Wednesday, February 15, 1933, at 2 P. M., and that the Pioneer Lawmakers be invited to present a formal address at that time.

Ellsworth moved the adoption of Senate Concurrent Resolution No. 13. Motion prevailed and resolution was adopted.

Foster of Cedar called up the report of the joint committee on rules and moved its adoption.

REPORT OF JOINT COMMITTEE ON RULES

MR. SPEAKER: A joint meeting of the Committee on Rules of the

Digitized by Google

Senate and the House was held at 1:30 p. m. on January 27th, 1933, at which time it was recommended that the joint rules of the Senate and House of the Forty-third General Assembly be adopted for the joint rules of the Forty-fifth General Assembly.

MATT. D. COONEY, *For the Senate.*
LAMAR P. FOSTER, *For the House.*

Motion prevailed and the report was adopted.

CONSIDERATION OF COMMITTEE REPORTS

Willis of Dallas called up the report of the committee recommending indefinite postponement of House File No. 10 and moved its adoption. Motion prevailed and House File No. 10 was indefinitely postponed.

Foster of Cedar called up the report of the committee recommending indefinite postponement of House File No. 57, and moved its adoption. Motion prevailed and House File No. 57 was indefinitely postponed.

Snyder of Hamilton offered the following resolution and asked unanimous consent for its immediate consideration.

HOUSE RESOLUTION NO. 9

Resolved, that the Journal of the House be used strictly for the printing of the proceedings of the House, and that it do not contain speeches, newspaper clippings and proceedings of the Pioneer Lawmakers and other extraneous matter which will make added cost to the printing of the Journal.

The resolution was read and laid over under rule 34.

Snyder of Hamilton offered the following resolution and asked unanimous consent for its immediate consideration:

HOUSE RESOLUTION NO. 10

Resolved, that the Speaker be and he is hereby authorized and empowered to pass upon and give or withhold his consent to the placing upon the desks of the members of this House, of notices, circulars, including circular letters, literature of any and all kinds including pamphlets and newspapers, except such as are furnished by any officer or Department of the State Government, and those upon which regular postage is paid, and that no such distribution, except as herein stated, shall be permitted or allowed in the House of Representatives without the consent and approval of the Speaker.

Further, that the postmistress be instructed to place no such literature as herein designated without the consent of the Speaker in the boxes of the members of this House, except such as carry the regular postage

Digitized by Google

therefor, and such as may be requested by State Officials, department heads or members of this House.

The resolution was read and laid over under rule 34.

CONSIDERATION OF BILLS

House File No. 2, a bill for an act to amend section seventy-one hundred fifteen (7115), and section seventy-one hundred nineteen (7119); repeal section seventy-one hundred twenty-three (7123) and enact a substitute therefor, repeal section seventy-one hundred forty-five (7145) and enact a substitute therefor, and repeal section seventy-one hundred twenty-four (7124), code 1931, to combine the Assessment Book and Tax List in one record to be known as the Assessment and Tax Book, with report of committee recommending amendment and passage, was taken up for consideration.

Roe of Allamakee offered the following amendments as substitutes of the committee amendments:

Amend House File No. 2 as follows:

1. Section 1, by striking all of said section following the figure "1" in line 1 thereof and substituting therefor the following:

"Amend section seventy-one hundred fifteen (7115), Code, 1931, lines 26 and 27, by striking out the words 'two assessment books' and inserting in lieu thereof the words 'one assessment book'."

2. Section 2, by striking all of said section following the figure "2" in line 1 thereof and substituting therefor the following:

"Amend section seventy-one hundred nineteen (7119), Code, 1931, line 10, by striking out the word 'books' and inserting in lieu thereof the word 'book'."

3. Section 3, by striking all of said section following the figure "3" in line 1 thereof and substituting therefor the following:

"Amend section seventy-one hundred twenty-three (7123), Code, 1931, line 4, by striking out the words 'books in duplicate' and inserting in lieu thereof the word 'book'."

Further amend by striking sections 5 and 6.

Amend the title by striking the word "and" in line 1, the word "repeal" in line 2 and substituting therefor the word "and", and striking all of line 3 following "(7123)", all of line 4 and the word "therefor" in line 5, and all of lines 6 and 7 following "1931" in line 6.

Amendments adopted.

Roe of Allamakee moved that the bill be read a third time now and placed upon its passage, which motion revailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 103.

Aldrich	Frizzell	McCreery	Sheridan
Alesch	Fuelling	McFarlane	Smith
Beath	Fuester	McKinnon	Snyder
Beswick	Garner	McLean	Sours
Bonnstetter	Gissel	Malone	Speidel
Bouska	Gittinger	Maniece	Stansell
Bowers	Goode	Mercer	Stanzel
Brady	Grau	Metcalf	Stewart
Bruce	Grell	Millhone	Stiger
Burgess	Hanson of Lyon	Mitchell	Stimpson
Casey	Hanson of Winnebago	Moore of Benton	Strachan
Craven	Hartman	Moore of Harrison	Swift of Dubuque
Crouch	Hook	Mooty	Swift of Jackson
Cunningham	Hopp	Osborn	Teter
Davis	Hough	Ostby	Thies
Dean	Hultman	Paisley	Thiessen
Ditto	Humeston	Peaco	Treimer
Dole	Jenkins	Peet	Weed
Donlon	Jensen	Rawlings	Wenig
Doran	Johnson	Reed	Wiese
Dreessen	Koch	Rice	Willis
Durant	Laughlin	Roe	Wolf
Ellsworth	Lichty	Ryder	Yager
Fabritz	Lookingbill	Schmitz	Zipse
Falvey	McCarthy	Schroeder	Zylstra
Felter			Mr. Speaker
Foster			

The nays were, none.

Absent or not voting, 5.

Augustine	Gallagher	McDermott	Porter
Elliott			

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

House File No. 6, a bill for an act to amend sections three hundred seventy-five (375) and three hundred eighty-one (381), code 1931, relating to the local budget law, and to repeal section seventy-one hundred sixty-five (7165), code 1931, with report of committee recommending amendment and passage, was taken up for consideration.

Strachan of Humboldt moved to amend the committee amendments by striking the publication clause therefrom. Motion prevailed.

On motion of Snyder of Hamilton the amendments proposed by the committee, found in the Journal of January 31, page 221, were adopted.

Digitized by Google

Malone of Cass moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 93.

Aldrich	Fuester	McKinnon	Smith
Alesch	Garner	McLean	Snyder
Augustine	Gissel	Malone	Sours
Bonnstetter	Gittinger	Maniece	Speidel
Bouska	Goode	Metcalf	Stansell
Bowers	Grau	Millhone	Stewart
Brady	Grell	Mitchell	Stiger
Bruce	Hanson of Lyon	Moore of Benton	Stimpson
Burgess	Hartman	Moore of Harrison	Swift of Dubuque
Craven	Hook	Mooty	Swift of Jackson
Crouch	Hopp	Osborn	Teter
Cunningham	Hough	Ostby	Thies
Davis	Hultman	Peaco	Thiessen
Dean	Humeston	Peet	Treimer
Ditto	Jenkins	Porter	Weed
Donlon	Jensen	Reed	Wenig
Doran	Johnson	Rice	Wiese
Dreessen	Koch	Roe	Willis
Durant	Laughlin	Ryder	Wolf
Fabritz	Lichty	Schmitz	Yager
Falvey	Lookingbill	Schroeder	Zipse
Felter	McCarthy	Sheridan	Zylstra
Frizzell	McCreery		Mr. Speaker
Fuelling	McFarlane		

The nays were, 10.

Beath	Ellsworth	Hanson of Winnebago	Paisley
Beswick	Foster	Mercer	Stanzel
Dole			Strachan

Absent or not voting, 5.

Casey	Gallagher	McDermott	Rawlings
Elliott			

So the bill having received a constitutional majority was declared to have passed the House and the the title as amended was agreed to.

House File No. 58, a bill for an act to amend chapter fifty-six (56) code 1931, relating to removal from office, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Millhone of Page the amendments proposed by the committee, found in the Journal of January 31, were adopted.

Millhone of Page moved that the bill be read a third time now

Digitized by Google

and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 97.

Aldrich	Falvey	McCarthy	Sheridan
Alesch	Felter	McCreery	Smith
Augustine	Frizzell	McKinnon	Snyder
Beath	Fuelling	McLean	Speidel
Beswick	Fuester	Malone	Stansell
Bonnstetter	Gissel	Maniece	Stanzel
Bouska	Gittinger	Mercer	Stiger
Bowers	Grau	Metcalf	Stimpson
Brady	Grell	Millhone	Strachan
Bruce	Hanson of Lyon	Mitchell	Swift of Dubuque
Burgess	Hanson of Winnebago	Moore of Benton	Swift of Jackson
Casey	Hartman	Mooty	Teter
Craven	Hook	Osborn	Thies
Crouch	Hopp	Ostby	Thiessen
Cunningham	Hough	Paisley	Treimer
Davis	Hultman	Peaco	Weed
Dean	Humeston	Peet	Wenig
Ditto	Jenkins	Porter	Wiese
Dole	Jensen	Rawlings	Willis
Donlon	Johnson	Reed	Wolf
Doran	Koch	Rice	Yager
Dreessen	Laughlin	Roe	Zipse
Durant	Lichty	Ryder	Zylstra
Ellsworth	Lookingbill	Schroeder	Mr. Speaker
Fabritz			

The nays were, 7.

Foster	Moore of Harrison	Schmitz	Stewart
Garner		Sours	
Goode			

Absent or not voting, 4.

Elliott	Gallagher	McDermott	McFarlane

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

House File No. 63, a bill for an act to amend section eleven thousand three hundred twenty-eight (11,328), code 1931, relating to witness fees for peace officers and other public officials, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Lichty of Black Hawk the amendments proposed by the committee, found in the Journal of January 31, were adopted.

Lichty of Black Hawk moved that the bill be read a third time

Digitized by Google

now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 105.

Aldrich	Foster	McCreery	Sheridan
Alesch	Frizzell	McFarlane	Smith
Augustine	Fuelling	McKinnon	Snyder
Beath	Fuester	McLean	Sours
Beswick	Gallagher	Malone	Speidel
Bonnstetter	Garner	Maniece	Stansell
Bouska	Gissel	Mercer	Stanzel
Bowers	Gittinger	Metcalf	Stewart
Brady	Goode	Millhone	Stiger
Bruce	Grau	Mitchell	Stimpson
Burgess	Grell	Moore of Benton	Strachan
Casey	Hanson of Lyon	Moore of Harrison	Swift of Dubuque
Craven	Hanson of Winnebago	Mooty	Swift of Jackson
Crouch	Hartman	Osborn	Teter
Cunningham	Hopp	Ostby	Thies
Davis	Hough	Paisley	Thiessen
Dean	Hultman	Peaco	Treimer
Ditto	Humeston	Peet	Weed
Dole	Jenkins	Porter	Wenig
Donlon	Jensen	Rawlings	Wiese
Doran	Johnson	Reed	Willis
Dreessen	Koch	Rice	Wolf
Durant	Laughlin	Roe	Yager
Ellsworth	Lichty	Ryder	Zipse
Fabritz	Lookingbill	Schmitz	Zylstra
Falvey	McCarthy	Schroeder	Mr. Speaker
Felter			

The nays were, none.

Absent or not voting, 3.

Elliott	Hook	McDermott

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

House File No. 69, a bill for an act to amend section seventy-two hundred seventy-two (7272), code 1931, reducing the amount of penalty to be paid in redemption of property from tax sale, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Grau of Buena Vista the amendments proposed by the committee, found in the Journal of January 31, pages 220 and 221, were called up for consideration.

Dean of Cerro Gordo moved to amend the amendment by striking the word "one" and substituting in lieu thereof the words "three-fourths". Motion prevailed.

Committee amendments as amended were adopted.

Digitized by Google

Grau of Buena Vista moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 104.

Aldrich	Frizzell	McCreery	Schroeder
Alesch	Fuelling	McFarlane	Sheridan
Augustine	Fuester	McKinnon	Smith
Beath	Gallagher	McLean	Snyder
Beswick	Garner	Malone	Sours
Bonnstetter	Gissel	Maniece	Speidel
Bouska	Gittinger	Mercer	Stansell
Bowers	Goode	Metcalf	Stanzel
Brady	Grau	Millhone	Stewart
Bruce	Grell	Mitchell	Stimpson
Burgess	Hanson of Lyon	Moore of Benton	Strachan
Casey	Hanson of Winnebago	Moore of Harrison	Swift of Dubuque
Craven	Hartman	Mooty	Swift of Jackson
Crouch	Hook	Osborn	Teter
Cunningham	Hopp	Ostby	Thies
Davis	Hough	Paisley	Thiessen
Dean	Hultman	Peaco	Treimer
Dole	Humeston	Peet	Weed
Donlon	Jenkins	Porter	Wenig
Doran	Jensen	Rawlings	Wiese
Dreessen	Johnson	Reed	Willis
Durant	Koch	Rice	Wolf
Ellsworth	Laughlin	Roe	Yager
Fabritz	Lichty	Ryder	Zipse
Falvey	Lookingbill	Schmitz	Zylstra
Felter	McCarthy		Mr. Speaker
Foster			

The nays were, none.

Absent or not voting, 4.

Ditto	Elliott	McDermott	Stiger

So the bill having received a constitutional majority was declared to have passed the House.

Grau of Buena Vista moved to amend the title of House File No. 69 as follows:

By inserting in line two (2) after the word "paid" the following: "on delinquent taxes and".

Motion prevailed.

House File No. 122, a bill for an act to repeal Section Five Thousand Two Hundred and Thirty-four (5234) Code of 1931, and enact a substitute therefor relating to compensation of deputy county superintendent, with report of committee recommending passage, was taken up for consideration.

Digitized by Google

Doran of Boone moved to amend the House File No. 122 by inserting in line four (4) after the word "superintendent" by adding the words, "or clerk of Superintendent." Motion prevailed.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 99.

Aldrich	Felter	Laughlin	Schroeder
Alesch	Foster	Lichty	Sheridan
Augustine	Frizzell	Lookingbill	Smith
Beath	Fuelling	McCarthy	Snyder
Beswick	Fuester	McCreery	Sours
Bonnstetter	Gallagher	McKinnon	Speidel
Bouska	Garner	McLean	Stansell
Brady	Gissel	Malone	Stanzel
Bruce	Gittinger	Maniece	Stewart
Burgess	Goode	Mercer	Stimpson
Casey	Grau	Metcalf	Strachan
Craven	Grell	Mitchell	Swift of Dubuque
Crouch	Hanson of Lyon	Moore of Benton	Swift of Jackson
Cunningham	Hanson of Winnebago	Mooty	Teter
Davis	Hartman	Osborn	Thies
Dean	Hook	Paisley	Thiessen
Ditto	Hopp	Peaco	Treimer
Dole	Hough	Peet	Weed
Donlon	Hultman	Porter	Wenig
Doran	Humeston	Rawlings	Wiese
Dreessen	Jenkins	Reed	Wolf
Durant	Jensen	Rice	Yager
Ellsworth	Johnson	Roe	Zipse
Fabritz	Koch	Ryder	Zylstra
Falvey		Schmitz	Mr. Speaker

The nays were, 4.

Bowers	Millhone	Moore of Harrison	Willis

Absent or not voting, 5.

Elliott	McFarlane	Ostby	Stiger
McDermott			

So the bill having received a constitutional majority was declared to have passed the House.

Ellsworth of Hardin moved to amend the title of House File No. 122 as follows:

By striking the period at the end of line three (3) and inserting a comma (,) and by adding the following: "or clerk for county superintendent".

Motion prevailed.

Digitized by Google

BILLS SENT TO THE GOVERNOR

Koch of Bremer from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports they have on this 1st day of February, 1933, sent to the governor for his approval, House Files Nos. 20 and 42. WM. KOCH, *Chairman.*

Passed on file.

REPORT OF COMMITTEE ON COMMITTEE CLERKS

The committee on committee clerks made the following report:

That Margaret Free began work on January 24, 1933, as clerk for Ellsworth of Hardin, and that Isola Peterson began work on January 9, 1933, as special committee clerk for tax reduction of expenditures. That both clerks having signed the oath of office were regularly enrolled as committee clerks.

AMENDMENTS FILED

Bonnstetter of Kossuth filed the following amendments:

Amend House File No. 21 as follows:

Amend by striking sections 3, 5, 7, 9, 11 and 13.

Further amend by inserting after section 18, the following sections:

"Repeal sections fifty-two hundred twenty-one (5221), fifty-two hundred twenty-three (5223), fifty-two hundred twenty-five (5225), fifty-two hundred twenty-seven (5227), fifty-two hundred twenty-nine (5229), fifty-two hundred thirty-one (5231), and fifty-two hundred thirty-six (5236), code 1931."

"That the salaries of deputy auditors, deputy treasurers, deputy recorders, deputy sheriffs, assistant county attorneys, deputy clerks of court and all other deputy county officials, shall be fixed by the Boards of Supervisors."

Amend section 19 by inserting after the word "salaries" in line one (1) the following: "of County officials whose compensations are fixed in Chapter two hundred sixty-one (261), code 1931."

Renumber the sections of said House File No. 21.

Amend the title by striking the words and figures fifty-two hundred twenty-one (5221), in lines two (2) and three (3), fifty-two hundred twenty-three (5223), in lines three (3) and four (4), fifty-two hundred twenty-five (5225), in line five (5), fifty-two hundred twenty-seven (5227), in lines six (6) and seven (7), fifty-two hundred twenty-nine (5229), in lines seven (7) and eight (8), and fifty-two hundred thirty-one (5231), in line nine (9); and inserting after the figure (5669) in line twelve (12), the words and figures: "and repeal sections fifty-two hundred twenty-one (5221), fifty-two hundred twenty-three (5223), fifty-two hundred twenty-five (5225), fifty-two hundred twenty-seven (5227), fifty-two hundred twenty-nine (5229), fifty-two hundred thirty-one (5231) and fifty-two hundred thirty-six (5236),".

Digitized by Google

Amend House File No. 4 as follows:

Amend House File No. 4, Section 3 by adding after the word "county" and the period (.) in line twenty-three (23) the following:

"In counties where the rural population exceeds the population of the cities and towns in said county, then three (3) members of the commission shall be elected from the rural precincts, and where the population of the cities and towns of the county is in excess of the rural population, then three (3) members of said commission shall be elected from the cities and towns."

Amend section 10 by changing the period (.) to a comma (,) after the word "state" in line four (4), and adding thereto the following: "except in cases where the Board of Supervisors is involved, in which event the commission shall be authorized to employ an attorney."

Amend by inserting after section 12 the following:

"Sec. 13. Within three days after the entry and filing of such order by the County Budget Commission, any levying or certifying board or body may file with the County Auditor a protest in writing against any change, revision or reduction of rates made by said order, affecting property within the jurisdiction of such protesting board or body. If any protest shall be so filed, the County Budget Commission shall again meet for the hearing thereof, on the second Monday following the 15th day of August, at the court house in said County. Such hearing shall be open to the public. Such written order, fixing the total levy and apportioning the same, shall be entered of record and filed in the office of the County Auditor, and shall be final, unless appeal therefrom is taken to the Board of Assessment and Review.

"Sec. 14. Within five days after any final action or determination by said County Budget Commission, appeals therefrom may be filed in writing with the Board of Assessment and Review by not less than ten taxpayers owning property within the taxing district affected thereby. Upon the filing of such appeal, the Board of Assessment and Review shall fix a time for the hearing thereof, not less than five nor more than fifteen days from the date of such filing. Such hearing shall be held at the office of the Board of Assessment and Review in Des Moines, Iowa, unless it shall by order, direct that the place of hearing shall be at some city or town within the county from which such appeal is taken. Copy of the order fixing the time and place of such hearing shall be immediately filed by the Board of Assessment and Review in the office of said County Auditor, and the filing thereof shall constitute notice to all parties concerned therein. The Board of Assessment and Review may require the County Auditor to certify to it a copy of the proceedings and final orders of the County Budget Commission, from which such appeal is taken.

"Sec. 15. At the hearing of such appeal, the taxpayers taking the same, the levying or certifying board of the district in which the property affected is located, and the County Budget Commission shall have the right to appear and be heard in person or by counsel.

"Sec. 16. After such hearing, the Board of Assessment and Review shall enter an order sustaining or modifying the order of the County Budget Commission, and shall certify the same to the County Auditor of

Digitized by Google

the county from which such appeal is taken, who shall enter the same of record. Such order by the Board of Assessment and Review shall be final.

"Sec. 17. The rates of tax levies applied and entered of record by the County Auditor of each county, as provided in Sections Seventy-one Hundred sixty-four (7164) to Seventy-one hundred sixty-eight (7168), inclusive, Code 1931, shall be in accordance with the final order and determination of the County Budget Commission, or of the State Director of the Budget, if an appeal from such final order is taken."

Further amend by renumbering sections thirteen (13), fourteen (14), and fifteen (15) as sections eighteen (18), nineteen (19) and twenty (20).

Durant of Hancock filed the following amendment:

Amend House File No. 44 by striking out sections one (1), two (2), and three (3) and inserting in lieu thereof the following:

"Section 1. Section forty-three hundred forty-one (4341), code 1931, is amended as follows:

Strike out all of said section following the word 'than' in line four (4) and insert in lieu thereof the following:

'fifty dollars ($50.00) per month; provided that nothing herein shall be construed as limiting the right of a school board to make a contract for a higher wage than herein specified as a minimum.'"

Jenkins of Louisa filed the following amendments to House File No. 40:

1. Strike all of the title after the words "An Act to" and insert in lieu thereof the following:

"repeal sections forty-one hundred seventy-nine (4179), forty-one hundred eighty (4180), and forty-one hundred eighty-one (4181), code 1931, and enact substitutes therefor; and to amend section forty-one hundred eighty-one (4181), code 1931; all relating to transportation in consolidated districts.

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

"Section 1. Section forty-one hundred seventy-nine (4179), code 1931, is hereby repealed and the following enacted in lieu thereof:

'4179. Transportation. The board of every consolidated school corporation shall provide suitable transportation to and from school for all pupils of school age living within the corporation and more than two miles from such school and may provide transportation for a distance less than two miles, but it shall not be required to cause a transportation vehicle to leave a public highway or to travel a road where the location or the condition of such road would make it impracticable, provided that no pupil is thereby placed at an unreasonable distance from school or from an established transportation route to school. The distance shall in all cases be measured on the public highway only and by the most practical route starting on the roadway opposite the entrance to the private residence of the pupil and ending on the roadway opposite the entrance to the school grounds. The board may make adequate provision

Digitized by Google

for the transportation to and from school of physically handicapped children.'

"Sec. 2. Section forty-one hundred eighty (4180), code 1931, is hereby repealed and the following enacted in lieu thereof:

'4180. Transportation routes—suspension of service. The board shall establish such transportation routes as are necessary properly to accommodate the pupils of the district in the most reasonable and practical manner; it shall designate the route or routes to be travelled by every conveyance in transporting the children to and from school and shall have the right on account of the inclemency of the weather to suspend transportation on any route or any portion thereof upon any day or days when in its judgment it would be a hardship on the children, or when the roads to be travelled are unfit or impassable.'

"Sec. 3. Section forty-one hundred eighty-one (4181), code 1931, is hereby repealed and the following enacted in lieu thereof:

'4181. By parent—instruction in another school. The board may require that children living over two miles from the school or more than one mile from an established transportation route to such school shall be transported by the parent or guardian to school or to the vehicle of transportation, as the board may determine, and shall allow a reasonable compensation therefor, or it may contract with an adjoining school corporation for the instructoin of any child living an unreasonable distance from school or from an established transportation route. In determining what constitutes an unreasonable distance consideration shall be given to the number and age of the children, the condition of the roads, and the distance to be travelled.'

"Sec. 4. Amend section forty-one hundred eighty-two (4182), code 1931, by adding thereto the following:

'Before contracting for transportation as provided in this section, the board shall advertise for bids by one insertion in a newspaper of general circulation in the district. The advertisement shall specify the length of each route, the type and the approximate capacity of the vehicle required for each route, the length of time for which the contract is to run, not exceeding one (1) year, the amount of liability insurance, if any, required to be carried by each contractor, and such other special provision as the board may require as a basis of the bids, and such contract shall be let to the lowest responsible bidder. The board may reject any and all bids.'

"Sec. 5. This act being deemed of immediate importance shall be in full force and effect on and after its passage and publication in the ....., a newspaper published at ....., Iowa, and in the ....., a newspaper published at ....., Iowa."

McFarlane of Black Hawk filed the following amendments to House File No. 112:

Amend House File No. 112 relating to the extensions of primary roads within cities and towns, as follows:

"Insert after the word "the" in line five (5) the words "extensions of".

Digitized by Google

Also strike out the word "highways" in line five (5) and insert in lieu thereof the word "roads".

Further amend by adding as an additional section, which shall be appropriately numbered, the following:

"That from all funds now or hereafter derived for the construction, improvement, maintenance, repair or re-surfacing of the primary roads of this State, said funds shall be applied:

1. To the payment of interest on primary highway bonds and the retirement of all primary highway bonds and other outstanding indebtedness as the same becomes due.

2. To the maintenance, re-surfacing, reconstruction, improvement and repair of primary highways lying outside of cities and towns.

3. To the carrying out of the provision of Section One (1) of House File 112, the same being limited, however, to the center eighteen (18) feet of said extensions of primary roads within cities and towns".

Also amend the title to said House File No. 112 to read: "An Act to amend section forty-seven hundred fifty-five-b twenty-six (4755-b26) Code, 1931, relating to the extensions of primary roads within cities and towns and providing for maintenance, repair and upkeep of such primary highways".

Amend House File No. 112 relating to Primary Highways, by adding thereto the following:

"That the law as it appears in Section forty-seven fifty-five-b twenty-nine (4755-b29) be and the same is hereby amended by striking out all of said section following the word 'fund' as found in line six (6) of said section".

On motion of Goode of Davis, the House adjourned until 10:00 o'clock Thursday morning.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 2, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. Vitus Stoll, Chancellor of Roman Catholic Diocese of Des Moines, of Mercy Hospital, Des Moines, Iowa.

Journal of February 1 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Elliott of Polk for the week on request of Cunningham of Polk.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring placing special tax on so-called "chain stores". Frizzell, from business men of Poweshiek county; Fuester, from business men of Ida county; Gittinger, from business men of Lucas county; Grau, from business men of Buena Vista county; Hook, from business men of Taylor county; Humeston, from business men of Wayne county; Osborn, from business men of Decatur county. Referred to ways and means.

Opposing repeal of gasoline tax refund. Casey, from farmers of Mitchell county; Snyder, from citizens of Hamilton county. Referred to motor vehicles.

Approving prohibition. Beswick, from citizens of Van Buren county; Bonnstetter, from citizens of Kossuth county; Bouska, from citizens of Howard county; Casey, from citizens of Mitchell county; Dean, from citizens of Cerro Gordo county; Doran, from citizens of Boone county; Fuelling, from citizens of Clayton county; Goode, from citizens of Decatur county; Hanson, from

Digitized by Google

citizens of Winnebago county; Hultman, from citizens of Montgomery county; Lichty, from citizens of Black Hawk county; McLean, from citizens of Marshall county; Mitchell, from citizens of Webster county; Paisley, from citizens of Lee county; Reed, from citizens of Mahaska county; Snyder, from citizens of Hamilton county; Stanzel, from citizens of Sac county; Swift, from citizens of Jackson county; Teter, from citizens of Marion county. Referred to police regulation, suppression of crime and intemperance.

Opposing Senate File by Senator Knudson. Swift of Jackson, from ladies of Andrew. Referred to schools and textbooks.

Favoring "Buying in America". McCreery of Linn, from Cedar Rapids Federation of Labor. Referred to cities and towns.

Opposing abolishment of certain high schools. Gissel, from voters of Buchanan county. Referred to schools and textbooks.

Opposing repeal of farm aid act. Snyder, from farmers of Hamilton county. Referred to agriculture.

Opposing change in pension laws for firemen. Doran, from citizens of Boone county. Referred to cities and towns.

Opposing promiscuous closing of depots. McLean, from citizens of Marshall county. Referred to railroads.

Approving House File No. 105. Roe, from citizens of Allamakee county. Referred to cities and towns.

Opposing reduction of license fees for itinerant vendors. Lookingbill, from business men of Story county. Referred to pharmacy.

Opposing repeal of five day marriage law. Dean, from citizens of Cerro Gordo county. Referred to tax reduction.

Opposing diversion of funds from fish and game department. Grell of Scott, from Walcott Game Preserve. Referred to fish and game.

Favoring tax relief. Casey, from farmers of Mitchell county. Referred to tax reduction.

REPORTS OF COMMITTEES

Malone of Cass, from the committee on tax reduction, submitted the following report:

Digitized by Google

MR. SPEAKER: Your committee on tax reduction to whom was referred House Joint Resolution No. 3, proposing an amendment to the Constitution of the State of Iowa relating to the term of office of the Governor, Lieutenant-Governor, Secretary of State, Treasurer of State, Attorney General and County Attorney, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the appropriate committee. C. E. MALONE, *Chairman.*

Report adopted. Rereferred to committee on compensation of public officers.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 77, a bill for an act to repeal section seven thousand two hundred forty-four (7244), Code, 1931, relating to tax sale, and to enact a substitute in lieu thereof, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendatoin that the same be indefinitely postponed. C. E. MALONE, *Chairman.*

Passed on file.

Willis of Dallas, from the committee on cities and towns, submitted the following report:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 123, an act to amend section fifty-eight hundred thirteen-d six (5813-d6), Code, 1931, relating to permanent park boards in cities over one hundred twenty-five thousand (125,000) population, relating to the powers and duties of the Park board, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. BLAKE WILLIS, *Chairman.*

Passed on file.

Stiger of Tama, from the committee on judiciary, submitted the following report:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 61, an act to amend sections ten thousand seven hundred eighty-four (10,784), and ten thousand seven hundred eighty-five (10785), code, 1931, granting to the Chief Justice of the Supreme Court additional authority to transfer District Court Judges, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred

Digitized by Google

House File No. 148, an act to amend section one hundred sixty-eight (168), Code, 1931, relating to the contents of the Code of Iowa, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 141, an act to prohibit the foreclosure of mortgages on real or personal property until the taxes legally due thereon as a money and credit have been paid by or on behalf of the holder of said mortgages and nullifying contract provisions which seek to obligate the mortgagor or owner of the property to pay said tax, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 62, an act to amend sections ten thousand eight hundred thirteen (10,813), ten thousand eight hundred thirty-seven (10,837), and eleven thousand six hundred twenty-nine (11,629), Code 1931, relating to the fees to be taxed, charged and collected by the Clerk of the District Court, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 90, an act to repeal sections seventy-two hundred forty-six (7246) to seventy-two hundred forty-nine (7249) inclusive, Code, 1931, relating to notice of delinquent tax sales and compensation therefor, and to enact a substitute in lieu thereof, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 140, an act to amend section sixty-nine hundred sixty-three (6963), Code, 1931, relating to the assessment of moneys and credits and to the place of said assessment, beg leave to report they have had the same under consideration and have instructed me to report the

Digitized by Google

same back to the House with the recommendation that the same be indefinitely postponed. C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 72, an act to amend sections twenty hundred twenty-three (2023), and twenty hundred twenty-three-a one (2023-a1), and to repeal section twenty hundred fifty (2050), code, 1931, and to enact a substitute therefor, relating to attorneys' fees in injunction and nuisance cases, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

That Section two thousand fifty (2050), code, 1931, be and the same is hereby repealed and the following enacted in lieu thereof: "If a prosecution brought by a citizen fails, the costs shall be taxed to the plaintiff and in no event shall the County pay any costs or attorney fees in such prosecution." C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 53, an act to amend Chapter sixty-seven (67), code 1931, relating to expenses incurred in connection with returning defendants from jurisdictions other than that wherein a crime is committed, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Strike out all of section two (2), pertaining to publication clause.

C. B. STIGER, *Chairman.*

Report adopted.

Hook of Taylor, from the committee on county and township organization, submitted the following report:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 34, a bill for an act to abolish the office of county recorder and to transfer the duties of that office to the office of the clerk of the district court on and after January 1, 1935, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. CHAS. S. HOOK, *Chairman.*

Passed on file.

Treimer of O'Brien, from the committee on telephone, telegraph and express, submitted the following report:

MR. SPEAKER: Your committee on telephone, telegraph and express to whom was referred House File No. 97, an act to amend section seventy-

Digitized by Google

eight hundred seventy-four (7874), code, 1931, relating to the general supervision of telephone lines outside of cities and towns, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. WM. TREIMER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on telephone, telegraph and express to whom was referred House File No. 96, an act to repeal section eighty-three hundred four (8304), code, 1931, and to enact a substitute therefor, relating to telegraph and telephone lines within the state and requiring equal service to all, and providing for enforcement thereof, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. WM. TREIMER, *Chairman.*

Passed on file.

Hopp of Mills, from the committee on constitutional amendments, submitted the following report:

MR. SPEAKER: Your committee on constitutional amendments to whom was referred Senate Joint Resolution No. 5, proposing an amendment to article three (III) of the Constitution of the State of Iowa by repealing section thirty-three (33) relating to the State census, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. R. C. HOPP, *Chairman.*

Report adopted.

Laughlin of Fremont, from the committee on roads and highways, submitted the following report:

MR. SPEAKER: Your committee on roads and highways to whom was referred House File No. 79, a bill for an act to amend Sec. 4644-c17, code 1931, relating to levies for secondary roads, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. E. P. LAUGHLIN, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on roads and highways to whom was referred House File No. 164, a bill for an act making it the duty of pedestrians on Primary Highways to keep to the left of said Highway and when meeting vehicles to step off said Highway, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. E. P. LAUGHLIN, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on roads and highways to whom was referred House File No. 78, a bill for an act to legalize the acts of the Board of Supervisors in all counties of Iowa in levying less millage tax for secondary roads, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Strike section 2, the publication clause. E. P. LAUGHLIN, *Chairman.*

Report adopted.

Foster of Cedar, from the committee on rules, submitted the following report:

MR. SPEAKER: Your committee on rules beg leave to report:

That the Rules of the Forty-fourth General Assembly be adopted with the following changes:

In Rule 14: That the time limit for debate when a bill is being considered upon its second reading shall be changed from fifteen (15) minutes to ten (10) minutes.

In Rule 44: That the word "seventh" in line 2, paragraph 1, be changed to "first"; that the word "seventh" in line 2, paragraph 2, be changed to "first"; that the figures "14" in line 2, paragraph 3, be changed to "7"; that the figures "14" in line 1, paragraph 5, be changed to "7".

Rule 63: That Rule 63 be stricken, and the following rule inserted in lieu thereof:

"Suspension of the Rules and Taking from the Table. No standing rule or order of the House shall be rescinded or suspended, nor shall any matter, tabled upon motion, be taken up, unless by a vote of two-thirds of the members present, except an order fixing the hour to which the House shall stand adjourned."

That we add the following rule, to be designated as Rule 77:

"After the third reading of a bill, and after all amendments thereto have been adopted and the question 'shall the bill pass' is put by the speaker, the vote on said bill shall be withheld one legislative day, and the chief clerk or his assistants shall have prepared a copy of such bill immediately for each member of the House and press, and have same laid upon each member's desk as soon as said bill is prepared, above mentioned bill being subject to no further amendments or debate.

LA MAR FOSTER, *Chairman.*

Laid over under House rules.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully

Digitized by Google

report that it has examined and finds correctly enrolled, Senate Files Nos. 26, 107.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate Files Nos. 26, 107.

Snyder of Hamilton called up House Resolution No. 9 filed by him in the Journal of February 1 and moved its adoption. Motion prevailed and the resolution was adopted.

Snyder of Hamilton called up House Resolution No. 10 filed by him in the Journal of February 1 and moved its adoption. Motion prevailed and the resolution was adopted.

INTRODUCTION OF BILLS

House File No. 202, by committee on insurance, a bill for an act limiting the issuance of policies to a person, firm or corporation, the benefits of which accrue to individuals of a group.

Read first and second times and passed on file.

House File No. 203, by Ostby of Worth, a bill for an act to amend Sections Five Hundred Eighty (580) and Five Hundred Ninety-three (593), Code, 1931, relating to the number of votes required to nominate at a primary election.

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

House File No. 204, by Cunningham of Polk, a bill for an act to provide necessary revenue for the State of Iowa and all of its subdivisions, or parts thereof, including its schools and the schools of any and all of its subdivisions by the imposition and the collection of a general gross retail sales tax upon all individuals, partnerships, corporations, joint stock companies, syndicates or associations and persons, for the privilege of bartering, selling and/or exchanging, within this State, any and all kinds of property, commodities, articles, goods, wares, merchandise, bonds, stocks, securities, and/or other evidences of property, or interest in property and/or

Digitized by Google

interest in property and/or selling or otherwise disposing of any and all kinds of service, except the personal earnings of individuals, within the State of Iowa; to provide for the ascertainment, assessment and collection of said taxes; to fix penalties for the violation of this Act; to apply the proceeds of taxes collected under this Act; to prohibit the levying and/or collection, of any ad valorem tax on property after December 31st, 1933; to repeal Chapters three hundred thirty-two (332) to three hundred forty-nine (349) inclusive, three hundred twenty-nine-Ctwo (329-c2), three hundred forty-d one (340-d1), three hundred forty-one-a one (341-a1), and section seventy-three hundred ninety-eight (7398), Code 1931, are hereby repealed as of December 31, 1933, and all Acts, or parts of Acts, in conflict with this Act.

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

CONSIDERATION OF BILLS

The hour having arrived for special order No. 2, Senate Joint Resolution No. 2, a Joint Resolution creating a special joint legislative committee to investigate and examine the administration and conduct of the various state departments, boards, bureaus and commissions, and to make a thorough study and investigation of state, county, township, city and town, and school governments for the purpose of recommending ways to secure reductions in the expenditures of public funds, and prescribing its powers and authority and making appropriation therefor, was taken up for consideration.

Sours of Floyd moved to amend Senate Joint Resolution No. 2 as follows:

Amend Section 9, line 2, by striking out the figures "25,000" and inserting in lieu thereof "10,000".

Reed of Mahaska moved the previous question on the amendment. Motion prevailed.

A roll call was demanded on the amendment. On the question, "Shall the amendment to Senate Joint Resolution No. 2 be adopted?"

The ayes were, 32.

Beath	Dean	Doran	Ellsworth
Bruce	Donlon	Dreessen	Felter

Digitized by Google

Foster	Hanson of Winnebago	McLean	Sours
Fuelling	Hook	Millhone	Stanzel
Gallagher	Hultman	Peet	Stimpson
Gittinger	Humeston	Roe	Strachan
Grau	Jenkins	Schroeder	Thiessen
Grell	Lookingbill	Smith	Weed

The nays were, 74.

Aldrich	Frizzell	Malone	Snyder
Alesch	Fuester	Maniece	Speidel
Augustine	Garner	Mercer	Stansell
Beswick	Gissel	Metcalf	Stewart
Bonnstetter	Goode	Mitchell	Stiger
Bouska	Hanson of Lyon	Moore of Benton	Swift of Dubuque
Bowers	Hartman	Moore of Harrison	Swift of Jackson
Brady	Hopp	Mooty	Teter
Burgess	Hough	Osborn	Thies
Casey	Jensen	Ostby	Treimer
Craven	Johnson	Paisley	Wenig
Crouch	Koch	Peaco	Wiese
Cunningham	Laughlin	Porter	Willis
Davis	Lichty	Reed	Wolf
Ditto	McCarthy	Rice	Yager
Dole	McCreery	Ryder	Zipse
Durant	McDermott	Schmitz	Zylstra
Fabritz	McFarlane	Sheridan	Mr. Speaker
Falvey	McKinnon		

Absent or not voting, 2.

Elliott	Rawlings

Amendment lost.

Ditto of Osceola moved the previous question on the bill. Motion prevailed.

Speidel of Washington moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 87.

Aldrich	Cunningham	Garner	Lichty
Alesch	Davis	Gissel	Lookingbill
Augustine	Dean	Goode	McCarthy
Beath	Ditto	Grau	McCreery
Beswick	Dole	Grell	McDermott
Bonnstetter	Durant	Hanson of Winnebago	McFarlane
Bouska	Ellsworth	Hartman	Malone
Bowers	Fabritz	Hopp	Maniece
Brady	Falvey	Hough	Mercer
Bruce	Felter	Hultman	Metcalf
Burgess	Frizzell	Jensen	Millhone
Casey	Fuelling	Johnson	Mitchell
Craven	Fuester	Koch	Moore of Benton
Crouch	Gallagher		

Digitized by Google

Moore of Harrison	Roe	Stewart	Weed
Osborn	Ryder	Stiger	Wenig
Ostby	Schmitz	Stimpson	Wiese
Paisley	Schroeder	Swift of Dubuque	Willis
Peaco	Sheridan	Swift of Jackson	Wolf
Porter	Snyder	Teter	Yager
Reed	Sours	Thies	Zylstra
Rice	Speidel	Treimer	Mr. Speaker
	Stansell		

The nays were, 19.

Donlon	Hanson of Lyon	McLean	Stanzel
Doran	Hook	Mooty	Strachan
Dreessen	Humeston	Peet	Thiessen
Foster	Jenkins	Rawlings	Zipse
Gittinger	McKinnon	Smith	

Absent or not voting, 2.

Elliott	Laughlin

So the joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speidel of Washington moved that the vote by which Senate Joint Resolution No. 2 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

HOUSE FILE NO. 182 WITHDRAWN

McDermott of Adair asked and obtained unanimous consent to withdraw House File No. 182 from the committee on public health and from the further consideration of the House.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 193, a bill for an act authorizing the Governor of the State of Iowa to appoint an Iowa Arbitration Committee.

BYRON G. ALLEN, *Secretary.*

CONSIDERATION OF SENATE AMENDMENTS

On request of Mitchell of Webster, unanimous consent having been given, House File No. 193, an emergency act authorizing the governor of the State of Iowa to appoint an Iowa Arbitration Board; prescribing its duties; providing for a county arbitration board, and prescribing its duties and powers; all relative to the

Digitized by Google

arbitration of matters arising between holders of real estate mortgages or deeds of trust and owners of such real estate, and mortgagors, and between vendor and vendee in real estate contracts; providing for restrictions on the rights of holders of real estate mortgages to commence action thereon; providing for suspension of proceedings in real estate mortgage foreclosure actions; and providing for termination of said emergency, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 193

Amend House File No. 193 by striking the title and inserting in lieu thereof the following:

A bill for an act authorizing the Governor of the State of Iowa to appoint an Iowa Arbitration Committee, and prescribing its duties, providing for a County Arbitration Committee and prescribing its powers and duties, relative to the arbitration of certain matters arising between holders of real estate mortgages or deeds of trust and owners of such real estate; providing for restriction on the rights of holders of real estate mortgages to commence action thereon, or notes secured thereby; providing for custody of real estate by the court during foreclosure and redemption therefrom; providing for the suspension of proceeding in real estate foreclosure actions, making an appropriation to carry out the provisions of this act; and providing for the termination of this Act.

Amend House File No. 193 by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. The Governor of the State of Iowa is hereby authorized and directed to appoint a committee of nine members, and to fill vacancies in such committee, one of whom shall be appointed from each congressional district, a majority of whom shall be real estate owners; the committee to be known as the Iowa Arbitration Committee, hereinafter referred to as the State Committee and to have the following duties and powers:

(a) To appoint a committee to be known as the County Arbitration Committee in counties where, in the judgment of the State Committee there is need for such, the county committee to consist of five members, a majority of whom shall be resident free-holders of said county, and to fill vacancies occurring in the membership of said county committees.

(b) The State Committee shall have general supervision over all county committees; shall have authority to require such committees to perform their duties; shall prescribe rules and regulations for the guidance of the county committees and for their own procedure. On the appeal of any person interested in the action of any county committee with respect to the foreclosure of a real estate mortgage or deed of trust or on its own motion, the State Committee may alter, amend, modify or set aside the order or orders of any county committee.

Digitized by Google

Sec. 2. Members of both the State and County Committees shall serve without compensation, but there is hereby appropriated out of the funds of the State Treasury not otherwise appropriated the sum of ten thousand dollars ($10,000), or so much thereof as may be necessary for actual and necessary expenses of the State Committee, to be paid out of the State Treasury on vouchers approved by the State Committee or the Chairman or Secretary thereof and audited according to law.

Sec. 3. The hearings before either the State or County Committees shall be informal in nature, but each of said committees shall have power to administer oaths.

Sec. 4. Any holder of a real estate mortgage or deed of trust, proposing to foreclose his mortgage or deed of trust against the owner of real estate, prior to the commencement of foreclosure proceedings or such owner against whom a foreclosure is pending or contemplated, may apply to the County Arbitration Committee to arbitrate between such owner and holder of the real estate mortgage or deed of trust for the purpose of adjusting their rights, with the view of keeping such owner in the possession of his property on such terms as will be just and equitable. A copy of the recommendations, when made, shall be filed in the office of the clerk of the district court of the county. The County Arbitration Committee shall, within ten days, unless such time shall be extended by the Iowa Arbitration Committee, complete the investigation of any controversy submitted to it, and make its recommendation therein.

Sec. 5. If the County Arbitration Committee shall find that the owner or mortgagor has failed to comply with the recommendations of the committee, the committee shall revoke its former recommendations and consent in writing to the immediate foreclosure of the mortgage or deed of trust.

Sec. 6. In all suits hereafter brought while this act is in effect, to foreclose a mortgage or deed of trust on real estate, or on a note secured by such mortgage or deed of trust, prior to the filing of such petition the holder of the mortgage shall file in the office of the Clerk of the District Court of the county in which such real estate is located an affidavit that the matter has been first submitted to the county arbitration committee, if one there be, or has consent of the mortgagor, or any person liable thereon.

Sec. 7. When an action is commenced in the District Court for the foreclosure of a real estate mortgage or deed of trust, the owner of the real estate affected by such mortgage or trust deed may file in said cause an application tendering the custody of said real estate to the Court and asking that the owner be permitted to remain in possession of the real estate.

If the Court finds the owner to be a suitable party to have possession and use of such property and one who will properly care for and utilize the same, the Court may, upon such application, continue the cause and may postpone the sale of the property upon execution to any day prior to March 1, 1935. The Court shall retain the custody of the property until the date of such sale, but if the mortgage contains a receivership clause the court may, in its discretion, retain custody of the property until

Digitized by Google

redemption is made or sheriff's deed has issued, for the benefit of all parties interested therein and may allow the owner to remain in possession thereof upon condition of the owner properly caring for and using such property and accounting for and paying into Court the reasonable rental value of such property, to be determined by the court, which sums, when paid, shall be applied under direction of the Court to the payment of the court costs incurred in holding said property in custody, to the payment of taxes, cost of insurance and maintenance and upkeep of the property, and the balance shall be applied upon the interest and principal of the mortgage or liens upon said property according to their priority.

In its discretion, the Court may make change or modify its orders in relation to said property and at any time the Court deems advisable may allow said cause to proceed to trial and permit the property to be sold upon execution as now by law provided.

During the time the property is held in the custody of the Court, any parties desiring to assert rights, claims or liens against said property shall do so by petition of intervention filed in said cause.

Sec. 8. The committees herein provided for, being appointed to meet an emergency, shall continue until March 1, 1935, when they shall stand dissolved; provided that, if the Governor of the State of Iowa finds that the need of such committees no longer exists, he shall dissolve the same by proclamation.

Sec. 9. The parties to the arbitration shall have the right to enter into an agreement to be bound by the recommendations of the County Arbitration Committee, either before or after such recommendations have been made, and such agreements when made shall be binding upon the parties.

Sec. 10. If any portion of this act is held unconstitutional or invalid by the courts, such decision shall not affect the remaining portion of this act.

Sec. 11. This act being brought forth to meet an emergency and being deemed of immediate importance shall be in full force and effect after its passage and publication in the Daily Freeman Journal, a newspaper published at Webster City, Iowa, and in the Creston Advertiser, a newspaper published at Creston, Iowa.

Mitchell of Webster moved that the House refuse to concur in Senate amendment to House File No. 193.

On the question, "Shall the House concur in Senate amendments to House File No. 193?" a roll call was demanded.

The ayes were, 7.

Craven	Ellsworth	Goode	Millhone
Dole	Fuelling	McCreery	

The nays were, 93.

Aldrich	Beswick	Brady	Crouch
Alesch	Bonnstetter	Bruce	Cunningham
Augustine	Bouska	Burgess	Davis
Beath	Bowers	Casey	Dean

Digitized by Google

Ditto	Hook	Moore of Benton	Stewart
Donlon	Hopp	Moore of Harrison	Stiger
Doran	Hough	Osborn	Stimpson
Dreessen	Hultman	Ostby	Strachan
Durant	Jenkins	Paisley	Swift of Dubuque
Fabritz	Jensen	Peaco	Swift of Jackson
Falvey	Johnson	Peet	Teter
Felter	Koch	Rawlings	Thies
Foster	Laughlin	Reed	Thiessen
Frizzell	Lichty	Rice	Treimer
Fuester	Lookingbill	Roe	Weed
Gallagher	McCarthy	Ryder	Wenig
Garner	McDermott	Schmitz	Wiese
Gissel	McKinnon	Schroeder	Willis
Grau	McLean	Sheridan	Wolf
Grell	Malone	Smith	Yager
Hanson of Lyon	Maniece	Sours	Zipse
Hanson of Winnebago	Mercer	Speidel	Zylstra
Hartman	Metcalf	Stansell	Mr. Speaker
	Mitchell		

Absent or not voting, 8.

Elliott	Humeston	Mooty	Snyder
Gittinger	McFarlane	Porter	Stanzel

So the House refused to concur in the Senate amendments.

CONSIDERATION OF BILLS

House File No. 113, a bill for an act to repeal Section six hundred fifty-five a-four (655-a4), Code, 1931, relative to the time of filing objections to certificate of nomination or eligibility of a candidate, and to enact a substitute therefor, was taken up for consideration.

Grell of Scott moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 106.

Aldrich	Cunningham	Frizzell	Hook
Alesch	Davis	Fuelling	Hopp
Augustine	Dean	Fuester	Hough
Beath	Ditto	Gallagher	Hultman
Beswick	Dole	Garner	Humeston
Bonnstetter	Donlon	Gissel	Jenkins
Bouska	Doran	Gittinger	Jensen
Bowers	Dreessen	Goode	Johnson
Brady	Durant	Grau	Koch
Bruce	Ellsworth	Grell	Laughlin
Burgess	Fabritz	Hanson of Lyon	Lichty
Casey	Falvey	Hanson of Winnebago	Lookingbill
Craven	Felter	Hartman	McCarthy
Crouch	Foster		McCreery

Digitized by Google

McFarlane	Osborn	Sheridan	Teter
McKinnon	Ostby	Smith	Thies
McLean	Paisley	Snyder	Thiessen
Malone	Peaco	Sours	Treimer
Maniece	Peet	Speidel	Weed
Mercer	Porter	Stansell	Wenig
Metcalf	Rawlings	Stanzel	Wiese
Millhone	Reed	Stewart	Willis
Mitchell	Rice	Stiger	Wolf
Moore of Benton	Roe	Stimpson	Yager
Moore of Harrison	Ryder	Strachan	Zipse
Mooty	Schmitz	Swift of Dubuque	Zylstra
	Schroeder	Swift of Jackson	Mr. Speaker

The nays were, none.

Absent or not voting, 2.

Elliott	McDermott

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

House File No. 3, a bill for an act to amend section sixty-nine hundred fifty-nine (6959), and seventy-one hundred twenty-nine (7129), code 1931, to provide for a listing and valuing of real estate every four years, with report of committee recommending passage, was taken up for consideration.

Koch of Bremer moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 98.

Aldrich	Doran	Hartman	Mitchell
Alesch	Dreessen	Hook	Moore of Benton
Augustine	Durant	Hopp	Moore of Harrison
Beath	Ellsworth	Hough	Mooty
Beswick	Fabritz	Hultman	Osborn
Bonnstetter	Falvey	Humeston	Ostby
Bouska	Felter	Jenkins	Paisley
Bowers	Frizzell	Jensen	Peaco
Brady	Fuelling	Johnson	Peet
Bruce	Fuester	Koch	Porter
Burgess	Gallagher	Laughlin	Rawlings
Casey	Garner	Lookingbill	Reed
Craven	Gissel	McCarthy	Roe
Crouch	Gittinger	McCreery	Schmitz
Cunningham	Goode	McDermott	Schroeder
Davis	Grau	McFarlane	Sheridan
Dean	Grell	McLean	Smith
Ditto	Hanson of Lyon	Malone	Snyder
Dole	Hanson of Winnebago	Metcalf	Sours
Donlon		Millhone	

Digitized by Google

Speidel	Strachan	Thiessen	Willis
Stansell	Swift of Dubuque	Treimer	Wolf
Stewart	Swift of Jackson	Weed	Yager
Stiger	Teter	Wenig	Zipse
Stimpson	Thies	Wiese	Mr. Speaker

The nays were, 6.

Foster	Maniece	Stanzel	Zylstra
McKinnon	Ryder		

Absent or not voting, 4.

Elliott	Lichty	Mercer	Rice

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

House File No. 36, a bill for an act to amend section forty-three hundred twenty-two (4322), code 1931, relating to common school libraries, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Brady of Pottawattamie the amendments proposed by the committee, found in the Journal of February 1, page 236, were adopted.

Brady of Pottawattamie moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 94.

Aldrich	Fuelling	McCarthy	Schmitz
Alesch	Fuester	McCreery	Smith
Beath	Garner	McDermott	Snyder
Beswick	Gissel	McFarlane	Sours
Bonnstetter	Gittinger	McKinnon	Speidel
Bouska	Goode	McLean	Stansell
Brady	Grau	Malone	Stewart
Bruce	Grell	Maniece	Stimpson
Burgess	Hanson of Lyon	Mercer	Strachan
Casey	Hanson of Winnebago	Metcalf	Swift of Dubuque
Craven	Hartman	Millhone	Swift of Jackson
Crouch	Hook	Mitchell	Teter
Cunningham	Hopp	Moore of Benton	Thies
Davis	Hough	Moore of Harrison	Thiessen
Dean	Hultman	Mooty	Treimer
Ditto	Humeston	Ostby	Weed
Dole	Jenkins	Peaco	Wenig
Donlon	Jensen	Peet	Wiese
Doran	Johnson	Porter	Willis
Ellsworth	Koch	Rawlings	Wolf
Fabritz	Laughlin	Reed	Yager
Falvey	Lichty	Roe	Zipse
Felter	Lookingbill	Ryder	Zylstra
Frizzell			Mr. Speaker

Digitized by Google

The nays were, 9.

Bowers	Foster	Osborn	Schroeder
Dreessen	Gallagher	Paisley	Sheridan
Durant			

Absent or not voting, 5.

Augustine	Rice	Stanzel	Stiger
Elliott			

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

House File No. 134, a bill for an act to amend section seventy-four hundred twenty-d 4 (7420-d4), Code, 1931, relating to the location of depositories of public funds, with report of committee recommending passage, was taken up for consideration.

Ellsworth of Hardin moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 95.

Aldrich	Fuelling	Lookingbill	Schmitz
Alesch	Fuester	McCarthy	Sheridan
Beath	Gallagher	McCreery	Smith
Beswick	Garner	McDermott	Snyder
Bonnstetter	Gissel	McFarlane	Sours
Bouska	Gittinger	McKinnon	Speidel
Bowers	Goode	McLean	Stansell
Brady	Grau	Maniece	Stanzel
Bruce	Grell	Mercer	Stewart
Burgess	Hanson of Lyon	Metcalf	Stiger
Casey	Hanson of Winnebago	Millhone	Stimpson
Craven	Hartman	Mitchell	Strachan
Crouch	Hook	Moore of Benton	Swift of Dubuque
Cunningham	Hopp	Moore of Harrison	Swift of Jackson
Davis	Hough	Mooty	Thies
Dean	Hultman	Osborn	Thiessen
Dole	Humeston	Peaco	Treimer
Donlon	Jenkins	Peet	Weed
Doran	Jensen	Porter	Wenig
Durant	Johnson	Rawlings	Wiese
Ellsworth	Koch	Reed	Yager
Fabritz	Laughlin	Roe	Zipse
Falvey	Lichty	Ryder	Zylstra
Felter			Mr. Speaker
Frizzell			

The nays were, 7.

Ditto	Foster	Schroeder	Wolf
Dreessen	Paisley	Willis	

Absent or not voting, 6.

Augustine	Malone	Rice	Teter
Elliott	Ostby		

Digitized by Google

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

ADDITIONAL COPIES ORDERED PRINTED

Craven of Jasper asked and obtained unanimous consent to have two hundred extra copies of House File No. 201 printed.

CONSIDERATION OF BILLS

House File No. 164, a bill for an act making it the duty of pedestrians on Primary Highways to keep to the left of the paved portion of said Highway and when meeting vehicles to step off said Highway, with report of committee recommending passage, was taken up for consideration.

McCreery of Linn moved the previous question. Motion prevailed.

McFarlane of Black Hawk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 94.

Aldrich	Fuelling	Lookingbill	Schmitz
Alesch	Fuester	McCreery	Schroeder
Beath	Gallagher	McDermott	Sheridan
Beswick	Garner	McFarlane	Snyder
Bonnstetter	Gissel	McKinnon	Speidel
Bouska	Gittinger	McLean	Stansell
Bowers	Goode	Malone	Stanzel
Brady	Grau	Maniece	Stewart
Bruce	Grell	Mercer	Stiger
Burgess	Hanson of Lyon	Metcalf	Stimpson
Casey	Hanson of Winnebago	Millhone	Swift of Dubuque
Cunningham	Hartman	Mitchell	Swift of Jackson
Davis	Hook	Moore of Benton	Teter
Dean	Hopp	Moore of Harrison	Thies
Ditto	Hough	Mooty	Thiessen
Dole	Hultman	Osborn	Treimer
Donlon	Humeston	Paisley	Weed
Dreessen	Jenkins	Peaco	Wenig
Durant	Jensen	Peet	Wiese
Ellsworth	Johnson	Rawlings	Willis
Fabritz	Koch	Reed	Wolf
Falvey	Laughlin	Roe	Yager
Felter	Lichty	Ryder	Zylstra
Frizzell			Mr. Speaker

The nays were, 7.

Craven	Foster	Smith	Zipse
Doran	Ostby	Strachan	

Digitized by Google

Absent or not voting, 7.

Augustine	Elliott	Porter	Sours
Crouch	McCarthy	Rice	

So the bill having received a constitutional majority was declared to have passed the House.

McFarlane of Black Hawk moved to amend the title to House File No. 164 by striking all of said title and substituting in lieu thereof the following:

"A bill for an act relating to the duties of pedestrians using the primary highways."

Amendment adopted and the title as amended was agreed to.

Jensen of Audubon moved that House File No. 43 be rereferred to the committee on schools and textbooks. On the question "Shall House File No. 43 be rereferred to the committee on schools and textbooks?" a roll call was demanded.

The ayes were, 31.

Aldrich	Gissel	McDermott	Roe
Bowers	Gittinger	Malone	Snyder
Craven	Grell	Mercer	Stimpson
Donlon	Hook	Moore of	Swift of Jackson
Ellsworth	Hough	Harrison	Thies
Fabritz	Humeston	Ostby	Willis
Fuester	Jenkins	Peaco	Zylstra
Garner	Jensen	Porter	Mr. Speaker

The nays were, 70.

Alesch	Foster	McFarlane	Sheridan
Beath	Frizzell	McKinnon	Smith
Beswick	Fuelling	McLean	Sours
Bonnstetter	Gallagher	Maniece	Stansell
Bouska	Goode	Metcalf	Stanzel
Brady	Grau	Millhone	Stiger
Bruce	Hanson of Lyon	Mitchell	Strachan
Burgess	Hanson of	Moore of Benton	Swift of Dubuque
Casey	Winnebago	Mooty	Teter
Cunningham	Hartman	Osborn	Thiessen
Davis	Hopp	Paisley	Treimer
Dean	Hultman	Peet	Weed
Dole	Johnson	Rawlings	Wenig
Doran	Koch	Reed	Wiese
Dreessen	Laughlin	Rice	Wolf
Durant	Lichty	Ryder	Yager
Falvey	Lookingbill	Schmitz	Zipse
Feltér	McCreery	Schroeder	

Absent or not voting, 7.

Augustine	Ditto	McCarthy	Stewart
Crouch	Elliott	Speidel	

Digitized by Google

Motion lost and the House refused to rerefer House File No. 43 to the committee on schools and textbooks.

BILLS SENT TO THE GOVERNOR

Koch from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports they have on this 2nd day of February, 1933, sent to the governor for his approval, House File No. 54. WM. KOCH, *Chairman.*

Passed on file.

APPOINTMENT OF COMMITTEE

The Speaker announced the appointment of the following committee under House Concurrent Resolution No. 8: Gallagher of Iowa and Koch of Bremer.

MOTION TO RECONSIDER

We, the undersigned, move to reconsider the vote by which House File No. 164, relating to the duty of pedestrians on primary highways, passed by the House.

L. D. TETER	H. N. HANSON
BEN B. DORAN	A. H. BONNSTETTER
F. D. AUGUSTINE	E. J. MANIECE

On motion of Mercer of Johnson the House adjourned until 10:00 o'clock Friday morning.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 3, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. C. E. Lookingbill, Pastor of the Methodist Episcopal Church, Nevada, Iowa.

Journal of February 2 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Ostby of Worth for the day, on request of Swift of Jackson.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring placing special tax on so-called "chain stores". Beswick, from business men of Van Buren county; Doran, from business men of Appanoose county; Garner, from business men of Butler county; Hanson, from business men of Lyon county; McLean, from business men of Marshall county; Peaco, from business men of Clinton county; Stewart, from business men of Calhoun county; Wenig, from business men of Clay county. Referred to ways and means.

Favoring prohibition. Cunningham, from citizens of Polk county; McKinnon, from citizens of Henry county; Stansell, from citizens of Clarke county; Swift, from citizens of Jackson county; Swift and Ryder, from citizens of Dubuque county; Weed, from citizens of Madison county; Willis, from citizens of Dallas county; Wolf, from citizens of Franklin county. Referred to police regulation, suppression of crime and intemperance.

Favoring change in collection of auto license. Fabritz, from citizens of Wapello county; McKinnon, from citizens of Henry county. Referred to motor vehicles.

Digitized by Google

Opposing House Files Nos. 4, 5, 44 and 82, also Senate File No. 131. McFarlane, from citizens of Black Hawk county. Referred to schools and textbooks.

Opposing Senate File No. 131. Beswick of Van Buren, from school boards of Cantril and Milton. Referred to schools and textbooks.

Opposing elimination of county agent. Stimpson, from citizens of Jones county. Referred to county and township organization.

Approving changes in fish and game law. Fabritz of Wapello, from Blakesburg Hunting and Fishing Club. Referred to fish and game.

Opposing transfer of funds from fish and game department. Fabritz of Wapello from Muscatine County Sportsmen's Association. Referred to fish and game.

Opposing educational bill. Fabritz of Wapello, from Parent-Teacher's Association of Ottumwa. Referred to schools and textbooks.

Urging change in school laws. Hook of Taylor, from Farmer's Union Holiday Organization. Referred to schools and textbooks.

REPORTS OF COMMITTEES

Ellsworth of Hardin, from the committee on banks and banking, submitted the following report:

MR. SPEAKER: Your committee on banks and banking to whom was referred House File No. 120, a bill for an act to amend sections ninety-two hundred and thirty-eight (9238), ninety-two hundred and thirty-nine (9239), ninety-two hundred and forty-three (9243), and chapter 415, and to repeal sections ninety-two hundred and forty (9240), and ninety-two hundred and forty-two (9242), Code, 1931, relating to banks and trust companies, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. O. ELLSWORTH, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on banks and banking to whom was referred House File No. 179, a bill for an act to amend Section ninety-two hundred seventeen-c1 (9217-c1), Code, 1931, relating to the minimum capitalization of state and savings banks and trust companies, beg leave to report they have had the same under consideration and have instructed

Digitized by Google

me to report the same back to the House with the recommendation that the same do pass. E. O. ELLSWORTH, *Chairman.*

Report adopted.

Durant of Hancock, from the committee on public health, submitted the following report:

MR. SPEAKER: Your committee on public health to whom was referred House File No. 129, a bill for an act to amend section twenty-two hundred forty-nine (2249), Code, 1931, to provide for a notice of quarantine to the post office where a quarantined family or person receives or dispatches mail, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. S. B. DURANT, *Chairman.*

Report adopted.

Jensen of Audubon, from the committee on schools and textbooks, submitted the following report:

MR. SPEAKER: Your committee on schools and textbooks to whom was referred House File No. 37, a bill for an act to establish a uniform cost accounting and financial record system in all public schools, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Strike Section 3, the publication clause. T. G. JENSEN, *Chairman.*

Report adopted.

Donlon of Palo Alto, from the committee on ways and means, submitted the following report:

MR. SPEAKER: Your committee on ways and means to whom was referred House File No. 143, a bill for an act to amend sections sixty-nine hundred eighty-five (6985) and sixty-nine hundred eighty-seven (6987), Code, 1931, relating to the rate of taxation on moneys and credits, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend section 1 by striking from line three the word "ten" and inserting in lieu thereof the words "seven and one-half".

Amend section 2 by striking from line three the word "ten" and inserting in lieu thereof the words "seven and one-half".

P. H. DONLON, *Chairman.*

Report adopted.

Augustine of Ringgold, from the committee on motor vehicles and transportation, submitted the following report:

MR. SPEAKER: Your committee on motor vehicles and transportation to whom was referred House File No. 25, a bill for an act to amend section forty-nine hundred sixty-d thirty (4960-d30), code 1931, relating to

Digitized by Google

the expiration of operators license for motor vehicles, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. F. D. AUGUSTINE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on motor vehicles and transportation to whom was referred House File No. 102, a bill for an act to amend sections forty-eight hundred seventy-five (4875), forty-nine hundred (4900), forty-nine hundred one (4901), forty-nine hundred five (4905), forty-nine hundred twenty-four (4924), forty-nine hundred twenty-nine (4929), forty-nine hundred thirty-one (4931), forty-nine hundred thirty-three (4933), and forty-nine hundred thirty-six (4936), Code 1931, relating to the collection of motor vehicle license fees, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. F. D. AUGUSTINE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on motor vehicles and transportation to whom was referred House File No. 8, a bill for an act to amend sections forty-eight hundred seventy (4870), and forty-nine hundred sixty-d nineteen (4960-d19), code 1931, to provide that the County Treasurer shall withhold registration of any motor vehicle and issuance of driver's or chauffeur's license until the applicant or any member of his or her immediate family shall have paid his or her delinquent personal taxes, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendation. F. D. AUGUSTINE, *Chairman.*

Report adopted.

Peet of Guthrie offered the following resolution and asked unanimous consent for its immediate consideration:

HOUSE RESOLUTION NO. 11

Whereas, the Honorable Elbert W. Weeks, who was a member of the House of Representatives in the Thirtieth, Thirty-first, Thirty-second, and Thirty-second Extra General Assemblies from Guthrie County died on the 17th day of December, 1932; at the Masonic Sanitarium at Bettendorf, Iowa, therefore,

Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That the speaker appoint a committee of three to draft suitable resolutions in commemoration of his life and service to this state and nation.

Unanimous consent having been obtained for the immediate consideration of the resolution, Mr. Peet moved its adoption. Motion

Digitized by Google

prevailed and the resolution was adopted. The Speaker appointed as members of such committee, Peet of Guthrie, Willis of Dallas, and Jensen of Audubon.

INTRODUCTION OF BILLS

House File No. 205 by Gallagher of Iowa, a bill for an act to amend the law as it appears in section seventy-eight hundred twenty-seven (7827) of the Code, 1931, relating to compensation of appraisers in condemnation proceedings.

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

House File No. 206 by Gallagher of Iowa, a bill for an act to amend the law as it appears in sections fifty-four hundred twenty-five (5425) and fifty-four hundred forty-nine (5449) of the Code, 1931, relating to annual license fees for German shepherd dogs, commonly known as police dogs.

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

House File No. 207 by Gallagher of Iowa, a bill for an act to amend section forty-five hundred five (4505), code, 1931, relating to the proceeds of the re-sale of lands acquired for the permanent school fund where an excess or loss occurs.

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

House File No. 208 by Gallagher of Iowa, a bill for an act to repeal the law as it appears in sections five hundred twenty-seven (527) to six hundred forty-eight (648), both inclusive, of the Code, 1931, being chapter thirty-six (36) thereof, and to enact a substitute therefor, providing for the nomination of candidates for township, county, district, state and municipal offices, and of candidates for presidential electors and representatives and senators in the Congress of the United States, by political party caucuses and conventions, and prescribing penalties for the violations of the provisions hereof.

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

House File No. 209 by Brady of Pottawattamie, a bill for an act to amend Section twelve thousand nine hundred thirty-seven (12937), Code 1931, relating to concealed weapons and firearms.

Digitized by Google

Read first and second times and referred to committee on police regulation, suppression of crime and intemperance.

House File No. 210 by Mercer of Johnson, a bill for an act to repeal section fifty-six hundred thirty-two (5632), Code, 1931, and enacting a substitute therefor, making the election of the police judge optional in cities of the first class.

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

House File No. 211 by Hartman of Des Moines, a bill for an act authorizing and instructing the Governor to call a Special Election of delegates to a convention for the ratification or rejection of amendments to the Constitution of the United States when such a convention is required, and specifying the number and compensation of the members thereof and the manner of their election.

Read first and second times and referred to committee on constitutional amendments.

House File No. 212 by Stansell of Clarke, a bill for an act to repeal sections four thousand thirty-six (4036) to four thousand forty-one (4041), inclusive, four thousand thirty-seven-a one, (4037-a1), four thousand thirty-nine-a one (4039-a1) to four thousand thirty-nine-a seven (4039-a7), inclusive, and four thousand forty-one-c one (4041-c1), Code, 1931, and to amend section two hundred forty-seven (247), Code, 1931, relating to the appointment of a state apiarist by the state board of education and to abolish said office.

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

House File No. 213 by Hopp of Mills, a bill for an act to protect trust funds set aside for the care, upkeep, and maintenance of graves and burial places, and to grant to such funds a preference in the settlement of the affairs of insolvent banking institutions.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Digitized by Google

Senate File No. 115, a bill for an act relating to foreclosure of real estate mortgages.

Also, that the Senate insists on its amendments to House File No. 193, and requests a conference committee. The President has appointed as members of such committee on the part of the Senate, Senators Geske, Wilson, Booth and Valentine. BYRON G. ALLEN, *Secretary*.

SENATE MESSAGES CONSIDERED

Senate File No. 115, a bill for an act relating to foreclosure of real estate mortgages; providing for the priority of liens on the rents, profits, avails and/or income derived from real estate as provided in said mortgage; defining the duty of a receiver as to leasing in such foreclosure; defining his duty as to the application of rents, profits, avails and/or income; repealing inconsistent Acts and providing that it shall not affect pending litigation.

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

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE FILE NO. 193

The Speaker of the House appointed as members of the conference committee on House File No. 193, Mitchell of Webster, Cunningham of Polk, Rice of Keokuk, and Stiger of Tama.

ADDITIONAL COPIES ORDERED PRINTED

Koch of Bremer asked and obtained unanimous consent to print five hundred (500) additional copies of House File No. 204.

HOUSE FILE NO. 166 REREFERRED

Mooty of Grundy asked and obtained unanimous consent to recall House File No. 166 from the committee on cities and towns and that the same be referred to the committee on telephone, telegraph and express.

CONSIDERATION OF BILLS

The hour having arrived for Special Order No. 1, House File No. 112, a bill for an act to amend section forty-seven hundred fifty-five-b twenty-six (4755-b26) Code, 1931, relating to primary highways within cities and towns and providing for maintenance, repair and upkeep of such primary highways, was taken up for consideration.

Digitized by Google

McFarlane of Black Hawk moved that the amendments filed by him and found in the Journal of February 1, page 251, be adopted.

Motion prevailed and the amendments were adopted.

Millhone of Page moved the previous question. Motion prevailed.

McFarlane of Black Hawk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 21.

Aldrich	Hartman	McFarlane	Sheridan
Brady	Hough	Mercer	Snyder
Crouch	Johnson	Peaco	Swift of Dubuque
Felter	Lichty	Ryder	Wenig
Gittinger	McCarthy	Schmitz	Wiese
Goode			

The nays were, 80.

Alesch	Foster	Lookingbill	Smith
Augustine	Frizzell	McCreery	Sours
Beath	Fuelling	McDermott	Speidel
Beswick	Fuester	McKinnon	Stansell
Bonnstetter	Gallagher	McLean	Stanzel
Bouska	Garner	Malone	Stewart
Bowers	Gissel	Maniece	Stimpson
Bruce	Grau	Metcalf	Strachan
Casey	Grell	Millhone	Swift of Jackson
Craven	Hanson of Lyon	Moore of Benton	Teter
Davis	Hanson of Winnebago	Moore of Harrison	Thies
Dean	Hook	Mooty	Thiessen
Ditto	Hopp	Osborn	Treimer
Dole	Hultman	Paisley	Weed
Donlon	Humeston	Peet	Willis
Doran	Jenkins	Porter	Wolf
Dreessen	Jensen	Rawlings	Yager
Durant	Koch	Reed	Zipse
Ellsworth	Laughlin	Roe	Zylstra
Fabritz		Schroeder	Mr. Speaker
Falvey			

Absent or not voting, 7.

Burgess	Elliott	Ostby	Stiger
Cunningham	Mitchell	Rice	

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

HOUSE FILES INDEFINITELY POSTPONED

Gallagher of Iowa called up the report of the committee recommending indefinite postponement of House File No. 43 and moved

Digitized by Google

its adoption. Motion prevailed and House File No. 43 was indefinitely postponed.

Malone of Cass called up the report of the committee recommending indefinite postponement of House File No. 34 and moved its adoption. Motion prevailed and House File No. 34 was indefinitely postponed.

Malone of Cass called up the report of the committee recommending indefinite postponement of House File No. 61 and moved its adoption. Motion prevailed and House File No. 61 was indefinitely postponed.

Hopp of Mills called up the report of the committee recommending indefinite postponement of House File No. 77 and moved its adoption. Motion prevailed and House File No. 77 was indefinitely postponed.

Millhone of Page called up the report of the committee recommending indefinite postponement of House File No. 90 and moved its adoption. Motion prevailed and House File No. 90 was indefinitely postponed.

Gittinger of Lucas called up the report of the committee recommending indefinite postponement of House File No. 96 and moved its adoption. Motion prevailed and House File No. 96 was indefinitely postponed.

Treimer of O'Brien called up the report of the committee recommending indefinite postponement of House File No. 97 and moved its adoption. Motion prevailed and House File No. 97 was indefinitely postponed.

CONSIDERATION OF BILLS

House File No. 53, a bill for an act to amend Chapter sixty-seven (67), code 1931, relating to expenses incurred in connection with returning defendants from jurisdiction other than that wherein a crime is committed, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Gallagher of Iowa the amendments proposed by the committee, found in the Journal of February 2, page 257, were adopted.

Digitized by Google

Goode of Davis moved that House File No. 53 be rereferred. Motion lost.

Willis of Dallas moved to amend House File No. 53 as follows:

Amend section 1, line 5 by adding after the word "offense" the words "by information or indictment".

Amend by changing the period (.) to a comma (,) at the end of line 9, section 1, and adding "and if such application is denied, such order shall be endorsed thereon by the court."

Motion prevailed and the amendment was adopted.

Gallagher of Iowa moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 100.

Aldrich	Foster	Lookingbill	Sheridan
Alesch	Frizzell	McCarthy	Smith
Augustine	Fuelling	McCreery	Snyder
Beath	Fuester	McDermott	Sours
Beswick	Gallagher	McFarlane	Speidel
Bonnstetter	Garner	McKinnon	Stansell
Bouska	Gissel	McLean	Stanzel
Bowers	Goode	Malone	Stewart
Brady	Grau	Maniece	Stimpson
Bruce	Grell	Mercer	Strachan
Burgess	Hanson of Lyon	Metcalf	Swift of Dubuque
Casey	Hanson of Winnebago	Millhone	Swift of Jackson
Craven	Hartman	Moore of Benton	Teter
Crouch	Hook	Moore of Harrison	Thies
Davis	Hopp	Mooty	Thiessen
Dean	Hough	Osborn	Treimer
Ditto	Hultman	Paisley	Weed
Dole	Humeston	Peet	Wenig
Donlon	Jenkins	Porter	Wiese
Doran	Jensen	Rawlings	Willis
Dreessen	Johnson	Reed	Wolf
Durant	Koch	Roe	Yager
Ellsworth	Laughlin	Ryder	Zipse
Fabritz	Lichty	Schmitz	Zylstra
Falvey		Schroeder	Mr. Speaker
Felter			

The nays were, none.

Absent or not voting, 8.

Cunningham	Gittinger	Ostby	Rice
Elliott	Mitchell	Peaco	Stiger

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

Digitized by Google

MOTION TO RECONSIDER TABLED

McCreery of Linn moved that the vote by which House File No. 112 failed to pass the House be reconsidered and the motion to reconsider be tabled. Motion prevailed.

On motion of Malone of Cass, the House adjourned until 9:00 o'clock Saturday morning.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 4, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by Rev. Henry McCraven of the A. M. E. Church, Des Moines, Iowa.

Journal of February 3 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Hartman of Des Moines for the day, on request of Ditto of Osceola; Stimpson of Jones for the day, on request of Jensen of Audubon; Falvey of Monroe for the day, on request of Fabritz of Wapello; Swift of Jackson for the day, on request of Thiessen of Clinton; Ostby of Worth for the day, on request of Peaco of Clinton; Hough of Fayette for the day, on request of Jenkins of Louisa; Hultman of Montgomery for the day, on request of Speidel of Washington; Stanzel of Sac for the day, on request of McLean of Marshall; Craven of Jasper for the day, on request of Metcalf of Muscatine; Stansell of Clarke for the day, on request of Augustine of Ringgold; Bonnstetter of Kossuth for the day, on the request of Roe of Allamakee; Snyder of Hamilton for the day, on request of Porter of Delaware; Moore of Harrison for the day, on request of Brady of Pottawattamie; Triemer of O'Brien for the day, on request of Brady of Pottawattamie; McCreery of Linn for the day, on request of Ellsworth of Hardin; Willis of Dallas for the day, on request of Ditto of Osceola; Laughlin of Fremont for the day, on request of Ditto of Osceola; Wolf of Franklin for the afternoon on request of Ditto of Osceola.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring placing special tax on so-called "chain stores." Ditto, from citizens of Osceola county; Felter, from citizens of Warren county. Referred to ways and means.

Approving prohibition. Beswick, from citizens of Van Buren county; Dean, from citizens of Cerro Gordo county; Durant of

Digitized by Google

Hancock, from Ministerial Association of Forest City; Garner, from citizens of Butler county; Millhone, from citizens of Page county. Referred to police regulation, suppression of crime and intemperance.

Favoring repeal of deficiency judgment law. Jenkins, from citizens of Louisa county; Metcalf, from citizens of Muscatine county. Referred to emergency legislation.

Favoring reduction of public expenditures. McFarlane, from Realty Owners Organization of Black Hawk county. Referred to compensation of public officers.

Favoring reduction of itinerant drug vendors' license. Metcalf, from citizens of Muscatine county. Referred to pharmacy.

Favoring reduction of interest on the small loan. Metcalf of Muscatine, from the Citizens' Protective League of Des Moines. Referred to building and loan.

Opposing transfer of fish and game funds. Metcalf, from Muscatine County Sportsmen's Association. Referred to fish and game.

REPORTS OF COMMITTEES

Malone of Cass, from the committee on tax reduction, submitted the following report:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 5, a bill for an act to amend chapter twenty-four (24), Code, 1931, to provide for the limitation of tax levies in any municipality, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. E. MALONE, *Chairman*

Passed on file.

Ditto of Osceola, from the committee on departmental affairs, submitted the following report:

MR. SPEAKER: Your committee on departmental affairs, to whom was referred House File No. 15, an act to repeal chapter two hundred thirty-six (236), repeal section two hundred thirty-four (234), amend sections two hundred forty-seven (247), thirty-nine hundred forty-eight (3948), and three hundred two (302), code 1931, relating to the geological survey, beg leave to report they have had the same under consideration and have

Digitized by Google

instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

O. J. DITTO, *Chairman*

Passed on file.

Also:

MR. SPEAKER: Your committee on departmental affairs, to whom was referred House File No. 35, a bill for an act to amend sections fifty-one hundred six (5106), five hundred twenty-two (522), and to repeal sections fifty-one hundred seven (5107), and fifty-one hundred eight (5108), and to repeal sections fifty-one hundred nine (5109), fifty-one hundred ten (5110), and five hundred twenty-one (521), and enact substitutes therefor, code 1931, relating to the county board of supervisors and township trustees and their term of office, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. O. J. DITTO, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on departmental affairs, to whom was referred House File No. 146, a bill for an act to amend sections eighteen hundred fifty-four (1854), eighteen hundred fifty-five (1855), eighteen hundred sixty-four (1864), eighteen hundred sixty-nine-b-one (1869-b-1), and eighteen hundred seventy-five (1875), code 1931, and to repeal section eighteen hundred seventy-six (1876), code 1931, and enacting a substitute therefor; relating to the duties of the secretary of the Board of Engineering Examiners, providing for the regulation, licensing and practice of professional engineers and land surveyors and a penalty for the violation thereof, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. O. J. DITTO, *Chairman*

Report adopted.

INTRODUCTION OF BILLS

House File No. 214, by Speidel of Washington, a bill for an act to provide for the reduction of grain crop acreage, and for the eradication of noxious weeds, by fixing the taxable valuation of land removed from crop production for these purposes.

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

House File No. 215, by Durant of Hancock, Peet of Guthrie, Foster of Cedar and Casey of Mitchell a bill for an to provide for the certification and training of teachers in the public schools; to repeal sections thirty-eight hundred fifty-eight (3858), thirty-eight hundred fifty-nine (3859), and thirty-eight hundred

Digitized by Google

sixty (3860), code 1931, relating to the board of educational examiners and to enact a substitute therefor; to repeal sections thirty-eight hundred sixty-one (3861) to thirty-eight hundred ninety-one (3891) inclusive, sections thirty-eight hundred ninety-six (3896), and thirty-eight hundred ninety-seven (3897), code 1931, and to enact a substitute therefor, the repeal to be effective July 1, 1935; to repeal sections thirty-eight hundred ninety-two (3892) to thirty-eight hundred ninety-five (3895) inclusive, code 1931, relating to the revocation of certificates and to enact a substitute therefor; to repeal chapter one hundred ninety-four (194), code 1931, relating to normal training courses in high school and to enact a substitute therefor, the repeal to be effective August 1, 1934; to repeal section four thousand ninety-seven (4097), code 1931, relating to the qualifications of county superintendents and to enact a substitute therefor; and to amend section forty-two hundred sixty-six (4266), code 1931, relating to kindergartens.

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

House File No. 216, by Dean of Cerro Gordo, a bill for an act changing the boundary lines of school districts in certain cases.

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

House File No. 217, by Beath of Adams, a bill for an act to repeal Section twenty-three hundred eight-five (2385), twenty-three hundred eighty-six (2386), twenty-three hundred eighty-nine (2389), twenty-three hundred ninety (2390), twenty-three hundred ninety-one (2391), twenty-three hundred ninety-two (2392), twenty-three hundred ninety-five (2395), twenty-three hundred ninety-six (2396), twenty-four hundred seventeen (2417), twenty-four hundred eighteen (2418), and twenty-four hundred twenty (2420), Code, 1931, and to amend Sections twenty-three hundred eighty-four (2384), twenty-three hundred ninety-three (2393), twenty-three hundred ninety-four (2394), twenty-three hundred ninety-seven (2397), twenty-three hundred ninety-eight (2398), twenty-four hundred (2400), twenty-four hundred one (2401), twenty-four hundred two (2402), twenty-four hundred three (2403), twenty-four hundred four (2404), twenty-four hundred five (2405), twenty-four hundred six (2406), twenty-four

Digitized by Google

hundred ten (2410), twenty-four hundred eleven (2411), twenty-four hundred fourteen (2414), and twenty-four hundred nineteen (2419), Code, 1931, all relating to the registration of vital statistics; and to constitute the clerk of the district court as the registrar for the county.

Read first and second times and referred to committee on public health.

House File No. 218, by Alesch of Plymouth, Fuester of Ida, and McKinnon of Henry, a bill for an act to extend the time in which answer may be made by the defendants in real estate foreclosure actions; and to prevent undue waste and provide for the application of income from real estate in foreclosure actions; and to repeal all acts in conflict herewith.

Read first and second times.

House File No. 219, by Burgess of Woodbury, a bill for an act to provide for anticipation of revenue by independent school districts having a population of fifty thousand (50,000) or more.

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

House File No. 220, by Hopp of Mills, a bill for an act to amend section sixty-nine hundred forty-six (6946), Code, 1931, relating to exemptions from taxation.

Read first and second times and referred to committee on tax reduction.

House File No. 221, by Sheridan of Lee, a bill for an act to prevent fraudulent sale and to regulate the sale and advertising for sale of goods, wares and merchandise, and to provide penalties for the violation hereof.

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

House File No. 222, by Sheridan of Lee, a bill for an act to amend sections forty-one hundred seventy-nine (4179), forty-one hundred eighty-one (4181), forty-one hundred eighty-two (4182) and forty-two hundred thirty-three (4233) of the 1931 Code of Iowa, to provide that transportation of school children shall be optional with the School Board concerned.

Digitized by Google

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

House File No. 223, by Hopp of Mills, a bill for an act to amend section fifty-four hundred thirteen (5413), code 1931, relating to bounties for wild animals caught and killed within the county.

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

HOUSE FILE NO. 76 WITHDRAWN

Hopp of Mills asked and obtained unanimous consent to withdraw House File No. 76 from the committee on fish and game and from further consideration of the House.

Davis of Appanoose offered the following resolution and asked unanimous consent for its immediate consideration:

HOUSE RESOLUTION NO. 12

Whereas, The Honorable Lafayette Shaeffer, who was a member of the House of Representatives in the Thirty-sixth General Assembly from Appanoose County, died January 5, 1932; therefore

Be it Resolved by the House of Representatives of the Forty-fifth General Assembly, That a committee of three be appointed to draft suitable resolutions to be presented to the House in commemoration of his life and services.

Unanimous consent having been obtained for the immediate consideration of the resolution, Mr. Davis moved its adoption. Motion prevailed and the resolution was adopted. As members of such committee, the Speaker appointed Davis of Appanoose, Craven of Jasper and Durant of Hancock.

Reed of Mahaska offered the following resolution and asked unanimous consent for its immediate consideration:

HOUSE RESOLUTION NO. 13

Whereas, The Honorable John L. Brown, who was a member of the Thirty-fifth General Assembly, died at his home in Rose Hill, Iowa, May 17, 1931.

Therefore, be it Resolved by the House of Representatives of the Forty-fifth General Assembly, That a committee of three be appointed to draft suitable resolutions commemorating his life, character and service to the State.

Digitized by Google

Unanimous consent having been obtained for the immediate consideration of the resolution, Mr. Reed moved its adoption. Motion prevailed and the resolution was adopted. The Speaker appointed as members of such committee Reed of Mahaska, Frizzell of Poweshiek, and Rice of Keokuk.

HOUSE FILE NO. 218 ORDERED PLACED ON CALENDAR

Fuester of Ida asked and obtained unanimous consent to suspend the rules and place House File No. 218 on the calendar.

HOUSE FILES INDEFINITELY POSTPONED

Crouch of Greene called up the report of the committee recommending indefinite postponement of House File No. 106 and moved its adoption. Motion prevailed and House File No. 106 was indefinitely postponed.

Malone of Cass called up the report of the committee recommending indefinite postponement of House File No. 62 and moved its adoption. Motion prevailed and House File No. 62 was indefinitely postponed.

Ellsworth of Hardin called up the report of the committee recommending indefinite postponement of House File No. 120 and moved its adoption. On the question, "Shall House File No. 120 be indefinitely postponed?" a roll call was demanded.

The ayes were, 4.

Humeston	McCarthy	Mercer	Willis

The nays were, 78.

Aldrich	Ellsworth	Johnson	Schroeder
Alesch	Falvey	Koch	Sheridan
Augustine	Felter	Lookingbill	Smith
Beath	Foster	McDermott	Sours
Beswick	Frizzell	McKinnon	Speidel
Bouska	Fuelling	McLean	Stewart
Bowers	Fuester	Malone	Strachan
Brady	Gallagher	Maniece	Swift of Dubuque
Bruce	Garner	Metcalf	Teter
Burgess	Gittinger	Moore of Benton	Thies
Casey	Goode	Mooty	Thiessen
Crouch	Grau	Osborn	Weed
Davis	Grell	Peaco	Wenig
Dean	Hanson of Lyon	Peet	Wiese
Ditto	Hanson of Winnebago	Porter	Wolf
Dole	Hook	Rawlings	Yager
Donlon	Hopp	Reed	Zipse
Doran	Jenkins	Roe	Zylstra
Dreessen	Jensen	Ryder	Mr. Speaker
Durant		Schmitz	

Digitized by Google

Absent or not voting, 26.

Bonnstetter	Hough	Mitchell	Stansell
Craven	Hultman	Moore of Harrison	Stanzel
Cunningham	Laughlin	Ostby	Stiger
Elliott	Lichty	Paisley	Stimpson
Fabritz	McCreery	Rice	Swift of Jackson
Gissel	McFarlane	Snyder	Treimer
Hartman	Millhone		

Report rejected and bill was placed on calendar.

Johnson of Linn called up the report of the committee recommending indefinite postponement of House File No. 140 and moved its adoption. Motion prevailed and House File No. 140 was indefinitely postponed.

Johnson of Linn called up the report of the committee recommending indefinite postponement of House File No. 141 and moved its adoption. Motion prevailed and House File No. 141 was indefinitely postponed.

CONSIDERATION OF BILLS

House File No. 72, a bill for an act to amend sections twenty hundred twenty-three (2023), and twenty hundred twenty-three-a one (2023-a1), and to repeal section twenty hundred fifty (2050), code 1931, and to enact a substitute therefor, relating to attorneys' fees in injunction and nuisance cases, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Rawlings of Monona the amendments proposed by the committee, found on page 257 of the Journal of February 2, were adopted.

Rawlings of Monona moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 82.

Aldrich	Bruce	Donlon	Fuelling
Alesch	Burgess	Doran	Fuester
Augustine	Casey	Dreessen	Gallagher
Beath	Crouch	Durant	Garner
Beswick	Davis	Ellsworth	Gissel
Bouska	Dean	Felter	Gittinger
Bowers	Ditto	Foster	Grau
Brady	Dole	Frizzell	Grell

Digitized by Google

Hanson of Lyon	McKinnon	Porter	Swift of Dubuque
Hanson of Winnebago	McLean	Rawlings	Teter
Hook	Malone	Reed	Thies
Hopp	Maniece	Roe	Thiessen
Humeston	Mercer	Ryder	Weed
Jenkins	Metcalf	Schmitz	Wenig
Jensen	Millhone	Schroeder	Wiese
Johnson	Moore of Benton	Sheridan	Wolf
Koch	Mooty	Smith	Yager
Lookingbill	Osborn	Sours	Zipse
McCarthy	Paisley	Speidel	Zylstra
McDermott	Peaco	Stewart	Mr. Speaker
	Peet	Strachan	

The nays were, none.

Absent or not voting, 26.

Bonnstetter	Hartman	Mitchell	Stanzel
Craven	Hough	Moore of Harrison	Stiger
Cunningham	Hultman	Ostby	Stimpson
Elliott	Laughlin	Rice	Swift of Jackson
Fabritz	Lichty	Snyder	Treimer
Falvey	McCreery	Stansell	Willis
Goode	McFarlane		

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

House File No. 78, a bill for an act to legalize the acts of the Board of Supervisors in any and all counties in the State of Iowa, in levying for 1932 a less millage tax for secondary road construction and maintenance than is provided to be levied under sections forty-six hundred forty-four-c six (4644-c6), forty-six hundred forty-four-c eleven (4644-c11), forty-six hundred forty-four-c fifteen (4644-c15), and forty-six hundred forty-four-c sixteen (4644-c16), code 1931, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Speidel of Washington the amendments proposed by the committee, found on page 259 of the Journal of February 2, were adopted.

Speidel of Washington moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 83.

Aldrich	Beswick	Bruce	Davis
Alesch	Bouska	Burgess	Dean
Augustine	Bowers	Casey	Ditto
Beath	Brady	Crouch	Dole

Digitized by Google

Donlon	Hanson of Lyon	Mercer	Smith
Doran	Hanson of Winnebago	Metcalf	Sours
Dreessen	Hook	Millhone	Speidel
Durant	Hopp	Moore of Benton	Stewart
Ellsworth	Humeston	Mooty	Strachan
Felter	Jenkins	Osborn	Swift of Dubuque
Foster	Jensen	Paisley	Teter
Frizzell	Johnson	Peaco	Thies
Fuelling	Koch	Peet	Thiessen
Fuester	Lookingbill	Porter	Weed
Gallagher	McCarthy	Rawlings	Wenig
Garner	McDermott	Reed	Wiese
Gissel	McKinnon	Roe	Wolf
Gittinger	McLean	Ryder	Yager
Goode	Malone	Schmitz	Zipse
Grau	Maniece	Schroeder	Zylstra
Grell		Sheridan	Mr. Speaker

The nays were, none.

Absent or not voting, 25.

Bonnstetter	Hough	Moore of Harrison	Stanzel
Craven	Hultman	Ostby	Stiger
Cunningham	Laughlin	Rice	Stimpson
Elliott	Lichty	Snyder	Swift of Jackson
Fabritz	McCreery	Stansell	Treimer
Falvey	McFarlane		Willis
Hartman	Mitchell		

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

House File No. 79, a bill for an act to amend section forty-six hundred forty-four-c seventeen (4644-c17), code 1931, relating to the levies for secondary road maintenance and construction, and to abate any and all road levies made for road purposes in 1932 to be collected in 1933, and to limit expenditures for road purposes on secondary roads, with report of committee recommending passage, was taken up for consideration.

Speidel of Washington moved the adoption of the amendment on file in the Journal of January 25, page 183.

1. Strike out the title and substitute in lieu thereof the following:

"An act for the relief of taxpayers in 1933, 1934 and 1935 by amending section Four Thousand six hundred forty-four-c Seventeen (4644-c17), Four Thousand six hundred forty-four-c Six (4644-c6), Four Thousand six hundred forty-four-c Seven (4644-c7), Four Thousand six hundred forty-four-c Eleven (4644-c11), Four Thousand six hundred forty-four-c Twelve (4644-c12), Four thousand six hundred forty-four-c Fifteen (4644-c15), Code, 1931, relating to mandatory and optional road levies, and authorizing Boards of Supervisors in said years: (1) to use motor fuel taxes for secondary road maintenance; (2) to abandon programs for secondary road construction; (3) to set aside road levies made for

Digitized by Google

road purposes in 1932; (4) to abate and remit any or all road taxes levied in 1932 to be collected in 1933; and (5) to limit expenditures for road purposes on secondary roads to necessary maintenance."

2. Amend Section three (3), line four (4), by inserting after the figures "(4644-c7)", the following: "forty-six hundred forty-four-c eleven (4644-c11);".

Amendment adopted.

Ditto of Osceola moved that action of House File No. 79 be deferred and the bill retain its place on the calendar.

Motion prevailed and action on House File No. 79 was deferred.

Senate Joint Resolution No. 5, with report of committee recommending passage, was taken up for consideration.

Hopp of Mills moved that the resolution be read a third time now and placed upon its passage, which motion prevailed and the resolution was read a third time.

Proposing an amendment to article three (III) of the Constitution of the State of Iowa by repealing section thirty-three (33) relating to the state census.

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

That the constitution of Iowa be amended as follows:

Section 1. Amend article three (III) by repealing section thirty-three (33) relating to the state census.

Sec. 2. Be it further resolved that the foregoing proposed amendment be, and the same is hereby, referred to the General Assembly to be chosen at the next general election and that the secretary of state cause the same to be published as provided by law.

On the question "Shall the resolution pass?"

The ayes were, 81.

Aldrich	Doran	Hanson of Lyon	Mercer
Alesch	Dreessen	Hanson of Winnebago	Metcalf
Augustine	Durant	Hook	Millhone
Beath	Ellsworth	Hopp	Moore of Benton
Beswick	Felter	Humeston	Mooty
Bouska	Foster	Jenkins	Osborn
Bowers	Frizzell	Jensen	Paisley
Brady	Fuelling	Johnson	Peaco
Bruce	Fuester	Koch	Peet
Burgess	Gallagher	Lookingbill	Porter
Casey	Garner	McDermott	Rawlings
Crouch	Gissel	McKinnon	Reed
Davis	Gittinger	McLean	Roe
Dean	Goode	Malone	Ryder
Dole	Grau	Maniece	Schmitz
Donlon	Grell		Schroeder

Digitized by Google

Sheridan	Strachan	Weed	Yager
Smith	Swift of Dubuque	Wenig	Zipse
Sours	Teter	Wiese	Zylstra
Speidel	Thies	Wolf	Mr. Speaker
Stewart	Thiessen		

The nays were, none.

Absent or not voting, 27.

Bonnstetter	Hartman	McFarlane	Stansell
Craven	Hough	Mitchell	Stanzel
Cunningham	Hultman	Moore of Harrison	Stiger
Ditto	Laughlin	Ostby	Stimpson
Elliott	Lichty	Rice	Swift of Jackson
Fabritz	McCarthy	Snyder	Treimer
Falvey	McCreery		Willis

So the resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File No. 8, a bill for an act to amend sections forty-eight hundred seventy (4870), and forty-nine hundred sixty-d nineteen (4960-d19), code 1931, to provide that the County Treasurer shall withhold registration of any motor vehicle and issuance of driver's or chauffeur's license until the applicant or any member of his or her immediate family shall have paid his or her delinquent personal taxes, with report of the committee without recommendation was taken up for consideration.

Bowers of Union offered the following amendment and moved its adoption:

Amend House File No. 8 by adding to Section 3 the following:

"That any able bodied male between the ages of twenty-two and forty-five, applying for a driver's license or chauffeur's license, be required to furnish to the sheriff a statement from the city, town or township clerk that his road poll tax as herein provided, is paid."

Augustine of Ringgold moved that action on House File No. 8 be deferred and retain its place on the calendar. Motion prevailed.

House File No. 25, a bill for an act to amend section forty-nine hundred sixty-d thirty (4960-d30), code 1931, relating to the expiration of operators license for motor vehicles, with report of committee recommending passage, was taken up for consideration.

Malone of Cass moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 83.

Aldrich	Felter	Koch	Ryder
Alesch	Foster	Lookingbill	Schmitz
Augustine	Frizzell	McCarthy	Schroeder
Beath	Fuelling	McDermott	Sheridan
Beswick	Fuester	McKinnon	Smith
Bouska	Gallagher	McLean	Sours
Bowers	Garner	Malone	Speidel
Brady	Gissel	Maniece	Stewart
Bruce	Gittinger	Mercer	Strachan
Burgess	Goode	Metcalf	Swift of Dubuque
Casey	Grau	Millhone	Teter
Crouch	Grell	Moore of Benton	Thies
Davis	Hanson of Lyon	Mooty	Thiessen
Dean	Hanson of Winnebago	Osborn	Weed
Ditto	Hook	Paisley	Wenig
Dole	Hopp	Peaco	Wiese
Donlon	Humeston	Peet	Wolf
Doran	Jenkins	Porter	Yager
Dreessen	Jensen	Rawlings	Zipse
Durant	Johnson	Reed	Zylstra
Ellsworth		Roe	Mr. Speaker

The nays were, none.

Absent or not voting, 25.

Bonnstetter	Hough	Moore of Harrison	Stanzel
Craven	Hultman	Ostby	Stiger
Cunningham	Laughlin	Rice	Stimpson
Elliott	Lichty	Snyder	Swift of Jackson
Fabritz	McCreery	Stansell	Treimer
Falvey	McFarlane		Willis
Hartman	Mitchell		

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

House File No. 37, a bill for an act to establish a uniform cost accounting and financial record system in all public schools, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Aldrich of Wright the amendments proposed by the committee, found on page 276 of the Journal of February 3, were adopted.

Aldrich of Wright moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 81.

Aldrich	Felter	Johnson	Ryder
Alesch	Foster	Koch	Schmitz
Augustine	Frizzell	Lookingbill	Schroeder
Beath	Fuelling	McCarthy	Sheridan
Beswick	Fuester	McDermott	Smith
Bouska	Gallagher	McKinnon	Speidel
Bowers	Garner	McLean	Stewart
Brady	Gissel	Malone	Strachan
Bruce	Gittinger	Maniece	Swift of Dubuque
Burgess	Goode	Mercer	Teter
Casey	Grau	Metcalf	Thies
Crouch	Grell	Millhone	Thiessen
Davis	Hanson of Lyon	Moore of Benton	Weed
Dean	Hanson of Winnebago	Mooty	Wenig
Ditto	Hook	Osborn	Wiese
Dole	Hopp	Paisley	Wolf
Donlon	Humeston	Peaco	Yager
Doran	Jenkins	Porter	Zipse
Dreessen	Jensen	Rawlings	Zylstra
Durant		Reed	Mr. Speaker
Ellsworth		Roe	

The nays were, none.

Absent or not voting, 27.

Bonnstetter	Hough	Moore of Harrison	Stansell
Craven	Hultman	Ostby	Stanzel
Cunningham	Laughlin	Peet	Stiger
Elliott	Lichty	Rice	Stimpson
Fabritz	McCreery	Snyder	Swift of Jackson
Falvey	McFarlane	Sours	Treimer
Hartman	Mitchell		Willis

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

House File No. 129, a bill for an act to amend section twenty-two hundred forty-nine (2249), Code, 1931, to provide for a notice of quarantine to the post office where a quarantined family or person receives or dispatches mail, with report of committee recommending passage, was taken up for consideration.

Stewart of Calhoun moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 82.

Aldrich	Bouska	Casey	Dole
Alesch	Bowers	Crouch	Donlon
Augustine	Brady	Davis	Doran
Beath	Bruce	Dean	Dreessen
Beswick	Burgess	Ditto	Durant

Digitized by Google

Ellsworth	Hook	Millhone	Speidel
Felter	Hopp	Moore of Benton	Stewart
Foster	Humeston	Mooty	Strachan
Frizzell	Jenkins	Osborn	Swift of Dubuque
Fuelling	Jensen	Paisley	Teter
Fuester	Johnson	Peaco	Thies
Gallagher	Koch	Porter	Thiessen
Garner	Lookingbill	Rawlings	Weed
Gissel	McCarthy	Reed	Wenig
Gittinger	McDermott	Roe	Wiese
Goode	McKinnon	Ryder	Wolf
Grau	McLean	Schmitz	Yager
Grell	Malone	Schroeder	Zipse
Hanson of Lyon	Maniece	Sheridan	Zylstra
Hanson of Winnebago	Mercer	Smith	Mr. Speaker
	Metcalf	Sours	

The nays were, none.

Absent or not voting, 26.

Bonnstetter	Hough	Moore of Harrison	Stanzel
Craven	Hultman	Ostby	Stiger
Cunningham	Laughlin	Peet	Stimpson
Elliott	Lichty	Rice	Swift of Jackson
Fabritz	McCreery	Snyder	Treimer
Falvey	McFarlane	Stansell	Willis
Hartman	Mitchell		

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

HOUSE FILE NO. 179 MADE SPECIAL ORDER

Ellsworth of Hardin asked and obtained unanimous consent to defer action on House File No. 179 and that it be made a special order for 10:30 Monday morning.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 12, a bill for an act to repeal certain sections relating to abolishing state census.

Also, that the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution No. 8, that Mr. B. F. Shambaugh of the State Historical Society at Iowa City be invited to deliver an address before a joint convention of both houses of the Forty-fifth General Assembly Monday, February 13th, at 2:00 p. m.

BYRON G. ALLEN, *Secretary.*

Digitized by Google

REPORT OF CONFERENCE COMMITTEE ON HOUSE FILE NO. 193

MR. PRESIDENT AND MR. SPEAKER: Your joint committee of conference appointed to confer in regard to House File No. 193 as amended and passed by the Senate begs leave to report that your committee has conferred and now reports that it has agreed as follows:

That House File No. 193 as amended and passed by the Senate should be amended by substituting for the Senate amendments the amendments attached to and made a part of this report and when so amended that the bill be approved.

M. X. GESKE, *Chairman*
CHAS. D. BOOTH
GEO. A. WILSON
JOHN K. VALENTINE
On the part of the Senate.

JOHN H. MITCHELL, *Chairman*
PAUL H. CUNNINGHAM
CARL B. STIGER
On the part of the House.

Substitute the following title:

An emergency act relating to the foreclosure of real estate mortgages and deeds of trust on real estate and to actions on notes secured by such mortgages or deeds of trust, providing for the continuance of such actions; providing for determination by the court of the rights of the holder of the mortgage, owner or owners of the real estate and persons liable on said mortgage, deed of trust or note or notes secured thereby to the possession of said real estate, and the rents, income and profits therefrom and in distribution thereof and the duties and obligations of said parties; providing for the termination of such continuance of the cause; and providing for the termination of this act.

Substitute the following for the Senate amendment:

Section 1. The governor of the state of Iowa having declared that an emergency now exists and the general assembly having determined that such emergency does exist, which is general throughout the state, and that the safety and future welfare of the state as a whole is endangered thereby, the general assembly acting under the power reserved by the people of Iowa, hereby enact the following:

Sec. 2. In all actions for the foreclosure of real estate mortgages or deeds of trust now pending in which decree has not been entered, and in all actions hereafter commenced for the foreclosure of real estate mortgages or deeds of trust, or on notes secured thereby, in any court of record in the state of Iowa, while this act is in effect, the court, upon the application of the owner or owners of such real estate or persons liable on said mortgages or deed of trust or notes secured thereby who are defendants in said cause and not in default for want of plea or appearance, shall, unless good cause is shown to the contrary, order such cause continued until March 1, 1935, or so long as this act is in effect, and upon such order or continuance the court shall take control of said real estate and shall make order or orders for possession of said real estate, determine fair rental terms and the application and distribution of the rents, income and profits of said real estate and make such provision for the preservation of said property as will be equitable

Digitized by Google

and just during the continuance of said cause; provided, however, that the court shall, upon a substantial violation of its said order or orders, or for other good and sufficient cause, set aside said order or continuance and the cause shall proceed to trial as by law now provided, the provisions of this act to the contrary notwithstanding.

Sec. 3. For the purpose of the administration of this act, the court may in all cases suggest and recommend conciliation.

Sec. 4. All acts and parts of acts in conflict with this act are suspended while this act is in effect.

Sec. 5. From and after the first day of March, 1935, this act shall cease to be in force.

Sec. 6. This act being brought forth to meet an emergency through the police power of the state and being deemed of immediate importance shall be in full force and effect after its passage and publication in the Fort Dodge Messenger, a newspaper published at Fort Dodge, Iowa, and the Sibley Gazette-Tribune, a newspaper published at Sibley, Iowa.

Strachan of Humboldt moved that the House recess until 1:00 o'clock this afternoon. Motion prevailed.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

AMENDMENTS FILED

Moore of Benton filed the following amendment to House File No. 120:

Amend Section 2 by changing the comma (,) in line eight (8) thereof to a period (.) and striking all the balance of said section.

Durant of Hancock filed the following amendment to House File No. 79:

Amend section 6, line 5, by striking out the word "shall" and inserting in lieu thereof the word "may".

Mercer of Johnson County filed the following amendment to House File No. 179:

Amend House File No. 179, section one, by striking lines nine, ten, and eleven and inserting in lieu thereof the following:

Further amend by striking the first paragragh of subsection three and substituting in lieu thereof the following:

"3. In cities and towns having a population from six thousand but not exceeding fifteen thousand, not less than fifty thousand dollars."

Further amend by adding as subsection four the following:

"4. In cities and towns having a population over fifteen thousand, not less than one hundred thousand dollars".

On motion of Mitchell of Webster the House adjourned until 10:00 a. m. Monday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 6, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. Edwin L. Spiller, Pastor of Simpson M. E. Church, Des Moines, Iowa.

Journal of February 4 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Elliott of Polk for the day, on request of Cunningham of Polk; Ryder of Dubuque for the day on request of Swift of Dubuque.

INTRODUCTION OF BILLS

House File No. 224 by Aldrich of Wright and Jensen of Audubon, a bill for an act to provide for the election at general elections in each county of a county superintendent of schools, to fix the term of office of said superintendent, to terminate the term of office of certain superintendents of schools, to repeal sections forty hundred ninety-six (4096) and forty hundred ninety-eight (4098) to forty-one hundred five (4105), inclusive, Code, 1931, and to repeal section forty-one hundred nineteen (4119) of said code and to enact a substitute therefor relating to the members of the county board of education and to the term of office thereof, and thereby coordinate and harmonize the subject matter of said last section with the election of the county superintendent as herein provided.

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

House File No. 225 by Schroeder of Carroll and Dreessen of Crawford, a bill for an act to legalize the extension of the corporate limits of the town of Dedham, Carroll County, Iowa, the election of the officers of said town, the passage, approval, signing, recording and publication of its ordinances and resolutions, the levy and assessment of taxes and special assessments on persons or property within the extended limits of said town and to legalize all acts

Digitized by Google

of its officers and all corporate acts of said town of Dedham, so far as the same affect persons or property within its extended limits, including the issuance of its warrants and bonds and construction of its public improvements.

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

Casey of Mitchell offered the following resolution and asked unanimous consent for its immediate consideration:

HOUSE RESOLUTION NO. 14

Whereas, The Honorable H. L. Wilson, who was a member of the House of Representatives in the Thirty-sixth and Thirty-seventh General Assemblies from Mitchell County, died on the 12th day of October, 1932; therefore,

Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That the Speaker appoint a committee of three to draft suitable resolutions in commemoration of his life and services to this State.

Unanimous consent having been obtained for the immediate consideration of the resolution, Mr. Casey moved its adoption. Motion prevailed and the resolution was adopted. As members of such committee, the Speaker appointed Casey of Mitchell, Sheridan of Lee and Swift of Dubuque.

HOUSE FILES INDEFINITELY POSTPONED

McFarlane of Black Hawk called up the report of the committee recommending indefinite postponement of House File No. 15 and moved its adoption. Motion prevailed and House File No. 15 was indefinitely postponed.

Malone of Cass called up the report of the committee recommending indefinite postponement of House File No. 35 and moved the report be rejected. A roll call was demanded and on the question, "Shall the report of the committee be adopted?"

The ayes were, 54.

Aldrich	Davis	Fuester	Humeston
Alesch	Ditto	Garner	Koch
Beath	Dole	Gissel	Laughlin
Beswick	Doran	Goode	McCarthy
Bonnstetter	Dreessen	Grau	McKinnon
Bowers	Durant	Hanson of Lyon	Maniece
Brady	Felter	Hartman	Mercer
Crouch	Foster	Hook	Moore of
Cunningham	Frizzell	Hultman	Harrison

Digitized by Google

Paisley	Schroeder	Thies	Wolf
Peaco	Sheridan	Treimer	Yager
Rawlings	Speidel	Weed	Zipse
Roe	Stansell	Wenig	Zylstra
Schmitz	Strachan	Willis	

The nays were, 46.

Augustine	Gittinger	McDermott	Reed
Bouska	Grell	McFarlane	Smith
Burgess	Hanson of Winnebago	McLean	Snyder
Casey	Hopp	Malone	Sours
Craven	Hough	Metcalf	Stanzel
Dean	Jenkins	Millhone	Stewart
Donlon	Jensen	Moore of Benton	Swift of Jackson
Ellsworth	Johnson	Mooty	Teter
Fabritz	Lichty	Osborn	Thiessen
Falvey	Lookingbill	Ostby	Wiese
Fuelling	McCreery	Peet	Mr. Speaker
Gallagher		Porter	

Absent or not voting, 8.

Bruce	Mitchell	Ryder	Stimpson
Elliott	Rice	Stiger	Swift of Dubuque

The report of the committee was adopted and House File No. 35 was indefinitely postponed.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 18, a bill for an act with reference to the auditing of state institutions.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 80, a bill for an act to provide for the manufacture of alcohol for industrial and non-beverage purposes.

BYRON G. ALLEN, *Secretary.*

SENATE AMENDMENT TO HOUSE FILE NO. 80

Amend the title by striking all after the figures "1931," in line two (2) thereof and substituting therefor the following: "relating to the manufacture, possession, denaturing, transportation, use and sale of alcohol by persons, firms or corporations who have qualified as provided by the laws of the United States and the State of Iowa."

SENATE MESSAGES CONSIDERED

Senate File No. 18, a bill for an act to repeal section three hundred ninety-seven d one (397-d1), Code 1931, with reference to the auditing of state institutions.

Digitized by Google

Read first and second times and referred to committee on tax reduction.

CONSIDERATION OF BILLS

The hour having arrived for Special Order No. 1, House File No. 179, a bill for an act to amend Section ninety-two hundred seventeen C-1 (9217 C-1), Code, 1931, relating to the minimum capitalization of state and savings banks and trust companies, with report of committee recommending passage, was taken up for consideration.

Mercer of Johnson moved that the amendment filed by him and found on page 301 of the Journal of February 4, be adopted.

Motion prevailed and the amendment was adopted.

Ellsworth of Hardin moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 85.

Aldrich	Falvey	Lichty	Schroeder
Augustine	Felter	Lookingbill	Sheridan
Beath	Frizzell	McCarthy	Smith
Bonnstetter	Fuelling	McCreery	Snyder
Bouska	Fuester	McDermott	Sours
Bowers	Gallagher	McFarlane	Speidel
Brady	Garner	McLean	Stansell
Bruce	Gissel	Malone	Stanzel
Burgess	Gittinger	Maniece	Stewart
Casey	Goode	Mercer	Stimpson
Craven	Grell	Metcalf	Strachan
Crouch	Hanson of Lyon	Moore of Benton	Thiessen
Cunningham	Hanson of Winnebago	Moore of Harrison	Treimer
Davis	Hartman	Mooty	Weed
Ditto	Hook	Paisley	Wenig
Dole	Hough	Peet	Wiese
Donlon	Hultman	Porter	Willis
Doran	Humeston	Rawlings	Yager
Dreessen	Jenkins	Reed	Zipse
Durant	Jensen	Roe	Zylstra
Ellsworth	Laughlin	Schmitz	Mr. Speaker
Fabritz			

The nays were, 13.

Alesch	Hopp	Ostby	Teter
Beswick	Johnson	Peaco	Thies
Foster	Osborn	Swift of Jackson	Wolf
Grau			

Absent or not voting, 10.

Dean	McKinnon	Rice	Stiger
Elliott	Millhone	Ryder	Swift of Dubuque
Koch	Mitchell		

Digitized by Google

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

The House resumed consideration of House File No. 79, a bill for an act to amend section forty-six hundred forty-four-c seventeen (4644-c17), code 1931, relating to the levies for secondary road maintenance and construction, and to abate any and all road levies made for road purposes in 1932 to be collected in 1933, and to limit expenditures for road purposes on secondary roads.

Durant of Hancock moved the adoption of the amendment filed by him and found in the Journal of February 4, page 301. Motion prevailed and the amendment was adopted.

Speidel of Washington moved to amend House File No. 79 by striking all of Sec. 8 and substituting in lieu thereof the following:

"Sec. 8. In so far as the provisions of this act may conflict with other laws of this state, the provisions of this act shall govern."

Motion prevailed and the amendment was adopted.

Reed of Mahaska moved to amend House File No. 79 by inserting in line 7 of Section 3, after the word "resolution" the following words:

"Except where anticipatory certificates or bonds are outstanding against said funds".

Motion prevailed and the amendment was adopted.

Speidel of Washington moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?"

The ayes were, 83.

Aldrich	Ditto	Gissel	Koch
Alesch	Dole	Gittinger	Lookingbill
Beath	Donlon	Goode	McDermott
Beswick	Doran	Grau	McKinnon
Bonnstetter	Dreessen	Grell	McLean
Bouska	Durant	Hanson of Lyon	Malone
Bowers	Fabritz	Hanson of Winnebago	Maniece
Bruce	Falvey	Hook	Metcalf
Burgess	Felter	Hough	Millhone
Craven	Foster	Hultman	Moore of Benton
Crouch	Frizzell	Humeston	Moore of Harrison
Cunningham	Fuelling	Jenkins	Ostby
Davis	Fuester	Jensen	Peaco
Dean	Garner		

Digitized by Google

Peet	Sheridan	Stimpson	Treimer
Porter	Smith	Strachan	Weed
Rawlings	Snyder	Swift of Dubuque	Wenig
Reed	Speidel	Swift of Jackson	Wolf
Rice	Stansell	Teter	Yager
Roe	Stanzel	Thies	Zipse
Schmitz	Stewart	Thiessen	Zylstra
Schroeder			

The nays were, 17.

Augustine	Hopp	McCarthy	Osborn
Brady	Johnson	McCreery	Sours
Ellsworth	Laughlin	McFarlane	Wiese
Gallagher	Lichty	Mooty	Willis
Hartman			

Absent or not voting, 8.

Casey	Mercer	Paisley	Stiger
Elliott	Mitchell	Ryder	Mr. Speaker

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

Speidel of Washington moved that the vote by which House File No. 79 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

The House resumed consideration of House File No. 8, a bill for an act to amend sections forty-eight hundred seventy (4870), and forty-nine hundred sixty-d nineteen (4960-d19), code 1931, to provide that the County Treasurer shall withhold registration of any motor vehicle and issuance of driver's or chauffeur's license until the applicant or any member of his or her immediate family shall have paid his or her delinquent personal taxes.

Bowers of Union moved the adoption of the amendment offered by him and found in the Journal of February 4, page 296. Motion prevailed and amendment was adopted.

Johnson of Linn moved to amend House File No. 8 by striking from lines 5, 6 and 7 of Section 2 the following:

"or any member of his or her immediate family, who is a member of the same household."

Motion prevailed and amendment was adopted.

Brady of Pottawattamie moved that action on House File No. 8 be indefinitely postponed. Motion prevailed and House File No. 8 was indefinitely postponed.

Digitized by Google

House File No. 102, a bill for an act to amend sections forty-eight hundred seventy-five (4875), forty-nine hundred (4900), forty-nine hundred one (4901), forty-nine hundred five (4905), forty-nine hundred twenty-four (4924), forty-nine hundred twenty-nine (4929), forty-nine hundred thirty-one (4931), forty-nine hundred thirty-three (4933), and forty-nine hundred thirty-six (4936), Code 1931, relating to the collection of motor vehicle license fees, with report of committee recommending passage, was taken up for consideration.

Fabritz of Wapello moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 44.

Alesch	Goode	Maniece	Sheridan
Augustine	Grau	Metcalf	Snyder
Bonnstetter	Hanson of Lyon	Moore of Benton	Speidel
Dreessen	Hanson of Winnebago	Osborn	Stewart
Durant	Humeston	Ostby	Stimpson
Fabritz	Jensen	Paisley	Swift of Dubuque
Falvey	Koch	Peaco	Swift of Jackson
Frizzell	Lookingbill	Rawlings	Thies
Fuelling	McCarthy	Roe	Thiessen
Gallagher	Malone	Schmitz	Treimer
Garner		Schroeder	Zylstra
Gittinger			

The nays were, 54.

Beath	Donlon	Johnson	Reed
Beswick	Doran	Lichty	Smith
Bouska	Ellsworth	McCreery	Sours
Bowers	Felter	McDermott	Stansell
Brady	Foster	McFarlane	Stanzel
Bruce	Fuester	McKinnon	Strachan
Burgess	Gissel	McLean	Teter
Casey	Grell	Mercer	Weed
Craven	Hartman	Millhone	Wenig
Cunningham	Hook	Moore of Harrison	Wiese
Davis	Hopp	Mooty	Willis
Dean	Hough	Peet	Wolf
Ditto	Hultman	Porter	Zipse
Dole	Jenkins		

Absent or not voting, 10.

Aldrich	Laughlin	Ryder	Yager
Crouch	Mitchell	Stiger	Mr. Speaker
Elliott	Rice		

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

Digitized by Google

Foster of Cedar called up the report of the committee on rules found in the Journal of February 2 and moved its adoption.

A division of the question was demanded on the report.

Foster of Cedar moved to amend the report by striking the paragraph providing for Rule 77, from the report. Amendment adopted.

The committee amendment to Rule 14 was adopted.

Foster of Cedar moved to strike the last two clauses in the committee amendment to Rule 44. Amendment adopted and committee amendment to Rule 44 was adopted as amended.

The committee amendment to Rule 63 was adopted.

Foster of Cedar moved the adoption of the committee report as amended. Motion prevailed and the report was adopted.

CONFERENCE COMMITTEE REPORT WITHDRAWN AND NEW REPORT FILED

Mitchell of Webster asked and obtained unanimous consent to withdraw the report of the conference committee and to file the following new report.

MR. PRESIDENT AND MR. SPEAKER: Your joint committee of conference appointed to confer in regard to House File No. 193 as amended and passed by the Senate begs leave to report that your committee has conferred and now reports that it has agreed as follows:

That House File No. 193 as amended and passed by the Senate should be amended by substituting for the Senate amendments the amendments attached to and made a part of this report and when so amended that the bill be approved.

M. X. GESKE, *Chairman.*
CHAS. D. BOOTH,
GEO. A. WILSON,
JOHN K. VALENTINE,
On the part of the Senate.

JOHN H. MITCHELL, *Chairman.*
PAUL H. CUNNINGHAM,
C. L. RICE,
CARL B. STIGER,
On the part of the House.

CONFERENCE COMMITTEE AMENDMENTS TO HOUSE FILE NO. 193

Substitute the following title:

An Emergency Act relating to the foreclosure of real estate mortgages and deeds of trust on real estate and to actions on notes secured by such mortgages or deeds of trust; providing for the continuance of such actions; providing for determination by the Court of the rights of the holder of such mortgage, owner or owners of the real estate and persons liable on such mortgage, deed of trust, or note secured thereby, to the possession of said real estate, and to the rents, income and profits there-

Digitized by Google

from; providing for the distribution thereof; providing for rental terms; providing for the termination of such order of continuance; and providing for termination of this act.

Substitute the following for the Senate amendments:

Section 1. The governor of the state of Iowa having declared that an emergency now exists, and the general assembly having determined that such emergency does exist, which is general throughout the state, and that the safety and future welfare of the state as a whole is endangered thereby, the general assembly acting under the power reserved by the people of Iowa, does hereby enact the following:

Sec. 2. In all actions for the foreclosure of real estate mortgages or deeds of trust now pending in which decree has not been entered, and in all actions hereafter commenced for the foreclosure of real estate mortgages or deeds of trust, or on notes secured thereby, in any court of record in the state of Iowa, while this act is in effect, the court, upon the application of the owner or owners of such real estate or persons liable on said mortgages or deed of trust, or notes secured thereby, who are defendants in said cause and not in default for want of pleading or appearance shall, unless upon hearing on said application good cause is shown to the contrary, order such cause continued until March 1st, 1935, or so long as this act is in effect, providing however, that in all causes now pending in which default has been entered but no decree signed, said owner or owners of such real estate or persons liable on said mortgages or deeds of trust, or notes secured thereby, shall have ten days from the taking effect of this act in which to file said application for continuance, and upon such order of continuance the court shall make order or orders for possession of said real estate, giving preference to the owner or owners in possession, determine fair rental terms to be paid by the party or parties to be in possession and the application and distribution of the rents, income and profits from said real estate, and make such provision for the preservation of said property as will be just and equitable during the continuance of said cause, which order or orders shall provide that such rents, income or profits shall be paid to and distributed by the Clerk of the District Court of the county in which said suit is pending, and further provide that in such distribution taxes, insurance, cost of maintenance and upkeep of said real estate shall be paid in the priority named, and any balance distributed as the court may further direct; provided, however, that the court shall, upon a substantial violation of its said order or orders, or for other good and sufficient cause, set aside said order or continuance and the cause shall proceed to trial as by law now provided, the provisions of this act to the contrary notwithstanding.

Sec. 3. For the purpose of the administration of this act, the court may in all cases suggest and recommend conciliation.

Sec. 4. All acts and parts of acts in conflict with this act are suspended while this act is in effect.

Sec. 5. From and after the first day of March, 1935, this act shall cease to be in force.

Sec. 6. This act being brought forth to meet an emergency through the police power of the state and being deemed of immediate importance

Digitized by Google

shall be in full force and effect after its passage and publication in the Fort Dodge Messenger, a newspaper published at Fort Dodge, Iowa, and the Sibley Gazette-Tribune, a newspaper published at Sibley, Iowa.

AMENDMENTS FILED

Wenig of Clay filed the following amendments to House File No. 218:

Amend Section 1 line 1 after the word "commenced" by inserting the words, "where no decree is entered."

Amend Section 2 line 2 after the word "court" by inserting the words, "after proper hearing".

Amend Section 3 line 2 after the word "the" by inserting the words, "title Holder" and in line 4 after the word "the" by inserting the words, "title Holder", and in line 8 after the word "the" by inserting the words, "title Holder".

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that he had approved the following bills:

February 2, House Files Nos. 20 and 42.

February 3, House File No. 54.

On motion of Mooty of Grundy, the House adjourned until 10:00 a. m. Tuesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 7, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. C. E. Lookingbill, Pastor of the Methodist Episcopal Church, Nevada, Iowa.

Journal of February 6 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Elliott of Polk for the week, on request of Cunningham of Polk; Ryder of Dubuque for the week on request of Swift of Dubuque.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring prohibition. Craven, from citizens of Jasper county; Dean, from citizens of Cerro Gordo county; Elliott, from citizens of Polk county; Hultman, from citizens of Montgomery county; Lichty, from citizens of Black Hawk county; Johnson, from citizens of Linn county; Paisley, from citizens of Lee county; Rawlings, from citizens of Monona county; Stansell, from citizens of Clarke county; Stanzel, from citizens of Sac county; Swift, from citizens of Dubuque county. Referred to police regulation, suppression of crime and intemperance.

Favoring cattle testing. Cunningham, from citizens of Polk county; Elliott, from citizens of Polk county; Treimer, from citizens of O'Brien county. Referred to agriculture.

Opposing House File 127. Rawlings of Monona, from Board of Supervisors of Monona county. Referred to county and township organization.

Opposing change in high school laws. Schmitz, from citizens of Winneshiek county. Referred to schools and textbooks.

Digitized by Google

Favoring retention of the present minimum wage law for teachers. Willis, from citizens of Dallas county. Referred to schools and textbooks.

Opposing repeal of Farm Aid Act. Snyder, from citizens of Hamilton county. Referred to agriculture.

Favoring Farm Bureau. Yager, from citizens of Dickinson county. Referred to agriculture.

Favoring lien for threshers. Snyder of Hamilton, from citizens of Story county. Referred to agriculture.

Opposing repeal of gasoline tax refund. Snyder, from citizens of Hamilton county. Referred to motor vehicles.

HOUSE FILE RECONSIDERED

Cunningham of Polk moved to reconsider the vote by which House File No. 102 failed to pass the House. A roll call was demanded and on the question, "Shall House File No. 102 be reconsidered?"

The ayes were, 74.

Aldrich	Gallagher	McKinnon	Speidel
Alesch	Garner	Malone	Stansell
Beswick	Gissel	Maniece	Stewart
Bonnstetter	Gittinger	Mercer	Stiger
Brady	Goode	Metcalf	Stimpson
Burgess	Grau	Mitchell	Swift of Dubuque
Casey	Grell	Moore of Benton	Swift of Jackson
Craven	Hanson of Lyon	Osborn	Teter
Crouch	Hartman	Ostby	Thies
Cunningham	Hook	Paisley	Thiessen
Ditto	Hopp	Peaco	Treimer
Dole	Hultman	Porter	Weed
Donlon	Humeston	Rawlings	Wenig
Doran	Jensen	Rice	Willis
Dreessen	Koch	Roe	Yager
Durant	Laughlin	Schmitz	Zipse
Fabritz	Lookingbill	Schroeder	Zylstra
Foster	McCarthy	Snyder	Mr. Speaker
Frizzell	McDermott		

The nays were, 25.

Beath	Fuelling	McFarlane	Smith
Bouska	Fuester	McLean	Sours
Bowers	Hough	Millhone	Stanzel
Bruce	Jenkins	Moore of Harrison	Strachan
Davis	Johnson	Reed	Wiese
Dean	Lichty		Wolf
Ellsworth	McCreery		

Digitized by Google

Absent or not voting, 9.

Augustine	Felter	Mooty	Ryder
Elliott	Hanson of Winnebago	Peet	Sheridan
Falvey			

Motion prevailed and the vote on House File No. 102 was reconsidered.

Fabritz of Wapello moved to reconsider the vote by which House File No. 102 passed to its third reading. Motion prevailed.

CONFERENCE COMMITTEE REPORT ADOPTED

Mitchell of Webster called up the conference committee report on House File No. 193 and moved that the report be adopted and the substitute amendment recommended by said conference committee be concurred in.

Ditto of Osceola moved the previous question. Motion prevailed.

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

The ayes were, 104.

Aldrich	Frizzell	McDermott	Sheridan
Alesch	Fuelling	McFarlane	Smith
Augustine	Fuester	McKinnon	Snyder
Beath	Gallagher	McLean	Sours
Beswick	Garner	Malone	Speidel
Bonnstetter	Gissel	Maniece	Stansell
Bouska	Gittinger	Mercer	Stanzel
Bowers	Goode	Metcalf	Stewart
Brady	Grau	Millhone	Stiger
Bruce	Grell	Mitchell	Stimpson
Burgess	Hanson of Lyon	Moore of Benton	Strachan
Casey	Hanson of Winnebago	Moore of Harrison	Swift of Dubuque
Craven	Hartman	Mooty	Swift of Jackson
Crouch	Hook	Osborn	Teter
Cunningham	Hopp	Ostby	Thies
Davis	Hough	Paisley	Thiessen
Dean	Hultman	Peaco	Treimer
Ditto	Humeston	Peet	Weed
Dole	Jenkins	Porter	Wenig
Donlon	Jensen	Rawlings	Wiese
Doran	Koch	Reed	Willis
Dreessen	Laughlin	Rice	Wolf
Durant	Lichty	Roe	Yager
Ellsworth	Lookingbill	Schmitz	Zipse
Fabritz	McCarthy	Schroeder	Zylstra
Falvey	McCreery		Mr. Speaker
Felter			

The nays were, 2.

Foster	Johnson

Absent or not voting, 2.

Elliott	Ryder

Digitized by Google

So the report of the conference committee was adopted, and amendments concurred in.

Mitchell of Webster moved that the vote by which the conference committee report was adopted be reconsiderd and the motion to reconsider be laid on the table. Motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled:

House File No. 12.

Senate Joint Resolutions Nos. 2 and 5.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House File No. 12, Senate Joint Resolution Nos. 2 and 5.

REPORTS OF COMMITTEES

Stiger of Tama, from the committee on judiciary, submitted the following report:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 131, an act to amend section eleven thousand nine hundred thirty-eight (11,938), Code, 1931, relating to the notice of property in the settlement of estates, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

By striking from lines five (5) and six (6), Section 1, the following words: "or clerk of the District Court in vacation".

CARL B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 150, an act to amend sections sixty-eight hundred sixty-five (6865), sixty-nine hundred ninety-two (6992), and seven thousand five (7005), Code, 1931, relating to taxation and to coordinate said sections with the United States Code, beg leave to report they have had

Digitized by Google

the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

CARL B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 30, an act to establish a purchasing procedure for counties, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

CARL B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 60, an act to repeal section eleven thousand four hundred twenty-nine (11,429), Code 1931, relating to the trial of cases to a jury and to enact a substitute therefor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

CARL B. STIGER, *Chairman.*

Passed on file.

Roe of Allamakee county, from the committee on compensation of public officers, submitted the following report:

MR. SPEAKER: Your committee on compensation of public officers to whom was referred House Joint Resolution No. 3 proposing an amendment to the Constitution of the State of Iowa relating to the term of office of the Governor, Lieutenant-Governor, Secretary of State, Auditor of State, Treasurer of State, Attorney General and County Attorney, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be rereferred to the committee on constitutional amendments.

OVE T. ROE, *Chairman.*

Report adopted and resolution rereferred to committee on constitutional amendments.

McFarlane of Black Hawk, from the committee on printing, submitted the following report:

MR. SPEAKER: Your committe on printing to whom was referred House File No. 68, an act to amend sections seventy-two hundred forty-six (7246), and seventy-two hundred forty-seven (7247), code 1931, relating to notice of tax sale, service and cost thereof, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

ARCH MCFARLANE, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on printing to whom was referred House File No. 70, an act to amend sections sixty-nine (69) and seventy (70), code 1931, relating to the publication of proposed amendments to the Constitution and of public measures, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

ARCH MCFARLANE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on printing to whom was referred House File No. 27, an act to provide for uniform blank forms and record books to be used by all county officers in the State, and for the fixing of the maximum price therefor, and provide a penalty for the non-use thereof, and to amend section fifty-one hundred thirty-four (5134), code 1931, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

ARCH MCFARLANE, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on printing to whom was referred House File No. 71, an act to amend section fifty-four hundred eleven (5411), code 1931, relating to publishing proceedings of Boards of Supervisors; and to repeal section fifty-four hundred twelve-a one (5412-a1), code 1931, relating to the publication of the same and enacting a substitute therefor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

ARCH MCFARLANE, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on printing to whom was referred House File No. 67, an act to amend sections five hundred fifty-one (551), twenty-two hundred thirty-five (2235), four thousand eighty-six (4086), forty-three hundred fifty-six (4356), forty-four hundred fifty-one (4451), forty-four hundred seventy-three (4473), forty-six hundred eighty (4680), fifty-one hundred thirty-one (5131), fifty-three hundred ninety-eight (5398), fifty-three hundred forty (5340), fifty-three hundred ninety-nine (5399), fifty-four hundred two (5402), fifty-four hundred sixty-one (5461), fifty-four hundred ten (5410), fifty-four hundred sixty-eight (5468), fifty-five hundred thirty-three (5533), fifty-six hundred sixty-three (5663), fifty-six hundred seventy-nine (5679), six thousand seventy (6070), sixty-one hundred forty-five (6145), sixty-two hundred forty-four (6244), sixty-three hundred four (6304), sixty-four hundred ninety-nine (6499), sixty-five hundred eight (6508), sixty-five hundred eighty-

Digitized by Google

four (6584), all of the code 1931, with reference to the changing and fixing the time for the publication of legal and official notices, the number of official newspapers and the designation thereof, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. ARCH MCFARLANE, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on printing to whom was referred House File No. 153, an act to amend chapter fourteen (14), Code 1931, relating to the public printing as to provide that certain legal publications shall be printed at the seat of government, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. ARCH MCFARLANE, *Chairman.*

Passed on file.

Rawlings of Monona county, from the committee on agriculture, submitted the following report:

MR. SPEAKER: Your committee on agriculture to whom was referred House File No. 98, an act to amend section twenty-six hundred eighteen (2618), code, 1931, relating to stallions kept for public service, and providing for posting notices at all places where grade stallion or stallions are kept for public service, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. ED RAWLINGS, *Chairman.*

Passed on file.

Willis of Dallas, from the committee on cities and towns, submitted the following report:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 178, a bill for an act to amend sections fifty-nine hundred ten (5910) and fifty-nine hundred eleven (5911), code, 1931, relating to viaducts in cities, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. BLAKE WILLIS, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 169, a bill for an act to amend Section sixty-seven hundred sixteen (6716), Code, 1931, relating to warrants in Cities and under Special Charter, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. BLAKE WILLIS, *Chairman.*

Passed on file.

Digitized by Google

J. H. Thiessen of Clinton county, from the committee on elections, submitted the following report:

MR. SPEAKER: Your committee on elections to whom was referred House File No. 188, an act to amend section sixty-six hundred eighty-seven (6687), Code of 1931, relating to special election to submit proposition to abandon organization of city or town under chapter three hundred twenty-eight (328) of the code, 1931, and become a city or town under the general law governing cities and towns, or resume special charter, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. J. H. THIESSEN, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on elections to whom was referred House File No. 49, an act to amend sections forty-two hundred sixteen-c one (4216-c1), forty-two hundred sixteen-c twenty-four (4216-c24), forty-one hundred twenty-five (4125), forty-two hundred sixteen-c four (4216-c4), forty-two hundred sixteen-c twenty-five (4216-c25), code 1931; and to repeal section forty-two hundred sixteen-c thirty-five (4216-c35), code 1931, all relating to school elections, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. J. H. THIESSEN, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on elections to whom was referred House File No. 168, an act to amend Section five hundred sixty (560), Code, 1931, relating to expenses of primary elections, beg leave to report they have had the same under consideration and have instructd me to report the same back to the House with the recommendation that the same be indefinitely postponed. J. H. THIESSEN, *Chairman.*

Passed on file.

HOUSE FILE NO. 167 REREFERRED

Mooty of Grundy asked and obtained unanimous consent to recall House File No. 167 from the committee on cities and towns and that the same be referred to the committee on telephone, telegraph and express.

INTRODUCTION OF BILLS

House File No. 226 by Bonnstetter of Kossuth, a bill for an act to amend section three hundred two (302), code 1931, relating to the furnishing by the Executive Council to the offices and departments of all articles and supplies required for public use.

Digitized by Google

Read first and second times and referred to committee on departmental affairs.

House File No. 227 by Bonnstetter of Kossuth, a bill for an act to amend section three hundred two (302), code 1931, relating to the furnishing of articles and supplies to officers and departments of the State.

Read first and second times and referred to committee on departmental affairs.

House File No. 228 by Cunningham of Polk, a bill for an act to amend section ten thousand six hundred fifty seven (10657), Code, 1931, relating to territorial jurisdiction and venue of the municipal court.

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

House File No. 229 by Cunningham of Polk, a bill for an act to amend section ten thousand six hundred eighty-one (10,681), Code, 1931, relating to the entry of judgments in the municipal courts.

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

House File No. 230 by Cunningham of Polk, a bill for an act to amend section ten thousand six hundred and seventy-one (10671) of the Code of Iowa 1931, relating to fees, costs and expenses of the Municipal court.

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

House File No. 231 by Cunningham of Polk, a bill for an act to authorize cities having permanent registration to establish a permanent registration fund, providing that all moneys received from the city or county shall be placed in said fund, and providing that this section be placed in the Code immediately following section seven hundred eighteen-b eighteen (718-b18) as section seven hundred eighteen-e one (718-e1).

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

House File No. 232 by Cunningham of Polk, a bill for an act to amend section seven hundred eighteen-b eight (718-b8) of the Code, relating to permanent registration.

Digitized by Google

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

House File No. 233 by Cunningham of Polk, a bill for an act to amend section Seventy-two hundred and seventy-nine (7279) of the Code of 1931, relating to the notice of expiration of right of redemption.

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

House File No. 234 by Cunningham of Polk, a bill for an act to amend section fifty-seven hundred fifteen (5715) of the Code of Iowa, 1931, relating to ordinances.

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

House File No. 235 by Cunningham of Polk, a bill for an act to amend sections fifty-three hundred fourteen (5314), fifty-three hundred sixteen (5316), and fifty-three hundred nineteen (5319), Code, 1931, and to repeal sections fifty-three hundred eleven (5311) to fifty-three hundred thirteen, (5313), inclusive, Code, 1931, all relating to settlement of poor persons.

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

House File No. 236 by Snyder of Hamilton, a bill for an act to amend section twelve thousand nine hundred eighty-three (12983), Code, 1931, relating to kidnapping for ransom, by changing the penalty therefor from life imprisonment to death by hanging upon conviction.

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

House File No. 237 by Jenkins of Louisa, a bill for an act to amend the law as it appears in section forty-two hundred thirty (4230), code 1931, relating to the election of a superintendent of schools.

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

House File No. 238 by committee on fish and game, a bill for an act to amend section seventeen hundred three-d twelve (1703-d12) and to repeal sections seventeen hundred six (1706), seventeen

Digitized by Google

hundred seven (1707), seventeen hundred fifteen (1715), seventeen hundred eighteen (1718), seventeen hundred eighteen-c one (1718-c1), seventeen hundred nineteen (1719), seventeen hundred nineteen-a one (1719-a1), seventeen hundred twenty (1720) to seventeen hundred twenty-four (1724), inclusive, seventeen hundred twenty-four-c one (1724-c1), seventeen hundred twenty-five (1725) to seventeen hundred thirty-three (1733), inclusive, seventeen hundred thirty-three-c one (1733-c1), seventeen hundred thirty-four (1734) to seventeen hundred forty (1740), inclusive, seventeen hundred forty-seven (1747) to seventeen hundred sixty-one (1761), inclusive, seventeen hundred sixty-three (1763) to seventeen hundred sixty-six (1766), inclusive, seventeen hundred sixty-six-a one (1766-a1), seventeen hundred sixty-six-a two (1766-a2), seventeen hundred sixty-six-c one (1766-c1) to seventeen hundred sixty-six-c four (1766-c4), inclusive, seventeen hundred sixty-six-d one (1766-d1), seventeen hundred sixty-seven (1767), seventeen hundred sixty-seven-c one (1767-c1), seventeen hundred sixty-seven-c two (1767-c2), seventeen hundred sixty-seven-a one (1767-a1) to seventeen hundred sixty-seven-a four (1767-a4), inclusive, seventeen hundred sixty-eight (1768), seventeen hundred sixty-eight-c one (1768-c1), seventeen hundred sixty-nine (1769), to seventeen hundred seventy-two (1772), inclusive seventeen hundred seventy-two-c one (1772-c1), seventeen hundred seventy-two-c two (1772-c2), seventeen hundred seventy-three (1773) to seventeen hundred seventy-six (1776), inclusive, seventeen hundred seventy-nine (1779), and seventeen hundred eighty-three (1783), all of the Code, 1931, and to enact substitutes therefor, relating to the protection of fish, game, and fur-bearing animals, and to the powers of the state fish and game commission in relation thereto.

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

House File No. 239 by Cunningham of Polk, a bill for an act to amend section six thousand thirty-two (6032), Code, 1931, authorizing assessments for graveling to be paid in five (5) annual installments.

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

CONSIDERATION OF SENATE AMENDMENTS

On request of Mitchell of Webster unanimous consent having

Digitized by Google

been given, House File No. 80, an act to amend section nineteen hundred twenty-four (1924) of the Code of 1931, to provide for the manufacture of alcohol for industrial and non-beverage purposes, by persons, firms and corporations who have qualified as provided by laws of the United States and the State of Iowa, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT TO HOUSE FILE NO. 80

Amend the title by striking all after the figures "1931," in line two (2) thereof and substituting therefor the following: "relating to the manufacture, possession, denaturing, transportation, use and sale of alcohol by persons, firms or corporations who have qualified as provided by the laws of the United States and the State of Iowa."

Mr. Mitchell moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 94.

Aldrich	Foster	McCreery	Schmitz
Alesch	Frizzell	McDermott	Schroeder
Augustine	Fuelling	McFarlane	Smith
Beath	Fuester	McKinnon	Sours
Beswick	Gallagher	McLean	Speidel
Bonnstetter	Garner	Malone	Stansell
Bouska	Gissel	Maniece	Stanzel
Bowers	Grau	Mercer	Stewart
Brady	Grell	Metcalf	Stiger
Bruce	Hanson of Lyon	Millhone	Stimpson
Burgess	Hanson of Winnebago	Mitchell	Strachan
Casey	Hartman	Moore of Benton	Swift of Dubuque
Davis	Hook	Moore of Harrison	Teter
Dean	Hopp	Mooty	Thies
Ditto	Hough	Osborn	Thiessen
Dole	Hultman	Ostby	Treimer
Donlon	Humeston	Paisley	Weed
Doran	Jenkins	Peaco	Wenig
Dreessen	Jensen	Peet	Wiese
Durant	Johnson	Porter	Willis
Ellsworth	Koch	Rawlings	Wolf
Fabritz	Lichty	Reed	Zipse
Falvey	McCarthy	Roe	Zylstra
Felter			Mr. Speaker

The nays were, none.

Absent or not voting, 14.

Craven	Gittinger	Rice	Snyder
Crouch	Goode	Ryder	Swift of Jackson
Cunningham	Laughlin	Sheridan	Yager
Elliott	Lookingbill		

The House concurred in Senate amendments.

Digitized by Google

Bouska of Howard offered the following resolution and asked unanimous consent for its immediate consideration:

HOUSE RESOLUTION NO. 15

Whereas, The Honorable F. D. Mead, who was a member of the House of Representatives in the Forty-fourth General Assembly and who was re-elected to the Forty-fifth General Assembly from Howard County, died on the 16th day of November, 1932, at Cresco, Iowa; therefore,

Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That the Speaker appoint a committee of three to draft suitable resolutions in commemoration of his life and service to this State.

Unanimous consent having been obtained for the immediate consideration of the resolution, Mr. Bouska moved its adoption. Motion prevailed. As members of such committee, the Speaker appointed Koch of Bremer, Schmitz of Winneshiek and Bouska of Howard.

BILLS SENT TO THE GOVERNOR

Koch of Bremer from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports they have on this 7th day of February, 1933, sent to the governor for his approval, House File No. 12. WM KOCH, *Chairman.*

Passed on file.

CONSIDERATION OF BILLS

House File No. 143, a bill for an act to amend sections sixty-nine hundred eighty-five (6985) and sixty-nine hundred eighty-seven (6987), Code, 1931, relating to the rate of taxation on moneys and credits, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Dole of Jefferson the amendments proposed by the committee, found on page 276 of the Journal of February 3, were adopted.

Dole of Jefferson moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 40.

Aldrich	Falvey	Malone	Roe
Augustine	Fuester	Maniece	Schroeder
Beswick	Gissel	Metcalf	Snyder
Bonnstetter	Grell	Millhone	Sours
Bouska	Hough	Moore of Benton	Stansell
Craven	Humeston	Moore of Harrison	Stanzel
Davis	Jenkins	Osborn	Stimpson
Dean	Jensen	Ostby	Swift of Jackson
Dole	McCarthy	Peaco	Wenig
Doran	McLean		Zylstra
Durant			

The nays were, 57.

Alesch	Gallagher	Lookingbill	Sheridan
Beath	Garner	McCreery	Smith
Bowers	Gittinger	McDermott	Stewart
Brady	Grau	McFarlane	Stiger
Bruce	Hanson of Lyon	McKinnon	Strachan
Burgess	Hanson of Winnebago	Mercer	Swift of Dubuue
Casey	Hartman	Mooty	Thies
Cunningham	Hook	Paisley	Thiessen
Donlon	Hopp	Peet	Treimer
Dreessen	Hultman	Porter	Weed
Ellsworth	Johnson	Rawlings	Wiese
Felter	Koch	Reed	Willis
Foster	Laughlin	Rice	Wolf
Frizzell	Lichty	Schmitz	Zipse
Fuelling			

Absent or not voting, 11.

Crouch	Fabritz	Ryder	Yager
Ditto	Goode	Speidel	Mr. Speaker
Elliott	Mitchell	Teter	

So the bill having failed to received a constitutional majority was declared to have failed to pass the House.

House File No. 120, a bill for an act to amend sections ninety-two hundred thirty-eight (9238), ninety-two hundred thirty-nine (9239), ninety-two hundred forty-three (9243), and chapter 415, and to repeal sections ninety-two hundred and forty (9240), and ninety-two hundred and forty-two (9242), code, 1931, relating to banks and trust companies, was taken up for consideration.

On motion of Moore of Benton the amendments filed by him and found on page 301 of the Journal of February 4, were adopted.

Sours of Floyd moved the previous question. Motion prevailed.

Gallagher of Iowa moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 90.

Aldrich	Felter	Lichty	Sheridan
Alesch	Foster	Lookingbill	Smith
Beath	Frizzell	McDermott	Snyder
Beswick	Fuelling	McKinnon	Sours
Bonnstetter	Fuester	McLean	Speidel
Bouska	Gallagher	Malone	Stansell
Bowers	Garner	Maniece	Stanzel
Brady	Gissel	Metcalf	Stewart
Bruce	Gittinger	Millhone	Stiger
Burgess	Grau	Mitchell	Stimpson
Casey	Grell	Moore of Benton	Strachan
Craven	Hanson of Lyon	Mooty	Swift of Dubuque
Cunningham	Hanson of Winnebago	Osborn	Teter
Davis	Hartman	Ostby	Thies
Dean	Hook	Peaco	Thiessen
Ditto	Hough	Peet	Weed
Dole	Hultman	Porter	Wenig
Donlon	Humeston	Rawlings	Wiese
Doran	Jenkins	Reed	Wolf
Dreessen	Jensen	Rice	Zipse
Durant	Johnson	Roe	Zylstra
Fabritz	Koch	Schmitz	Mr. Speaker
Falvey		Schroeder	

The nays were, 13.

Augustine	McCarthy	Moore of Harrison	Swift of Jackson
Crouch	McCreery	Paisley	Treimer
Ellsworth	McFarlane		Willis
Hopp	Mercer		

Absent or not voting, 5.

Elliott	Laughlin	Ryder	Yager
Goode			

So the bill having received a constitutional majority was declared to have passed the House.

Gallagher of Iowa moved that the title be amended as follows:

Amend the title to House File No. 120 by changing the period (.) after the word "companies" at the end of the title to a comma (,) and adding thereto the words "and rights of depositors."

Amendment adopted and the title as amended agreed to.

Gallagher of Iowa moved that the vote by which House File No. 120 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

ADDITIONAL COPIES ORDERED PRINTED

Mitchell of Webster asked and obtained unanimous consent to print two thousand (2000) additional copies of House File No. 193 as passed by General Assembly. Motion prevailed.

On motion of Fuelling of Clayton the House adjourned until 10:00 a. m. Wednesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 8, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. C. H. Miller, Pastor of First Seventh Day Advent Church, Des Moines, Iowa.

Journal of February 7 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Stansell of Clarke for the day on request of Fabritz of Wapello.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Approving prohibition. Aldrich, from citizens of Wright county; Beath, from citizens of Adams county; Bonnstetter, from citizens of Kossuth county; Frizzell, from citizens of Poweshiek county; Gissel, from citizens of Buchanan county; Humeston, from citizens of Wayne county; Paisley, from citizens of Lee county; Reed, from citizens of Mahaska county; Treimer, from citizens of O'Brien county; Willis, from citizens of Dallas county. Referred to police regulation, suppression of crime and intemperance.

Favoring amendment to House File No. 191. Gittinger, from board of supervisors of Lucas county. Referred to roads and highways.

Favoring reduction itinerant drug vendors' license fee. Mitchell, from druggists of Webster county. Referred to pharmacy.

Opposing House File No. 171. Gittinger, from supervisors of Lucas county. Compensation of public officers.

Opposing closing rural one room school. Durant, from citizens of Hancock county. Referred to schools and textbooks.

Digitized by Google

Favoring House Files Nos. 87 and 117. Crouch, from citizens of Greene county. Referred to agriculture.

Favoring Farm Bureau. McLean, from citizens of Marshall county. Referred to agriculture.

REPORTS OF COMMITTEES

Jensen of Audubon, from the committee on schools and textbooks, submitted the following report:

MR. SPEAKER: Your committee on schools and textbooks to whom was referred House File No. 50, a bill for an act to repeal chapters two hundred fifteen-c1 (215-c1) and two hundred fifteen-c2 (215-c2), code, 1931, relating to tax-free lands and to enact a substitute therefor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Insert the word "unplatted" immediately after the word "When" in line four (4) of section one (1). T. G. JENSEN, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on schools and textbooks to whom was referred House File No. 51, a bill for an act to repeal section forty-two hundred thirty-one (4231), code 1931, and to enact a substitute therefor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

T. G. JENSEN, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on schools and textbooks to whom was referred Senate File No. 44, a bill for an act to repeal sections forty-three hundred forty-one (4341), forty-three hundred forty-two (4342), forty-three hundred forty-three (4343) and forty-three hundred forty-four (4344), code 1931, relating to teachers' salaries, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. T. G. JENSEN, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on schools and textbooks to whom was referred House File No. 48, a bill for an act to amend section forty-two hundred seventy-seven (4277), code 1931, relating to high school tuition, beg leave to report they have had the same under consideration and have

Digitized by Google

instructed me to report the same back to the House with the recommendation that the same do pass. T. G. JENSEN, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on schools and textbooks to whom was referred House File No. 47, a bill for an act to repeal sections forty-two hundred thirty-two (4232), forty-two hundred thirty-three (4233), forty-three hundred seventy-five (4375), and forty-three hundred seventy-six (4376), code 1931, and to enact a substitute therefor; and to amend section forty-two hundred seventy-four (4274), code 1931, all relating to school privileges under certain conditions, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Section 1. Change the period (.) in line eleven (11) of section one (1) to a semicolon (;) and add the following:

"provided that when the school in a sub-district of a school township has been closed, the residents of such sub-district may, if they prefer, send their children to the public school of their choice outside the school township, provided the cost to the school township for each of such children will not exceed the pro rata cost in the entire school township during the school year immediately preceding." T. G. JENSEN, *Chairman.*

Report adopted.

Donlon of Palo Alto, from the committee on ways and means, submitted the following report:

MR. SPEAKER: Your committee on ways and means to whom was referred House File No. 187, a bill for an act to amend section fifteen hundred sixty-three (1563), Code, 1931, relating to the payment of a mulct tax for permit to sell cigarettes or cigarette papers, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. P. H. DONLON, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on ways and means to whom was referred House File No. 154, a bill for an act to repeal section seventy-two hundred three (7203), Code, 1931, and to enact a substitute therefor, relating to the lien of poll taxes and of taxes on personal property, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. P. H. DONLON, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on ways and means to whom was referred House File No. 155, a bill for an act to amend section seventy-

Digitized by Google

one hundred sixty-four (7164), Code, 1931, by repealing lines nine (9) to nineteen (19), inclusive, of said section, relating to the computation of tax rates, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. P. H. DONLON, *Chairman.*

Report adopted.

Gallagher of Iowa, from the committee on insurance, submitted the following report:

MR. SPEAKER: Your committee on insurance to whom was referred House File No. 149, a bill for an act to amend section eighty-nine hundred forty (8940), code, 1931, by striking out certain provisions relating to the inurement of policies of insurance to the benefit of one who has obtained a judgment against the insured, to repeal section nine thousand seventy-one (9071) of said code, and to enact a substitute for such stricken and repealed provisions, and to provide the time in which an action to enforce such inurement may be brought, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Strike out all of Section 1 and substitute in lieu thereof as follows:

"Section 1. All policies insuring the legal liability of the insured, issued in this state by any company, association or reciprocal exchange doing business under and by virtue of this or any other chapter, shall contain a provision providing that, in event an execution on a judgment against the insured be returned unsatisfied in an action by a person who is injured or whose property is damaged, the judgment creditor shall have a right of action against the insurer to the same extent that such insured could have enforced his claim against such insurer had such insurer paid such judgment." J. P. GALLAGHER, *Chairman.*

Report adopted.

Ellsworth of Hardin, from the committee on banks and banking, submitted the following report:

MR. SPEAKER: Your committee on banks and banking to whom was referred House File No. 152, a bill for an act to repeal section 9239-c1, Code, 1931, and to enact a substitute therefor, relating to preferred claims against insolvent banks, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. O. ELLSWORTH, *Chairman.*

Report adopted.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has adopted the report of the conference committee and concurred

Digitized by Google

in and adopted the amendments proposed therein on House File No. 193 relating to mortgage foreclosures. BYRON G. ALLEN, *Secretary*.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled: House Files Nos. 80 and 193.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House Files Nos. 80 and 193.

INTRODUCTION OF BILLS

House File No. 240 by committee on insurance, a bill for an act to repeal section eighty-six hundred twenty-five (8625), of the 1931 code of Iowa, and enact a substitute therefor relating to the definition of the word "company", under chapter three hundred ninety-seven (397), relating to the examination of insurance companies, to include reciprocal or inter-insurance exchanges organized or doing business in the state of Iowa under chapter four hundred eight (408), of the 1931 code of Iowa.

Read first and second times and passed on file.

House File No. 241 by committee on insurance, a bill for an act to amend section seven thousand twenty-five (7025) of the 1931 code of Iowa, relating to domestic insurance companies' tax on gross premiums, and providing for a definition of the words "business written within the state", as contained therein.

Read first and second times and passed on file.

House File No. 242 by committee on insurance, a bill for an act to repeal chapter three hundred ninety-nine (399) of the 1931 code of Iowa and enact a substitute therefor relating to group life, health and accident insurance.

Read first and second times and passed on file.

House File No. 243 by Hanson of Lyon, a bill for an act to amend

Digitized by Google

sections fifty-one hundred seven (5107) and fifty-one hundred eight (5108), Code, 1931, relating to method of increasing or reducing number of members on Boards of Supervisors.

Read first and second times.

Ditto of Osceola asked and obtained unanimous consent to place House File No. 243 on the calendar.

House File No. 244 by McCreery of Linn, a bill for an act to repeal sections forty-six hundred twenty-two (4622), forty-six hundred twenty-three (4623), forty-six hundred twenty-five (4625), code, 1931, and enacting substitutes therefor, relating to the appointments, terms and renumeration of the State Highway Commission.

Read first and second times and referred to committee on departmental affairs.

House File No. 245 by appropriations committee, a bill for an act to amend chapter twenty (20) Code 1931, by adding section three hundred thirty-eight-e1 (338-e1) relating to the state budget.

Read first and second times and passed on file.

House File No. 246 by Sours of Floyd and Wenig of Clay, a bill for an act to amend the law as it appears in Section fifty hundred sixty-five (5065), Code, 1931, relating to the maximum weight and load of motor vehicles and combinations and the maximum load of trailers.

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

House File No. 247 by Crouch of Green, a bill for an act to fix responsibility for loss of domestic animals by gunshot wounds by careless hunters on posted lands.

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

House File No. 248 by Moore of Harrison, a bill for an act to repeal section five hundred twenty-two (522) and sections fifty-one hundred eleven (5111) to fifty-one hundred fourteen (5114), inclusive, Code, 1931, and to enact substitutes therefor, relating to the districting of counties for the election of members of the board of supervisors.

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

Digitized by Google

House File No. 249 by Doran of Boone, a bill for an act to amend section forty-six hundred thirty-three (4633), of the Code of 1931, relating to the building of bridges on the state roads within or adjacent to state land and to relieve the counties of these structures.

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

House File No. 250 by Augustine of Ringgold, Donlon of Palo Alto, Falvey of Monona and Teter of Marion, a bill for an act defining pipe line companies, and to impose an excise tax upon all pipe line companies, to be based upon the gross receipts of said pipe line companies on intra-state business, which shall be paid into the general fund of the state of Iowa, and providing for the making of reports to the State Board of Assessment and Review, and to provide for the payment, collection and distribution of said excise tax, and to provide penalties for violation thereof.

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

House File No. 251 by Hanson of Winnebago and McLean of Marshall, a bill for an act to impose an annual poll tax of Two Dollars ($2.00) upon each resident of the State of Iowa over twenty-one years of age and under fifty years of age; and to provide for the payment and collection thereof; and to amend the law as it appears in section seventy-one hundred seventy-one (7171) of the Code, 1931, relating to county poll tax; and to repeal the law as it appears in section forty-six hundred forty-four-c fifty-eight (4644-c58) to and including section forty-six hundred forty-four-c sixty-four (4644-c64) relating to road poll taxes; and to repeal the law as it appears in section sixty-two hundred thirty-one (6231) to and including section sixty-two hundred thirty-seven (6237) relating to poll tax in cities and towns; and to repeal the law as it appears in section sixty-eight hundred ninety-seven (6897) relating to poll taxes in special charter cities.

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

BILLS WITHDRAWN

Ditto of Osceola asked and obtained unanimous consent to withdraw House File No. 137 from the further consideration of the House.

Digitized by Google

Dole of Jefferson asked and obtained unanimous consent to withdraw House File No. 144 from the committee on ways and means and from the further consideration of the House.

Fuester of Ida asked and obtained unanimous consent to withdraw House File No. 218 from the further consideration of the House.

HOUSE FILE NO. 146 REREFERRED

Cunningham of Polk moved that House File No. 146 be rereferred to the committee on departmental affairs. Motion prevailed.

CONSIDERATION OF BILLS

House File No. 68, a bill for an act to amend sections seventy-two hundred forty-six (7246), and seventy-two hundred forty-seven (7247), code 1931, relating to notice of tax sale, service and cost thereof, with report of committee recommending passage, was taken up for consideration.

Peet of Guthrie moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 102.

Aldrich	Foster	Lookingbill	Schmitz
Alesch	Frizzell	McCarthy	Schroeder
Augustine	Fuelling	McCreery	Sheridan
Beath	Fuester	McDermott	Smith
Beswick	Gallagher	McFarlane	Sours
Bonnstetter	Garner	McKinnon	Speidel
Bouska	Gissel	McLean	Stanzel
Brady	Gittinger	Malone	Stewart
Bruce	Goode	Maniece	Stiger
Burgess	Grau	Mercer	Stimpson
Casey	Grell	Metcalf	Strachan
Craven	Hanson of Lyon	Millhone	Swift of Dubuque
Crouch	Hanson of Winnebago	Mitchell	Swift of Jackson
Cunningham	Hartman	Moore of Benton	Teter
Davis	Hook	Moore of Harrison	Thies
Dean	Hopp	Mooty	Thiessen
Ditto	Hough	Osborn	Treimer
Dole	Hultman	Ostby	Weed
Donlon	Humeston	Paisley	Wenig
Doran	Jenkins	Peet	Wiese
Dreessen	Jensen	Porter	Willis
Durant	Johnson	Rawlings	Wolf
Ellsworth	Koch	Reed	Yager
Fabritz	Laughlin	Rice	Zipse
Falvey	Lichty	Roe	Zylstra
Felter			Mr. Speaker

Digitized by Google

The nays were, 1.

Peaco

Absent or not voting, 5.

Bowers	Ryder	Snyder	Stansell
Elliott			

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

House File No. 70, a bill for an act to amend sections sixty-nine (69) and seventy (70), code 1931, relating to the publication of proposed amendments to the Constitution and of public measures, with report of committee recommending passage, was taken up for consideration.

McFarlane of Black Hawk moved that Section 3 of the bill be stricken. Motion prevailed.

Fuelling of Clayton moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 102.

Aldrich	Foster	Lookingbill	Roe
Alesch	Frizzell	McCarthy	Schmitz
Augustine	Fuelling	McCreery	Schroeder
Beath	Fuester	McDermott	Sheridan
Beswick	Gallagher	McFarlane	Smith
Bonnstetter	Garner	McKinnon	Snyder
Bouska	Gissel	McLean	Sours
Bowers	Gittinger	Malone	Speidel
Brady	Goode	Maniece	Stanzel
Bruce	Grau	Mercer	Stewart
Burgess	Grell	Metcalf	Stiger
Casey	Hanson of Lyon	Millhone	Stimpson
Craven	Hanson of	Mitchell	Strachan
Crouch	Winnebago	Moore of Benton	Swift of Jackson
Cunningham	Hartman	Moore of	Teter
Davis	Hook	Harrison	Thies
Dean	Hopp	Mooty	Thiessen
Dole	Hough	Osborn	Treimer
Donlon	Hultman	Ostby	Weed
Doran	Humeston	Paisley	Wenig
Dreessen	Jenkins	Peaco	Willis
Durant	Jensen	Peet	Wolf
Ellsworth	Johnson	Porter	Yager
Fabritz	Koch	Rawlings	Zipse
Falvey	Laughlin	Reed	Zylstra
Felter	Lichty	Rice	Mr. Speaker

The nays were, none.

Digitized by Google

Absent or not voting, 6.

Ditto	Ryder	Swift of Dubuque	Wiese
Elliott	Stansell		

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

HOUSE FILE NO. 102 MADE SPECIAL ORDER

Fabritz of Wapello moved that House File No. 102 be made a special order for 10:30 a. m. Friday, February 17. Motion prevailed.

CONSIDERATION OF BILLS

House File No. 131, a bill for an act to amend section eleven thousand nine hundred thirty-eight (11938), Code, 1931, relating to the notice of sale of property in the settlement of estates, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Teter of Marion the amendments proposed by the committee, found on page 315 of the Journal of February 7, were adopted.

Teter of Marion moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 101.

Aldrich	Ellsworth	Hultman	Mooty
Alesch	Fabritz	Humeston	Osborn
Augustine	Falvey	Jenkins	Paisley
Beath	Felter	Jensen	Peaco
Beswick	Foster	Johnson	Peet
Bonnstetter	Frizzell	Koch	Porter
Bouska	Fuelling	Laughlin	Rawlings
Bowers	Fuester	Lichty	Reed
Brady	Gallagher	Lookingbill	Rice
Bruce	Garner	McCarthy	Roe
Burgess	Gissel	McCreery	Schmitz
Casey	Gittinger	McDermott	Schroeder
Craven	Goode	McKinnon	Sheridan
Crouch	Grau	McLean	Smith
Cunningham	Grell	Malone	Snyder
Davis	Hanson of Lyon	Maniece	Sours
Dean	Hanson of Winnebago	Metcalf	Speidel
Dole	Hartman	Millhone	Stanzel
Donlon	Hook	Mitchell	Stewart
Doran	Hopp	Moore of Benton	Stiger
Dreessen	Hough	Moore of Harrison	Stimpson
Durant			Strachan

Digitized by Google

Swift of Dubuque	Thiessen	Wiese	Zipse
Swift of Jackson	Treimer	Willis	Zylstra
Teter	Weed	Wolf	Mr. Speaker
Thies	Wenig	Yager	

The nays were, 2.

Ditto	Ostby

Absent or not voting, 5.

Elliott	Mercer	Ryder	Stansell
McFarlane			

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

House File No. 150, a bill for an act to amend sections sixty-eight hundred sixty-five (6865), sixty-nine hundred ninety-two (6992), and seven thousand five (7005), Code, 1931, relating to taxation and to coordinate said sections with the United States Code, with report of committee recommending passage, was taken up for consideration.

Stiger of Tama moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 104.

Aldrich	Frizzell	McCreery	Schroeder
Alesch	Fuelling	McDermott	Sheridan
Augustine	Fuester	McFarlane	Smith
Beswick	Gallagher	McKinnon	Snyder
Bonnstetter	Garner	McLean	Sours
Bouska	Gissel	Malone	Speidel
Bowers	Gittinger	Maniece	Stanzel
Brady	Goode	Mercer	Stewart
Bruce	Grau	Metcalf	Stiger
Burgess	Grell	Millhone	Stimpson
Casey	Hanson of Lyon	Mitchell	Strachan
Craven	Hanson of Winnebago	Moore of Benton	Swift of Dubuque
Crouch	Hartman	Moore of Harrison	Swift of Jackson
Cunningham	Hook	Mooty	Teter
Davis	Hopp	Osborn	Thies
Dean	Hough	Ostby	Thiessen
Ditto	Hultman	Paisley	Treimer
Dole	Humeston	Peaco	Weed
Donlon	Jenkins	Peet	Wenig
Doran	Jensen	Porter	Wiese
Dreessen	Johnson	Rawlings	Willis
Durant	Koch	Reed	Wolf
Ellsworth	Laughlin	Rice	Yager
Fabritz	Lichty	Roe	Zipse
Falvey	Lookingbill	Schmitz	Zylstra
Felter	McCarthy		Mr. Speaker
Foster			

Digitized by Google

The nays were, none.

Absent or not voting, 4.

Beath	Elliott	Ryder	Stansell

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

House File No. 188, a bill for an act to amend section sixty-six hundred eighty-seven (6687) of code, 1931, relating to special election to submit proposition to abandon organization of city or town under chapter three hundred twenty-eight (328) of the code, 1931, and become a city or town under the general law governing cities and towns, or resume special charter, with report of committee recommending passage, was taken up for consideration.

Swift of Dubuque moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 93.

Aldrich	Fuelling	Lookingbill	Rice
Alesch	Fuester	McCarthy	Schmitz
Augustine	Gallagher	McCreery	Schroeder
Beath	Garner	McDermott	Sheridan
Beswick	Gissel	McFarlane	Smith
Bowers	Gittinger	McKinnon	Speidel
Bruce	Goode	McLean	Stewart
Burgess	Grau	Malone	Stiger
Casey	Grell	Mercer	Stimpson
Craven	Hanson of Lyon	Metcalf	Strachan
Crouch	Hanson of Winnebago	Millhone	Swift of Dubuque
Cunningham	Hartman	Mitchell	Swift of Jackson
Davis	Hook	Moore of Benton	Teter
Ditto	Hopp	Moore of Harrison	Thies
Dole	Hough	Mooty	Thiessen
Donlon	Hultman	Osborn	Treimer
Doran	Humeston	Ostby	Weed
Dreessen	Jenkins	Paisley	Wenig
Durant	Jensen	Peaco	Wiese
Ellsworth	Johnson	Peet	Willis
Fabritz	Koch	Porter	Wolf
Falvey	Laughlin	Rawlings	Yager
Foster	Lichty	Reed	Zylstra
Frizzell			

The nays were, 5.

Dean	Sours	Stanzel	Zipse
Roe			

Digitized by Google

Absent or not voting, 10.

Bonnstetter	Elliott	Ryder	Stansell
Bouska	Felter	Snyder	Mr. Speaker
Brady	Maniece		

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

House File No. 202, a bill for an act limiting the issuance of policies to a person, firm or corporation, the benefits of which accrue to individuals of a group, was taken up for consideration.

Rice of Keokuk moved that the bill be rereferred to the committee on insurance. Motion lost.

Gallagher of Iowa moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 70.

Alesch	Foster	Lichty	Reed
Augustine	Frizzell	Lookingbill	Rice
Beath	Fuelling	McDermott	Schroeder
Bonnstetter	Fuester	McKinnon	Sheridan
Bouska	Gallagher	McLean	Sours
Bruce	Garner	Malone	Stewart
Burgess	Gissel	Maniece	Stiger
Casey	Gittinger	Mercer	Stimpson
Craven	Goode	Metcalf	Strachan
Cunningham	Grau	Millhone	Swift of Dubuque
Davis	Grell	Moore of Benton	Teter
Dean	Hanson of Winnebago	Moore of Harrison	Treimer
Ditto	Hartman	Osborn	Weed
Dole	Hopp	Paisley	Willis
Donlon	Hultman	Peaco	Wolf
Durant	Johnson	Peet	Yager
Fabritz	Laughlin	Porter	Zylstra
Falvey			Mr. Speaker

The nays were, 27.

Aldrich	Felter	McFarlane	Stanzel
Beswick	Hanson of Lyon	Mitchell	Thies
Bowers	Hook	Ostby	Thiessen
Brady	Hough	Roe	Wenig
Crouch	Humeston	Schmitz	Wiese
Doran	Jenkins	Smith	Zipse
Ellsworth	Jensen	Speidel	

Absent or not voting, 11.

Dreessen	McCarthy	Rawlings	Stansell
Elliott	McCreery	Ryder	Swift of Jackson
Koch	Mooty	Snyder	

Digitized by Google

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

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 115, a bill for an act to legalize the acts of county auditors in issuing the warrants representing expenditures for the benefit of persons entitled to receive help from public funds and validating indebtedness so incurred. BYRON G. ALLEN, *Secretary.*

HOUSE FILE NO. 238 MADE SPECIAL ORDER

Fabritz of Wapello moved that House File No. 238 be made a special order for 10:30 a. m. Monday, February 20. Motion prevailed.

BILLS SENT TO THE GOVERNOR

Koch of Bremer from the committee on enrolled bills submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports they have on this 8th day of February, 1933, sent to the governor for his approval, House Files Nos. 80 and 193. WM. KOCH, *Chairman.*

Passed on file.

AMENDMENTS FILED

Roe of Allamakee filed the following amendment to House File No. 48:

Amend House File No. 48 as follows:

Section 1, line 4, strike the word "ten" and insert in lieu thereof the word "eight".

Durant of Hancock filed the following amendments to Senate File No. 44:

Amend Senate File No. 44 as follows:

1. Strike out all after the enacting clause and substitute in lieu thereof the following:

"Section 1. Section forty-three hundred forty-one (4341), code 1931, is amended as follows:

Strike out all of said section following the word 'than' in line four (4) and insert in lieu thereof the following:

'fifty dollars ($50.00) per month; provided that nothing herein shall

Digitized by Google

be construed as limiting the right of a school board to make a contract for a higher wage than herein specified as a minimum.'

"Sec. 2. The county board of education may temporarily suspend the provisions hereof if, in its judgment, the financial conditions in any district warrant such action.

"Sec. 3. Sections forty-three hundred forty-two (4342), forty-three hundred forty-three (4343), and forty-three hundred forty-four (4344), code 1931, are hereby repealed."

2. Amend the title by striking out all after the words "An Act to" and insert in lieu thereof the following:

"amend section forty-three hundred forty-one (4341), code 1931; and to repeal sections forty-three hundred forty-two (4342), forty-three hundred forty-three (4343), and forty-three hundred forty-four (4344), code 1931, relating to the minimum salary of teachers."

On motion of Mitchell of Webster, the House adjourned until 10:00 o'clock Thursday morning.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 9, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend W. A. Sunday.

Journal of February 8 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Bruce of Pocahontas for the day, on request of Stanzel of Sac.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Approving prohibition. Beath, from citizens of Adams county; Casey, from citizens of Mitchell county; Cunningham, from citizens of Polk county; Gissel, from citizens of Buchanan county; Humeston, from citizens of Wayne county; McCreery, from citizens of Linn county; Yager, from citizens of Dickinson county. Referred to police regulation, suppression of crime and intemperance.

Favoring cattle testing. Alesch, from citizens of Plymouth county; Smith, from citizens of Cherokee county. Referred to animal industry.

Favoring restrictions in the use of highways by buses and trucks. Bouska, from citizens of Howard county; Falvey, from citizens of Monroe county. Referred to motor vehicles and transportation.

Favoring amendment to House File No. 191. Beath, from board of supervisors of Adams county. Referred to roads and highways.

Favoring House File No. 163. Brady of Pottawattamie, from the city council of Bedford. Referred to cities and towns.

Opposing closing of railway stations. Bouska, from citizens of Howard county. Referred to railroads.

Digitized by Google

Opposing House File No. 201, approving House Files Nos. 171 and 203, and approving Senate Files Nos. 19, 24, 48, 104 and 108. Roe, from taxpayers of Allamakee county. Referred to elections.

Favoring licensing painters, etc. Thies, from business men of Clinton county. Referred to ways and means.

Favoring House File No. 105. Wenig, from citizens of Clay county. Referred to commerce and trade.

REPORTS OF COMMITTEES

Laughlin of Fremont, from the committee on roads and highways, submitted the following report:

MR. SPEAKER: Your committee on roads and highways, to whom was referred House File No. 191, a bill for an act relating to road poll taxes, and to amend sections 4644-c58, 4644-c60, 4644-c61 and 4644-c64 of the Code, 1931, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

1. By striking from line seven (7) in section two (2), the words "board of township trustees", and inserting in lieu thereof the words "board of supervisors".
2. By striking from line nine (9) in section two (2), the words "board of township trustees", and inserting in lieu thereof the words "board of supervisors".
3. By striking from line four (4) section four (4) everything after the period (.) following the word "cash".
4. By striking from line one (1) in section five (5), the words "board of township trustees or the member to whom such authority may have been delegated", and inserting in lieu thereof the words "board of supervisors or the person or persons whom they may appoint".
5. By striking from lines nine (9) and ten (10) of section five (5), the words "board of township trustees or such member" and inserting in lieu thereof the words "board of supervisors or such person or persons".
6. By striking from line sixteen (16) section five (5), the words "board of trustees or member" and inserting in lieu thereof the words "board of supervisors or the person or persons".
7. By striking from line six (6) section six (6) the words "township board of trustees or the member thereof" and inserting in lieu thereof the words "board of supervisors or the person or persons".
8. By striking from line one (1) section seven (7), the words "board of township trustees" and inserting in lieu thereof the words "Board of supervisors".
9. By striking from line nine (9) in section seven (7), the words "board of trustees" and inserting in lieu thereof the words "board of supervisors".

E. P. LAUGHLIN, *Chairman.*

Report adopted.

Digitized by Google

Garner of Butler, from the committee on child welfare, submitted the following report:

MR. SPEAKER: Your committee on child welfare to whom was referred House File No. 139, a bill for an act to amend section thirty-six hundred forty-one (3641), Code, 1931, relating to the care of neglected, dependent, and delinquent children, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

ADA GARNER, *Chairman.*

Report adopted.

Stiger of Tama, from the committee on judiciary, submitted the following report:

MR. SPEAKER: Your committee on judiciary to whom was referred Senate File No. 145, a bill for an act to legalize license fees levied or imposed under the provisions of Chapter Six (6) of the acts of the Forty-first (41) General assembly, and amendments thereto, and Chapter One Hundred Three (103), of the Acts of the Forty-Second (42) General Assembly and amendments thereto on gasoline or other motor vehicle fuel used or otherwise disposed of in the State of Iowa, for the purpose of providing funds for the improvement of public highways and to re-imburse the counties for expenditures made by them under the direction of the Highway Commission for bridges, culverts and right of way; and to legalize all license fees so levied, imposed and collected by the Treasurer of the State of Iowa, under the provisions of said statutes; and to legalize the duty imposed on all persons, firms, or corporations using or otherwise disposing, and etc., beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

CARL B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 207, a bill for an act to amend section forty-five hundred five (4505), Code, 1931, relating to the proceeds of the re-sale of lands acquired for the permanent school fund where an excess or loss occurs, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

CARL B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 142, a bill for an act to provide that the general and ordinary taxes on real estate shall be so computed as to give to the owner of the real estate a deduction on said taxes equal to the millage tax legally taxable on the mortgages existing on the real estate or on the judgments

Digitized by Google

foreclosing said mortgages, and to assure the assessment of said moneys and credits, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

CARL B. STIGER, *Chairman.*

Passed on file.

Hook of Taylor, from the committee on county and township organization, submitted the following report:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 127, a bill for an act to amend Section forty-six hundred forty-four-c nineteen (4644-c19), Code 1931, relating to the employment of the county engineer, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. S. HOOK, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 24, a bill for an act to amend section five hundred twenty (520), five hundred twenty-three (528), five hundred twenty-four (524), and five hundred twenty-five (525), code 1931, relating to the term of office of elective officers, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. S. HOOK, *Chairman.*

Passed on file.

Willis of Dallas, from the committee on cities and towns, submitted the following report:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 170, a bill for an Act to amend Section sixty-four hundred fifty-six (6456), Code 1931, relating to municipal zoning, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommndation that the same do pass.

BLAKE WILLIS, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 173, a Bill for an Act to amend Section fifty-seven hundred fifty-nine (5759), Code 1931, relating to dangerous structures, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

BLAKE WILLIS, *Chairman.*

Report adopted.

Digitized by Google

Malone of Cass, from the committee on tax reduction, submitted the following report:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 28, a bill for an act to amend Chapter sixty-seven (67), code 1931, relating to mileage and traveling expense claims of peace officers, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. E. MALONE, *Chairman.*

Report adopted.

Hopp of Mills, from the committee on constitutional amendments, submitted the following report:

MR. SPEAKER: Your committee on constitutional amendments to whom was referred House Joint Resolution No. 3, proposing an amendment to the Constitution of the State of Iowa relating to the term of office of the Governor, Lieutenant-Governor, Secretary of State, Auditor of State, Treasurer of State, Attorney General, and County Attorney, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

R. C. HOPP, *Chairman.*

Report adopted.

HOUSE FILES REREFERRED

Thiessen of Clinton asked and obtained unanimous consent to rerefer House File No. 49 to committee on elections.

McFarlane of Black Hawk asked and obtained unanimous consent to have House Files Nos. 27, 67 and 71 rereferred to the committee on printing.

Jensen of Audubon moved that House File No. 51 be rereferred to schools and textbooks. Motion lost.

Stiger of Tama asked and obtained unanimous consent to rerefer House File No. 60 to the judiciary committee.

INTRODUCTION OF BILLS

House File No. 252 by Gallagher of Iowa, a bill for an act to amend the law as it appears in sections forty-two hundred sixty-eight (4268), forty-two hundred seventy-three (4273) and forty-three hundred twelve (4312), relating to school age.

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

House File No. 253 by Gallagher of Iowa, a bill for an act to amend section forty-seven (47) of the code, 1931, prescribing the

Digitized by Google

form in which bills shall be printed which amend sections of the code.

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

House File No. 254 by Alesch of Plymouth, a bill for an act to amend sub-section thirteen (13) of section sixty-nine hundred forty-four (6944), code 1931, relating to property exempt from taxation.

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

House File No. 255 by Crouch of Greene, (by request), a bill for an act to repeal the law relating to the licensing of Osteopathic Practitioner as it now appears in sections twenty-five hundred fifty (2550), twenty-five hundred fifty-one (2551) and twenty-five hundred fifty-four (2554) of the Code, 1931, and to enact substitutes therefor fixing the minimum requirements as to preliminary education, professional training and scope of examination, and limiting the rights and privileges of such physicians when so licensed.

Read first and second times and referred to committe on public health.

House File No. 256 by Johnson of Linn, a bill for an act to amend section eighty-six hundred seventy-six (8676) Code, 1931, relating to terms defined for Group Life Insurance.

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

House File No. 257 by Burgess of Woodbury, a bill for an act to amend Section ten thousand six hundred ninety (10690), Code, 1931, relating to abolishment of Municipal Courts.

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

House File No. 258 by Burgess of Woodbury, a bill for an act to amend Section ten thousand six hundred eighty eight (10688), Code, 1931, relating to Municipal Courts.

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

House File No. 259 by Burgess of Woodbury, a bill for an act to amend Sections sixty-three hundred ten (6310), sixty-three hun-

Digitized by Google

dred thirteen (6313), sixty-three hundred fifteen (6315), sixty-three hundred fifteen-b one (6315-b1), sixty-three hundred seventeen (6317), and sixty-three hundred twenty six (6326), Code, 1931, to provide pensions for disabled and retired waterworks employees.

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

House File No. 260 by House judiciary committee, a bill for an act to amend section thirty-seven hundred eighty-six (3786) Code, 1931, relating to the power to parole after commitment.

Read first and second times and passed on file.

House File No. 261 by Dreessen of Crawford, Fuester of Ida, Stanzel of Sac and Augustine of Ringgold, a bill for an act defining naturopathy, providing for and regulating the practice of naturopathy in the State of Iowa; creating an Iowa State Board of Naturopathic Examiners, fixing their terms of office; providing for the appointment of members of said board; defining the powers and duties of said board; to establish rules and regulations governing said board; providing for the examination and licensing of naturopaths in the State of Iowa; providing for the charging of fees for the same; regulating the use of professional terms; penalties for practicing naturopathy without a license; and repealing all laws and parts of laws in conflict herewith.

Read first and second times and referred to committee on public health.

House File No. 262 by Brady of Pottawattamie, a bill for an act to amend Section Thirteen thousand six hundred sixty-six, (13,666) of the Code 1931, relating to arraignments and pleas.

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

House File No. 263 by Brady of Pottawattamie, a bill for an act to amend Section Fourteen hundred fifty-seven (1457) of the Code 1931, relating to review of award or settlement in compensation.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the

Digitized by Google

Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 25, a bill for an act to amend section 4960-d30 code 1931, relating to expiration of operators license for motor vehicles.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 41, a bill for an act to repeal sections 4252, 4255, etc., code 1931, and enact a substitute therefor, relating to courses of study in schools and colleges. BYRON G. ALLEN, *Secretary.*

SENATE AMENDMENT TO HOUSE FILE NO. 25

After the word "hereunder", in line 4 of section 1, insert the following: "and not heretofore revoked,".

SENATE AMENDMENTS TO HOUSE FILE NO. 41

Strike out the title and substitute therefor the following:

"A bill for an act repealing section forty-two hundred sixty-one (4261) of the code 1931, and amending section forty-two hundred sixty-three (4263) of the code 1931, relating to course of study in elementary and secondary schools."

Further amend by striking out all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section forty-two hundred sixty-one (4261) of the code 1931, is hereby repealed.

"Sec. 2. Section forty-two hundred sixty-three (4263) is hereby amended by inserting after the words "physical education" in line 2 thereof, the following: "exclusive of interscholastic athletics".

Malone of Cass offered the following resolution and asked unanimous consent for its immediate consideration:

HOUSE RESOLUTION NO. 16

Whereas, the Honorable Camden A. Meredith who was a member of the House of Representatives in the thirty-first and thirty-second General Assemblies from Cass County, died March 9, 1931; therefore,

Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That a committee of three be appointed to draft suitable resolutions to be presented to the House in commemoration of his life and services.

Unanimous consent having been obtained for the immediate consideration of the resolution, Mr. Malone moved its adoption. Motion prevailed. As members of such committee, the Speaker appointed Malone of Cass, Humeston of Wayne and Koch of Bremer.

Hanson of Winnebago, Roe of Allamakee and Strachan of Humboldt offered the following concurrent resolution and asked unanimous consent for its immediate consideration:

Digitized by Google

HOUSE CONCURRENT RESOLUTION NO. 9

Whereas, the United States and the State of Iowa are passing through a crucial period in the economic history of the state and of the nation and,

Whereas, the people of the state of Iowa because of the reduced prices of farm commodities are unable to meet their obligations and the interest and taxes on their farms and homes, and,

Whereas, one of the serious phases of the present economic situation is the inability of the farmer and the home owner and citizens generally to pay the taxes levied against their property, and

Whereas, the Governor of the State of Iowa is now receiving a salary of seven thousand five hundred dollars ($7,500.00) a year and other officials of the State of Iowa serving in other departments of the state government are receiving a salary far in excess of seven thousand five hundred dollars ($7500.00), therefore,

Be It Resolved in the House of Representatives, the Senate concurring, that no officer or employee of the State of Iowa, or any of its boards and bureaus shall draw a salary in excess of seven thousand five hundred dollars ($7500.00).

Laid over under Rule 34.

HOUSE FILES INDEFINITELY POSTPONED

Stiger of Tama called up the report of the committee recommending indefinite postponement of House File No. 148 and moved its adoption. Motion prevailed and House File No. 148 was indefinitely postponed.

Malone of Cass called up the report of the committee recommending indefinite postponement of House File No. 5 and moved its adoption. Motion prevailed and House File No. 5 was indefinitely postponed.

Malone of Cass called up the report of the committee recommending indefinite postponement of House File No. 30 and moved its adoption.

Willis of Dallas moved the previous question. Motion prevailed.

A roll call was demanded and on the question, "Shall House File No. 30 be indefinitely postponed?"

The ayes were, 82.

Alesch	Bowers	Cunningham	Donlon
Augustine	Brady	Davis	Doran
Beath	Burgess	Dean	Dreessen
Beswick	Casey	Ditto	Durant
Bouska	Craven	Dole	Ellsworth

Digitized by Google

Falvey	Jenkins	Moore of Harrison	Stansell
Felter	Johnson	Mooty	Stanzel
Foster	Koch	Osborn	Stiger
Frizzell	Laughlin	Ostby	Strachan
Fuelling	Lichty	Paisley	Swift of Dubuque
Fuester	Lookingbill	Peaco	Teter
Gallagher	McCarthy	Peet	Thies
Garner	McDermott	Porter	Treimer
Gissel	McFarlane	Rawlings	Weed
Goode	McKinnon	Reed	Wenig
Hanson of Winnebago	McLean	Rice	Wiese
Hartman	Mercer	Schmitz	Willis
Hopp	Metcalf	Schroeder	Wolf
Hultman	Millhone	Smith	Yager
Humeston	Mitchell	Sours	Zipse
	Moore of Benton		Zylstra

The nays were, 22.

Aldrich	Grell	Malone	Stewart
Bonnstetter	Hanson of Lyon	Maniece	Stimpson
Crouch	Hook	Roe	Swift of Jackson
Fabritz	Hough	Snyder	Thiessen
Gittinger	Jensen	Speidel	Mr. Speaker
Grau	McCreery		

Absent or not voting, 4.

Bruce	Elliott	Ryder	Sheridan

The report of the committee was approved and House File No. 30 was indefinitely postponed.

Malone of Cass called up the report of the committee recommending indefinite postponement of House File No. 51 and moved its adoption. Motion prevailed and House File No. 51 was indefinitely postponed.

Rawlings of Monona called up the report of the committee recommending indefinite postponement of House File No. 98 and moved its adoption. Motion prevailed.

McFarlane of Black Hawk called up the report of the committee recommending indefinite postponement of House File No. 153 and moved its adoption. Motion prevailed.

Grell of Scott called up report of the committee recommending indefinite postponement of House File No. 168 and moved its adoption. Motion prevailed.

Grell of Scott called up the report of the committee recommending indefinite postponement of House File No. 169 and moved its adoption. Motion prevailed.

Willis of Dallas called up the report of the committee recom-

Digitized by Google

mending indefinite postponement of House File No. 178 and moved its adoption. Motion prevailed.

HOUSE FILE WITHDRAWN

Aldrich of Wright asked and obtained unanimous consent to withdraw House File No. 224 from the committee on schools and textbooks and from the further consideration of the House.

CONSIDERATION OF BILLS

Senate File No. 145, a bill for an act to legalize license fees levied or imposed under the provisions of Chapter Six (6) of the Acts of the Forty-first (41) General Assembly, and amendments thereto, and Chapter One Hundred Three (103), of the Acts of the Forty-second (42) General Assembly and amendments thereto on gasoline or other motor vehicle fuel used or otherwise disposed of in the State of Iowa, for the purpose of providing funds for the improvement of public highways and to reimburse the counties for expenditures made by them under the direction of the Highway Commission for bridges, culverts and right of way; and to legalize all license fees so levied, imposed and collecetd by the Treasurer of the State of Iowa, under the provisions of said statutes; and to legalize the duty imposed on all persons, firms, or corporations using or otherwise disposing of said motor vehicle fuel to pay said license fees to the Treasurer of the State of Iowa, with report of committee recommending passage, was taken up for consideration.

Mitchell of Webster moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 103.

Aldrich	Davis	Fuelling	Hopp
Alesch	Dean	Fuester	Hough
Augustine	Ditto	Gallagher	Hultman
Beath	Dole	Garner	Humeston
Beswick	Donlon	Gissel	Jenkins
Bonnstetter	Doran	Gittinger	Jensen
Bouska	Dreessen	Goode	Johnson
Bowers	Durant	Grau	Koch
Brady	Ellsworth	Grell	Laughlin
Burgess	Fabritz	Hanson of Lyon	Lichty
Casey	Falvey	Hanson of Winnebago	Lookingbill
Craven	Felter	Hartman	McCarthy
Crouch	Foster	Hook	McCreery
Cunningham	Frizzell		McDermott

Digitized by Google

McFarlane	Ostby	Snyder	Thies
McKinnon	Paisley	Sours	Thiessen
McLean	Peaco	Speidel	Treimer
Malone	Peet	Stansell	Weed
Maniece	Porter	Stanzel	Wenig
Mercer	Rawlings	Stewart	Wiese
Metcalf	Reed	Stiger	Willis
Millhone	Rice	Stimpson	Wolf
Mitchell	Roe	Strachan	Yager
Moore of Benton	Schmitz	Swift of Dubuque	Zipse
Moore of Harrison	Schroeder	Swift of Jackson	Zylstra
Mooty	Smith	Teter	Mr. Speaker

The nays were, none.

Absent or not voting, 5.

Bruce	Osborn	Ryder	Sheridan
Elliott			

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

Senate File No. 44, a bill for an act to repeal sections forty-three hundred forty-one (4341), forty-three hundred forty-two (4342), forty-three hundred forty-three (4343) and forty-three hundred forty-four (4344), code 1931, relating to teachers' salaries, with report of committee recommending passage, was taken up for consideration.

Durant of Hancock moved the adoption of the amendments filed by him and found in the Journal of February 8, pages 340 and 341.

Grau of Buena Vista moved to amend the amendment as follows:

Amend the amendment to Senate File No. 44 by striking the words and figures "fifty dollars ($50)" in Section one (1) and inserting in lieu thereof the words and figures "forty dollars ($40)".

Bonnstetter of Kossuth moved the previous question. Motion prevailed and the amendment to the amendment was adopted.

Dole of Jefferson moved to amend the amendment as follows:

Amend the amendment by Durant of Hancock to Senate File No. 44, by striking from line one (1) of Section Two (2), the word "temporarily", and by inserting after the word "suspend" in said line one (1) of Section Two (2), the words: "for a period of one year".

Amendment lost.

Hanson of Winnebago moved the previous question on the main question and all pending amendments. Motion prevailed.

Digitized by Google

A roll call was demanded and on the question, "Shall the amendment as amended be adopted?"

The ayes were, 59.

Augustine	Garner	Lichty	Porter
Beswick	Gissel	Lookingbill	Rawlings
Bowers	Goode	McCarthy	Schroeder
Burgess	Grau	McCreery	Sours
Casey	Hanson of Lyon	McDermott	Stewart
Craven	Hanson of Winnebago	McFarlane	Stiger
Cunningham	Hartman	Malone	Strachan
Dean	Hopp	Mercer	Swift of Dubuque
Ditto	Hough	Metcalf	Swift of Jackson
Dreessen	Hultman	Moore of Benton	Thiessen
Durant	Jenkins	Osborn	Treimer
Fabritz	Johnson	Ostby	Wenig
Felter	Koch	Paisley	Willis
Fuester	Laughlin	Peaco	Wolf
Gallagher		Peet	Zylstra

The nays were, 44.

Aldrich	Falvey	Maniece	Speidel
Alesch	Foster	Millhone	Stansell
Beath	Frizzell	Mitchell	Stanzel
Bonnstetter	Fuelling	Moore of Harrison	Stimpson
Bouska	Gittinger	Reed	Teter
Brady	Grell	Rice	Thies
Crouch	Hook	Roe	Weed
Davis	Humeston	Schmitz	Wiese
Dole	Jensen	Smith	Yager
Donlon	McKinnon	Snyder	Zipse
Doran	McLean		Mr. Speaker
Ellsworth			

Absent or not voting, 5.

Bruce	Mooty	Ryder	Sheridan
Elliott			

Amendment adopted.

Jensen of Audubon moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 82.

Augustine	Dean	Gallagher	Hopp
Beath	Ditto	Garner	Hough
Beswick	Dole	Gissel	Hultman
Bonnstetter	Donlon	Gittinger	Johnson
Bouska	Dreessen	Goode	Koch
Bowers	Durant	Grau	Laughlin
Burgess	Ellsworth	Grell	Lichty
Casey	Fabritz	Hanson of Lyon	Lookingbill
Craven	Felter	Hanson of Winnebago	McCarthy
Cunningham	Foster	Hartman	McCreery
Davis	Fuester		McDermott

Digitized by Google

McFarlane	Osborn	Sours	Weed
McLean	Paisley	Speidel	Wenig
Malone	Peaco	Stansell	Wiese
Maniece	Peet	Stewart	Willis
Mercer	Rawlings	Stiger	Wolf
Metcalf	Reed	Strachan	Yager
Millhone	Rice	Swift of Dubuque	Zipse
Mitchell	Roe	Swift of Jackson	Zylstra
Moore of Benton	Schroeder	Thiessen	Mr. Speaker
Moore of Harrison	Sheridan	Treimer	

The nays were, 20.

Aldrich	Frizzell	McKinnon	Smith
Alesch	Fuelling	Mooty	Snyder
Brady	Hook	Ostby	Stanzel
Crouch	Humeston	Porter	Stimpson
Doran	Jensen	Schmitz	Thies

Absent or not voting, 6.

Bruce	Falvey	Jenkins	Teter
Elliott		Ryder	

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

BILLS APPROVED BY THE GOVERNOR

Communications were received from the Governor announcing that he had approved the following bills:

February 7, House File No. 12.

February 8, House Files Nos. 80 and 193.

AMENDMENTS FILED

Hanson of Lyon filed the following amendment to House File No. 48:

Amend House File No. 48 by striking from Section one (1), line four (4) the word "ten" and substituting in lieu thereof the word "nine".

On motion of Rawlings of Monona, the House adjourned until 10:00 o'clock Friday morning.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 10, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by Philip L. Shutt, lay reader, St. James Episcopal Church, Independence, Iowa.

Journal of February 9 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Stansell of Clarke for the week, on request of Fuelling of Clayton.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring prohibition. Bowers, from citizens of Union county; Dole, from citizens of Jefferson county; Humeston, from citizens of Wayne county; Maniece, from citizens of Emmet county; Treimer, from citizens of O'Brien county. Referred to police regulation, suppression of crime and intemperance.

Favoring special tax on "chain stores". Treimer, from business men of O'Brien county; Wolf, from business men of Franklin county. Referred to ways and means.

Opposing special tax on "chain stores". Laughlin of Fremont, from Hawkeye Lumber Company; Cunningham, from business men of Polk county. Referred to ways and means.

Favoring optional provisions for Farm Bureau and cattle testing. Swift of Dubuque from citizens of New Vienna. Referred to animal industry.

Opposing closing small elementary schools. Stimpson of Jones, from citizens of Cascade. Referred to schools and textbooks.

Favoring cattle testing. Frizzell, from citizens of Poweshiek county. Referred to animal industry.

Digitized by Google

Favoring gross sale and service tax. Cunningham, from citizens of Polk county. Referred to ways and means.

REPORTS OF COMMITTEES

Augustine of Ringgold, from the committee on motor vehicles and transportation, submitted the following report:

MR. SPEAKER: Your committee on motor vehicles and transportation to whom was referred House File No. 174, a bill for an act to amend Section five thousand ninety-three a-nine (5093-a9), Code, 1931, relating to motor vehicle fuel tax, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. F. D. AUGUSTINE, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on motor vehicles and transportation to whom was referred House File No. 158, a bill for an act so to amend section forty-nine hundred ninety-five (4995), Code, 1931, as to give traffic on duly designated boulevard or arterial highways the right of way over traffic on intersecting streets and highways, provided "Stop, Boulevard" signs are maintained on said intersecting streets and highways, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. F. D. AUGUSTINE, *Chairman.*

Report adopted.

Hook of Taylor, from the committee on county and township organization, submitted the following report:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 176, a bill for an act to amend section fifty-five hundred forty-three (5543), Code 1931, relating to the time of meetings of local boards of township trustees, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Strike section two (2), the publication clause. C. S. HOOK, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 126, a bill for an act to amend section fifty-one hundred ninety-seven-d one (5197-d1), Code, 1931, relating to the boarding, lodging, waiting on, washing for and caring for prisoners in the county jail and to otherwise broaden the application of chapter two hundred fifty-nine-d one (259-d1), Code, 1931, of which chapter section fifty-one hundred ninety-seven-d one (5197-d1) is a part, beg

Digitized by Google

leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

1. Insert after section two (2) the following section:

"Sec. 3. Section fifty-one hundred ninety-seven-D four (5197-d4) is repealed and the following enacted in lieu thereof:

The board of supervisors shall appoint a competent cook for each of the county jails in his county; also such assistants at each of said jails as said board may deem necessary. One or more of said assistants may be women."

2. Renumber section "3" of the bill as section "4".

3. Amend the title, line two (2), by inserting after "1931," the following:

"and to repeal section fifty-one hundred ninety-seven-d four (5197-d4), Code, 1931, and to enact a substitute therefor,".

C. S. HOOK, *Chairman.*

Report adopted.

Hanson of Winnebago, from the committee on drainage, submitted the following report:

MR. SPEAKER: Your committee on drainage to whom was referred House File No. 194, a bill for an act to permit a board of Supervisors having control of a drainage district to use under certain conditions a part of the surplus on hand to apply on assessments coming due, and to provide for a corresponding refund to persons who have paid their assessments in full, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Insert after the expression "Section 1" and before the word "whenever" in line one (1) of section 1 the following: "That the law as it appears in section seventy-four hundred eighty-nine (7489) of the code, 1931, is hereby amended by inserting at the beginning of said section, before the first word thereof, the following:" ; also by inserting after the word "such" in line eighteen (18) of section 1 the word "excess".

Strike Section 2.

Amend the title by inserting immediately after the words "An Act" the following: "to amend Section 7489 and". H. N. HANSON, *Chairman.*

Report adopted.

Jensen of Audubon, from the committee on schools and textbooks, submitted the following report:

MR. SPEAKER: Your committee on schools and textbooks to whom was referred House File No. 145, a bill for an act to amend section forty-three hundred seventy-one (4371), code 1931, relating to the use of public school buildings for other than school purposes, beg leave to report they have had the same under consideration and have instructed me to report

Digitized by Google

the same back to the House with the recommendation that the same do pass.

T. G. JENSEN, *Chairman.*

Report adopted.

Durant of Hancock, from the committee on public health, submitted the following report:

MR. SPEAKER: Your committee on public health to whom was referred House File No. 180, a bill for an act to amend section twenty-two hundred thirty-three (2233), code, 1931, relating to the time of meetings of local boards of health, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

S. B. DURANT, *Chairman.*

Report adopted.

HOUSE CONCURRENT RESOLUTION NO. 9 ADOPTED

Hanson of Winnebago called up House Concurrent Resolution No. 9 found on page 350 of the Journal of February 9 and moved its adoption. Motion prevailed and the concurrent resolution was adopted.

HOUSE RESOLUTION NO. 17

Bonnstetter of Kossuth offered the following resolution:

Whereas, the Honorable John W. Sullivan, a former member of the House of Representatives from Kossuth County during the Thirty-sixth General Assembly, died in Algona, on August 19th, 1931; therefore,

Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That the Speaker appoint a committee of three to draft suitable resolutions in commemoration of his life.

Unanimous consent having been granted for its immediate consideration, Mr. Bonnstetter moved the adoption of the resolution. Motion prevailed and the resolution was adopted. As members of such committee, the Speaker appointed Bonnstetter of Kossuth, Maniece of Emmet, and Donlon of Palo Alto.

HOUSE RESOLUTION NO. 18

Grell of Scott, Yager of Dickinson and Alesch of Plymouth offered the following resolution:

Whereas, the income from a larger portion of farm lands and business properties in Iowa is not now sufficient to pay the taxes, and

Whereas, the taxes on homes are excessive, and

Whereas, there is effort to bring about a moratorium in mortgage foreclosures, and

Whereas, it is absolutely necessary and basic that every economy possible be made, and

Digitized by Google

Whereas, the primary road program is at a good stopping place, and

Whereas, one commissioner can do all the work that remains and thus save $16,000.00 and more per year, and

Whereas, the highway commission engineering staff is topheavy with both employees and excessive salaries, and

Whereas, the Highway Commission and its engineers have spent money recklessly and extravagantly, and

Whereas, the Commission should be responsive to the electorate, now, therefore,

Be It Resolved: That it is the policy of the state to declare a moratorium on Primary highway building and spending,

That a sufficient amount of Primary road funds be set apart and designated to pay interest and principal as it becomes due on bonds, so that the nearly one hundred million dollars of road bonds will not become an enforced lien against property in the counties issuing the bonds.

That any and all moneys coming into the Primary Road fund not allocated to Principal, Interest and Maintenance be set apart in a trust fund and used exclusively to pay off interest and principal of Road Bonds as and when they become due, this insuring the interest and making certain that the principal of the bonds does not become a direct lien against property and eliminating the possibility of a tax levy against land.

That the Highway Commission be reduced from a membership of five to one and thus save $16,000.00 per year in salaries plus the expenses, of four members including automobile, travel and clerk hire.

That the engineering force be reduced and salaries likewise, and that all salaries for employees be fixed by the Executive Council with a statutory prohibition against any salary being more than that of the Highway Commissioner.

That the laws of the state be amended so that appeal may be taken by those aggrieved by ruling of the Highway Commission to the Executive Council made up of elective officers.

Laid over under Rule 34.

McFarlane of Black Hawk offered the following concurrent resolution:

HOUSE CONCURRENT RESOLUTION NO. 10

Be It Resolved by the House, the Senate Concurring, That when adjournment is had on Friday, February 24th, it be to reconvene on Monday afternoon, March 6th, at 2:00 P. M.

Laid over under Rule 34.

INTRODUCTION OF BILLS

House Joint Resolution No. 4 by Hanson of Lyon, a joint resolution agreeing to a proposed amendment to article three (3) of the constitution of the state of Iowa, by striking therefrom section

Digitized by Google

twelve (12) thereof, relating to the filling of vacancies in either house of the general assembly, and adopting a substitute therefor.

Read first and second times and referred to committee on constitutional amendments.

House File No. 264 by Ditto of Osceola, a bill for an act to amend House File Twenty (20), as passed by the Forty-fifth (45) General Assembly, relating to the powers and duties of the Executive Council.

Read first and second times and referred to committee on departmental affairs.

House File No. 265 by Sours of Floyd and Koch of Bremer, a bill for an act relating to motor trucks, except such motor trucks as operate between fixed termini and are subject to the provisions of chapter two hundred fifty-two-a two (252-a2) of the code, 1931, providing for the levy and collection of a tax to be paid for the use of the highways, to aid in the construction, maintenance and repair of the highways and for the administration of this act; empowering the secretary of state to make rules and regulations for the operation of such trucks and to carry out the provisions of the act and enforcement thereof, fixing penalties for the violation of the act and rules and regulations made thereunder.

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

House File No. 266 by House judiciary committee, a bill for an act to provide a lien on grain and seed threshed or corn shelled for the benefit of persons operating grain threshing or corn shelling equipment, and the method of perfecting said lien, and to provide the limitations of actions to enforce said lien and the procedure for the enforcement thereof.

Read first and second times and passed on file.

House File No. 267 by Swift of Dubuque and Johnson of Linn, a bill for an act to amend sections ninety-three hundred twenty-nine (9329), ninety-three hundred forty-b 1 (9340-b 1), and ninety-three hundred forty-b 2 (9340-b 2), of the Code of Iowa 1931, to authorize Building and Loan or Savings and Loan Associations to become members of, purchase stock in, borrow money from a Federal Home Loan Bank, to pledge assets as security for repayment of borrowed money, and for advances from a Federal Home

Digitized by Google

Loan Bank, to make deposits with such Bank and to invest in bonds and obligations of a Federal Home Loan Bank.

Read first and second times and referred to committee on building and loan.

House File No. 268 by Koch of Bremer, a bill for an act to amend the law as it appears in Section five thousand sixty-seven-d four (5067-d4), Code, 1931, relating to the maximum length of motor vehicles, trailers and semi-trailers.

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

House File No. 269 by Koch of Bremer, a bill for an act to amend the law as it appears in Section five thousand sixty-seven-d five (5067-d5), Code, 1931, limiting the period of operation of vehicles excepted from the provisions of chapter 120 of the Acts of the Forty-fourth General Assembly.

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

House File No. 270 by Wolf of Franklin, Brady of Pottawattamie, Casey of Mitchell, Koch of Bremer and McFarlane of Black Hawk, a bill for an act to prescribe a system for the taxation of real and personal property and the privilege of doing business within this State measured by the gross income therefrom and to tax such gross income; to define such gross income and other terms used herein; to prescribe the manner of reporting such income, and the assessment, levying, collecting and disbursing such tax; to levy and assess such tax; to reduce ad valorum taxes; and to provide penalties for the violation of this Act.

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

House File No. 271 by Ditto of Osceola and Burgess of Woodbury, a bill for an act to declare when an emergency exists; to declare that the production, distribution and consumption of alcohol derived from grain produced in this state is clothed with public interest; to provide for the use of alcohol in motor vehicle fuel and the proportion thereof; to prohibit the sale of motor vehicle fuel in this state which does not contain the required percentage of alcohol; to define fuel alcohol; to delegate to the executive council the right to regulate the production and sale of

Digitized by Google

alcohol; to license those engaged in such business and require a license fee therefor; to limit the profits derived from such business and to recapture excess profits; to appropriate funds for the administration of this act; to declare an emergency; and to provide penalties for the violation thereof.

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

House File No. 272 by Mercer of Johnson, a bill for an act to amend section eighty-eight hundred eighty-one (8881), Code, 1931, to provide for the ownership, operation or disposition of hospitals, asylums, sanitariums, schools or homes by Fraternal Societies having transformed under the provisions of sections eighty-eight hundred sixty-nine (8869) to eighty-eight hundred eighty-four (8884), Code, 1931, inclusive.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 201, a bill for an act to legalize the consolidation and merger of The Homesteaders Life Association, a domestic fraternal beneficiary society, with the Golden West Life Insurance Association, a fraternal beneficiary society, organized under the laws of the State of California.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 200, a bill for an act relating to consolidation, merger or reinsurance of fraternal beneficiary societies.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 30, a bill for an act relating to the establishing of a purchasing procedure for counties; to provide a penalty for certain acts of such purchasing agents; and to repeal inconsistent acts.

BYRON G. ALLEN, *Secretary.*

SENATE MESSAGES CONSIDERED

Senate File No. 201, a bill for an act to legalize the consolidation and merger of The Homesteaders Life Association, a domestic fraternal beneficiary society, with the Golden West Life Insurance Association, a fraternal beneficiary society, organized under the laws of the State of California.

Digitized by Google

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

Senate File No. 200, a bill for an act to amend Section Eighty-eight hundred sixty-one (8861) of the Code of 1931 relating to consolidation, merger or reinsurance of fraternal beneficiary societies.

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

Senate File No. 30, a bill for an act relating to the establishing of a purchasing procedure for counties; to provide a penalty for certain acts of such purchasing agents; and to repeal inconsistent acts.

McFarlane of Black Hawk moved that Senate File No. 30 be laid on the table. Motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House File No. 115.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bill: House File No. 115.

BILLS SENT TO THE GOVERNOR

Koch of Bremer from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports they have on this 10th day of February, 1933, sent to the governor for his approval, House File No. 115. WM. KOCH, *Chairman.*

Passed on file.

CONSIDERATION OF SENATE AMENDMENTS

On request of Malone of Cass unanimous consent having been

Digitized by Google

given, House File No. 41, an act to repeal sections forty-two hundred fifty-two (4252), forty-two hundred fifty-five (4255), forty-two hundred fifty-six (4256), forty-two hundred fifty-seven (4257), forty-two hundred fifty-nine (4259), forty-two hundred sixty-one (4261), forty-two hundred sixty-two (4262), forty-two hundred sixty-three (4263), forty-two hundred sixty-four (4264), and forty-two hundred sixty-five (4265), code 1931, and enact a substitute therefor, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 41

Strike out the title and substitute therefor the following:

"A bill for an act repealing section forty-two hundred sixty-one (4261) of the code 1931, and amending section forty-two hundred sixty-three (4263) of the code 1931, relating to course of study in elementary and secondary schools."

Further amend by striking out all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section forty-two hundred sixty-one (4261) of the code 1931, is hereby repealed.

"Sec. 2. Section forty-two hundred sixty-three (4263) is hereby amended by inserting after the words "physical education" in line 2 thereof, the following: "exclusive of interscholastic athletics".

Mr. Malone moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 96.

Aldrich	Ellsworth	Humeston	Moore of Harrison
Alesch	Fabritz	Jenkins	Mooty
Augustine	Falvey	Johnson	Osborn
Beath	Felter	Koch	Ostby
Beswick	Frizzell	Laughlin	Paisley
Bonnstetter	Fuelling	Lichty	Peaco
Bouska	Fuester	Lookingbill	Peet
Bowers	Gallagher	McCarthy	Porter
Bruce	Gissel	McCreery	Rawlings
Burgess	Gittinger	McDermott	Reed
Casey	Goode	McFarlane	Rice
Craven	Grau	McKinnon	Roe
Crouch	Grell	McLean	Schmitz
Cunningham	Hanson of Lyon	Malone	Schroeder
Davis	Hanson of Winnebago	Maniece	Smith
Dean	Hartman	Mercer	Snyder
Ditto	Hook	Metcalf	Speidel
Dole	Hopp	Millhone	Stanzel
Donlon	Hough	Mitchell	Stewart
Doran	Hultman	Moore of Benton	Stiger
Dreessen			

Digitized by Google

Strachan	Thiessen	Wiese	Zipse
Swift of Dubuque	Treimer	Willis	Zylstra
Swift of Jackson	Weed	Wolf	Mr. Speaker
Teter	Wenig	Yager	

The nays were, 5.

Brady	Foster	Jensen	Sours
Durant			

Absent or not voting, 7.

Elliott	Ryder	Stansell	Thies
Garner	Sheridan	Stimpson	

So the House concurred in the Senate amendments to House File No. 41.

On request of Malone of Cass, unanimous consent having been given, House File No. 25, an act to amend section forty-nine hundred sixty-d thirty (4960-d30), code 1931, relating to the expiration of operators license for motor vehicles, with Senate amendment, was taken up and the amendment read and considered.

SENATE AMENDMENT TO HOUSE FILE NO. 25

After the word "hereunder", in line 4 of section 1, insert the following: "and not heretofore revoked,".

Mr. Malone moved that the House concur in the Senate amendment.

On the question, "Shall the House concur?"

The ayes were, 101.

Aldrich	Foster	McDermott	Schroeder
Alesch	Frizzell	McFarlane	Smith
Augustine	Fuelling	McKinnon	Snyder
Beswick	Fuester	McLean	Sours
Bonnstetter	Gallagher	Malone	Speidel
Bouska	Garner	Maniece	Stanzel
Bowers	Gissel	Mercer	Stewart
Brady	Gittinger	Metcalf	Stiger
Bruce	Goode	Millhone	Stimpson
Burgess	Grau	Mitchell	Strachan
Casey	Grell	Moore of Benton	Swift of Dubuque
Craven	Hanson of Lyon	Moore of Harrison	Swift of Jackson
Crouch	Hartman	Mooty	Teter
Cunningham	Hook	Osborn	Thies
Davis	Hopp	Ostby	Thiessen
Dean	Hough	Paisley	Treimer
Ditto	Hultman	Peaco	Weed
Dole	Humeston	Peet	Wenig
Donlon	Jensen	Porter	Wiese
Doran	Johnson	Rawlings	Willis
Dreessen	Koch	Reed	Wolf
Durant	Laughlin	Rice	Yager
Ellsworth	Lichty	Roe	Zipse
Fabritz	Lookingbill	Schmitz	Zylstra
Falvey	McCarthy		Mr. Speaker
Felter	McCreery		

Digitized by Google

The nays were, none.

Absent or not voting, 7.

Beath	Hanson of	Jenkins	Sheridan
Elliott	Winnebago	Ryder	Stansell

So the House concurred in the Senate amendment to House File No. 25.

CONSIDERATION OF BILLS

House File No. 47, a bill for an act to repeal sections forty-two hundred thirty-two (4232), forty-two hundred thirty-three (4233), forty-three hundred seventy-five (4375), and forty-three hundred seventy-six (4376), code 1931, and to enact a substitute therefor; and to amend section forty-two hundred seventy-four (4274), code 1931, all relating to school privileges under certain conditions, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Doran of Boone the amendments proposed by the committee, found on page 329 of the Journal of February 8, were adopted.

Durant of Hancock moved to amend the bill by striking the words "and one-half" from lines one and two of section 4. Amendment adopted.

Malone of Cass moved to amend by striking section 8, the publication clause. Amendment adopted.

Willis of Dallas moved to amend section four by inserting in line one, the word "over" after the word "live"; also by striking from line two the words "or more". Motion prevailed, and the amendments were adopted.

McKinnon of Henry moved that the bill be rereferred to the committee on schools and textbooks. Motion lost.

Doran of Boone moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 99.

Aldrich	Beswick	Brady	Craven
Alesch	Bonnstetter	Bruce	Crouch
Augustine	Bouska	Burgess	Cunningham
Beath	Bowers	Casey	Dean

Digitized by Google

Ditto	Hanson of Winnebago	Mercer	Sours
Dole	Hartman	Metcalf	Speidel
Donlon	Hook	Millhone	Stanzel
Doran	Hopp	Mitchell	Stewart
Dreessen	Hough	Moore of Benton	Stiger
Durant	Hultman	Moore of Harrison	Stimpson
Ellsworth	Humeston	Mooty	Strachan
Fabritz	Jenkins	Osborn	Swift of Dubuque
Falvey	Jensen	Ostby	Swift of Jackson
Felter	Johnson	Paisley	Teter
Foster	Koch	Peaco	Thies
Fuelling	Laughlin	Peet	Thiessen
Fuester	Lichty	Porter	Treimer
Gallagher	Lookingbill	Rawlings	Weed
Garner	McCarthy	Reed	Wenig
Gissel	McDermott	Rice	Wiese
Gittinger	McFarlane	Roe	Willis
Goode	McLean	Schmitz	Wolf
Grau	Malone	Schroeder	Yager
Grell	Maniece	Smith	Zipse
Hanson of Lyon			Zylstra
			Mr. Speaker

The nays were, 5.

Davis	McCreery	McKinnon	Sheridan
Frizzell			

Absent or not voting, 4.

Elliott	Ryder	Snyder	Stansell

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

House File No. 48, a bill for an act to amend section forty-two hundred seventy-seven (4277), code 1931, relating to high school tuition, with report of committee recommending passage, was taken up for consideration.

Roe of Allamakee moved that the amendment to House File No. 48 filed by him and found in the Journal of February 8, page 340 be adopted.

A roll call was demanded and on the question, "Shall the amendment be adopted?"

The ayes were, 57.

Aldrich	Donlon	Hook	Mooty
Augustine	Doran	Hopp	Ostby
Beath	Felter	Hough	Porter
Beswick	Frizzell	Hultman	Reed
Bouska	Fuelling	Humeston	Rice
Burgess	Fuester	McDermott	Roe
Craven	Gallagher	McKinnon	Smith
Crouch	Garner	McLean	Snyder
Cunningham	Gissel	Metcalf	Speidel
Dean	Gittinger	Millhone	Stanzel
Dole	Grau	Mitchell	Stewart

Digitized by Google

Stiger	Teter	Wiese	Zipse
Stimpson	Thiessen	Wolf	Zylstra
Strachan	Weed	Yager	Mr. Speaker
Swift of Jackson			

The nays were, 41.

Alesch	Fabritz	Lookingbill	Paisley
Bonnstetter	Foster	McCarthy	Peet
Bowers	Goode	McCreery	Rawlings
Brady	Grell	McFarlane	Schmitz
Bruce	Hanson of	Malone	Schroeder
Casey	Winnebago	Maniece	Sheridan
Davis	Hartman	Mercer	Sours
Ditto	Jensen	Moore of Benton	Swift of Dubuque
Dreessen	Johnson	Moore of	Treimer
Durant	Laughlin	Harrison	Willis
Ellsworth	Lichty	Osborn	

Absent or not voting, 10.

Elliott	Jenkins	Ryder	Thies
Falvey	Koch	Stansell	Wenig
Hanson of Lyon	Peaco		

Amendment adopted.

Ditto of Osceola moved that the vote by which the House adopted the amendment, be reconsidered. A roll call was demanded and on the question, "Shall the House reconsider the vote by which the amendment was adopted?"

The ayes were, 62.

Bonnstetter	Grau	McDermott	Porter
Bowers	Grell	McFarlane	Rawlings
Brady	Hanson of Lyon	McLean	Schroeder
Bruce	Hanson of	Malone	Sheridan
Casey	Winnebago	Maniece	Smith
Davis	Hartman	Mercer	Snyder
Dean	Hopp	Millhone	Sours
Ditto	Humeston	Mitchell	Stiger
Dreessen	Jenkins	Moore of Benton	Swift of Dubuque
Durant	Jensen	Moore of	Swift of Jackson
Ellsworth	Johnson	Harrison	Thies
Fabritz	Koch	Mooty	Treimer
Falvey	Laughlin	Osborn	Wiese
Foster	Lichty	Paisley	Willis
Fuester	McCarthy	Peaco	Wolf
Goode	McCreery	Peet	Yager

The nays were, 38.

Aldrich	Doran	Hultman	Stanzel
Alesch	Felter	McKinnon	Stewart
Augustine	Frizzell	Metcalf	Strachan
Beath	Fuelling	Ostby	Teter
Beswick	Gallagher	Reed	Thiessen
Bouska	Garner	Rice	Weed
Crouch	Gissel	Roe	Zipse
Cunningham	Gittinger	Schmitz	Zylstra
Dole	Hook	Speidel	Mr. Speaker
Donlon	Hough		

Digitized by Google

Motion to reconsider prevailed.

Absent or not voting, 8.

Burgess	Elliott	Ryder	Stimpson
Craven	Lookingbill	Stansell	Wenig

Hanson of Lyon asked and obtained unanimous consent to withdraw the amendment filed by him and found in the Journal of February 9. Mr. Hanson then moved to amend the amendment by striking the word "eight" in the last line and inserting in lieu thereof the word "nine".

Hanson of Lyon moved the previous question.

A roll call was demanded and on the question, "Shall the amendment to the amendment be adopted?"

The ayes were, 78.

Alesch	Frizzell	Lichty	Schmitz
Augustine	Fuelling	McCarthy	Schroeder
Beath	Fuester	McCreery	Snyder
Bouska	Gallagher	McDermott	Speidel
Bowers	Gissel	McKinnon	Stanzel
Brady	Gittinger	McLean	Stiger
Bruce	Goode	Malone	Stimpson
Casey	Grau	Mercer	Strachan
Craven	Grell	Metcalf	Swift of Jackson
Crouch	Hanson of Lyon	Mitchell	Thies
Cunningham	Hanson of Winnebago	Mooty	Thiessen
Dean	Hartman	Osborn	Treimer
Ditto	Hopp	Paisley	Weed
Donlon	Hough	Peaco	Wenig
Doran	Humeston	Peet	Wiese
Dreessen	Jenkins	Porter	Willis
Durant	Jensen	Rawlings	Wolf
Ellsworth	Johnson	Reed	Yager
Falvey	Koch	Rice	Zylstra
Felter		Roe	

The nays were, 20.

Aldrich	Fabritz	Moore of Harrison	Sours
Beswick	Foster	Ostby	Stewart
Bonnstetter	Hook	Sheridan	Teter
Davis	Maniece	Smith	Swift of Dubuque
Dole	Moore of Benton		Zipse
			Mr. Speaker

Absent or not voting, 10.

Burgess	Hultman	McFarlane	Ryder
Elliott	Laughlin	Millhone	Stansell
Garner	Lookingbill		

Amendment to the amendment was adopted.

Moore of Harrison moved to adjourn until 10:00 a. m. Saturday. Motion lost.

Digitized by Google

Brady of Pottawattamie moved the previous question on the bill and pending amendment. Motion prevailed and the amendment as amended was adopted.

Donlon of Palo Alto asked and obtained unanimous consent to strike the publication clause.

Jensen of Audubon moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 91.

Aldrich	Felter	Laughlin	Schmitz
Alesch	Frizzell	Lichty	Smith
Augustine	Fuelling	McCarthy	Snyder
Beath	Fuester	McCreery	Speidel
Beswick	Garner	McDermott	Stanzel
Bouska	Gissel	McFarlane	Stewart
Bowers	Gittinger	McKinnon	Stiger
Brady	Goode	McLean	Stimpson
Bruce	Grau	Malone	Strachan
Burgess	Grell	Mercer	Swift of Jackson
Craven	Hanson of Lyon	Metcalf	Teter
Crouch	Hanson of Winnebago	Mitchell	Thies
Cunningham	Hartman	Moore of Benton	Thiessen
Davis	Hook	Mooty	Treimer
Dean	Hopp	Osborn	Weed
Ditto	Hough	Ostby	Wenig
Dole	Hultman	Paisley	Wiese
Donlon	Humeston	Peaco	Willis
Doran	Jenkins	Peet	Wolf
Durant	Jensen	Porter	Yager
Ellsworth	Johnson	Reed	Zipse
Fabritz	Koch	Rice	Zylstra
Falvey		Roe	Mr. Speaker

The nays were, 8.

Bonnstetter	Gallagher	Moore of Harrison	Rawlings
Foster	Maniece		Sheridan
			Swift of Dubuque

Absent or not voting, 9.

Casey	Lookingbill	Ryder	Sours
Dreessen	Millhone	Schroeder	Stansell
Elliott			

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

Sheridan of Lee moved that the House adjourn until 9:00 a. m. Saturday.

Willis of Dallas moved as a substitute motion that the House adjourn until 10:00 a. m. Monday.

Digitized by Google

McFarlane of Black Hawk moved to amend the substitute motion by striking the word "ten" and inserting in lieu thereof the word "nine". Amendment lost.

The substitute motion to adjourn until 10:00 a. m. Monday prevailed and the House adjourned.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 13, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend Harry C. Shiffler, Pastor of Highland Park Presbyterian Church, Des Moines, Iowa.

Journal of February 10 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Elliot of Polk for the day, on request of Cunningham of Polk; Mitchell of Webster for the day, on request of Cunningham of Polk; Millhone of Page for the day, on request of Teter of Marion; Ryder of Dubuque for indefinitely, on request of Swift of Dubuque; Stiger of Tama for the day, on request of Ditto of Osceola; Fuelling of Clayton for the day, on request of McFarlane of Black Hawk.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Approving prohibition. Burgess, from citizens of Woodbury county; Crouch, from citizens of Greene county; Ellsworth of Hardin, from W. C. T. U. of Union; Gallagher, from citizens of Iowa county; Gissel, from citizens of Buchanan county; Grell, from citizens of Scott county; Lichty and McFarlane, from citizens of Black Hawk county; Millhone, from citizens of Page county; Reed, from citizens of Mahaska county; Wiese, from citizens of Scott county. Referred to police regulation, suppression of crime and intemperance.

Opposing closing certain rural schools. Stimpson, from citizens of Jones county. Referred to schools and textbooks.

Favoring special tax on "chain stores". Rice, from citizens of Keokuk county. Referred to ways and means.

Favoring change in collection of auto license. Brady, from citi-

Digitized by Google

zens of Pottawattamie county. Referred to motor vehicles and transportation.

Opposing Senate File No. 156. Wenig, from citizens of Clay county. Referred to agriculture.

Opposing House Files Nos. 4, 36, 44 and 82. Wiese of Scott, from Parent Teachers Association of McCausland; and Washington and Lincoln Schools in Bettendorf. Referred to schools and textbooks.

Opposing special "chain store" legislation. Cunningham, from citizens of Polk county. Referred to ways and means.

Favoring Senate Files Nos. 129 and 177. Wiese of Scott, from Brotherhood of Carpenters and Joiners of Davenport. Referred to commerce and trade.

Opposing closing of railway stations. Rice of Keokuk, from citizens of South English. Referred to railroads.

Opposing House Files Nos. 4 and 5. Beswick of Van Buren from Stockport School Board. Referred to schools and textbooks.

Favoring economy and tax reduction. Rice, from Keokuk County Taxpayers League. Referred to tax reduction.

Favoring House File No. 163. McDermott of Adair, from town council of Greenfield. Referred to cities and towns.

Opposing House File No. 51. Swift, from citizens of Dubuque county. Referred to schools and textbooks.

REPORTS OF COMMITTEES

Stiger of Tama, from the committee on judiciary, submitted the following report:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 65, a bill for an act to amend section ten thousand eight hundred forty (10,840), code, 1931, with reference to the payment of unclaimed fees, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

By striking the word and figure three (3) in line seven (7), and substituting the word and figure five (5): and further amend by striking the comma (,) after the word "fees" in line eleven (11) thereof, and by

Digitized by Google

inserting after the comma (,) following the figures "1930" in line thirteen (13) the words: "the person entitled to such unclaimed fees".

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred Senate File No. 115, a bill for an act relating to foreclosure of real estate mortgages; providing for the priority of liens on the rents, profits, avails and/or income derived from real estate as provided in said mortgage; defining the duty of a receiver as to leasing in such foreclosure; defining his duty as to the application of rents, profits, avails and/or income; repealing inconsistent acts and providing that it shall not affect pending litigation, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Davis of Appanoose, from the committee on labor, submitted the following report:

MR. SPEAKER: Your committee on labor to whom was referred House File No. 100, a bill for an act to amend sections ten thousand two hundred ninety-nine (10299), ten thousand three hundred ten (10310), and ten thousand three hundred eleven (10311), code, 1931, relating to labor and material on public improvements, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

FOREST DAVIS, *Chairman.*

Report adopted.

Malone of Cass, from the committee on tax reduction, submitted the following report:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 64, a bill for an act to repeal section seventy-three hundred forty-five (7345) Code 1931, and to enact a substitute therefor relating to relief from appraisal of estates for inheritance tax purposes, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. E. MALONE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred Senate File No. 18, a bill for an act to repeal section three hundred

Digitized by Google

ninety-seven d one (397-d1), Code 1931, with reference to the auditing of state institutions, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. E. MALONE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 1, a bill for an act to amend sections seventy-one hundred nine (7109), seventy-one hundred ten (7110), seventy-one hundred seventy-one (7171), ten thousand one hundred ninety-four (10,194), ten thousand one hundred ninety-five (10,195), ten thousand one hundred ninety-six (10,196), ten thousand one hundred ninety (10,190), ten thousand one hundred ninety-one (10,191), fifty-two hundred ninety-two (5292), fifty-two hundred eighty-four (5284), twenty-six hundred eighty-six (2686), forty-six hundred eighty-two (4682), twenty-nine hundred nine (2909), twenty-nine hundred five (2905), seventy-one hundred seventy-two (7172), fifty-three hundred fifty-three (5353), twenty-two hundred ninety (2290), fifty-three hundred sixty-seven (5367), thirty-six hundred four (3604), thirty-six hundred fifty-four (3654), fifty-eight hundred sixty-two (5862), fifty-eight hundred sixty-three (5863), four hundred eighty-nine (489), four hundred ninety (490), seventy-one hundred seventy-three (7173), fifty-three hundred thirty-seven (5337), six thousand seventy-five (6075), forty-three hundred ninety-five (4395), fifty-three hundred eighty-five (5385), fifty-two hundred sixty-eight (5268), thirty-six hundred forty-one-b one (3641-b1), forty-six hundred forty-four-c six (4644-c6), forty-six hundred forty-four-c seven (4644-c7), forty-six hundred forty-four-c eleven (4644-c11), forty-six hundred forty-four-c twelve (4644-c12), forty-six hundred forty-four-c fifteen (4644-c15), sixty-two hundred seven (6207), sixty-eight hundred fifty-five (6855), fifty-eight hundred thirty-five (5835), sixty-two hundred nine (6209), fifty-eight hundred eighty-nine (5889), sixty-two hundred eleven (6211) paragraph fourteen (14), sixty-five hundred seventy-eight (6578), fifty-five hundred sixty-two (5562), sixty-two hundred eleven (6211) paragraph thirteen (13), sixty-two hundred eleven (6211) paragraph fifteen (15), sixty-two hundred eleven (6211) paragraph twenty-two (22), sixty-two hundred eleven (6211) paragraph twenty-three (23), ten thousand six hundred ninety-two (10,692), sixty-one hundred fifty-two (6152), fifty-nine hundred two (5902) paragraph ten (10), sixty-two hundred eleven (6211) paragraph eight (8), sixty-eight hundred fifty-six (6856) paragraph four (4), sixty-three hundred ten (6310), sixty-one hundred (6100), sixty-five hundred ninety-two (6592), sixty-two hundred eleven (6211) paragraph sixteen (16), sixty-two hundred eleven (6211) paragraph one (1), sixty-eight hundred fifty-six (6856) paragraph one (1), sixty-two hundred eleven (6211) paragraph twenty-eight (28), sixty-two hundred eleven (6211) paragraph twenty-six (26), sixty-two hundred eleven (6211) paragraph three (3), sixty-eight hundred fifty-six (6856) paragraph two (2), sixty-eight hundred twenty-

Digitized by Google

three (6823), sixty-two hundred eleven (6211) paragraph nineteen (19), sixty-two hundred eleven (6211) paragraph twenty (20), sixty-two hundred eleven (6211) paragraph ten (10), sixty-two hundred eleven (6211) paragraph thirty (30), sixty-eight hundred fifty-six (6856) paragraph seven (7), fifty-nine hundred forty-nine-a two (5949-a2), sixty-two hundred eleven (6211) paragraph eighteen (18), sixty-two hundred fourteen (6214), fifty-seven hundred ninety-two (5792), fifty-seven hundred ninety-three (5793), sixty-eight hundred fifty-six (6856) paragraph eleven (11), sixty-six hundred seven (6607), sixty-two hundred eleven (6211) paragraph twenty-five (25), sixty-three hundred ten (6310), fifty-eight hundred twenty-two (5822), sixty-two hundred eight (6208), sixty-two hundred ten (6210), sixty-eight hundred fifty-six (6856) paragraph five (5), sixty-five hundred ninety-nine (6599), sixty-six hundred ten (6610), sixty-two hundred eleven (6211) paragraph five (5), sixty-two hundred eleven (6211) paragraph six (6), sixty-eight hundred fifty-six (6856) paragraph three (3), sixty-two hundred thirteen (6213), sixty-two hundred eleven (6211) paragraph seven (7), fifty-nine hundred fifteen (5915), sixty-two hundred eleven (6211) paragraph two (2), sixty-two hundred eleven (6211) paragraph seventeen (17), sixty-eight hundred fifty-six (6856) paragraph eight (8), sixty-one hundred sixty-four (6164), sixty-one hundred fifty-four (6154), sixty-two hundred eleven (6211) paragraph twenty-nine (29), fifty-five hundred seventy-five (5575), fifty-five hundred eighty-one (5581), forty-four hundred thirty-five (4435), forty-four hundred three (4403), forty-two hundred seventeen (4217) paragraph seven (7), forty-two hundred nineteen (4219), forty-three hundred sixty-three (4363), forty-three hundred forty-six (4346), four thousand eighty-three (4083), fifty-seven hundred sixty-seven (5767), sixty-six hundred (6600), sixty-two hundred eleven (6211) paragraph twenty-seven (27), sixty-two hundred eleven (6211) paragraph nine (9), sixty-two hundred eleven (6211) paragraph twenty-one (21), fifty-nine hundred forty-nine-a two (5949-a2), sixty-two hundred fourteen (6214), fifty-seven hundred ninety-two (5792), fifty-seven hundred ninety-three (5793), sixty-eight hundred fifty-six (6856) paragraph eleven (11), sixty-six hundred three (6603), sixty-six hundred seven (6607), forty-three hundred ninety-one (4391), fifty-eight hundred thirty-eight (5838), sixty-five hundred eighty-eight (6588), three hundred seventy-three (373), seventy-one hundred sixty-six (7166), six thousand forty-three (6043), seventy-seven hundred fifty (7750), fifty-five hundred seventy-c two (5570-c2), fifty-nine hundred three-c five (5903-c5), sixty-one hundred fifty-nine (6159), code 1931, to change the method of determining actual value, assessed value, and taxable value and the tax rates thereon on all real and personal property, except moneys and credits, so that the terms actual value, assessed value, and taxable value shall hereafter be synonymous and arithmetically the same; and to adjust the tax rates and levies thereon accordingly, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by the introduction of a substitute bill to be known as Substitute House File No. 1. C. E. MALONE, *Chairman.*

Report adopted.

Digitized by Google

INTRODUCTION OF BILLS

Substitute for House File No. 1 by committee on tax reduction, a bill for an act to amend sections three hundred seventy-three (373), four hundred eighty-nine (489), four hundred ninety (490), twenty-two hundred ninety (2290), twenty-six hundred eighty-six (2686), twenty-nine hundred five (2905), twenty-nine hundred nine (2909), thirty-six hundred four (3604), thirty-six hundred forty-one-b one (3641-b1), thirty-six hundred fifty-four (3654), four thousand eighty-three (4083), forty-two hundred seventeen (4217) paragraph seven (7), forty-two hundred nineteen (4219), forty-three hundred forty-six (4346), forty-three hundred sixty-three (4363), forty-three hundred ninety-one (4391), forty-three hundred ninety-five (4395), forty-four hundred thirty-five (4435), forty-six hundred forty-four-c six (4644-c6), forty-six hundred forty-four-c seven (4644-c7), forty-six hundred forty-four-c eleven (4644-c11), forty-six hundred forty-four-c twelve (4644-c12), forty-six hundred forty-four-c fifteen (4644-c15), forty-six hundred eighty-two (4682), fifty-two hundred sixty-eight (5268), fifty-two hundred eighty-four (5284), fifty-two hundred ninety-two (5292), fifty-three hundred thirty-seven (5337), fifty-three hundred fifty-three (5353), fifty-three hundred sixty-seven (5367), fifty-three hundred eighty-five (5385), fifty-five hundred sixty-two (5562), fifty-five hundred seventy-c two (5570-c2), fifty-five hundred seventy-five (5575), fifty-five hundred eighty-one (5581), fifty-seven hundred sixty-seven (5767), fifty-seven hundred ninety-two (5792), fifty-seven hundred ninety-three (5793), fifty-eight hundred twenty-two (5822), fifty-eight hundred thirty-five (5835), fifty-eight hundred thirty-eight (5838), fifty-eight hundred sixty-two (5862), fifty-eight hundred sixty-three (5863), fifty-eight hundred eighty-nine (5889), fifty-nine hundred two (5902) paragraph ten (10), fifty-nine hundred three-c five (5903-c5), fifty-nine hundred fifteen (5915), fifty-nine hundred forty-nine-a two (5949-a2), six thousand forty-three (6043), six thousand seventy-five (6075), sixty-one hundred (6100), sixty-one hundred fifty-two (6152), sixty-one hundred fifty-four (6154), sixty-one hundred fifty-nine (6159), sixty-one hundred sixty-four (6164), sixty-two hundred seven (6207), sixty-two hundred eight (6208), sixty-two hundred nine (6209), sixty-two hundred ten (6210), sixty-two hundred eleven (6211), sixty-two hundred thirteen (6213), sixty-two hundred fourteen (6214), sixty-three hundred ten (6310), sixty-five hundred seventy-eight (6578), sixty-five hundred eighty-eight

Digitized by Google

(6588), sixty-five hundred ninety-two (6592), sixty-five hundred ninety-nine (6599), sixty-six hundred (6600), sixty-six hundred three (6603), sixty-six hundred seven (6607), sixty-six hundred ten (6610), sixty-eight hundred twenty-three (6823), sixty-eight hundred fifty-five (6855), sixty-eight hundred fifty-six (6856), seventy-one hundred nine (7109), seventy-one hundred ten (7110), seventy-one hundred seventy-one (7171), seventy-one hundred seventy-two (7172), seventy-one hundred seventy-three (7173), seventy-seven hundred fifty (7750), ten thousand one hundred ninety (10,190), ten thousand one hundred ninety-one (10,191), ten thousand one hundred ninety-four (10,194), ten thousand one hundred ninety-five (10,195), ten thousand one hundred ninety-six (10,196), ten thousand six hundred ninety-two (10,692), code 1931, to change the method of determining actual value, assessed value, and taxable value and the tax rates thereon on all real estate and personal property, except moneys and credits, so that the terms actual value, assessed value, and taxable value shall hereafter be synonymous and arithmetically the same; and to adjust the tax rates and levies thereon accordingly.

Read first and second times and passed on file.

CONSIDERATION OF HOUSE CONCURRENT RESOLUTION NO. 10

McFarlane of Black Hawk called up House Concurrent Resolution No. 10 found in the Journal of February 10, page 360, and moved its adoption.

Sours of Floyd moved to amend the concurrent resolution by striking the words "March 6" and inserting in lieu thereof the word "March 2".

A roll call was demanded and on the question, "Shall the amendment to House Concurrent Resolution No. 10 be adopted?"

The ayes were, 55.

Aldrich	Falvey	Hook	Peaco
Alesch	Felter	Hough	Porter
Beath	Foster	Jenkins	Reed
Bonnstetter	Fuester	Jensen	Rice
Bouska	Garner	McCarthy	Roe
Bowers	Gissel	McDermott	Schmitz
Bruce	Gittinger	McLean	Smith
Craven	Goode	Malone	Snyder
Dean	Grau	Maniece	Sours
Donlon	Hanson of Winnebago	Metcalf	Stewart
Doran	Hartman	Moore of Harrison	Stimpson
Ellsworth			Strachan

Digitized by Google

Swift of Dubuque	Thies	Wenig	Zipse
Swift of Jackson	Thiessen	Yager	Zylstra
			Mr. Speaker

The nays were, 39.

Augustine	Frizzell	Lichty	Schroeder
Beswick	Gallagher	Lookingbill	Speidel
Brady	Grell	McCreery	Stansell
Burgess	Hanson of Lyon	McFarlane	Stanzel
Casey	Hopp	Mercer	Treimer
Cunningham	Hultman	Moore of Benton	Weed
Davis	Humeston	Mooty	Wiese
Ditto	Johnson	Osborn	Willis
Dole	Koch	Ostby	Wolf
Fabritz	Laughlin	Paisley	

Absent or not voting, 14.

Crouch	Fuelling	Peet	Sheridan
Dreessen	McKinnon	Rawlings	Stiger
Durant	Mitchell	Ryder	Teter
Elliott	Millhone		

So the amendment to House Concurrent Resolution No. 10 was adopted.

A roll call was then demanded on the original motion, and on the question "Shall House Concurrent Resolution No. 10 be adopted?"

The ayes were, 49.

Aldrich	Felter	McCarthy	Schmitz
Alesch	Foster	McDermott	Smith
Beath	Fuester	McLean	Sours
Bonnstetter	Garner	Malone	Stewart
Bowers	Gittinger	Maniece	Stimpson
Bruce	Grau	Metcalf	Strachan
Casey	Hanson of Winnebago	Moore of Harrison	Swift of Jackson
Craven	Hook	Paisley	Thies
Davis	Hough	Porter	Thiessen
Dean	Jenkins	Reed	Wenig
Donlon	Jensen	Rice	Zylstra
Doran	Koch	Roe	Mr. Speaker
Ellsworth			

The nays were, 47.

Augustine	Frizzell	Lookingbill	Speidel
Beswick	Gallagher	McCreery	Stansell
Bouska	Goode	McFarlane	Stanzel
Brady	Grell	Mercer	Swift of Dubuque
Burgess	Hanson of Lyon	Moore of Benton	Treimer
Cunningham	Hartman	Mooty	Weed
Ditto	Hopp	Osborn	Wiese
Dole	Hultman	Ostby	Willis
Dreessen	Humeston	Peaco	Wolf
Durant	Johnson	Rawlings	Yager
Fabritz	Laughlin	Schroeder	Zipse
Falvey	Lichty	Snyder	

Digitized by Google

Absent or not voting, 12.

Crouch	Gissel	Mitchell	Sheridan
Elliott	McKinnon	Peet	Stiger
Fuelling	Millhone	Ryder	Teter

Motion prevailed and House Concurrent Resolution No. 10 was adopted.

PRESENTATION OF GAVEL

On a question of special privilege, Dean of Cerro Gordo presented Mr. Delmar Olson and Mr. Gerald Penly, students of the College of Industrial Arts at the Iowa State College, who presented to the Speaker a gavel made by the students of their class from wood taken from the old capitol building at Iowa City. The Speaker accepted the gift with an appropriate expression of gratitude and appreciation.

HOUSE RESOLUTION NO. 18 CONSIDERED

House Resolution No. 18 was taken up for consideration. Ditto of Osceola moved that House Resolution No. 18 be referred to the committee on departmental affairs. Motion prevailed.

INTRODUCTION OF BILLS

House File No. 273, by Swift of Jackson, a bill for an act to repeal the law as it appears in section twenty-five hundred forty-eight (2548), section twenty-five hundred fifty-one (2551), and section twenty-five hundred fifty-four (2554), of the code of Iowa, 1931, and to enact substitutes therefor; relating to the definition of osteopathy, osteopathy and surgery, the requirements necessary to practice osteopathy and osteopathy and surgery, and prohibiting the use of drugs and medicine by osteopaths and osteopathic surgeons.

Read first and second times and referred to committee on public health.

House File No. 274, by committee on conservation of resources, a bill for an act to amend sections seventy-seven hundred seventy-five (7775), seventy-seven hundred seventy-six (7776), and seventy-seven hundred seventy-seven (7777) Code, 1931, relating to the collection of permit, license and inspection fees, for the construction, maintenance or operation of dams, and the allocation of funds derived therefrom, and the study of the proper methods of construction of such dams.

Digitized by Google

Read first and second times and passed on file.

House File No. 275, by committee on conservation of resources, a bill for an act to amend section seventeen hundred ninety-nine-b one (1799-b1) Code, 1931, so as to permit the Board of Conservation to fix speed limits and otherwise regulate traffic on roads and drives upon state lands and parks and to regulate parking of vehicles thereon.

Read first and second times and passed on file.

House File No. 276 by committee on conservation of resources, a bill for an act to amend section seventeen hundred ninety-nine (1799) Code, 1931, to permit the Board of Conservation to maintain, improve or beautify state-owned, meandered and navigable lakes and streams.

Read first and second times and passed on file.

House File No. 277 by committee on conservation of resources, a bill for an act authorizing the Board of Conservation to designate certain Persons as peace officers.

Read first and second times and passed on file.

House File No. 278 by committee on conservation of resources, a bill for an act to repeal section eighteen hundred twenty-four (1824) Code, 1931, and enacting a substitute therefor, permitting the Executive Council, upon recommendation of the Board of Conservation, to sell, trade or exchange state-owned lands under the jurisdiction of said board, and providing for the use of the proceeds of such sale or transfer and for the issuance of patents therefor.

Read first and second times and passed on file.

House File No. 279 by committee on conservation of resources, a bill for an act to repeal section eighteen hundred twenty-six (1826) Code, 1931, and to enact a substitute therefor authorizing the Board of Conservation to fix the level of dams or spillways, at the outlets of lakes and across streams, to construct same, to provide the procedure, and for assessment of damages.

Read first and second times and passed on file.

House File No. 280 by committee on conservation of resources, a bill for an act to amend section forty-six hundred thirty-one

Digitized by Google

(4631) Code, 1931, relating to the location, alteration, changing and abandonment of highways and roads so as to give the Board of Conservation additional powers relative thereto.

Read first and second times and passed on file.

House File No. 281 by Wenig of Clay, a bill for an act to amend sections seventy-four hundred twenty-d one (7420-d1) and seventy-four hundred twenty-d eight (7420-d8), Code, 1931, relating to the deposit of Public Funds.

Read first and second times and referred to committee on departmental affairs.

House File No. 282 by Durant of Hancock, a bill for an act providing that where contests of election are filed in a general assembly the presiding officer of the house in which the contest is filed shall appoint some member thereof to represent each contestant in the capacity as legal representative before the contest committee.

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

House File No. 283 by Osborn of Decatur, a bill for an act to amend section seventy-one hundred seventy-one (7171), Code, 1931, relating to the annual levy of taxes in the county.

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

House File No. 284 by Yager of Dickinson, a bill for an act to amend sections forty-eight hundred sixty-three (4863), forty-nine hundred five (4905), and forty-nine hundred thirty-one (4931), Code, 1931, defining "stored motor vehicle" and relating to license fees for fractional part of year and nonenforcement of monthly penalty on certain motor vehicles.

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

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully

Digitized by Google

report that it has examined and finds correctly enrolled: House Files Nos. 25 and 41; Senate File No. 145.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House Files No. 25 and 41; Senate File No. 145.

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 13th day of February, 1933, sent to the governor for his approval: House Files Nos. 25 and 41. WM. KOCH, *Chairman.*

Report adopted.

CONSIDERATION OF BILLS

House File No. 50, a bill for an act to repeal chapters two hundred fifteen-c1 (215-c1) and two hundred fifteen-c2 (215-c2), code 1931, relating to tax-free lands and to enact a substitute therefor, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Jensen of Audubon the amendments proposed by the committee, found on page 328 of the Journal of February 8, were adopted.

Jenkins of Louisa moved to amend by striking section two, the publication clause. Motion prevailed.

Paisley of Lee moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 99.

Aldrich	Bouska	Craven	Donlon
Alesch	Bowers	Cunningham	Doran
Augustine	Brady	Davis	Dreessen
Beath	Bruce	Dean	Durant
Beswick	Burgess	Ditto	Ellsworth
Bonnstetter	Casey	Dole	Fabritz

Digitized by Google

Falvey	Humeston	Mooty	Stanzel
Felter	Jenkins	Osborn	Stewart
Foster	Jensen	Ostby	Stimpson
Frizzell	Johnson	Paisley	Strachan
Fuester	Koch	Peaco	Swift of Dubuque
Gallagher	Laughlin	Peet	Swift of Jackson
Garner	Lichty	Porter	Teter
Gissel	Lookingbill	Rawlings	Thies
Gittinger	McCarthy	Reed	Thiessen
Goode	McCreery	Rice	Treimer
Grau	McDermott	Roe	Weed
Hanson of Lyon	McFarlane	Schmitz	Wenig
Hanson of Winnebago	McKinnon	Schroeder	Wiese
	McLean	Sheridan	Willis
Hartman	Malone	Smith	Wolf
Hook	Maniece	Snyder	Yager
Hopp	Metcalf	Sours	Zipse
Hough	Moore of Benton	Speidel	Zylstra
Hultman	Moore of Harrison	Stansell	Mr. Speaker

The nays were, 1.

Grell

Absent or not voting, 8.

Crouch	Fuelling	Millhone	Ryder
Elliott	Mercer	Mitchell	Stiger

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

House File No. 152, a bill for an act to repeal section ninety-two hundred thirty-nine-e one (9239-e1), Code, 1931, and to enact a substitute therefor, relating to preferred claims against insolvent banks, with report of committee recommending passage, was taken up for consideration.

Ellsworth of Hardin moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 89.

Aldrich	Dole	Gallagher	Hough
Augustine	Donlon	Garner	Hultman
Beath	Doran	Gissel	Humeston
Beswick	Dreessen	Gittinger	Jenkins
Bonnstetter	Durant	Grau	Jensen
Bouska	Ellsworth	Grell	Johnson
Bowers	Fabritz	Hanson of Lyon	Koch
Brady	Falvey	Hanson of Winnebago	Laughlin
Bruce	Felter		Lichty
Burgess	Foster	Hartman	Lookingbill
Casey	Frizzell	Hook	McCarthy
Cunningham	Fuester	Hopp	McCreery

Digitized by Google

McDermott	Paisley	Smith	Treimer
McFarlane	Peaco	Snyder	Weed
McKinnon	Peet	Stanzel	Wenig
McLean	Porter	Stewart	Wiese
Malone	Rawlings	Stimpson	Willis
Maniece	Reed	Strachan	Wolf
Metcalf	Rice	Swift of Dubuque	Yager
Moore of Benton	Roe	Swift of Jackson	Zipse
Mooty	Schmitz	Teter	Zylstra
Osborn	Schroeder	Thiessen	Mr. Speaker
Ostby	Sheridan		

The nays were, 6.

Crouch	Sours	Stansell	Thies
Davis	Speidel		

Absent or not voting, 13.

Alesch	Elliott	Millhone	Ryder
Craven	Fuelling	Mitchell	Stiger
Dean	Goode	Moore of Harrison	
Ditto	Mercer		

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

House File No. 154, a bill for an act to repeal section seventy-two hundred three (7203), Code, 1931, and to enact a substitute therefor, relating to the lien of poll taxes and of taxes on personal property, with report of committee recommending passage, was taken up for consideration.

Donlon of Palo Alto moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 100.

Aldrich	Donlon	Hanson of Lyon	McDermott
Alesch	Doran	Hanson of Winnebago	McFarlane
Augustine	Dreessen	Hartman	McKinnon
Beath	Durant	Hook	McLean
Bonnstetter	Ellsworth	Hopp	Maniece
Bouska	Fabritz	Hough	Mercer
Bowers	Falvey	Hultman	Metcalf
Brady	Felter	Humeston	Moore of Benton
Bruce	Foster	Jenkins	Moore of Harrison
Burgess	Frizzell	Jensen	Mooty
Casey	Fuester	Johnson	Osborn
Craven	Gallagher	Koch	Ostby
Crouch	Garner	Laughlin	Paisley
Cunningham	Gissel	Lichty	Peaco
Davis	Gittinger	Lookingbill	Peet
Dean	Goode	McCarthy	Porter
Ditto	Grau	McCreery	Rawlings
Dole	Grell		

Digitized by Google

Reed	Sours	Swift of Jackson	Wiese
Rice	Speidel	Teter	Willis
Roe	Stansell	Thies	Wolf
Schmitz	Stanzel	Thiessen	Yager
Schroeder	Stewart	Treimer	Zipse
Sheridan	Stimpson	Weed	Zylstra
Smith	Strachan	Wenig	Mr. Speaker
Snyder	Swift of Dubuque		

The nays were, 1.

Beswick

Absent or not voting, 7.

Elliott	Malone	Mitchell	Stiger
Fuelling	Millhone	Ryder	

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

House File No. 155, a bill for an act to amend section seventy-one hundred sixty-four (7164), Code, 1931, by repealing lines nine (9) to nineteen (19), inclusive, of said section, relating to the computation of tax rates, with report of committee recommending passage, was taken up for consideration.

Dole of Jefferson moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 89.

Aldrich	Felter	Lichty	Schroeder
Alesch	Foster	Lookingbill	Smith
Augustine	Frizzell	McCarthy	Snyder
Beswick	Fuester	McCreery	Sours
Bouska	Gallagher	McFarlane	Speidel
Bowers	Garner	McLean	Stansell
Brady	Gittinger	Maniece	Stanzel
Bruce	Goode	Mercer	Stewart
Burgess	Grau	Metcalf	Stimpson
Casey	Grell	Moore of Benton	Swift of Dubuque
Craven	Hanson of Lyon	Moore of Harrison	Swift of Jackson
Crouch	Hanson of Winnebago	Mooty	Teter
Cunningham	Hartman	Ostby	Thiessen
Davis	Hook	Paisley	Treimer
Dean	Hopp	Peaco	Weed
Ditto	Hough	Peet	Wenig
Dole	Hultman	Porter	Wiese
Donlon	Humeston	Rawlings	Willis
Doran	Jenkins	Reed	Wolf
Dreessen	Jensen	Rice	Yager
Durant	Johnson	Roe	Zipse
Ellsworth	Laughlin	Schmitz	Zylstra
Falvey			

Digitized by Google

The nays were, 1.

Osborn

Absent or not voting, 18.

Beath	Gissel	Malone	Stiger
Bonnstetter	Koch	Millhone	Strachan
Elliott	McDermott	Mitchell	Thies
Fabritz	McKinnon	Ryder	Mr. Speaker
Fuelling		Sheridan	

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

House File No. 240, a bill for an act to repeal section eight-six hundred twenty-five (8625), of the 1931 code of Iowa, and enact a substitute therefor relating to the definition of the word "company", under chapter three hundred ninety-seven (397), relating to the examination of insurance companies, to include reciprocal or inter-insurance exchanges organized or doing business in the state of Iowa under chapter four hundred eight (408), of the 1931 code of Iowa, was taken up for consideration.

Koch of Bremer moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 94.

Alesch	Foster	McCarthy	Smith
Augustine	Frizzell	McDermott	Snyder
Beath	Fuester	McFarlane	Sours
Beswick	Gallagher	McKinnon	Speidel
Bonnstetter	Garner	McLean	Stansell
Bouska	Gissel	Malone	Stanzel
Bowers	Gittinger	Mercer	Stewart
Brady	Grau	Moore of Benton	Stimpson
Bruce	Hanson of Lyon	Moore of Harrison	Strachan
Burgess	Hanson of Winnebago	Mooty	Swift of Dubuque
Casey	Hartman	Osborn	Swift of Jackson
Craven	Hook	Ostby	Teter
Cunningham	Hopp	Paisley	Thies
Davis	Hough	Peaco	Thiessen
Dean	Hultman	Peet	Treimer
Ditto	Humeston	Porter	Weed
Dole	Jenkins	Rawlings	Wenig
Donlon	Jensen	Reed	Wiese
Doran	Johnson	Rice	Willis
Dreessen	Koch	Roe	Wolf
Durant	Laughlin	Schmitz	Yager
Ellsworth	Lichty	Schroeder	Zipse
Fabritz	Lookingbill	Sheridan	Zylstra
Falvey			Mr. Speaker

The nays were, none.

Digitized by Google

Absent or not voting, 14.

Aldrich	Fuelling	Maniece	Mitchell
Crouch	Goode	Metcalf	Ryder
Elliott	Grell	Millhone	Stiger
Felter	McCreery		

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

House File No. 241, a bill for an act to amend section seven thousand twenty-five (7025) of the 1931 code of Iowa, relating to domestic insurance companies' tax on gross premiums, and providing for a definition of the words "business written within the state", as contained therein, was taken up for consideration.

McFarlane of Black Hawk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 101.

Aldrich	Felter	McCarthy	Sheridan
Alesch	Foster	McCreery	Smith
Augustine	Frizzell	McDermott	Snyder
Beath	Fuester	McFarlane	Sours
Beswick	Gallagher	McKinnon	Speidel
Bonnstetter	Garner	McLean	Stansell
Bouska	Gissel	Malone	Stanzel
Bowers	Gittinger	Maniece	Stewart
Brady	Goode	Mercer	Stimpson
Bruce	Grau	Metcalf	Strachan
Burgess	Grell	Moore of Benton	Swift of Dubuque
Casey	Hanson of Lyon	Moore of Harrison	Swift of Jackson
Craven	Hanson of Winnebago	Mooty	Teter
Crouch	Hartman	Osborn	Thies
Cunningham	Hook	Ostby	Thiessen
Davis	Hopp	Paisley	Treimer
Dean	Hough	Peaco	Weed
Ditto	Hultman	Peet	Wenig
Dole	Jenkins	Porter	Wiese
Donlon	Jensen	Rawlings	Willis
Doran	Johnson	Reed	Wolf
Dreessen	Koch	Rice	Yager
Durant	Laughlin	Roe	Zipse
Ellsworth	Lichty	Schmitz	Zylstra
Fabritz	Lookingbill	Schroeder	Mr. Speaker
Falvey			

The nays were, none.

Absent or not voting, 7.

Elliott	Humeston	Mitchell	Stiger
Fuelling	Millhone	Ryder	

So the bill having received a constitutional majority was

Digitized by Google

declared to have passed the House and the title was agreed to.

House File No. 242, a bill for an act to repeal Chapter three hundred ninety-nine (399) of the 1931 code of Iowa, and enact a substitute therefor relating to group life, health and accident insurance, was taken up for consideration.

Willis of Dallas moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 94.

Aldrich	Frizzell	Lookingbill	Schmitz
Alesch	Fuester	McCarthy	Schroeder
Augustine	Gallagher	McCreery	Sheridan
Beath	Garner	McDermott	Smith
Beswick	Gissel	McFarlane	Snyder
Bonnstetter	Gittinger	McKinnon	Sours
Bouska	Goode	McLean	Speidel
Brady	Grau	Malone	Stanzel
Bruce	Grell	Maniece	Stewart
Burgess	Hanson of Lyon	Mercer	Stimpson
Casey	Hanson of Winnebago	Metcalf	Strachan
Craven	Hartman	Moore of Benton	Swift of Dubuque
Cunningham	Hook	Moore of Harrison	Swift of Jackson
Davis	Hopp	Mooty	Teter
Dean	Hough	Osborn	Thies
Ditto	Hultman	Ostby	Thiessen
Dole	Humeston	Paisley	Treimer
Donlon	Jenkins	Peaco	Weed
Doran	Jensen	Peet	Wiese
Dreessen	Johnson	Porter	Willis
Durant	Koch	Reed	Wolf
Ellsworth	Laughlin	Rice	Yager
Fabritz	Lichty	Roe	Zylstra
Falvey			Mr. Speaker

The nays were, 2.

Wenig	Zipse

Absent or not voting, 12.

Bowers	Felter	Millhone	Ryder
Crouch	Foster	Mitchell	Stansell
Elliott	Fuelling	Rawlings	Stiger

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

House File No. 243, a bill for an act to amend sections fifty-one hundred seven (5107) and fifty-one hundred eight (5108), Code, 1931, relating to method of increasing or reducing number of members on Boards of Supervisors, was taken up for consideration.

Digitized by Google

Hanson of Lyon moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 91.

Aldrich	Falvey	Koch	Reed
Augustine	Felter	Laughlin	Rice
Beath	Frizzell	Lichty	Roe
Beswick	Fuester	Lookingbill	Sheridan
Bonnstetter	Gallagher	McCarthy	Smith
Bouska	Garner	McCreery	Sours
Bowers	Gissel	McDermott	Speidel
Brady	Gittinger	McFarlane	Stansell
Bruce	Goode	McKinnon	Stewart
Burgess	Grau	McLean	Stimpson
Casey	Grell	Malone	Strachan
Craven	Hanson of Lyon	Maniece	Swift of Jackson
Crouch	Hanson of Winnebago	Mercer	Teter
Cunningham	Hartman	Metcalf	Thies
Davis	Hook	Moore of Benton	Thiessen
Dean	Hopp	Moore of Harrison	Treimer
Ditto	Hough	Mooty	Weed
Dole	Hultman	Osborn	Wiese
Donlon	Humeston	Ostby	Wolf
Doran	Jenkins	Paisley	Yager
Dreessen	Jensen	Peet	Zipse
Durant	Johnson	Porter	Zylstra
Ellsworth			Mr. Speaker
Fabritz			

The nays were, 4.

Alesch	Foster	Schmitz	Wenig

Absent or not voting, 13.

Elliott	Peaco	Schroeder	Stiger
Fuelling	Rawlings	Snyder	Swift of Dubuque
Millhone	Ryder	Stanzel	Willis
Mitchell			

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

McFarlane of Black Hawk moved that the vote by which House File No. 243 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 245, a bill for an act to amend Chapter twenty (20) Code 1931, by adding section three hundred thirty-eight-e1 (338-e1) relating to the state budget, was taken up for consideration.

Bonnstetter of Kossuth moved that the bill be read a third time

Digitized by Google

now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 94.

Aldrich	Falvey	McCarthy	Sheridan
Alesch	Frizzell	McCreery	Smith
Beath	Fuester	McFarlane	Snyder
Beswick	Gallagher	McKinnon	Sours
Bonnstetter	Garner	McLean	Speidel
Bouska	Gissel	Maniece	Stansell
Bowers	Gittinger	Mercer	Stewart
Brady	Goode	Metcalf	Stimpson
Bruce	Grau	Moore of Benton	Strachan
Burgess	Grell	Moore of	Swift of Dubuque
Casey	Hanson of	Harrison	Swift of Jackson
Craven	Winnebago	Mooty	Teter
Crouch	Hartman	Osborn	Thies
Cunningham	Hook	Ostby	Thiessen
Davis	Hough	Paisley	Treimer
Dean	Hultman	Peaco	Weed
Ditto	Humeston	Peet	Wenig
Dole	Jenkins	Porter	Wiese
Donlon	Jensen	Rawlings	Willis
Doran	Johnson	Reed	Wolf
Dreessen	Koch	Rice	Yager
Durant	Laughlin	Roe	Zipse
Ellsworth	Lichty	Schmitz	Zylstra
Fabritz	Lookingbill	Schroeder	Mr. Speaker

The nays were, none.

Absent or not voting, 14.

Augustine	Fuelling	Malone	Ryder
Elliott	Hanson of Lyon	Millhone	Stanzel
Felter	Hopp	Mitchell	Stiger
Foster	McDermott		

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

House File No. 127, a bill for an act to amend Section forty-six hundred forty-four-c nineteen (4644-c19), Code, 1931, relating to the employment of the county engineer, with report of committee recommending passage, was taken up for consideration.

Gissel of Buchanan moved to rerefer the bill to the committee on county and township organization. Motion prevailed.

House File No. 28, a bill for an act to amend Chapter sixty-seven (67), Code 1931, relating to mileage and traveling expense claims of peace officers, with report of committee recommending passage, was taken up for consideration.

Digitized by Google

Teter of Marion moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 101.

Aldrich	Foster	McCarthy	Sheridan
Alesch	Frizzell	McCreery	Smith
Augustine	Fuester	McDermott	Snyder
Beath	Gallagher	McFarlane	Sours
Beswick	Garner	McKinnon	Speidel
Bonnstetter	Gissel	McLean	Stansell
Bouska	Gittinger	Malone	Stanzel
Bowers	Goode	Maniece	Stewart
Brady	Grau	Mercer	Stimpson
Bruce	Grell	Metcalf	Strachan
Burgess	Hanson of Lyon	Moore of Benton	Swift of Dubuque
Casey	Hanson of Winnebago	Moore of Harrison	Swift of Jackson
Craven	Hartman	Mooty	Teter
Crouch	Hook	Osborn	Thies
Cunningham	Hopp	Ostby	Thiessen
Davis	Hough	Paisley	Treimer
Dean	Hultman	Peaco	Weed
Dole	Humeston	Peet	Wenig
Donlon	Jenkins	Porter	Wiese
Doran	Jensen	Rawlings	Willis
Dreessen	Johnson	Reed	Wolf
Durant	Koch	Rice	Yager
Ellsworth	Laughlin	Roe	Zipse
Fabritz	Lichty	Schmitz	Zylstra
Falvey	Lookingbill	Schroeder	Mr. Speaker
Felter			

The nays were, none.

Absent or not voting, 7.

Ditto	Fuelling	Mitchell	Stiger
Elliott	Millhone	Ryder	

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

Reed of Mahaska offered the following resolution:

HOUSE RESOLUTION NO. 19

Whereas, the Honorable Thomas J. Wilson, who was a member of the House of Representatives in the Thirty-sixth, Thirty-seventh and Thirty-eighth General Assemblies from Mahaska County, died on the 12th day of April, 1932; therefore,

Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That the Speaker appoint a committee of three to draft suitable resolutions in commemoration of his life and services to this State.

Unanimous consent having been obtained for the immediate

Digitized by Google

consideration of House Resolution No. 19, Mr. Reed moved its adoption. Motion prevailed. As members of such committee, the Speaker appointed Reed of Mahaska, Fabritz of Wapello, and Rice of Keokuk.

On motion of Fabritz of Wapello, the House recessed until 1:45 p. m.

The House reconvened, Speaker Miller in the chair.

Gallagher of Iowa moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in joint session. Motion prevailed and the Speaker appointed as such committee Gallagher of Iowa, Paisley of Lee, and Hultman of Montgomery.

Gallagher of Iowa from the committee appointed to notify the Senate that the House was ready to receive it in joint session, reported that they had performed this duty. The report was accepted and the committee discharged.

The sergeant-at-arms announced the arrival of the President of the Senate, the Secretary of the Senate, and the honorable body of the Senate.

The President of the Senate was escorted to the Speaker's station, the Secretary to the Chief Clerk's desk, and the members of the Senate took seats in the west side of the chamber.

JOINT CONVENTION

In accordance with concurrent resolution duly adopted, the joint convention was called to order, Lieutenant Governor Kraschel, President of the Senate, presiding.

Prayer was offered by the Rev. Dr. E. G. Williams, Pastor of the Westminster Presbyterian Church, Des Moines, Iowa.

Music was furnished by the orchestra from the Iowa School for the Blind, Vinton, Iowa; also by the glee club of the same school.

Lieutenant Governor Kraschel then introduced Benjamin F. Shambaugh, Professor of Political Science at State University of Iowa, and Superintendent of the Iowa State Historical Society, who addressed the Joint Convention on the life of Abraham Lincoln.

Senator Ritchie moved that the Joint Convention extend a vote of thanks to Mr. Shambaugh. Motion prevailed.

Digitized by Google

Senator Ritchie moved that the Joint Convention be now dissolved. Motion prevailed.

The House reconvened, Speaker Miller in the chair.

AMENDMENTS FILED

Cunningham of Polk filed the following amendment to House File No. 173:

Amend House File No. 173 as follows:

Strike out from line five (5) to line fourteen (14) inclusive and in lieu thereof insert the following:

"Section 5759-e1. Any non-resident of the state of Iowa owning any real property located within the limits of any city or town within the state and who does not maintain an office or agency within the county wherein such city or town is located, shall file in the office of the city or town clerk, a certificate duly acknowledged, as required in deeds, certifying the name of his resident agent upon whom due and legal service may be made of any notice required in the enforcement of the provisions of section 5759."

Willis of Dallas filed the following amendment to House File No. 173:

Amend House File No. 173 by adding following the period after the word "section" in the thirteenth line of the printed bill the following:

"such certificate shall not be required of foreign corporations which have filed with the Secretary of State as required by the provisions of Section 8421, Code of Iowa, 1931, a resolution giving the name and address in Iowa of a resident agent upon whom original notice may be served or a similar certificate authorizing such service to be made upon said corporation through the Secretary of State."

Crouch of Greene filed the following amendment to House File No. 173:

Strike out lines five (5) to thirteen (13) inclusive and insert in lieu thereof the following:

"Section 5759-e1. Any non-resident of the state of Iowa owning any real property located within the limits of any city or town within the state and who does not maintain an office or agency within the county wherein such city or town is located, shall file in the office of the city or town clerk, a certificate duly acknowledged, as required in deeds, certifying the name of his resident agent upon whom due and legal service may be made of any notice required in the enforcement of the provisions of section fifty-seven hundred fifty-nine (5759)."

On motion of Sours of Floyd, the House adjourned until 9:30 o'clock Tuesday morning.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 14, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend L. H. Griffith, Ninth and Shaw Church of Christ, Des Moines, Iowa.

Journal of February 13 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Elliott of Polk for the day, on request of Cunningham of Polk; Ostby of Worth for the day, on request of Zipse of Chickasaw; Millhone of Page for the day, on request of Teter of Marion.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Approving prohibition. Beswick, from citizens of Van Buren county; Dean, from citizens of Cerro Gordo county; Dreessen, from citizens of Crawford county; Ellsworth, from citizens of Hardin county; Felter, from citizens of Warren county; Gissel, from citizens of Buchanan county; Hanson, from citizens of Lyon county; Lichty, from citizens of Black Hawk county; Mitchell, from citizens of Webster county; Osborn, from citizens of Decatur county; Schroeder, from citizens of Carroll county. Referred to police regulation, suppression of crime and intemperance.

Opposing chain store tax legislation. Cunningham, from citizens of Polk county; Lookingbill, from citizens of Story county; Sheridan, from citizens of Lee county; Smith, from citizens of Cherokee county. Referred to ways and means.

Opposing Senate File No. 156. Dreessen, from citizens of Crawford county; Schroeder, from citizens of Carroll county. Referred to ways and means.

Digitized by Google

Favoring five day marriage law. Wiese of Scott, from Davenport Women's Club. Referred to judiciary.

Favoring election of county superintendent at general elections. Dean, from citizens of Cerro Gordo county. Referred to elections.

Opposing closing small elementary schools. Stimpson, from citizens of Jones county. Referred to schools and textbooks.

Favoring House File No. 163. Alesch of Plymouth, from LeMars City Council. Referred to cities and towns.

Opposing House Files Nos. 4, 36, 44 and 82. Grell and Wiese of Scott, from Linwood P. T. A. and Sheridan P. T. A. Referred to schools and textbooks.

Opposing reducing salaries of judges. Gittinger of Lucas from Lucas County Bar Association. Referred to judiciary.

Opposing House File No. 79. Sheridan, from Board of Supervisors of Lee county. Referred to roads and highways.

Opposing House Files Nos. 4, 82, 117 and Senate Files 120 and 131. Lichty and McFarlane of Black Hawk, from P. T. A. of East Waterloo. Referred to schools and textbooks.

Favoring gross income tax. Sheridan, from citizens of Lee county. Referred to ways and means.

Favoring House File No. 238. Goode, from citizens of Davis county. Referred to fish and game.

REPORTS OF COMMITTEES

Stiger of Tama, from the committee on judiciary, submitted the following report:

MR. SPEAKER: Your committee on judiciary to whom was referred Senate File No. 201, an act to legalize the consolidation and merger of the Homesteaders Life Association, a domestic fraternal beneficiary society, with the Golden West Life Insurance Association, a fraternal beneficiary society, organized under the laws of the State of California, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend section two (2) by adding thereto immediately following the word Iowa in the last line, "at no expense to the State of Iowa."

CARL B. STIGER, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred Senate File No. 200, an act to amend section eighty-eight hundred sixty-one (8861), code, 1931, relating to consolidation, merger or reinsurance of fraternal beneficiary societies, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

By striking all of section one (1) of said bill and substituting in lieu thereof the following:

Section 1. Section eighty-eight hundred sixty-one (8861), code, 1931, is hereby amended by inserting before the word fraternal in line two (2) the word "Domestic",; and further amend said section by inserting immediately following the word organization in line four (4) the words "whether domiciled in this or any other state or territory."

Also amend section two (2) by adding thereto immediately following the word Iowa in the last line "at no expense to the State of Iowa."

CARL B. STIGER, *Chairman.*

Report adopted.

Roe of Allamakee, from the committee on compensation of public officers, submitted the following report:

MR. SPEAKER: Your committee on compensation of public officers to whom was referred House File No. 175, a bill for an act to amend Section seven hundred thirty-eight (738), Code, 1931, relating to compensation of members of election boards, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

OVE T. ROE, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on compensation of public officers to whom was referred House File No. 172, a bill for an act to repeal sections five hundred twenty-three (523), and ten thousand six hundred thirty-nine (10,639), Code 1931, and to enact sbustitutes therefor, all relating to the election of Justices of the Peace and Constables, and their compensation, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

OVE T. ROE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on compensation of public officers to whom was referred House File No. 75, a bill for an act to repeal section seventeen-c one (17-c1), Code, 1931, relating to the payment of expenses of the general assembly, beg leave to report they have had the same under

Digitized by Google

consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

OVE T. ROE, *Chairman.*

Report adopted.

Koch of Bremer offered the following resolution:

HOUSE RESOLUTION NO. 20

Whereas, the Honorable George W. Christophel, who was a member of the House of Representatives in the Forty-first and Forty-second General Assemblies, and also a member of the Senate of the Forty-third and Forty-fourth General Assemblies, died at Waverly, Iowa, during the month of November, 1932; therefore,

Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That the Speaker of the House of Representatives appoint a committee of three to draft suitable resolutions commemorating the life, character, and service of this emigrant boy that became a substantial business man and lawmaker of and for the state.

Unanimous consent having been obtained for the immediate consideration of the resolution, Mr. Koch moved its adoption. Motion prevailed and the resolution was adopted. As members of such committee, the Speaker appointed Koch of Bremer, McFarlane of Black Hawk and Hanson of Winnebago.

Schroeder of Carroll and Dreessen of Crawford offered the following House Concurrent Resolution:

HOUSE CONCURRENT RESOLUTION NO. 11

Memorializing the Congress and the President of the United States of America to enact and to sign Senate Bill No. 1197, known as the Frazier Bill.

Whereas, there is great danger of insurrection and revolution in our State, unless Congress will take immediate action to relieve the economic distress, causing thousands of once prosperous families to lose their homes and farms through unemployment and through low prices for farm crops.

Whereas, this Bill provides for refinancing Farm Real Estate Mortgages at an interest rate of 1½% and 1½% principal payment on the amortization plan, and furthermore 3% interest on loans secured by first mortgages on Live Stock for Breeding or other Agricultural purposes.

Whereas, during the recent War the Government approximately doubled the money in actual circulation by issuing Federal Reserve Notes secured by Agricultural and Commercial Paper, to enable the Government, the people of the United States, to assume the indebtedness of Foreign Nations to the International Bankers, it is deemed only fair to ask the Government now to make similar provisions for the indebtedness of its own citizens, therefore,

Digitized by Google

Be It Resolved by the House of Representatives of Iowa, the Senate Concurring, That we earnestly request to urge the Congress and the President of the United States to speedily enact and sign Senate Bill No. 1197, known as the Frazier Refinancing Bill.

Be It Further Resolved, that a copy of this Resolution be sent to the Congressmen from Iowa and to the President of the United States.

Laid over under Rule 34.

INTRODUCTION OF BILLS

House File No. 285 by Gallagher of Iowa, a bill for an act relating to the purchase of supplies by officers, boards or commissions of the state or its municipal sub-divisions, and authorizing the recovery from such officers, boards or commissions of the cost of excessive amounts of supplies so purchased.

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

House File No. 286 by Peaco of Clinton, a bill for an act to amend section eighty-three hundred thirty-eight-D two (8338-D2), Code, 1931, relating to permits for construction of pipe lines.

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

House File No. 287 by Brady of Pottawattamie, a bill for an act to amend Section seven thousand four hundred twenty-d eight (7420-d8), Code 1931, relating to the liability of public officers.

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

House File No. 288 by Hanson of Winnebago and Teter of Marion, a bill for an act to repeal sections twelve thousand three hundred seventy-five (12375) and twelve thousand three hundred seventy-seven (12377) of the code, 1931, and to enact substitutes therefor, providing that sale under special execution in an action on a debt secured by mortgage, deed of trust or other instrument conveying or creating a lien on real estate in this state, shall constitute full satisfaction and payment of such debt and of any judgment rendered thereon, and that such judgment shall not be a lien upon other real estate or property of such judgment debtor.

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

Digitized by Google

House File No. 289 by Jensen of Audubon, a bill for an act to amend sections forty hundred ninety-seven (4097), forty hundred ninety-nine (4099), forty-one hundred (4100), and forty-one hundred one (4101), code 1931, relating to the election of the county superintendent of schools.

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

House File No. 290 by committee on compensation of public officers, a bill for an act to amend sections eighty-eight-c one (88-c1), one hundred thirty-c one (130-c1), one hundred fifty-three-c one (153-c1), seventeen hundred three-d twenty-two (1703-d22), twenty-six hundred three-c one (2603-c1), twenty-eight hundred eighty-two (2882), twenty-nine hundred forty-seven (2947), twenty-nine hundred fifty-two (2952), thirty-three hundred seventy-three (3373), thirty-three hundred eighty-eight (3388), thirty-four hundred three (3403), thirty-four hundred sixty-six (3466), thirty-four hundred eighty-six (3486), thirty-six hundred sixty-one-a five (3661-a5), thirty-six hundred eighty-seven (3687), thirty-seven hundred seven (3707), thirty-seven hundred twenty-four (3724), thirty-seven hundred forty-one (3741), thirty-seven hundred forty-two (3742), forty-six hundred twenty-five (4625), forty-six hundred thirty-c one (4630-c1), sixty-nine hundred forty-three-c eighteen (6943-c18), ninety-one hundred thirty-seven (9137), ten thousand eight hundred four (10,804), and twelve thousand eight hundred sixteen-a one (12,816-a1), code 1931, to reduce state statutory salaries paid by the state.

Read first and second times and passed on file.

House File No. 291 by committee on compensation of public officers, a bill for an act to amend sections thirty-six hundred twelve (3612), sixty-five hundred seventeen (6517), sixty-seven hundred four (6704), sixty-seven hundred five (6705), sixty-nine hundred forty-three-c four (6943-c4), ten thousand six hundred eighty-eight (10,688), ten thousand seven hundred thirty-nine (10,739), and ten thousand seven hundred forty-eight (10,748), code 1931, to reduce statutory salaries for city officers and officials of municipal, juvenile and superior courts.

Read first and second times and passed on file.

House File No. 292 by committee on compensation of public officers, a bill for an act to repeal sections fifty-two hundred

Digitized by Google

twenty-one (5221), fifty-two hundred twenty-three (5223), fifty-two hundred twenty-five (5225), fifty-two hundred twenty-seven (5227), fifty-two hundred twenty-nine (5229), fifty-two hundred thirty-one (5231), and fifty-two hundred thirty-six (5236), code 1931, and enact substitutes therefor; and to amend sections fifty-one hundred twenty-five (5125), fifty-two hundred twenty (5220), fifty-two hundred twenty-two (5222), fifty-two hundred twenty-four (5224), fifty-two hundred twenty-six (5226), fifty-two hundred twenty-eight (5228), fifty-two hundred thirty (5230), fifty-two hundred thirty-two (5232), fifty-five hundred seventy-one (5571), fifty-five hundred seventy-two (5572), fifty-five hundred seventy-three (5573), and fifty-six hundred sixty-nine (5669), code 1931, revising statutory salaries of county officers and prescribing the method of fixing the salaries of their deputies.

Read first and second times and passed on file.

HOUSE FILE NO. 95 WITHDRAWN

Gittinger of Lucas asked and obtained unanimous consent to withdraw House File No. 95 from the judiciary committee and from the further consideration of the House.

CONSIDERATION OF BILLS

House File No. 170, a bill for an act to amend section sixty-four hundred fifty-six (6456), Code, 1931, relating to municipal zoning, with report of committee recommending passage, was taken up for consideration.

Wiese of Scott moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 86.

Aldrich	Cunningham	Frizzell	Humeston
Alesch	Davis	Fuelling	Jenkins
Augustine	Ditto	Fuester	Jensen
Beath	Dole	Gallagher	Johnson
Beswick	Donlon	Garner	Koch
Bonnstetter	Doran	Gissel	Laughlin
Bouska	Dreessen	Gittinger	Lichty
Bowers	Durant	Goode	Lookingbill
Bruce	Ellsworth	Grau	McCarthy
Burgess	Fabritz	Hook	McCreery
Casey	Falvey	Hough	McDermott
Craven	Foster	Hultman	McFarlane

Digitized by Google

McKinnon	Osborn	Smith	Treimer
McLean	Peaco	Speidel	Weed
Malone	Peet	Stansell	Wenig
Maniece	Porter	Stanzel	Wiese
Mercer	Rawlings	Stewart	Willis
Metcalf	Reed	Stimpson	Wolf
Moore of Benton	Rice	Swift of Dubuque	Yager
Moore of Harrison	Roe	Swift of Jackson	Zylstra
Mooty	Schmitz	Teter	Mr. Speaker
	Schroeder	Thiessen	

The nays were, 4.

Crouch	Grell	Sours	Zipse

Absent or not voting, 18.

Brady	Hanson of Winnebago	Mitchell	Snyder
Dean	Hartman	Ostby	Stiger
Elliott	Hopp	Paisley	Strachan
Felter	Millhone	Ryder	Thies
Hanson of Lyon		Sheridan	

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

House File No. 173, a bill for an act to amend Section fifty-seven hundred fifty-nine (5759), Code, 1931, relating to dangerous structures, with report of committee recommending passage, was taken up for consideration.

Cunningham of Polk called up his amendment found on page 395 of the Journal of February 13 and moved its adoption. Motion prevailed.

Crouch of Greene asked and obtained unanimous consent to withdraw the amendment filed by him and found on page 395 of Journal of February 13.

Willis of Dallas called up the amendment filed by him and found on page 395 of the Journal of February 13 and moved its adoption.

Willis of Dallas moved to amend the amendment by placing a comma after the word "state" in line 2 and inserting thereafter the words "Commissioner of Insurance"; also by adding at the end of the amendment the words "Commissioner of Insurance". Motion prevailed and the amendment to the amendment was adopted.

The amendment as amended was adopted.

Willis of Dallas moved to amend House File No. 173 as follows:

Amend the title by striking therefrom the words "Section fifty-seven

Digitized by Google

hundred fifty-nine (5759)" and inserting in lieu thereof the words "Chapter 292".

Amend section one by striking therefrom the words "Section fifty-seven hundred fifty-nine (5759)" and inserting in lieu thereof the words "Amend Chapter 292"; also by striking from the second line thereof the words "is hereby amended by adding thereto" and inserting in lieu thereof the words "by inserting after Section fifty-seven hundred fifty-nine, (5759), the following".

Motion prevailed and the amendments were adopted.

Grell of Scott moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 93.

Aldrich	Felter	McCreery	Sheridan
Alesch	Frizzell	McFarlane	Smith
Augustine	Fuelling	McKinnon	Sours
Beath	Fuester	McLean	Speidel
Beswick	Gallagher	Malone	Stansell
Bonnstetter	Garner	Maniece	Stanzel
Bouska	Gissel	Mercer	Stewart
Bowers	Gittinger	Metcalf	Stimpson
Brady	Goode	Moore of Benton	Strachan
Bruce	Grell	Moore of Harrison	Swift of Dubuque
Burgess	Hanson of Lyon	Mooty	Swift of Jackson
Casey	Hartman	Osborn	Teter
Craven	Hopp	Paisley	Thiessen
Crouch	Hough	Peaco	Treimer
Cunningham	Hultman	Peet	Weed
Davis	Humeston	Porter	Wenig
Dean	Jenkins	Rawlings	Wiese
Ditto	Jensen	Reed	Willis
Dole	Johnson	Rice	Wolf
Donlon	Koch	Roe	Yager
Doran	Laughlin	Schmitz	Zipse
Dreessen	Lichty	Schroeder	Zylstra
Durant	Lookingbill		Mr. Speaker
Falvey	McCarthy		

The nays were, 4.

Ellsworth	Foster	Grau	Hanson of Winnebago

Absent or not voting, 11.

Elliott	McDermott	Ostby	Stiger
Fabritz	Millhone	Ryder	Thies
Hook	Mitchell	Snyder	

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

Digitized by Google

House File No. 191, a bill for an act relating to road poll taxes and providing that the payment thereof may be in cash or labor, and further providing for the collection and expenditure of such tax and the supervision of such labor; and to amend sections forty-six hundred forty-four c-fifty-eight (4644-c58), forty-six hundred forty-four c-sixty (4644-c60), forty-six hundred forty-four c-sixty-one (4644-c61) and forty-six hundred forty-four c-sixty-four (4644-c64) of the Code, 1931, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Laughlin of Fremont the amendments proposed by the committee, found on page 343 of the Journal of February 9, were adopted.

Laughlin of Fremont moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 90.

Aldrich	Frizzell	McCreery	Smith
Alesch	Fuelling	McDermott	Snyder
Augustine	Fuester	McKinnon	Sours
Beswick	Gallagher	Malone	Speidel
Bonnstetter	Garner	Maniece	Stansell
Bouska	Gissel	Mercer	Stanzel
Bowers	Gittinger	Metcalf	Stewart
Brady	Goode	Moore of Benton	Stimpson
Bruce	Grau	Moore of	Strachan
Burgess	Hanson of Lyon	Harrison	Swift of Dubuque
Casey	Hartman	Mooty	Swift of Jackson
Craven	Hook	Osborn	Teter
Cunningham	Hough	Paisley	Thies
Davis	Hultman	Peaco	Thiessen
Dean	Humeston	Peet	Treimer
Ditto	Jenkins	Porter	Weed
Dole	Jensen	Rawlings	Wenig
Donlon	Johnson	Reed	Willis
Dressen	Koch	Rice	Wolf
Durant	Laughlin	Roe	Yager
Ellsworth	Lichty	Schmitz	Zipse
Falvey	Lookingbill	Schroeder	Zylstra
Felter	McCarthy	Sheridan	

The nays were, 8.

Beath	Foster	Hanson of	Hopp
Crouch	Grell	Winnebago	McLean
Doran			

Absent or not voting, 10.

Elliott	Millhone	Ryder	Wiese
Fabritz	Mitchell	Stiger	Mr. Speaker
McFarlane	Ostby		

Digitized by Google

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

House File No. 207, a bill for an act to amend section forty-five hundred five (4505), code, 1931, relating to the proceeds of the re-sale of lands acquired for the permanent school fund where an excess or loss occurs, with report of committee recommending passage, was taken up for consideration.

Gallagher of Iowa moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 79.

Alesch	Ellsworth	Lichty	Schmitz
Augustine	Falvey	Lookingbill	Schroeder
Beath	Felter	McCarthy	Sheridan
Beswick	Foster	McCreery	Snyder
Bonnstetter	Frizzell	McDermott	Stanzel
Bouska	Fuelling	McLean	Stimpson
Bowers	Gallagher	Malone	Strachan
Bruce	Gissel	Maniece	Swift of Dubuque
Burgess	Gittinger	Mercer	Swift of Jackson
Casey	Grau	Metcalf	Teter
Craven	Hanson of	Moore of Benton	Thiessen
Cunningham	Winnebago	Mooty	Treimer
Davis	Hartman	Osborn	Weed
Dean	Hook	Paisley	Wenig
Ditto	Hough	Peaco	Wiese
Dole	Hultman	Peet	Willis
Donlon	Jenkins	Porter	Wolf
Doran	Jensen	Rawlings	Yager
Dressen	Johnson	Rice	Zylstra
Durant	Laughlin	Roe	Mr. Speaker

The nays were, 20.

Aldrich	Hanson of Lyon	Moore of	Speidel
Crouch	Hopp	Harrison	Stansell
Fuester	Humeston	Reed	Stewart
Garner	Koch	Smith	Thies
Goode	McKinnon	Sours	Zipse
Grell			

Absent or not voting, 9.

Brady	McFarlane	Mitchell	Ryder
Elliott	Millhone	Ostby	Stiger
Fabritz			

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

House File No. 145, a bill for an act to amend section forty-three hundred seventy-one (4371), code 1931, relating to the use of

Digitized by Google

public school buildings for other than school purposes, with report of committee recommending passage, was taken up for consideration.

Ditto of Osceola moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 97.

Aldrich	Fuelling	McCarthy	Sheridan
Alesch	Fuester	McCreery	Smith
Augustine	Gallagher	McDermott	Snyder
Beath	Garner	McFarlane	Sours
Beswick	Gissel	McKinnon	Speidel
Bonnstetter	Gittinger	McLean	Stansell
Bouska	Goode	Malone	Stewart
Bowers	Grau	Maniece	Stimpson
Brady	Grell	Mercer	Strachan
Bruce	Hanson of Lyon	Metcalf	Swift of Dubuque
Burgess	Hanson of Winnebago	Moore of Benton	Swift of Jackson
Casey	Hartman	Moore of Harrison	Teter
Craven	Hook	Mooty	Thies
Crouch	Hopp	Osborn	Thiessen
Cunningham	Hough	Paisley	Treimer
Ditto	Hultman	Peaco	Weed
Dole	Humeston	Peet	Wenig
Donlon	Jenkins	Porter	Wiese
Doran	Jensen	Rawlings	Willis
Dreessen	Johnson	Reed	Wolf
Ellsworth	Koch	Rice	Yager
Falvey	Laughlin	Roe	Zipse
Felter	Lichty	Schmitz	Zylstra
Foster	Lookingbill	Schroeder	Mr. Speaker
Frizzell			

The nays were, 2.

Davis	Durant

Absent or not voting, 9.

Dean	Millhone	Ostby	Stanzel
Elliott	Mitchell	Ryder	Stiger
Fabritz			

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

House File No. 176, a bill for an act to amend section fifty-five hundred forty-three (5543), Code, 1931, relating to the time of meetings of local boards of township trustees, with report of committee recommending amendment and passage, was taken up for consideration.

Digitized by Google

On motion of Malone of Cass the amendments proposed by the committee, found on page 357 of the journal of February 10, were adopted.

Fabritz of Wapello moved the previous question. Motion prevailed.

Malone of Cass moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 90.

Aldrich	Felter	Lichty	Smith
Alesch	Frizzell	McCarthy	Snyder
Augustine	Fuelling	McCreery	Sours
Beath	Garner	McDermott	Speidel
Beswick	Gissel	McKinnon	Stansell
Bonnstetter	Gittinger	McLean	Stanzel
Bouska	Goode	Malone	Stewart
Bowers	Grau	Maniece	Stimpson
Brady	Grell	Metcalf	Swift of Dubuque
Bruce	Hanson of Lyon	Mitchell	Swift of Jackson
Burgess	Hanson of Winnebago	Moore of Benton	Teter
Casey	Hartman	Moore of Harrison	Thies
Craven	Hook	Mooty	Thiessen
Crouch	Hopp	Osborn	Treimer
Cunningham	Hough	Peaco	Weed
Davis	Hultman	Peet	Wenig
Dean	Humeston	Porter	Wiese
Donlon	Jenkins	Rawlings	Willis
Doran	Jensen	Reed	Wolf
Durant	Johnson	Rice	Yager
Ellsworth	Koch	Roe	Zipse
Fabritz	Laughlin	Schmitz	Zylstra
Falvey			Mr. Speaker

The nays were, 9.

Dole	Fuester	Lookingbill	Schroeder
Dreessen	Gallagher	Mercer	Strachan
Foster			

Absent or not voting, 9.

Ditto	Millhone	Paisley	Sheridan
Elliott	Ostby	Ryder	Stiger
McFarlane			

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

House File No. 180, a bill for an act to amend section twenty-two hundred thirty-three (2233), Code, 1931, relating to the time

Digitized by Google

of meetings of local boards of health, with report of committee recommending passage, was taken up for consideration.

Malone of Cass moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 97.

Aldrich	Frizzell	Lookingbill	Sheridan
Alesch	Fuelling	McCarthy	Smith
Augustine	Fuester	McCreery	Snyder
Beath	Gallagher	McDermott	Sours
Beswick	Garner	McKinnon	Speidel
Bonnstetter	Gissel	McLean	Stansell
Bouska	Gittinger	Malone	Stanzel
Bowers	Goode	Maniece	Stewart
Brady	Grau	Mercer	Stimpson
Bruce	Grell	Metcalf	Strachan
Burgess	Hanson of Lyon	Mitchell	Swift of Dubuque
Casey	Hanson of Winnebago	Moore of Benton	Swift of Jackson
Craven	Hartman	Moore of Harrison	Teter
Crouch	Hook	Mooty	Thies
Cunningham	Hopp	Osborn	Thiessen
Davis	Hough	Peaco	Treimer
Dean	Hultman	Peet	Weed
Ditto	Humeston	Porter	Wenig
Dole	Jenkins	Rawlings	Wiese
Donlon	Jensen	Reed	Willis
Doran	Johnson	Rice	Wolf
Dreessen	Koch	Roe	Zipse
Durant	Laughlin	Schmitz	Zylstra
Ellsworth	Lichty	Schroeder	Mr. Speaker
Felter			

The nays were, 1.

Foster

Absent or not voting, 10.

Elliott	McFarlane	Paisley	Stiger
Fabritz	Millhone	Ryder	Yager
Falvey	Ostby		

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

House File No. 194, a bill for an act to permit a Board of Supervisors or Joint Board of Supervisors having control of a drainage district to use under certain conditions a part of the surplus on hand to apply on assessments coming due, and to provide for a corresponding refund to persons who have paid their assessments in full, with report of committee recommending amendment and passage, was taken up for consideration.

Digitized by Google

On motion of Hanson of Winnebago the amendments proposed by the committee, found on page 358 of the Journal of February 10, were adopted.

Casey of Mitchell moved that the bill be read a third time now and placed upn its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 98.

Aldrich	Felter	Lichty	Sheridan
Alesch	Foster	Lookingbill	Smith
Beath	Frizzell	McCarthy	Snyder
Beswick	Fuester	McCreery	Sours
Bonnstetter	Gallagher	McDermott	Speidel
Bouska	Garner	McKinnon	Stansell
Bowers	Gissel	McLean	Stanzel
Brady	Gittinger	Malone	Stewart
Bruce	Goode	Maniece	Stimpson
Burgess	Grau	Mercer	Strachan
Casey	Grell	Metcalf	Swift of Dubuque
Craven	Hanson of Lyon	Mitchell	Swift of Jackson
Crouch	Hanson of Winnegabo	Moore of Benton	Teter
Cunningham	Hartman	Moore of Harrison	Thies
Davis	Hook	Mooty	Thiessen
Dean	Hopp	Osborn	Treimer
Ditto	Hough	Paisley	Weed
Dole	Hultman	Peaco	Wenig
Donlon	Humeston	Peet	Wiese
Doran	Jenkins	Porter	Willis
Dreessen	Jensen	Rawlings	Wolf
Durant	Johnson	Reed	Yager
Ellsworth	Koch	Roe	Zipse
Fabritz	Laughlin	Schroeder	Zylstra
Falvey			Mr. Speaker

The nays were, none.

Absent or not voting, 10.

Augustine	McFarlane	Rice	Schmitz
Elliott	Millhone	Ryder	Stiger
Fuelling	Ostby		

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

House File No. 266, a bill for an act to provide a lien on grain and seed threshed or corn shelled for the benefit of persons operating grain threshing or corn shelling equipment, and the method of perfecting said lien, and to provide the limitations of actions to enforce said lien and the procedure for the enforcement thereof, was taken up for consideration.

Digitized by Google

Hanson of Lyon moved that the bill be rereferred to the judiciary committee. Motion lost.

Moore of Benton moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 85.

Aldrich	Foster	Lichty	Schmitz
Alesch	Frizzell	Lookingbill	Schroeder
Beath	Fuelling	McCarthy	Sheridan
Bonnstetter	Fuester	McCreery	Smith
Bouska	Gallagher	McDermott	Snyder
Bowers	Garner	McKinnon	Stansell
Bruce	Gissel	McLean	Stewart
Burgess	Gittinger	Malone	Stimpson
Casey	Goode	Maniece	Strachan
Craven	Grau	Mercer	Swift of Dubuque
Crouch	Grell	Metcalf	Swift of Jackson
Cunningham	Hanson of Winnebago	Mitchell	Thies
Davis	Hartman	Moore of Benton	Thiessen
Dean	Hook	Moore of Harrison	Treimer
Ditto	Hough	Mooty	Weed
Dole	Hultman	Peaco	Wenig
Donlon	Jenkins	Peet	Wiese
Doran	Jensen	Porter	Willis
Dreessen	Johnson	Reed	Wolf
Durant	Koch	Rice	Yager
Fabritz	Laughlin	Roe	Zylstra
Felter			

The nays were, 14.

Beswick	Hanson of Lyon	Paisley	Speidel
Brady	Hopp	Rawlings	Stanzel
Ellsworth	Humeston	Sours	Zipse
Falvey	Osborn		

Absent or not voting, 9.

Augustine	Millhone	Ryder	Tetar
Elliott	Ostby	Stiger	Mr. Speaker
McFarlane			

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

HOUSE FILE NO. 158 REREFERRED

Fabritz of Wapello moved that House File No. 158 be rereferred to the committee on motor vehicles. Motion prevailed.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Digitized by Google

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 188, a bill for an act relating to special elections to abandon organization of city or town under chapter 328, code, 1931, and become a city or town under the general law governing cities and towns, or resume special charter.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 203, a bill for an act making appropriation to defray expenses of the inaugural ceremonies.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 91, a bill for an act relating to appropriations of public funds.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 243, a bill for an act providing for the granting and selling of annuities by life insurance companies.

BYRON G. ALLEN, *Secretary.*

SENATE MESSAGES CONSIDERED

Senate File No. 91, a bill for an act to repeal sections twenty-five hundred twenty-three-c two (2523-c2) and twenty-nine hundred twenty-three-d one (2923-d1), Code, 1931, relating to appropriations of public funds, said appropriations being duplicated in the general biennial appropriation act.

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

Senate File No. 203, a bill for an act making appropriation to defray the expense of the inaugural ceremonies.

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

Senate File No. 243, a bill for an act to amend chapter three hundred ninety-eight (398) of the Code of Iowa of 1931 by inserting therein an additional section to provide for the granting and selling of annuities by life insurance companies governed by that chapter.

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

AMENDMENT FILED

Metcalf of Muscatine filed the following amendment to House File No. 172:

Digitized by Google

Amend section 1, lines 4 and 5, and 8 and 9, by striking out the words and figures "twenty thousand (20,000)" and inserting in lieu thereof "fifteen thousand (15,000)".

Amend section 2, lines 8 and 9, and 11 and 12, by striking out the words and figures "twenty thousand (20,000)" and inserting in lieu thereof "fifteen thousand (15,000)".

On motion of Maniece of Emmet, the House adjourned until 10:00 o'clock Wednesday morning.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 15, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend Frederick J. Weertz, Pastor of St. John's Evangelical Lutheran Church, Des Moines, Iowa.

Journal of February 14 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Elliott of Polk for the day, on request of Cunningham of Polk; Fabritz of Wapello for the day, on request of Koch of Bremer; Ostby of Worth for the day and tomorrow, on request of Zipse of Chickasaw.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Approving prohibition. Aldrich, from citizens of Wright county; Alesch, from citizens of Plymouth county; Augustine, from citizens of Ringgold county; Felter, from citizens of Warren county; McCreery, from citizens of Linn county. Referred to police regulation, suppression of crime and intemperance.

Opposing special tax on chain stores. Cunningham, from citizens of Polk county; Ditto, from citizens of Osceola county; Sheridan, from citizens of Lee county; Snyder, from citizens of Hamilton county. Referred to ways and means.

Opposing House File No. 4. Beswick of Van Buren, from Farmington Board of Education. Referred to schools and textbooks.

Opposing Senate Files Nos. 125 and 175. Stanzel, from truck operators of Sac county. Referred to motor vehicles and transportation.

Digitized by Google

Opposing Farm Bureau aid and compulsory cattle testing. Porter, from citizens of Delaware county. Referred to animal industry.

Approving House File No. 163. McCarthy of Woodbury, from Sioux City council. Referred to cities and towns.

Favoring amending Senate File No. 164 and House File No. 191. Wiese, from Scott county board of supervisors. Referred to roads and highways.

Favoring cattle testing. McCarthy of Woodbury, from Woodbury county board of health. Referred to animal industry.

Favoring Farm Bureau. Bonnstetter of Kossuth, from Ledyard township farm bureau. Referred to agriculture.

Favoring present gas tax refund law. Schroeder of Carroll, from members of Cal-car Service Company. Referred to motor vehicles and transportation.

Favoring Senate File No. 121. Swift of Jackson, from Central States Field Trial Association. Referred to fish and game.

Favoring five day marriage license law. Stewart of Calhoun, from citizens of Lohrville. Referred to tax reduction.

Opposing special tax on portable mills. Bouska, from citizens of Howard county. Referred to agriculture.

Opposing closing small elementary schools. Stimpson, from citizens of Jones county. Referred to schools and textbooks.

Favoring gross income and sales tax. McLean, from citizens of Marshall county. Referred to ways and means.

Opposing House Files Nos. 4, 36, 44 and 82. Grell of Scott, from McCausland P. T. A. and Bettendorf P. T. A. Referred to schools and textbooks.

REPORTS OF COMMITTEES

Ellsworth of Hardin, from the committee on banks and banking, submitted the following report:

MR. SPEAKER: Your committee on banks and banking to whom was referred House File No. 101, a bill for an act to amend the law as it appears in section ninety-four hundred twenty (9420) of the code, 1931,

Digitized by Google

relating to interest on chattel loans up to three hundred ($300.00) dollars, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend by striking the words "one and one-half" in the last line and substituting the words "two and one-half".

E. O. ELLSWORTH, *Chairman.*

Report adopted.

McFarlane of Black Hawk, from the committee on printing, submitted the following report:

MR. SPEAKER: Your committee on printing to whom was referred House File No. 13, a bill for an act to amend sections two hundred twenty-six (226), two hundred twenty-seven (227), two hundred thirty (230), two hundred sixty-four (264), two hundred sixty-nine (269), twenty-five hundred ninety-five (2595), forty-five hundred fifty-five (4555); two hundred forty-two (242), two hundred fifty-eight (258), forty-five hundred fifty-seven (4557), forty-five hundred fifty-eight (4558), and repeal section two hundred sixty-five-a one (265-a1), and enact a substitute therefor of the code 1931, to change provisions relative to state printing, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend the title by striking the words and figures "twenty-five hundred ninety-five (2595), forty-five hundred fifty-five (4555)" in lines three and four, also the words and figures "forty-five hundred fifty-seven (4557), forty-five hundred fifty-eight (4558)," in lines six and seven.

Amend the bill by striking out all of Sections six (6), seven (7), ten (10) and eleven (11).

ARCH W. MCFARLANE, *Chairman.*

Report adopted.

Bonnstetter of Kossuth, from the committee on appropriations, submitted the following report:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 203, a bill for an act making appropriations to defray the expense of the inaugural ceremonies, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Craven of Jasper, from the committee on animal industry, submitted the following report:

MR. SPEAKER: Your committee on animal industry to whom was referred House File No. 117, a bill for an act to repeal sections twenty-six hundred sixty-six (2666), twenty-six hundred sixty-nine (2669), twenty-

Digitized by Google

six hundred seventy-five (2675), twenty-six hundred seventy-nine (2679), twenty-six hundred eighty-one (2681), twenty-six hundred eighty-two (2682), twenty-six hundred eighty-six (2686), twenty-six hundred eighty-nine (2689), twenty-six hundred ninety-nine (2699), twenty-seven hundred (2700), to twenty-seven hundred two (2702), inclusive, twenty-seven hundred four-b one (2704-b1), twenty-seven hundred four-b two (2704-b2), twenty-seven hundred four-b three (2704-b3), and twenty-seven hundred four-c one (2704-c1), Code, 1931, and to enact substitutes therefor relating to the eradication of bovine tuberculosis; to prohibit the sale of tubercular animals or the meat or flesh thereof for food, and to provide a penalty for the violation thereof; to define the word "examination" and the word "shall" in said statutes; to grant the owner his choice of veterinarians; to provide tax levy, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. J. E. CRAVEN, *Chairman.*

Report adopted.

Donlon of Palo Alto, from the committee on ways and means, submitted the following report:

MR. SPEAKER: Your committee on ways and means to whom was referred House File No. 206, a bill for an act to amend the law as it appears in sections fifty-four hundred twenty-five (5425) and fifty-four hundred forty-nine (5449) of the Code, 1931, relating to annual license fees for German shepherd dogs, commonly known as police dogs, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. P. H. DONLON, *Chairman.*

Report adopted.

Gallagher of Iowa, from the committee on insurance, submitted the following report:

MR. SPEAKER: Your committee on insurance to whom was referred House File No. 189, a bill for an act to amend section eighty-nine hundred forty-three (8943), code, 1931, relating to execution of policies of insurance, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. J. P. GALLAGHER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on insurance to whom was referred House File No. 181, a bill for an act to amend section 8776, code, 1931, by increasing the amount of an insurance policy which shall be exempt when payable to the surviving widow to Fifteen thousand dollars ($15,000), beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. J. P. GALLAGHER, *Chairman.*

Report adopted.

Digitized by Google

CONSIDERATION OF HOUSE CONCURRENT RESOLUTION NO. 11

Schroeder of Carroll called up House Concurrent Resolution No. 11 found in the Journal of February 14 and moved its adoption.

Grell of Scott moved that the resolution be referred to a special committee of three to be appointed by the Speaker, to submit a new draft of the resolution. Motion prevailed.

As members of such committee the Speaker appointed Grell of Scott, Schroeder of Carroll and McFarlane of Black Hawk.

INTRODUCTION OF BILLS

House File No. 293 by committee on insurance, a bill for an act to amend section eighty-nine hundred six (8906) of the 1931 code of Iowa, providing for the organization of mutual insurance companies in the State of Iowa requiring assets in a minimum amount before authority to do business is granted, and to provide for contributions.

Read first and second times and passed on file.

House File No. 294 by McCreery of Linn, a bill for an act to amend section three hundred ninety-seven d1 (397-d1) code, 1931, relating to the remuneration of public accountants in auditing state institutions.

Read first and second times and referred to committee on departmental affairs.

House File No. 295 by Reed of Mahaska, a bill for an act to amend section thirty-eight hundred thirty-five (3835), and thirty-eight hundred thirty-six (3836), Code of 1931, relating to chief clerk and inspectors in the office of Superintendent of Public Instruction.

Read first and second times and referred to committee on departmental affairs.

House File No. 296 by Reed of Mahaska, a bill for an act to amend section forty-six hundred thirty-two (4632), Code of 1931, relating to compensation of Chief Engineer of the State Highway Commission.

Read first and second times and referred to committee on compensation of public officers.

Digitized by Google

House File No. 297 by Reed of Mahaska, a bill for an act to amend Section thirty-nine hundred twenty-one (3921) Code of 1931, relating to placing a limit on compensations received by Presidents, Superintendents, Professors, Instructors, Directors, Officers and other employes of Institutions governed by the State Board of Education.

Read first and second times and referred to committee on compensation of public officers.

House File No. 298 by Jensen of Audubon, a bill for an act to fix the amount of schooling to be furnished in public school districts at public expense.

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

House File No. 299 by Dean of Cerro Gordo, a bill for an act to prohibit the fraudulent advertising or selling of seed corn represented to be hybrid unless it represents the first generation of a cross between strains of different parentage and involving inbred lines of corn or their combination and prescribing a penalty therefor.

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

House File No. 300 by Crouch of Greene (by request), a bill for an act to require cities and towns maintaining police or fire departments to provide for the indemnifying of its police or fire employees against liability or loss because of any claims for bodily injury, death, or property damage by any such employee resulting from his operation of a vehicle while in the performance of his duties, and, to require said city or town to defend said employee in any action brought against him on account of any such claim, and, in case of a judgment, to pay same.

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

House File No. 301 by Wiese of Scott, a bill for an act to amend Section Twenty-one Hundred Thirty-six (2136), Code, 1931, relating to the persons to whom permit holders may sell intoxicating liquor.

Read first and second times and referred to committee on public health.

Digitized by Google

House File No. 302 by Johnson of Linn (by request), a bill for an act to regulate the practice of Naprapathy, and providing for the examination and license of Naprapaths, and the appointment and maintenance of a board of examiners.

Read first and second times and referred to committee on public health.

House Joint Resolution No. 5 by McFarlane of Black Hawk, a joint resolution proposing an amendment to article three (III) of the Constitution of the State of Iowa, by striking therefrom section thirty-five (35) thereof, as amended, and adopting a substitute therefor, relating to the number of members of the House of Representatives and the apportionment thereof.

Read first and second times and referred to committee on constitutional amendments.

House File No. 303 by Hanson of Winnebago, a bill for an act to repeal section three hundred forty-four (344), code 1931, relating to examination of and settlement with departments of state government.

Read first and second times and referred to committee on departmental affairs.

House File No. 304 by Strachan of Humboldt, a bill for an act to amend the law as it appears in section sixty-one hundred forty-two (6142) of the code, 1931, relating to rents, rates and charges of municipally owned heating plants, water works, gas works or electric light or power plants, and to provide for the assessment, certification and collection of special taxes for such rents, rates or charges remaining unpaid for a period of three months after the same are due.

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

HOUSE FILES WITHDRAWN

Jensen of Audubon asked and obtained unanimous consent to withdraw House File No. 82 from the committee on schools and textbooks and from the further consideration of the House.

Hanson of Winnebago asked and obtained unanimous consent to withdraw House File No. 118 from the committee on banks and banking and from the further consideration of the House.

Digitized by Google

Mercer of Johnson asked and obtained unanimous consent to withdraw House File No. 139 from the committee on child welfare and from the further consideration of the House.

Goode of Davis asked and obtained unanimous consent to withdraw House File No. 110 from the committee on fish and game and from the further consideration of the House.

CONSIDERATION OF BILLS

House File No. 149, a bill for an act to amend section eighty-nine hundred forty (8940), Code, 1931, by striking out certain provisions relating to the inurement of policies of insurance to the benefit of one who has obtained a judgment against the insured, to repeal section nine thousand seventy-one (9071) of said code, and to enact a substitute for such stricken and repealed provisions, and to provide the time in which an action to enforce such inurement may be brought, with report of committee recommending amendment and passage, was taken up for consideration.

Millhone of Page moved to amend the amendment proposed by the committee by striking out the word "insurer" as it appears last in the last line of said amendment and substituting in lieu thereof, the word "insured". Motion prevailed and the amendment to the amendment was adopted.

On motion of Millhone of Page the amendments proposed by the committee, found on page 330 of the Journal of February 8, were adopted.

Millhone of Page moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 98.

Aldrich	Craven	Ellsworth	Grau
Alesch	Crouch	Falvey	Grell
Beath	Cunningham	Felter	Hanson of Lyon
Beswick	Davis	Frizzell	Hartman
Bonnstetter	Dean	Fuelling	Hook
Bouska	Ditto	Fuester	Hopp
Bowers	Dole	Gallagher	Hough
Brady	Donlon	Garner	Hultman
Bruce	Doran	Gissel	Humeston
Burgess	Dreessen	Gittinger	Jenkins
Casey	Durant	Goode	Jensen

Digitized by Google

Johnson	Metcalf	Roe	Teter
Koch	Millhone	Schmitz	Thies
Laughlin	Mitchell	Schroeder	Thiessen
Lichty	Moore of Benton	Smith	Treimer
Lookingbill	Moore of Harrison	Snyder	Weed
McCarthy	Mooty	Sours	Wenig
McCreery	Osborn	Speidel	Wiese
McDermott	Peaco	Stansell	Willis
McFarlane	Peet	Stanzel	Wolf
McKinnon	Porter	Stewart	Yager
McLean	Rawlings	Stiger	Zipse
Malone	Reed	Stimpson	Zylstra
Maniece	Rice	Strachan	Mr. Speaker
Mercer		Swift of Jackson	

The nays were, none.

Absent or not voting, 10.

Augustine	Foster	Ostby	Sheridan
Elliott	Hanson of Winnebago	Paisley	Swift of Dubuque
Fabritz		Ryder	

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

House File No. 187, a bill for an act to amend section fifteen hundred sixty-three (1563), Code, 1931, relating to the payment of a mulct tax for permit to sell cigarettes or cigarette papers, with report of committee recommending passage, was taken up for consideration.

Durant of Hancock moved to amend section 1, line 4 by striking out the word "twenty-five" and inserting in lieu thereof the word "thirty-five". Amendment lost.

Stiger of Tama moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 97.

Aldrich	Crouch	Fuester	Hultman
Alesch	Cunningham	Gallagher	Humeston
Augustine	Davis	Garner	Jenkins
Beath	Ditto	Gissel	Jensen
Beswick	Dole	Gittinger	Johnson
Bonnstetter	Donlon	Grau	Koch
Bouska	Doran	Grell	Laughlin
Bowers	Dreessen	Hanson of Lyon	Lichty
Brady	Ellsworth	Hanson of Winnebago	Lookingbill
Bruce	Falvey	Hartman	McCarthy
Burgess	Foster	Hopp	McCreery
Casey	Frizzell	Hough	McDermott
Craven	Fuelling		McFarlane

Digitized by Google

McKinnon	Peet	Speidel	Thiessen
McLean	Porter	Stansell	Treimer
Malone	Rawlings	Stanzel	Weed
Maniece	Reed	Stewart	Wenig
Mercer	Rice	Stiger	Wiese
Metcalf	Roe	Stimpson	Willis
Millhone	Schmitz	Strachan	Wolf
Moore of Benton	Schroeder	Swift of Dubuque	Yager
Mooty	Sheridan	Swift of Jackson	Zipse
Osborn	Smith	Teter	Zylstra
Paisley	Snyder	Thies	Mr. Speaker
Peaco	Sours		

The nays were, 7.

Dean	Felter	Hook	Moore of
Durant	Goode	Mitchell	Harrison

Absent or not voting, 4.

Elliott	Fabritz	Ostby	Ryder

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

House Joint Resolution No. 3, a joint resolution proposing an Amendment to the Constitution of the State of Iowa relating to the term of office of the Governor, Lieutenant-Governor, Secretary of State, Auditor of State, Treasurer of State, Attorney General and County Attorney, reported by the committee without recommendation was taken up for consideration.

McKinnon of Henry moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

HOUSE JOINT RESOLUTION NO. 3

A joint resolution proposing an Amendment to the Constitution of the State of Iowa relating to the term of office of the Governor, Lieutenant-Governor, Secretary of State, Auditor of State, Treasurer of State, Attorney General and County Attorney.

Be It Resolved by the General Assembly of the State of Iowa: That the Constitution of Iowa be amended as follows:

Section 1. By striking from Article Four (IV), section two (2), line four thereof the word "two" and by substituting therefor the word "four".

Sec. 2. By striking from Article four (IV), section three (3), line two (2) the word "two" and by substituting therefor the word "four".

Sec. 3. By striking from Article four (IV), section twenty-two (22), line four (4) the word "two" and by substituting therefor the word "four".

Sec. 4. By striking from Article five (V), section twelve (12), line four (4) the word "two" and by substituting therefor the word "four".

Sec. 5. By striking from Article five (V), section thirteen (13), as

Digitized by Google

amended by the amendment of 1884, line three (3) thereof the word "two" and substituting therefor the word "four" and by striking from line six (6) the word "two" and substituting therefor the word "four".

Sec. 6. This amendment, if approved by the Forty-sixth General Assembly of Iowa and adopted by the electors of this state, shall apply to the officers named in the foregoing sections elected at the general election in the State of Iowa in 1936.

Sec. 7. That the foregoing proposed amendment be and the same is hereby referred to the general assembly to be chosen at the next general election for members of the General Assembly and that the Secretary of State cause the same to be published for three (3) months previous to the date of said election as provided by law.

On the question "Shall the joint resolution be adopted?"

The ayes were, 5.

Gallagher	McCreery	Paisley	Sheridan
Humeston			

The nays were, 92.

Aldrich	Foster	McCarthy	Schroeder
Augustine	Frizzell	McDermott	Smith
Beath	Fuelling	McFarlane	Sours
Beswick	Fuester	McLean	Speidel
Bonnstetter	Garner	Malone	Stansell
Bouska	Gissel	Maniece	Stewart
Bowers	Gittinger	Mercer	Stiger
Brady	Goode	Metcalf	Stimpson
Bruce	Grau	Millhone	Strachan
Burgess	Grell	Mitchell	Swift of Dubuque
Casey	Hanson of Lyon	Moore of Benton	Swift of Jackson
Craven	Hanson of	Moore of	Teter
Cunningham	Winnebago	Harrison	Thiessen
Davis	Hartman	Mooty	Treimer
Dean	Hook	Osborn	Weed
Ditto	Hopp	Peaco	Wenig
Dole	Hough	Peet	Wiese
Donlon	Hultman	Porter	Willis
Doran	Jenkins	Rawlings	Wolf
Dreessen	Jensen	Reed	Yager
Durant	Johnson	Rice	Zipse
Ellsworth	Koch	Roe	Zylstra
Falvey	Lichty	Schmitz	Mr. Speaker
Felter	Lookingbill		

Absent or not voting, 11.

Alesch	Fabritz	Ostby	Stanzel
Crouch	Laughlin	Ryder	Thies
Elliott	McKinnon	Snyder	

So the joint resolution having failed to receive a constitutional majority was declared to have failed to pass the House.

House File No. 260, a bill for an act to amend section thirty-seven hundred eighty-six (3786), Code, 1931, relating to the power to parole after commitment, was taken up for consideration.

Digitized by Google

Johnson of Linn presented the following amendment and moved its adoption:

Amend paragraph two (2) of House File No. 260 by inserting after the word "terms" in line seven (7) thereof the following: "except prisoners convicted of robbery with a gun or other dangerous weapon and prisoners convicted of kidnapping for ransom", also amend by striking the word "not" from line seven (7) and by substituting the word "when" for the word "until" in line eight (8).

Gissel of Buchanan moved the previous question on the amendment. Motion prevailed.

Amendment lost.

Stansell of Clarke moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 46.

Aldrich	Dreessen	Laughlin	Sheridan
Alesch	Felter	McCarthy	Speidel
Augustine	Foster	McKinnon	Stansell
Beath	Frizzell	Maniece	Stewart
Bonnstettter	Fuester	Millhone	Stiger
Brady	Garner	Mitchell	Strachan
Casey	Gittinger	Moore of Benton	Swift of Dubuque
Craven	Hanson of Lyon	Osborn	Teter
Cunningham	Hanson of Winnebago	Peet	Weed
Davis	Hultman	Porter	Willis
Ditto	Koch	Rawlings	Zipse
Dole		Schroeder	

The nays were, 54.

Beswick	Gissel	McCreery	Schmitz
Bouska	Goode	McDermott	Smith
Bowers	Grau	McFarlane	Sours
Bruce	Grell	McLean	Stanzel
Burgess	Hartman	Malone	Swift of Jackson
Crouch	Hook	Mercer	Thies
Dean	Hopp	Metcalf	Thiessen
Donlon	Hough	Moore of Harrison	Treimer
Doran	Humeston	Paisley	Wenig
Durant	Jenkins	Peaco	Wiese
Ellsworth	Jensen	Reed	Wolf
Falvey	Johnson	Rice	Yager
Fuelling	Lichty	Roe	Zylstra
Gallagher	Lookingbill		

Absent or not voting, 8.

Elliott	Mooty	Ryder	Stimpson
Fabritz	Ostby	Snyder	Mr. Speaker

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

Digitized by Google

Ellsworth of Hardin moved that the vote by which House File No. 260 failed to pass the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

HOUSE FILE NO. 117 MADE SPECIAL ORDER

On motion of Craven of Jasper, House File No. 117 was made a special order for February 21 at 10:00 a. m.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and concurred in the House amendments to the following bill in which the concurrence of the Senate was asked and the Senate now asks the House to concur in the Senate amendments to the House amendments to Senate File No. 23, a bill for an act relating to the mileage and expenses of public officers and employees, etc.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 38, a bill for an act relating to abolishment of the office of school treasurer. BYRON G. ALLEN, *Secretary*.

SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE NO. 23

Amend the House amendment to Senate File No. 23 by inserting in line one (1) after the word "of", the word "original"; also amend line three (3) by inserting after the word "such", the word "original"; also amend line four (4) by striking therefrom the word "shall", and inserting in lieu thereof the word "may"; also amend line four (4) by striking therefrom the words "and subpoenas"; also amend by striking the last sentence therefrom.

SENATE MESSAGES CONSIDERED

Senate File No. 38, a bill for an act to abolish the office of school treasurer and to impose on the county treasurer the duties heretofore performed by the school treasurers; to amend sections thirty-nine hundred four (3904), forty-one hundred six (4106), forty-one hundred forty-five (4145), forty-one hundred forty-eight (4148), forty-one hundred eighty-six (4186), forty-two hundred sixteen-c thirty-two (4216-c32), forty-two hundred twenty-two (4222), forty-two hundred thirty-two (4232), forty-two hundred thirty-nine-a three (4239-a3), forty-two hundred seventy-four (4274), forty-two hundred seventy-seven (4277), forty-two hundred seventy-eight (4278), forty-two hundred eighty-three-c twelve (4283-

Digitized by Google

c12), forty-three hundred five (4305), forty-three hundred six (4306), forty-three hundred eight (4308), forty-three hundred seventeen (4317), forty-three hundred thirty-five (4335), forty-three hundred ninety-six (4396), forty-three hundred ninety-nine (4399), forty-four hundred (4400), forty-four hundred eight (4408), forty-four hundred nine (4409), seventy-four hundred twenty-d one (7420-d1), seventy-four hundred twenty-d four (7420-d4), seventy-four hundred twenty-d six (7420-d6), seventy-four hundred twenty-a eight (7420-a8), and seventy-four hundred twenty-b one (7420-b1), code 1931; to repeal sections forty-two hundred forty (4240), forty-three hundred four (4304), forty-three hundred ten (4310), forty-three hundred fourteen (4314), forty-three hundred sixty-nine (4369), forty-three hundred ninety-eight (4398), and forty-four hundred thirty-six (4436), code 1931, and to enact substitutes therefor; and to repeal sections forty-two hundred sixteen-c twenty six (4216-c26), forty-three hundred sixteen (4316), forty-three hundred eighteen (4318), forty-three hundred twenty (4320), and forty-three hundred twenty-one (4321), code 1931.

Read first and second times and referred to committee on tax reduction.

On motion of Ditto of Osceola the House recessed until 1:45 this afternoon.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

Ditto of Osceola moved that a committee of three be appointed to notify the Senate that the House was ready to receive them in joint session. Motion prevailed and the Speaker appointed as such committee Ditto of Osceola, Hook of Taylor, and McKinnon of Henry.

Ditto of Osceola, from the committee appointed to notify the Senate that the House was ready to receive them in session, reported that they had performed their duty. The report was accepted and the committee discharged.

The sergeant-at-arms announced the arrival of the President of the Senate, the Secretary of the Senate, and the Honorable Body of the Senate.

Digitized by Google

The President of the Senate was escorted to the Speaker's station, the Secretary to the Chief Clerk's desk and the members of the Senate took seats in the west side of the chamber.

JOINT CONVENTION

In accordance with the concurrent resolution duly adopted, the joint convention was called to order, Matt. D. Cooney, President pro tempore of the Senate, presiding.

President pro tempore Cooney announced a quorum present and the joint convention duly organized. The joint convention then received the Iowa Pioneer Lawmakers' Association.

The program was then carried out as arranged by the Iowa Pioneer Lawmakers' Association, Ex-Governor B. F. Carroll, president of the association, in charge.

Addresses of welcome were delivered by Honorable Elmer A. Johnson on the part of the House and Honorable O. P. Myers on the part of the Senate.

President Carroll then introduced Honorable A. B. Funk, a member of the Twenty-second, Twenty-third, Twenty-fourth, Twenty-fifth, Twenty-sixth and Twenty-seventh General Assemblies of Iowa, and present Industrial Commissioner, who addressed the joint convention.

On motion of Senator Carden, the joint session was dissolved.

The House reconvened, Speaker Miller in the chair.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled: House File No. 188.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILL SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bill: House File No. 188.

Digitized by Google

BILL SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 15th day of February, 1933, sent to the governor for his approval: House File No. 188. WM. KOCH, *Chairman.*

Report adopted.

AMENDMENTS FILED

Hanson of Winnebago filed the following amendment to House File No. 1:

Amend House File No. 1 by striking from said bill Section 38 (Band) and renumbering the following sections.

Wolf of Franklin filed the following amendment to House File No. 126.

Strike the word "twenty" in line four (4) section one (1) and substitute therefor the word "forty".

Strike the words and figures "twenty thousand (20,000) or less" in line two, section two (2) and substitute therefor the words and figures "thirty thousand (30,000) and not more than forty thousand (40,000)."

Reed of Mahaska filed the following amendment to House File No. 117:

Amend House File No. 117 by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. That section twenty-six hundred sixty-nine (2669), Code of 1931, be repealed and the following substituted therefor:

"If, after the tuberculin test has been adminstered, tubercular animals are found, the department shall cause all such tubercular animals to be killed and the carcasses burned or destroyed by quick lime or other process which will produce like results".

Sec. 2. That section twenty-six hundred seventy (2670), Code of 1931, be repealed.

Sec. 3. That section twenty-six hundred seventy-one (2671), Code of 1931, be amended and when amended shall read as follows:

"When animals are killed by order of the department following any test the owner shall be paid one-third of the appraised value thereof, but the state shall, in no case, pay to such owner a sum in excess of seventy-five dollars for any registered pure bred animal or fifty dollars for any grade animal".

On motion of Johnson of Linn, the House adjourned until 9:00 o'clock Thursday morning.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 16, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend William Sessions, Jr., Pastor of the First Christian Church, Corydon, Iowa.

Journal of February 15 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Elliott of Polk for the week, on request of Cunningham of Polk.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Approving prohibition. Bonnstetter, from citizens of Kossuth county; Crouch, from citizens of Greene county; Hopp, from citizens of Mills county; Koch, from citizens of Bremer county; Metcalf, from citizens of Muscatine county; Moore, from citizens of Benton county; Wolf, from citizens of Franklin county. Referred to police regulation, suppression of crime and intemperance.

Opposing special tax on chain stores. Alesch, from citizens of Plymouth county; Cunningham, from citizens of Polk county; Sheridan, from citizens of Lee county; Wiese, from citizens of Scott county. Referred to ways and means.

Opposing special tax on portable mills. Beath, from citizens of Adams county; Mitchell, from citizens of Webster county; Smith, from citizens of Cherokee county. Referred to ways and means.

Opposing Senate File 117 and House File 120. Bowers of Union county, from various Cattle Breeders' Associations and State Dairy Association. Referred to animal industry.

Favoring House File 215. Alesch of Plymouth, from the faculty

Digitized by Google

of the LeMars Public Schools; Lichty of Black Hawk, from the American Association of University Women; Thies of Pottawattamie, from faculty of Avoca Public Schools. Referred to schools and textbooks.

Favoring telephone regulation laws. Snyder of Hamilton from the city council of Webster City. Referred to telephone, telegraph and express.

Opposing closing small elementary schools. Stimpson, from citizens of Jones county. Referred to schools and textbooks.

Favoring tax reduction in offering 19 suggestions to such end. Koch of Bremer from members of Bremer County Taxpayer's League. Referred to tax reduction.

REPORTS OF COMMITTEES

Jensen of Audubon, from the committee on schools and textbooks, submitted the following report:

MR. SPEAKER: Your committee on schools and textbooks to whom was referred House File No. 46, a bill for an act to authorize the school board in one or more districts to enter into a contract jointly or individually with the board of another district to provide for elementary and secondary school facilities including transportation under certain conditions for the children of their respective districts, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

1. Strike the words "and secondary" from line three (3) of the title.
2. Strike out section one (1) and insert in lieu thereof the following:

"Section 1. Contract for school privileges. For the purposes of furnishing elementary school facilities to the children of school age within the district, the board of one or more such districts may enter into a contract for such facilities, jointly or individually, with the board of one or more school districts where such facilities up to and including the eighth grade are approved by the superintendent of public instruction; provided that such schools are the most conveniently located with respect to the children to be accommodated."

3. Strike the words "for each grade from kindergarten to twelfth inclusive" from lines three (3) and four (4) of section (2) two.
4. Strike out sections three (3) and four (4) and renumber the remaining sections in numerical order.
5. Strike the words "and secondary" from line three (3) of section seven (7).

T. G. JENSEN, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on schools and textbooks to whom was referred House File No. 40, a bill for an act to amend sections forty-one hundred seventy-nine (4179) and forty-one hundred eighty-one (4181), code 1931, relating to transportation in consolidated school districts, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. T. G. JENSEN, *Chairman.*

Report adopted.

Malone of Cass, from the committee on tax reduction, submitted the following report:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 220, a bill for an act to amend section sixty-nine hundred forty-six (6946), Code, 1931, relating to exemptions from taxation, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. E. MALONE, *Chairman.*

Report adopted.

Ditto of Osceola, from the committee on departmental affairs, submitted the following report:

MR. SPEAKER: Your committee on departmental affairs, to whom was referred House File No. 227, a bill for an act to amend Section three hundred two (302), Code 1931, relating to the furnishing of articles and supplies to officers and departments of the state, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. O. J. DITTO, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on departmental affairs to whom was referred House File No. 226, a bill for an act to amend Section three hundred two (302), Code 1931, relating to the furnishing by the Executive Council to the offices and departments of all articles and supplies required for public use, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. O. J. DITTO, *Chairman.*

Report adopted.

INTRODUCTION OF BILLS

House File No. 305 by Mitchell of Webster, a bill for an act to amend section six thousand nine hundred forty-three e-twenty-seven (6943e-27) of the Code, 1931, relating to the state board of assessment and review.

Digitized by Google

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

House File No. 306 by Teter of Marion, a bill for an act to amend sections ten thousand one hundred thirty-six (10136) and ten thousand one hundred thirty-seven (10137) of the code, 1931, relating to the extent and value of a homestead, and the value of an appurtenance thereto.

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

House File No. 307 by Stansell of Clarke, a bill for an act to legalize execution sales made by execution officers without making proper and required entries and indorsements on the execution, as provided by law.

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

House File No. 308 by tax reduction committee, a bill for an act to amend section eleven-hundred sixty-six (1166), code 1931, relating to nepotism.

Read first and second times and passed on file.

House File No. 309 by Moore of Harrison, a bill for an act to repeal sections twenty-five hundred eighty-five c one (2585-c1) and twenty-five hundred eighty-five c three (2585-c3), code 1931, and to enact substitute therefor, and to amend sections twenty-five hundred eighty-five c two (2585-c2), twenty-five hundred eighty-five c five (2585-c5), and twenty-five hundred eighty-five c six (2585-c6), code, 1931, relating to the definition of practice of embalming, licensing and regulating the practice of emblaming and the revocation of licenses for the practice of embalming.

Read first and second times and referred to committee on public health.

House File No. 310 by Peaco of Clinton, a bill for an act to amend section forty-four hundred fifty-six (4456) of the Code, 1927, and provide a method of abandonment of county uniformity of school textbooks.

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

Digitized by Google

House File No. 311 by committee on agriculture, a bill for an act to repeal section forty-seven hundred fifty-five-b thirty-eight (4755-b38), code, 1931; to repeal section five thousand ninety-three-a one (5093-a1), code, 1931, and to enact a substitute therefor; to amend sections five thousand ninety-three-a five (5093-a5) and five thousand ninety-three-a nine (5093-a9), and chapter two hundred fifty-one-A one (251-A1), code, 1931, relating to license fees on motor fuel and providing penalties thereunder.

Read first and second times and passed on file.

CONSIDERATION OF SENATE AMENDMENTS

On request of Malone of Cass unanimous consent having been given, Senate File No. 23, a bill for an act to amend sections twelve hundred twenty-five-d one (1225-d1), twenty-six hundred eighty-two (2682), forty-six hundred forty-four-c twenty-two (4644-c22), forty-nine hundred forty (4940), fifty-one hundred twenty-five (5125), fifty-one hundred ninety-one (5191), fifty-two hundred thirty-three (5233), fifty-two hundred thirty-seven (5237), and ten thousand six hundred thirty-seven (10637), code 1931, relating to the mileage and expenses of public officers and employees, county engineers, boards of supervisors, sheriffs, county superintendents, coroners and constables, with Senate amendments to House amendment, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE AMENDMENT TO SENATE FILE NO. 23

Amend the House amendment to Senate File No. 23 by inserting in line one (1) after the word "of", the word "original"; also amend line three (3) by inserting after the word "such", the word "original"; also amend line four (4) by striking therefrom the word "shall", and inserting in lieu thereof the word "may"; also amend line four (4) by striking therefrom the words "and subpoenas"; also amend by striking the last sentence therefrom.

Mr. Malone moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 82.

Aldrich	Bonnstetter	Burgess	Dean
Alesch	Bouska	Casey	Dole
Augustine	Bowers	Craven	Donlon
Beath	Brady	Crouch	Doran
Beswick	Bruce	Cunningham	Dreessen

Digitized by Google

Durant	Hultman	Moore of Benton	Swift of Dubuque
Ellsworth	Humeston	Moore of	Swift of Jackson
Fabritz	Jenkins	Harrison	Teter
Frizzell	Jensen	Mooty	Thies
Fuelling	Johnson	Osborn	Thiessen
Fuester	Koch	Peet	Treimer
Gallagher	Lichty	Porter	Weed
Gissel	Lookingbill	Rawlings	Wenig
Gittinger	McCreery	Reed	Wiese
Goode	McDermott	Schmitz	Willis
Grau	McKinnon	Schroeder	Wolf
Hanson of Lyon	McLean	Snyder	Yager
Hartman	Malone	Sours	Zipse
Hook	Maniece	Speidel	Zylstra
Hopp	Metcalf	Stansell	Mr. Speaker
Hough	Millhone	Stiger	

The nays were, 7.

Davis	Hanson of	Mercer	Stewart
Foster	Winnebago	Rice	Strachan

Absent or not voting, 19.

Ditto	Grell	Ostby	Sheridan
Elliott	Laughlin	Paisley	Smith
Falvey	McCarthy	Peaco	Stanzel
Felter	McFarlane	Roe	Stimpson
Garner	Mitchell	Ryder	

The House concurred in Senate amendments to the House amendment.

ADDITIONAL COPIES ORDERED PRINTED

Sours of Floyd asked and obtained unanimous consent to have two hundred (200) additional copies printed of House File No. 246.

HOUSE FILE NO. 64 REREFERRED

Malone of Cass asked and obtained unanimous consent to have House File No. 64 rereferred to the judiciary committee.

CONSIDERATION OF BILLS

House File No. 126, a bill for an act to amend section fifty-one hundred ninety-seven-d one (5197-d1), Code, 1931, relating to the boarding, lodging, waiting on, washing for and caring for prisoners in the county jail and to otherwise broaden the application of chapter two hundred fifty-nine-D one (259-D1), Code, 1931, of which chapter section fifty-one hundred ninety-seven-d one (5197-d1) is a part, with report of committee recommending amendment and passage, was taken up for consideration.

Hook of Taylor moved that the amendments proposed by the

Digitized by Google

committee, found on pages 357 and 358 of the Journal of February 10, be adopted. Motion lost and the committee amendments rejected.

Porter of Delaware moved that the bill be rereferred back to the committee on county and township organization. Motion lost.

Wolf of Franklin called up the amendment filed by him and found on page 429 of the Journal of February 15 and moved its adoption.

Fabritz moved the previous question on the amendment and the bill. Motion prevailed.

Amendment was rejected.

Snyder of Hamilton moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 36.

Aldrich	Durant	Humeston	Osborn
Alesch	Falvey	Jenkins	Peaco
Beath	Gissel	Jensen	Porter
Beswick	Grau	McCreery	Roe
Bonnstetter	Hanson of Lyon	McKinnon	Snyder
Bouska	Hanson of Winnebago	McLean	Sours
Craven	Hook	Malone	Speidel
Dean	Hough	Maniece	Swift of Jackson
Dole		Metcalf	Thies
Donlon			

The nays were, 66.

Augustine	Fuelling	Millhone	Stewart
Bowers	Fuester	Mitchell	Stiger
Brady	Gallagher	Moore of Benton	Stimpson
Bruce	Garner	Moore of Harrison	Strachan
Burgess	Gittinger	Mooty	Swift of Dubuque
Casey	Goode	Paisley	Teter
Crouch	Grell	Peet	Thiessen
Cunningham	Hartman	Rawlings	Treimer
Davis	Hopp	Reed	Weed
Ditto	Hultman	Rice	Wenig
Doran	Johnson	Schmitz	Wiese
Dreessen	Lichty	Schroeder	Willis
Ellsworth	Lookingbill	Sheridan	Wolf
Fabritz	McCarthy	Smith	Yager
Felter	McDermott	Stansell	Zipse
Foster	McFarlane	Stanzel	Zylstra
Frizzell	Mercer		

Absent or not voting, 6.

Elliott	Laughlin	Ryder	Mr. Speaker
Koch	Ostby		

Digitized by Google

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

McFarlane of Black Hawk moved that the vote by which House File No. 126 failed to pass the House be reconsidered and the motion to reconsider be placed on the table. Motion prevailed.

Substitute for House File No. 1, a bill for an act to amend sections three hundred seventy-three (373), four hundred eighty-nine (489), four hundred ninety (490), twenty-two hundred ninety (2290), twenty-six hundred eighty-six (2686), twenty-nine hundred five (2905), twenty-nine hundred nine (2909), thirty-six hundred four (3604), thirty-six hundred forty-one-b one (3641-b1), thirty-six hundred fifty-four (3654), four thousand eighty-three (4083), forty-two hundred seventeen (4217) paragraph seven (7), forty-two hundred nineteen (4219), forty-three hundred forty-six (4346), forty-three hundred sixty-three (4363), forty-three hundred ninety-one (4391), forty-three hundred ninety-five (4395), forty-four hundred thirty-five (4435), forty-six hundred forty-four-c six (4644-c6), forty-six hundred forty-four-c seven (4644-c7), forty-six hundred forty-four-c eleven (4644-c11), forty-six hundred forty-four-c twelve (4644-c12), forty-six hundred forty-four-c fifteen (4644-c15), forty-six hundred eighty-two (4682), fifty-two hundred sixty-eight (5268), fifty-two hundred eighty-four (5284), fifty-two hundred ninety-two (5292), fifty-three hundred thirty-seven (5337), fifty-three hundred fifty-three (5353), fifty-three hundred sixty-seven (5367), fifty-three hundred eighty-five (5385), fifty-five hundred sixty-two (5562), fifty-five hundred seventy-c two (5570-c2), fifty-five hundred seventy-five (5575), fifty-five hundred eighty-one (5581), fifty-seven hundred sixty-seven (5767), fifty-seven hundred ninety-two (5792), fifty-seven hundred ninety-three (5793), fifty-eight hundred twenty-two (5822), fifty-eight hundred thirty-five (5835), fifty-eight hundred thirty-eight (5838), fifty-eight hundred sixty-two (5862), fifty-eight hundred sixty-three (5863), fifty-eight hundred eighty-nine (5889), fifty-nine hundred two (5902) paragraph ten (10), fifty-nine hundred three-c five (5903-c5), fifty-nine hundred fifteen (5915), fifty-nine hundred forty-nine-a two (5949-a2), six thousand forty-three (6043), six thousand seventy-five (6075), sixty-one hundred (6100), sixty-one hundred fifty-two (6152), sixty-one hundred fifty-four (6154), sixty-one hundred fifty-nine (6159),

Digitized by Google

sixty-one hundred sixty-four (6164), sixty-two hundred seven (6207), sixty-two hundred eight (6208), sixty-two hundred nine (6209), sixty-two hundred ten (6210), sixty-two hundred eleven (6211), sixty-two hundred thirteen (6213), sixty-two hundred fourteen (6214), sixty-three hundred ten (6310), sixty-five hundred seventy-eight (6578), sixty-five hundred eighty-eight (6588), sixty-five hundred ninety-two (6592), sixty-five hundred ninety-nine (6599), sixty-six hundred (6600), sixty-six hundred three (6603), sixty-six hundred seven (6607), sixty-six hundred ten (6610), sixty-eight hundred twenty-three (6823), sixty-eight hundred fifty-five (6855), sixty-eight hundred fifty-six (6856), seventy-one hundred nine (7109), seventy-one hundred ten (7110), seventy-one hundred seventy-one (7171), seventy-one hundred seventy-two (7172), seventy-one hundred seventy-three (7173), seventy-seven hundred fifty (7750), ten thousand one hundred ninety (10,190), ten thousand one hundred ninety-one (10,191), ten thousand one hundred ninety-four (10,194), ten thousand one hundred ninety-five (10,195), ten thousand one hundred ninety-six (10,196), ten thousand six hundred ninety-two (10,692), code 1931, to change the method of determining actual value, assessed value, and taxable value and the tax rates thereon on all real estate and personal property, except moneys and credits, so that the terms actual value, assessed value, and taxable value shall hereafter be synonymous and arithmetically the same; and to adjust the tax rates and levies thereon accordingly, was taken up for consideration.

Rawlings of Monona moved the previous question. Motion prevailed.

Brady of Pottawattamie moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 94.

Aldrich	Bruce	Ditto	Falvey
Alesch	Burgess	Dole	Felter
Augustine	Casey	Donlon	Frizzell
Beswick	Craven	Doran	Fuelling
Bonnstetter	Crouch	Dreessen	Fuester
Bouska	Cunningham	Durant	Gallagher
Bowers	Davis	Ellsworth	Garner
Brady	Dean	Fabritz	Gissel

Digitized by Google

Goode	McCarthy	Peaco	Stimpson
Grell	McCreery	Peet	Strachan
Hanson of Lyon	McDermott	Porter	Swift of Dubuque
Hanson of Winnebago	McFarlane	Rawlings	Swift of Jackson
Hartman	McKinnon	Reed	Thies
Hook	McLean	Rice	Thiessen
Hopp	Malone	Roe	Treimer
Hough	Maniece	Schmitz	Weed
Hultman	Metcalf	Schroeder	Wenig
Humeston	Millhone	Smith	Wiese
Jensen	Mitchell	Snyder	Willis
Johnson	Moore of Benton	Sours	Wolf
Koch	Moore of Harrison	Speidel	Yager
Lichty	Mooty	Stansell	Zipse
Lookingbill	Osborn	Stanzel	Zylstra
		Stewart	Mr. Speaker

The nays were, 6.

Beath	Grau	Paisley	Teter
Foster	Jenkins		

Absent or not voting, 8.

Elliott	Laughlin	Ostby	Sheridan
Gittinger	Mercer	Ryder	Stiger

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

Bonnstetter of Kossuth moved that the vote by which Substitute House File No. 1 passed the House be reconsidered and the motion to reconsider be placed on the table. Motion prevailed.

House File No. 65, a bill for an act to amend section ten thousand eight hundred forty (10,840), code 1931, with reference to the payment of unclaimed fees, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Stiger of Tama the amendments proposed by the committee, found on pages 374 and 375 of the Journal of February 13, were adopted.

Stiger of Tama moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 100.

Aldrich	Bowers	Cunningham	Doran
Alesch	Bruce	Davis	Dreessen
Augustine	Burgess	Dean	Durant
Beath	Casey	Ditto	Fabritz
Bonnstetter	Craven	Dole	Falvey
Bouska	Crouch	Donlon	Felter

Digitized by Google

Frizzell	Jensen	Mooty	Stewart
Fuelling	Johnson	Osborn	Stiger
Fuester	Koch	Paisley	Stimpson
Gallagher	Laughlin	Peaco	Strachan
Garner	Lichty	Peet	Swift of Dubuque
Gissel	Lookingbill	Porter	Swift of Jackson
Gittinger	McCarthy	Rawlings	Teter
Goode	McCreery	Reed	Thies
Grau	McDermott	Rice	Thiessen
Grell	McFarlane	Roe	Treimer
Hanson of Lyon	McLean	Schmitz	Weed
Hanson of Winnebago	Malone	Schroeder	Wenig
	Maniece	Sheridan	Wiese
Hartman	Mercer	Smith	Willis
Hook	Metcalf	Snyder	Wolf
Hopp	Millhone	Sours	Yager
Hough	Mitchell	Speidel	Zipse
Hultman	Moore of Benton	Stansell	Zylstra
Humeston	Moore of Harrison	Stanzel	Mr. Speaker
Jenkins			

The nays were, 5.

Beswick	Ellsworth	Foster	McKinnon
Brady			

Absent or not voting, 3.

Elliott	Ostby	Ryder

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

House File No. 100, a bill for an act to amend sections ten thousand two hundred ninety-nine (10299), ten thousand three hundred ten (10310), and ten thousand three hundred eleven (10311), code, 1931, relating to labor and material on public improvements, with report of committee recommending passage, was taken up for consideration.

Hopp of Mills moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 34.

Aldrich	Dreessen	McCarthy	Schroeder
Alesch	Fabritz	Maniece	Stansell
Beswick	Falvey	Metcalf	Stiger
Bonnstetter	Foster	Mitchell	Strachan
Davis	Fuester	Osborn	Teter
Dean	Garner	Peaco	Wenig
Ditto	Hanson of Lyon	Rawlings	Willis
Dole	Hopp	Roe	Zylstra
Doran	Humeston		

Digitized by Google

The nays were, 67.

Augustine	Gallagher	McDermott	Smith
Beath	Gissel	McFarlane	Snyder
Bowers	Gittinger	McKinnon	Sours
Bouska	Goode	McLean	Speidel
Brady	Grau	Mercer	Stanzel
Bruce	Grell	Millhone	Stewart
Burgess	Hartman	Moore of Benton	Stimpson
Casey	Hook	Moore of	Swift of Dubuque
Craven	Hough	Harrison	Swift of Jackson
Crouch	Hultman	Mooty	Thies
Cunningham	Jenkins	Paisley	Thiessen
Donlon	Jensen	Peet	Treimer
Durant	Johnson	Porter	Weed
Ellsworth	Koch	Reed	Wiese
Felter	Lichty	Rice	Yager
Frizzell	Lookingbill	Schmitz	Zipse
Fuelling	McCreery	Sheridan	Mr. Speaker

Absent or not voting, 7.

Elliott	Laughlin	Ostby	Wolf
Hanson of Winnebago	Malone	Ryder	

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

Jensen of Audubon moved that the vote by which House File No. 100 failed to pass the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Senate File No. 115, a bill for an act relating to foreclosure of real estate mortgages; providing for the priority of liens on the rents, profits, avails and/or income derived from real estate as provided in said mortgage; defining the duty of a receiver as to leasing in such foreclosure; defining his duty as to the application of rents, profits, avails and/or income; repealing inconsistent Acts and providing that it shall not affect pending litigation, with report of committee recommending passage, was taken up for consideration.

Mitchell of Webster moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 102.

Aldrich	Beswick	Brady	Craven
Alesch	Bonnstetter	Bruce	Crouch
Augustine	Bouska	Burgess	Cunningham
Beath	Bowers	Casey	Davis

Digitized by Google

Dean	Hanson of Lyon	Metcalf	Speidel
Ditto	Hanson of	Millhone	Stansell
Dole	Winnebago	Mitchell	Stanzel
Donlon	Hartman	Moore of Benton	Stewart
Doran	Hook	Moore of	Stiger
Dreessen	Hopp	Harrison	Stimpson
Durant	Hough	Mooty	Strachan
Ellsworth	Hultman	Osborn	Swift of Dubuque
Fabritz	Humeston	Paisley	Swift of Jackson
Falvey	Jenkins	Peaco	Teter
Felter	Koch	Peet	Thies
Foster	Laughlin	Porter	Thiessen
Frizzell	Lichty	Rawlings	Treimer
Fuelling	Lookingbill	Reed	Weed
Fuester	McCarthy	Rice	Wenig
Gallagher	McCreery	Roe	Wiese
Garner	McDermott	Schmitz	Willis
Gissel	McFarlane	Schroeder	Wolf
Gittinger	McKinnon	Sheridan	Yager
Goode	McLean	Smith	Zipse
Grau	Maniece	Snyder	Zylstra
Grell	Mercer	Sours	Mr. Speaker

The nays were, 1.

Johnson

Absent or not voting, 5.

Elliott	Malone	Ostby	Ryder
Jensen			

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

House File No. 274, a bill for an act to amend sections seventy-seven hundred seventy-five (7775), seventy-seven hundred seventy-six (7776), and seventy-seven hundred seventy-seven (7777) Code, 1931, relating to the collection of permit, license and inspection fees, for the construction, maintenance or operation of dams, and the allocation of funds derived therefrom, and the study of the proper methods of construction of such dams, was taken up for consideration.

Moore of Harrison moved that the enacting clause be amended by inserting the words "of the State" following the word "of". Motion prevailed.

Zylstra of Sioux moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 65.

Aldrich	Gallagher	Lichty	Rice
Augustine	Garner	Lookingbill	Roe
Beath	Gissel	McCreery	Schmitz
Beswick	Goode	McDermott	Schroeder
Bonnstetter	Grell	McKinnon	Smith
Bowers	Hanson of Lyon	Maniece	Speidel
Bruce	Hanson of Winnebago	Millhone	Stewart
Craven		Mitchell	Strachan
Davis	Hook	Moore of Benton	Swift of Jackson
Dean	Hopp	Moore of Harrison	Thies
Dole	Hough		Thiessen
Donlon	Hultman	Mooty	Treimer
Doran	Humeston	Paisley	Wenig
Durant	Jenkins	Peaco	Yager
Ellsworth	Jensen	Peet	Zylstra
Fabritz	Johnson	Porter	Mr. Speaker
Felter	Koch	Reed	

The nays were, 23.

Bouska	Fuelling	Osborn	Teter
Casey	Gittinger	Sheridan	Weed
Crouch	Grau	Sours	Wiese
Falvey	Hartman	Stanzel	Wolf
Foster	McLean	Stimpson	Zipse
Frizzell	Mercer	Swift of Dubuque	

Absent or not voting, 20.

Alesch	Dreessen	McFarlane	Ryder
Brady	Elliott	Malone	Snyder
Burgess	Fuester	Metcalf	Stansell
Cunningham	Laughlin	Ostby	Stiger
Ditto	McCarthy	Rawlings	Willis

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

AMENDMENT WITHDRAWN

Hanson of Winnebago asked and obtained unanimous consent to withdraw his amendment to House File No. 1 found on page 429 of the Journal of February 15.

SUB-COMMITTEES ON HOUSE FILE NO. 73

Bonnstetter of Kossuth, as chairman of committee on appropriations, announced the following sub-committees on House File No. 73:

No. 1. THIESSEN, FOSTER, LOOKINGBILL, CASEY, GOODE

Department	*Section*
Assessment and Review, Board of	4
Control, Board of	10, 47
Parole, Board of	32

Digitized by Google

Department	*Section*
No. 2 ROE, DONLON, HANSON, FUELLING, RICE	
Blind, Commission for the	7
Education, Board of	13, 48
No. 3 REED, ALESCH, MITCHELL, JENSEN, SWIFT, BOUSKA	
Audit, Board of	5
Auditor of State	6, 68
Budget, Director of	8
Custodian	11
Executive Council	14
Governor	19
Justice, Department of	26
Printing Board	35
Superintendent of Public Instruction	36, 37
Secretary of State	40
Treasurer of State	44, 53
Vocational Education, Board of	46
General Contingent Fund	49
County and Municipal Examiners	51
Fish and Game	52
Banking	56
Educational Examiners	54
Motor Vehicle Department	58
No. 4 HOOK, CROUCH, HOPP, WILLIS, STANZEL, MOORE	
Agriculture, Department of	3
Conservation, Board of	9
State Fair Board	15
Agricultural Societies	16
Geological Survey	18
No. 5 CRAVEN, SOURS, ZIPSE, LAUGHLIN, PEET, OSBORN	
District Court Judges	12
Fire Marshal	17
Health, Department of	21
Industrial Commission	24
Insurance	25, 50
Bureau of Labor	27
Mine Examiners, Board of and Inspectors	30, 31
Railroad Commission	39, 56
Clerk of Supreme Court	41
Supreme Court	42
Reporter of Supreme Court and Code Editor	45

Digitized by Google

Department	*Section*
No. 6 GISSEL, MERCER, STRACHAN, MANIECE, HARTMAN, TREIMER	
Adjutant General	2
G. A. R.	20
Historical Department	22
Historical Society	23
Library Commission	28
State Library	29
Pioneer Law Makers	33
Relief	38
Uniform Laws, Commission on	45
Engineering Examiners, Board of	55
General Provisions	59, to 71 incl.

AMENDMENTS FILED

Metcalf of Muscatine filed the following amendment to his amendment to House File No. 172, found on page 413 of the House Journal:

Amend the amendment to House File No. 172 by striking out of lines three and six the words and figures "fifteen thousand (15,000)" and inserting in lieu thereof the words and figures "eight thousand (8,000)".

Roe of Allamakee filed the following amendment:

Amend House File No. 290 by inserting after section twenty-five (25) the following section:

"Sec. 26. (Treasurer of State) Amend section one hundred forty-seven-c one (147-c1), code 1931, by striking from line two the word "five" and substituting therefor the word "four".

Further amend by renumbering the following sections.

HOUSE FILE NO. 311 MADE SPECIAL ORDER

Wenig of Clay moved that House File No. 311 be made a special order for 10:30 a. m. Wednesday, February 22. Motion prevailed.

Maniece of Emmet moved that the House adjourn until 9:00 a. m. Friday

Gallagher of Iowa moved to amend the motion by striking the word "nine" and inserting in lieu thereof, the words "nine forty-five". Amendment adopted.

Motion prevailed and the House adjourned until 9:45 a. m. Friday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 17, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend Floyd Allan Bash, Pastor of the Central Church of Christ, Des Moines, Iowa.

Journal of February 16 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Laughlin of Fremont for the day, on request of McCarthy of Woodbury.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Opposing special tax on chain stores. Alesch, from citizens of Plymouth county; Bonnstetter, from citizens of Kossuth county; Lookingbill, from citizens of Story county; Mitchell, from citizens of Webster county; Sheridan, from citizens of Lee county; Strachan, from citizens of Humboldt county; Willis, from citizens of Dallas county. Referred to ways and means.

Approving prohibition. Bowers, from citizens of Union county; Bruce, from citizens of Pocahontas county; Ostby, from citizens of Worth county; Sheridan, from citizens of Lee county; Sours, from citizens of Floyd county. Referred to police regulation, suppression of crime and intemperance.

Opposing special tax on portable mills. Frizzell, from citizens of Poweshiek county; Hanson, from citizens of Winnebago county; Hook, from citizens of Taylor county; Metcalf, from citizens of Muscatine county; Strachan, from citizens of Humboldt county; Stewart, from citizens of Calhoun county. Referred to agriculture.

Digitized by Google

Favoring cattle testing. Casey, from citizens of Mitchell county; Dean, from citizens of Cerro Gordo county. Referred to agriculture.

Favoring passage of Senate File 248 and House File 273; opposing House File 255. Dean, from citizens of Cerro Gordo county; Ostby, from citizens of Worth county. Referred to public health.

Opposing closing small elementary schools. Stimpson, from citizens of Jones county; Weed, from citizens of Madison county. Referred to schools and textbooks.

Favoring Senate File 121. Roe, from citizens of Allamakee county; Grell of Scott from Central States Field Trial Association at Des Moines, and Burlington Chapter No. 44 Izaak Walton League. Referred to fish and game.

Opposing House Files Nos. 4, 36, 44 and 82. Wiese of Scott from Scott County Council of P. T. A.; P. T. A. of Van Buren School; P. T. A. of Madison school; and P. T. A. of Washington school; Grell of Scott, from Scott County Council of P. T. A. Association and P. T. A. of Van Buren school. Referred to schools and textbooks.

Offering twenty-seven suggestions on tax revision. Grell of Scott, from Guthrie County Taxpayer's League. Referred to tax reduction.

Opposing House Files 38, 43, 47 and 51. Mercer, from citizens of Johnson county. Referred to schools and textbooks.

Favoring certification of teachers. Treimer of O'Brien, from Sanborn School Faculty. Referred to schools and textbooks.

Favoring legislation to relieve school fund situation. Treimer of O'Brien, from Sanborn school faculty. Referred to schools and textbooks.

Approving House File 163. Rawlings of Monona county from Onawa City Council. Referred to cities and towns.

Gallagher of Iowa filed petitions signed by forty residents of Williamsburg opposing tax on chain stores when such stores are Iowa corporations. Referred to ways and means.

Digitized by Google

Favoring House File 224. Dean, from citizens of Cerro Gordo county. Referred to elections.

REPORTS OF COMMITTEES

Rawlings of Monona, from the committee on agriculture, submitted the following report:

MR. SPEAKER: Your committee on agriculture to whom was referred House File No. 212, a bill for an act to repeal sections four thousand thirty-six (4036) to four thousand forty-one (4041), inclusive, four thousand thirty-seven-a one (4037-a1), four thousand thirty-nine-a seven (4039-a7), inclusive, and four thousand forty-one-c one (4041-c1), Code, 1931, and to amend section two hundred forty-seven (247), Code, 1931, relating to the appointment of a state apiarist by the state board of education and to abolish said office, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. ED RAWLINGS, *Chairman.*

Passed on file.

Donlon of Palo Alto, from the committee on ways and means, submitted the following report:

MR. SPEAKER: Your committee on ways and means to whom was referred House File No. 254, a bill for an act to amend sub-section thirteen (13) of section sixty-nine hundred forty-four (6944), Code, 1931, relating to property exempt from taxation, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. P. H. DONLON, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on ways and means to whom was referred House File No. 251, a bill for an act to impose an annual poll tax of two dollars ($2.00) upon each resident of the State of Iowa over twenty-one years of age and under fifty years of age; and to provide for the payment and collection thereof; and to amend the law as it appears in section 7171 of the Code, 1931, relating to county poll tax; and to repeal the law as it appears in section 4644-c58 to and including section 4644-c64 relating to road poll taxes; and to repeal the law as it appears in section 6231 to and including section 6237 relating to poll tax in cities and towns; and to repeal the law as it appears in section 6897 relating to poll taxes in special charter cities, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. P. H. DONLON, *Chairman.*

Passed on file.

Digitized by Google

Durant of Hancock, from the committee on public health, submitted the following report:

MR. SPEAKER: Your committee on public health to whom was referred House File No. 217, a bill for an act to repeal sections twenty-three hundred eighty-five (2385), twenty-three hundred eighty-six (2386), twenty-three hundred eighty-nine (2389), twenty-three hundred ninety (2390), twenty-three hundred ninety-one (2391), twenty-three hundred ninety-two (2392), twenty-three hundred ninety-five (2395), twenty-three hundred ninety-six (2396), twenty-four hundred seventeen (2417), twenty-four hundred eighteen (2418), and twenty-four hundred twenty (2420), Code, 1931, and to amend sections twenty-three hundred eighty-four (2384), twenty-three hundred ninety-three (2393), twenty-three hundred ninety-four (2394), twenty-three hundred ninety-seven (2397), twenty-three hundred ninety-eight (2398), twenty-four hundred (2400), twenty-four hundred one (2401), twenty-four hundred two (2402), twenty-four hundred three (2403), twenty-four hundred four (2404), twenty-four hundred five (2405), twenty-four hundred six (2406), twenty-four hundred ten (2410), twenty-four hundred eleven (2411), twenty-four hundred fourteen (2414), and twenty-four hundred nineteen (2419), Code, 1931, all relating to the registration of vital statistics, and to constitute the clerk of the district court as the registrar for the county, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. S. B. DURANT, *Chairman.*

Passed on file.

Stiger of Tama, from the committee on judiciary, submitted the following report:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 225, a bill for an act to legalize the extension of the corporate limits of the town of Dedham, Carroll County, Iowa, the election of the officers of said town, the passage, approval, signing, recording and publication of its ordinances and resolutions, the levy and assessment of taxes and special assessments on persons or property within the extended limits of said town and to legalize all acts of its officers and all corporate acts of said town of Dedham, so far as the same affect persons or property within its extended limits, including the issuance of its warrants and bonds and construction of its public improvements, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. R. STIGER, *Chairman.*

Report adopted.

Hook of Taylor, from the committee on county and township organization, submitted the following report:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 127, a bill for an act to amend

Digitized by Google

section forty-six hundred forty-four-c nineteen (4644-c19), Code, 1931, relating to the employment of the county engineer, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend House File No. 127 by striking out all after the enacting Clause and inserting in lieu thereof the following:

"Section 1. Section forty-six hundred forty-four-c nineteen (4644-c19) Code, 1931, is hereby amended as follows:

1. Strike from line 2 the word "shall" and insert in lieu thereof "may".
2. Add to said section the following:

"But if said board of supervisors do not see fit to employ a full time engineer, it may employ a part time engineer as required, who, when so employed, shall be known as the county engineer."

Sec. 2. Section forty-six hundred forty-four-c twenty-three (4644-c23) Code, 1931, is hereby amended by adding thereto the following:

"Provided, however, that if the county has no county engineer the board of supervisors shall have charge and direction of such maintenance work."

Amend the title by striking out the "comma (,)" following the figures "(4644-c19)" in line 2 and inserting the following:

"and section forty-six hundred forty-four-c twenty three (4644-c23),".

C. S. HOOK, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 248, a bill for an act to repeal section five hundred twenty-two (522) and sections fifty-one hundred eleven (5111) to fifty-one hundred fourteen (5114), inclusive, Code, 1931, and to enact substitutes therefor, relating to the districting of counties for the election of members of the board of supervisors, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. S. HOOK, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 201, a bill for an act to provide for the listing and assessment of property for taxation to eliminate township, town and city assessors, to repeal the law as it appears in sections four hundred fifteen (415), five hundred twenty-five (525), twenty-six hundred sixteen (2616), forty-four hundred twenty-six (4426), forty-six hundred forty-four c-fifty-eight (4644-c58), forty-six hundred forty-four c-fifty-nine (4644-c59), forty-six hundred forty-four c-sixty-one (4644-c61), fifty-five hundred seventy-three (5573), fifty-six hundred fifty-six (5656), fifty-six hundred sixty-nine (5669), fifty-six hundred seventy-three (5673), sixty-nine hundred fifty-six (6956), to sixty-nine hundred eighty-three (6983) inclusive, sixty-nine hundred ninety-seven (6997),

Digitized by Google

to seven thousand six (7006) inclusive, seven thousand eight (7008), seven thousand seventeen d-two (7017-d2), seven thousand twenty-six (7026), to seven thousand thirty (7030) inclusive, seventy-one hundred six (7106), to seventy-one hundred twelve (7112) inclusive, seventy-one hundred fourteen (7114), seventy-one hundred fifteen (7115), seventy-one hundred sixteen (7116), seventy-one hundred eighteen (7118), to seventy-one hundred twenty-seven (7127) inclusive, seventy-one hundred twenty-nine (7129), seventy-one hundred thirty (7130), seventy-one hundred thirty-two (7132), seventy-two hundred seventeen (7217), seventy-two hundred nineteen (7219), Code, 1931, all relating to the listing and assessment of property for taxation, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. S. HOOK, *Chairman.*

Passed on file.

ADDITIONAL COPIES ORDERED PRINTED

Malone of Cass asked and obtained unanimous consent to have three hundred (300) additional copies printed of House File 87.

Mitchell of Webster asked and obtained unanimous consent to have three hundred (300) additional copies printed of Senate File 167.

INTRODUCTION OF BILLS

House File No. 312 by Doran of Boone, a bill for an act to clarify and harmonize the law with reference to school elections; to amend sections forty-one hundred twenty-nine (4129), forty-one hundred thirty (4130), forty-one hundred forty-one (4141), forty-one hundred forty-two (4142), forty-one hundred fifty (4150), forty-one hundred fifty-one (4151), forty-one hundred fifty-three (4153), forty-one hundred seventy-one (4171), forty-one hundred seventy-eight (4178), forty-two hundred sixteen c-one (4216-c1), forty-two hundred sixteen c-two (4216-c2), forty-two hundred sixteen c-twenty-four (4216-c24), forty-two hundred sixteen c-twenty-nine (4216-c29), forty-two hundred sixteen c-thirty (4216-c30), forty-two hundred seventeen (4217), forty-two hundred eighteen (4218), forty-two hundred nineteen (4219), forty-two hundred twenty-three a-two (4223-a2), forty-two hundred twenty-three b-one (4223-b1), forty-two hundred twenty-eight (4228), forty-three hundred eight (4308), forty-three hundred fifteen (4315), forty-three hundred fifty-four (4354), forty-three hundred seventy-three (4373), forty-three hundred ninety (4390), forty-three hundred

Digitized by Google

ninety-four (4394), forty-four hundred one (4401), forty-four hundred six (4406), forty-four hundred fifty-three (4453), forty-four hundred fifty-six (4456), forty-four hundred fifty-seven (4457), forty-four hundred sixty-four (4464), forty-four hundred sixty-five (4465), code 1931; and to repeal sections forty-two hundred sixteen e-thirty-five (4216-e35) and forty-three hundred eleven (4311), code 1931.

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

House File No. 313 by Wiese of Scott, a bill for an act to amend section fifty-hundred twelve (5012), Code, 1931, relating to portion of Automobile License Fee retained by County.

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

House File No. 314 by Cunningham of Polk, a bill for an act to amend section twelve thousand three hundred ninety (12390) and section twelve thousand three hundred ninety-three (12393), Code, 1931, relating to the forfeiture of real estate contracts.

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

House File No. 315 by committee on conservation of natural resources, a bill for an act prohibiting cities or towns from closing or vacating, without the consent of the State Board of Conservation, any roads, highways or streets which are within three hundred (300) feet of a state-owned lake or river.

Read first and second times and passed on file.

House File No. 316 by Fuester of Ida, a bill for an act to repeal Section Twelve Thousand Three Hundred Seventy-Seven (12377), Code, 1931, relating to foreclosure of real estate mortgages, and general execution for deficiency.

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

House File No. 317 by Grau of Buena Vista, Gissel of Buchanan, Grell of Scott and Teter of Marion, a bill for an act to amend Section thirty-nine hundred twenty-one (3921) of the Code of 1931, as to powers and duties of State Board of Education so as to

Digitized by Google

provide that the taking of instruction in military tactics, science or training shall be optional with any student.

Read first and second times and referred to committee on state educational institutions.

House File No. 318 by Thies of Pottawattamie, a bill for an act to amend sections fifty-four hundred thirteen (5413), and fifty-four hundred seventeen (5417), Code, 1931, relating to bounties on wild animals.

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

House File No. 319 by Brady of Pottawattamie, a bill for an act to amend Section six thousand two hundred thirty-nine (6239), Code, 1931, relating to the purchase of property by municipal corporations and to the limitation of the indebtedness thereof.

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

House File No. 320 by Paisley of Lee, a bill for an act to repeal section ten thousand eight hundred ten (10810) relating to the payment of deficiencies of court reporters.

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

House File No. 321 by Paisley of Lee, a bill for an act to amend section ten thousand eight hundred seven (10807), code, 1931, relating to the appointment of shorthand reporters.

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

House File No. 322 by Cunningham of Polk, a bill for an act to repeal section twelve thousand six hundred forty-four c-fourteen (12644 C-14) of the code, 1931, and to enact a substitute therefor relating to investment of funds by guardians.

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

House File No. 323 by Paisley of Lee, a bill for an act to amend section fifty-two hundred twenty-eight (5228), code, 1931, relating to the amount of the County Attorney's salary.

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

Digitized by Google

House File No. 324 by Paisley of Lee, a bill for an act to amend section fifty-two hundred twenty-four (5224), code, 1931, relating to the amount of the County Recorder's salary in counties where the Recorder's office is kept in two different places.

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

House File No. 325 by Paisley of Lee, a bill for an act to amend section fifty-two hundred thirty-one (5231), code, 1931, relating to the amount of the salary of the Deputy Clerk of the District Court in counties where district court is held in two places.

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

House File No. 326 by Paisley of Lee, a bill for an act to amend section fifty one hundred eighty-seven (5187), code, 1931, relating to the appointment and duties of bailiffs.

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

House File No. 327 by Paisley of Lee, a bill for an act to amend section fifty-two hundred thirty (5230), code, 1931, relating to the amount of the salary of the Clerk of the District Court in counties where the District Court is held in two places.

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

House File No. 328 by Mitchell of Webster, a bill for an act to amend Section Three Hundred Seventy-Five (375), Code, 1931, relating to the publication of notice in a newspaper of the hearing upon the estimated tax levy for the ensuing year and providing for the publication of said notice by posting in municipalities where there are no newspapers.

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

House File No. 329 by Cunningham of Polk, a bill for an act to repeal section thirty-one hundred forty-eight (3148) and section thirty-one hundred forty-nine (3149) of the code of 1931 and to enact substitutes therefor, relating to itinerant vendors of drugs and providing for licensing of the same.

Digitized by Google

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

CONSIDERATION OF BILLS

House File No. 275, a bill for an act to amend Section seventeen hundred ninety-nine-b one (1799-b1) Code, 1931, so as to permit the Board of Conservation to fix speed limits and otherwise regulate traffic on roads and drives upon state lands and parks and to regulate parking of vehicles thereon, was taken up for consideration.

Moore of Harrison moved that the enacting clause be corrected. Motion prevailed.

Grell of Scott moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 97.

Aldrich	Felter	McCarthy	Schroeder
Alesch	Foster	McCreery	Smith
Augustine	Frizzell	McDermott	Snyder
Beath	Fuelling	McKinnon	Sours
Beswick	Fuester	McLean	Speidel
Bonnstetter	Garner	Maniece	Stansell
Bouska	Gittinger	Mercer	Stanzel
Bowers	Goode	Metcalf	Stewart
Bruce	Grau	Millhone	Stiger
Burgess	Grell	Mitchell	Stimpson
Casey	Hanson of Lyon	Moore of Benton	Strachan
Craven	Hanson of Winnebago	Moore of Harrison	Swift of Dubuque
Crouch	Hartman	Mooty	Teter
Cunningham	Hook	Osborn	Thies
Davis	Hopp	Ostby	Treimer
Dean	Hough	Paisley	Weed
Ditto	Hultman	Peaco	Wenig
Dole	Humeston	Peet	Wiese
Donlon	Jenkins	Porter	Willis
Doran	Jensen	Rawlings	Wolf
Dreessen	Johnson	Reed	Yager
Durant	Koch	Rice	Zipse
Ellsworth	Lichty	Roe	Zylstra
Fabritz	Lookingbill	Schmitz	Mr. Speaker
Falvey			

The nays were, 1.

Gissel

Absent or not voting, 10.

Brady	Laughlin	Ryder	Swift of Jackson
Elliott	McFarlane	Sheridan	Thiessen
Gallagher	Malone		

Digitized by Google

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

The time having arrived for Special Order No. 1, House File No. 102, a bill for an act to amend sections forty-eight hundred seventy-five (4875), forty-nine hundred (4900), forty-nine hundred one (4901), forty-nine hundred five (4905), forty-nine hundred twenty-four (4924), forty-nine hundred twenty-nine (4929), forty-nine hundred thirty-one (4931), forty-nine hundred thirty-three (4933), and forty-nine hundred thirty six (4936), Code 1931, relating to the collection of motor vehicle license fees, was taken up for consideration.

Fabritz of Wapello moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?" Rule 18 was invoked.

The ayes were, 85.

Aldrich	Fuester	Maniece	Snyder
Alesch	Garner	Mercer	Speidel
Augustine	Gissel	Metcalf	Stansell
Beswick	Gittinger	Millhone	Stanzel
Bonnstetter	Goode	Mitchell	Stewart
Bouska	Grau	Moore of Benton	Stiger
Bowers	Grell	Moore of	Stimpson
Brady	Hanson of Lyon	Harrison	Swift of Dubuque
Bruce	Hanson of	Mooty	Swift of Jackson
Casey	Winnebago	Osborn	Thies
Craven	Hartman	Ostby	Thiessen
Crouch	Hopp	Paisley	Treimer
Cunningham	Hough	Peaco	Weed
Davis	Hultman	Porter	Wenig
Dole	Humeston	Rawlings	Wiese
Donlon	Jensen	Reed	Willis
Dreessen	Koch	Rice	Wolf
Durant	McCarthy	Roe	Yager
Fabritz	McDermott	Schmitz	Zipse
Falvey	McKinnon	Schroeder	Zylstra
Foster	McLean	Sheridan	Mr. Speaker
Frizzell	Malone	Smith	

The nays were, 20.

Beath	Ellsworth	Jenkins	McFarlane
Burgess	Felter	Johnson	Peet
Dean	Fuelling	Lichty	Sours
Ditto	Gallagher	Lookingbill	Strachan
Doran	Hook	McCreery	Teter

Absent or not voting, 3.

Elliott	Laughlin	Ryder

Digitized by Google

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

McCreery of Linn moved that the vote by which House File No. 275 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 276, a bill for an act to amend Section seventeen hundred ninety-nine (1799) Code, 1931, to permit the Board of Conservation to maintain, improve or beautify state-owned, meandered and navigable lakes and streams, was taken up for consideration.

Moore of Harrison moved that the enacting clause be corrected. Motion prevailed.

Teter of Marion moved to amend the bill by inserting in line four following the word "power", the following words "under such supervision and direction". Amendment adopted.

Wenig of Clay moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 75.

Alesch	Fuelling	McCreery	Rice
Augustine	Fuester	McFarlane	Roe
Beath	Gallagher	McKinnon	Schmitz
Beswick	Gissel	McLean	Snyder
Bonnstetter	Gittinger	Malone	Speidel
Brady	Goode	Maniece	Stanzel
Bruce	Grau	Mercer	Stewart
Burgess	Hanson of Lyon	Metcalf	Stiger
Casey	Hanson of Winnebago	Millhone	Strachan
Craven	Hartman	Mitchell	Swift of Jackson
Cunningham	Hopp	Moore of Harrison	Teter
Davis	Hough	Mooty	Thies
Ditto	Hultman	Osborn	Treimer
Dole	Jenkins	Paisley	Weed
Donlon	Johnson	Peaco	Wenig
Doran	Koch	Peet	Wiese
Durant	Lichty	Porter	Wolf
Fabritz	Lookingbill	Reed	Zylstra
Falvey			Mr. Speaker
Felter			

The nays were, 25.

Aldrich	Garner	Moore of Benton	Stimpson
Crouch	Grell	Ostby	Swift of Dubuque
Dean	Hook	Schroeder	Thiessen
Dreessen	Humeston	Smith	Willis
Ellsworth	Jensen	Sours	Yager
Foster	McDermott	Stansell	Zipse
Frizzell			

Digitized by Google

Absent or not voting, 8.

Bouska	Elliott	McCarthy	Ryder
Bowers	Laughlin	Rawlings	Sheridan

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

Wenig of Clay moved that the vote by which House File No. 276 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 277, a bill for an act authorizing the Board of Conservation to designate certain persons as peace officers, was taken up for consideration.

Moore of Harrison moved that the enacting clause be corrected. Motion prevailed.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 94.

Aldrich	Felter	McFarlane	Smith
Alesch	Foster	McKinnon	Snyder
Beath	Frizzell	McLean	Sours
Beswick	Fuelling	Maniece	Speidel
Bonnstetter	Fuester	Mercer	Stansell
Bouska	Gallagher	Metcalf	Stanzel
Bowers	Gissel	Millhone	Stewart
Bruce	Gittinger	Mitchell	Stiger
Burgess	Goode	Moore of Benton	Stimpson
Casey	Grau	Moore of	Strachan
Craven	Grell	Harrison	Swift of Dubuque
Crouch	Hanson of Lyon	Mooty	Swift of Jackson
Cunningham	Hanson of	Osborn	Teter
Davis	Winnebago	Ostby	Thies
Dean	Hook	Paisley	Treimer
Ditto	Hopp	Peaco	Weed
Dole	Hough	Peet	Wenig
Donlon	Hultman	Porter	Wiese
Doran	Jensen	Rawlings	Willis
Dreessen	Johnson	Reed	Wolf
Durant	Koch	Rice	Yager
Ellsworth	Lichty	Roe	Zipse
Fabritz	Lookingbill	Schmitz	Zylstra
Falvey	McCreery	Schroeder	Mr. Speaker

The nays were, 3.

Hartman	McDermott	Thiessen

Digitized by Google

Absent or not voting, 11.

Augustine	Garner	Laughlin	Ryder
Brady	Humeston	McCarthy	Sheridan
Elliott	Jenkins	Malone	

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

House File No. 278, a bill for an act to repeal section eighteen hundred twenty-four (1824) Code, 1931, and enacting a substitute therefor, permitting the Executive Council, upon recommendation of the Board of Conservation, to sell, trade or exchange state-owned lands under the jurisdiction of said board, and providing for the use of the proceeds of such sale or transfer and for the issuance of patents therefor, was taken up for consideration.

Moore of Harrison moved that the enacting clause be corrected. Motion prevailed.

Millhone of Page moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 94.

Aldrich	Foster	Lookingbill	Rice
Alesch	Frizzell	McCarthy	Schmitz
Beath	Fuelling	McCreery	Schroeder
Beswick	Fuester	McDermott	Sheridan
Bonnstetter	Gallagher	McFarlane	Smith
Bouska	Garner	McKinnon	Snyder
Bowers	Gissel	McLean	Speidel
Brady	Gittinger	Malone	Stansell
Bruce	Goode	Maniece	Stewart
Burgess	Grau	Mercer	Stimpson
Casey	Grell	Metcalf	Strachan
Craven	Hanson of Lyon	Millhone	Swift of Dubuque
Crouch	Hanson of Winnebago	Mitchell	Swift of Jackson
Cunningham	Hartman	Moore of Benton	Teter
Davis	Hook	Moore of Harrison	Thies
Ditto	Hopp	Mooty	Thiessen
Dole	Hough	Ostby	Treimer
Donlon	Hultman	Paisley	Weed
Doran	Humeston	Peaco	Wenig
Dreessen	Jenkins	Peet	Wiese
Durant	Johnson	Porter	Willis
Ellsworth	Koch	Rawlings	Wolf
Fabritz	Lichty	Reed	Zipse
Felter			Zylstra

The nays were, 5.

Dean	Roe	Sours	Yager
Jensen			

Digitized by Google

Absent or not voting, 9.

Augustine	Laughlin	Ryder	Stiger
Elliott	Osborn	Stanzel	Mr. Speaker
Falvey			

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

Johnson of Linn moved that the vote by which House File No. 278 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Stiger of Tama moved that the House now consider Senate Files 200 and 201. Motion prevailed.

Senate File No. 200, a bill for an act to amend Section Eighty-eight hundred sixty-one (8861) of the Code of 1931 relating to consolidation, merger or reinsurance of fraternal beneficiary societies, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Cunningham of Polk the amendments proposed by the committee, found on page 398 of the Journal of February 14, were adopted.

Cunningham of Polk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 97.

Aldrich	Ellsworth	Hough	Moore of Benton
Alesch	Fabritz	Hultman	Moore of Harrison
Augustine	Falvey	Humeston	Mooty
Beath	Felter	Jenkins	Osborn
Bonnstetter	Foster	Jensen	Ostby
Bouska	Frizzell	Johnson	Paisley
Bowers	Fuelling	Koch	Peaco
Brady	Fuester	Lichty	Peet
Bruce	Gallagher	Lookingbill	Porter
Burgess	Garner	McCarthy	Rawlings
Casey	Gissel	McCreery	Reed
Crouch	Gittinger	McDermott	Rice
Cunningham	Grau	McKinnon	Roe
Davis	Grell	McLean	Schmitz
Ditto	Hanson of Lyon	Malone	Schroeder
Dole	Hanson of Winnebago	Maniece	Sheridan
Donlon	Hartman	Mercer	Smith
Doran	Hook	Metcalf	Snyder
Dreessen	Hopp	Millhone	Speidel
Durant		Mitchell	

Digitized by Google

Stansell	Swift of Dubuque	Treimer	Wolf
Stewart	Swift of Jackson	Weed	Yager
Stiger	Teter	Wenig	Zipse
Stimpson	Thies	Wiese	Zylstra
Strachan	Thiessen	Willis	

The nays were, none.

Absent or not voting, 11.

Beswick	Elliott	McFarlane	Stanzel
Craven	Goode	Ryder	Mr. Speaker
Dean	Laughlin	Sours	

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

Senate File No. 201, a bill for an act to legalize the consolidation and merger of The Homesteaders Life Association, a domestic fraternal beneficiary society, with the Golden West Life Insurance Association, a fraternal beneficiary society, organized under the laws of the State of California, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Stiger of Tama the amendments proposed by the committee, found on page 397 of the Journal of February 14, were adopted.

Cunningham of Polk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 96.

Aldrich	Dreessen	Hook	Mitchell
Alesch	Durant	Hopp	Moore of Benton
Augustine	Ellsworth	Hough	Moore of Harrison
Beath	Fabritz	Hultman	Mooty
Beswick	Falvey	Humeston	Osborn
Bonnstetter	Felter	Jenkins	Ostby
Bouska	Foster	Jensen	Paisley
Bowers	Frizzell	Johnson	Peaco
Brady	Fuelling	Koch	Peet
Bruce	Fuester	Lichty	Porter
Burgess	Gallagher	Lookingbill	Rawlings
Casey	Garner	McCarthy	Reed
Craven	Gissel	McCreery	Rice
Crouch	Gittinger	McDermott	
Cunningham	Grau	McKinnon	
Davis	Grell	McLean	Roe
Ditto	Hanson of Lyon	Malone	Schmitz
Dole	Hanson of Winnebago	Maniece	Schroeder
Donlon	Hartman	Metcalf	Snyder
Doran		Millhone	Speidel

Digitized by Google

Stansell	Swift of Dubuque	Treimer	Wolf
Stewart	Swift of Jackson	Weed	Yager
Stiger	Teter	Wenig	Zipse
Stimpson	Thies	Wiese	Zylstra
Strachan	Thiessen	Willis	

The nays were, none.

Absent or not voting, 12.

Dean	Laughlin	Ryder	Sours
Elliott	McFarlane	Sheridan	Stanzel
Goode	Mercer	Smith	Mr. Speaker

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

House File No. 279, a bill for an act to repeal section eighteen hundred twenty-six (1826) Code, 1931, and to enact a substitute therefor authorizing the Board of Conservation to fix the level of dams or spillways at the outlets of lakes and across streams, to construct same, to provide the procedure, and for assessment of damages, was taken up for consideration.

Moore of Harrison moved that the enacting clause be corrected. Motion prevailed.

Yager of Dickinson moved to amend the bill by striking the words "or decrease" in lines seven and eight. Amendment lost.

Speidel of Washington moved the previous question. Motion prevailed.

Ditto of Osceola moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Sours of Floyd moved to reconsider the vote by which House File 279 passed to its third reading. Motion prevailed.

Gallagher of Iowa moved to amend House File No. 279 by striking the word "to" following the word "necessary" in line 5, section 1. Amendment adopted.

Sours of Floyd moved to amend House File 279 by adding after the word "shall" in line 2, section 3, the following words "with the consent of the Executive Council"; also in section 7, line 4 following the word "shall" by adding the words "with the consent of the Executive Council". Amendment adopted.

Ditto of Osceola moved that the bill be read a third time now

Digitized by Google

and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 57.

Aldrich	Fuelling	McLean	Schmitz
Alesch	Gallagher	Maniece	Schroeder
Beswick	Goode	Mercer	Snyder
Bonnstetter	Grau	Millhone	Speidel
Bouska	Grell	Moore of Benton	Swift of Dubuque
Bowers	Hanson of Winnebago	Moore of Harrison	Swift of Jackson
Brady	Hartman	Mooty	Thies
Bruce	Hough	Osborn	Treimer
Casey	Johnson	Peaco	Wenig
Cunningham	Koch	Peet	Wiese
Davis	Lichty	Rawlings	Willis
Ditto	Lookingbill	Reed	Yager
Dole	McCarthy	Rice	Mr. Speaker
Fabritz	McCreery		
Falvey	McFarlane		
Felter			

The nays were, 40.

Beath	Fuester	McKinnon	Stansell
Craven	Garner	Metcalf	Stanzel
Crouch	Gissel	Mitchell	Stewart
Dean	Gittinger	Ostby	Stimpson
Donlon	Hook	Paisley	Strachan
Doran	Hopp	Porter	Thiessen
Dreessen	Humeston	Roe	Weed
Ellsworth	Jenkins	Sheridan	Wolf
Foster	Jensen	Smith	Zipse
Frizzell	McDermott	Sours	Zylstra

Absent or not voting, 11.

Augustine	Elliott	Laughlin	Stiger
Burgess	Hanson of Lyon	Malone	Teter
Durant	Hultman	Ryder	

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has failed to pass the following bill in which the concurrence of the Senate was asked:

House File No. 36, a bill for an act relating to common school libraries.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 37, a bill for an act to establish a uniform cost accounting and financial record system in all public schools.

Digitized by Google

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 160, a bill for an act relating to the appointment of successor, trustees or appointees.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 28, a bill for an act relating to mileage and travelling expense claims of peace officers.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 240, a bill for an act relating to the definition of the word "company".

Also, that the Senate has amended and adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution No. 10, relating to an adjournment on Friday, February 24th, and the time for reconvening of the House and Senate.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 167, a bill for an act to increase the amount of statutory exemption from execution for residents who are the heads of families and to provide for the selection of such exempt property.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 122, a bill for an act relating to the duties of the secretary of the Board of Engineering Examiners.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 209, a bill for an act providing for the valuation of policies of life insurance and annuities, and prescribing the basis for ascertaining the reserve value of policies issued by and in force in life insurance companies, etc.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 210, a bill for an act relating to kinds of insurance.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 192, a bill for an act relating to those persons not engaged in the practice of optometry, and providing for the revocation of license of any licensed optometrist, etc.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 90, a bill for an act relating to delinquent taxes and interest on such.

BYRON G. ALLEN, *Secretary.*

SENATE AMENDMENTS TO HOUSE FILE NO. 28

Amend by striking from line nine (9), section one (1), the word "meals".

Further amend by inserting immediately after the word "expenses" in line nine (9), section one (1), the words "excepting meals".

Digitized by Google

Further amend by striking from line seven (7), section one (1), ", purposes".

Further amend by striking from line ten (10), section one (1), ", and the purpose of the trip is given".

CONSIDERATION OF SENATE AMENDMENTS

On request of McFarlane of Black Hawk unanimous consent having been given, House Concurrent Resolution No. 10, be it resolved by the House, the Senate concurring, that when adjournment is had on Friday, February 24th, it be to reconvene on Thursday afternoon, March 2nd, at 2:00 p. m., with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT TO HOUSE CONCURRENT RESOLUTION NO. 10

Amend House Concurrent Resolution No. 10 by striking out the words and figures "Thursday afternoon, March 2nd" and inserting in lieu thereof the words and figures "Monday afternoon, March 6th."

Mr. McFarlane moved that the House concur in the Senate amendments.

The House concurred in the Senate amendment to House Concurrent Resolution No. 10.

McFarlane of Black Hawk moved that the vote by which the Senate amendment to House Concurrent Resolution No. 10 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

SENATE MESSAGES CONSIDERED

Senate File No. 122, a bill for an act to amend sections eighteen hundred fifty-four (1854), eighteen hundred fifty-five (1855), eighteen hundred sixty-four (1864), eighteen hundred sixty-nine-b-one (1869-b-1), and eighteen hundred seventy-five (1875), Code, 1931, and to repeal section eighteen hundred seventy-six, (1876), Code, 1931, and enacting a substitute therefor; relating to the duties of the secretary of the Board of Engineering Examiners, providing for the regulation, licensing and practice of professional engineers and land surveyors and penalty for the violation thereof.

Read first and second times and referred to committee on departmental affairs.

Digitized by Google

Senate File No. 209, a bill for an act to repeal section eighty-six hundred fifty-four (8654) of the Code of Iowa, 1931, and to enact a substitute therefor, providing for the valuation of policies of life insurance and annuities, and prescribing the basis for ascertaining the reserve value of policies issued by and in force in life insurance companies, both domestic and foreign, which are or may hereafter be authorized to transact business in the State of Iowa, and to amend section eighty-six hundred fifty-five (8655) of the Code of Iowa, 1931, providing for a deposit with the commissioner of insurance to cover such valuation.

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

Senate File No. 210, a bill for an act to amend section eighty-nine hundred forty (8940), sub-section five (5), paragraph d, of the 1931 code of Iowa, relating to kinds of insurance.

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

Senate File No. 192, a bill for an act to amend the provisions of paragraph two (2), Section twenty-five hundred seventy-five (2575), of the Code 1931, relating to those persons not engaged in the practice of optometry, and providing for the revocation of license of any licensed optometrist who shall practice or advertise as practicing his profession under a false name or as the agent or employee of an unlicensed person.

Read first and second times and referred to committee on public health.

Senate File No. 90, a bill for an act to amend section seventy-two hundred forty-four (7244), code 1931, relating to sales of real estate for delinquent taxes.

Read first and second times and referred to committee on tax reduction.

Senate File No. 167, a bill for an act to increase the amount of statutory exemption from execution for residents who are the heads of families and to provide for the selection of such exempt property.

Read first and second times and passed on file.

Digitized by Google

Mitchell of Webster moved to substitute Senate File No. 167 in place of House File No. 183. Motion prevailed.

Senate File No. 160, a bill for an act to amend section ninety-two hundred ninety-two (9292) of the Code, 1931, relating to the appointment of successor, trustees or appointees.

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

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that he had approved the following bills:

February 10th, House File No. 115.

February 14th, House Files Nos. 25 and 41.

AMENDMENTS FILED

Goode of Davis filed the following amendments to House File No. 308:

Amend House File No. 308 by striking lines three (3) and four (4) of section one and insert in lieu thereof the following:

"1. Change the comma (,) at the end of line nine (9) to a period (.) and strike the remainder of the section".

Further amend by adding as section three (3) the following:

"Nothing in this act shall effect existing contracts."

Strachan of Humboldt moved that the House adjourn until 9:00 a. m. Saturday.

Johnson of Linn moved to amend the motion by striking the words "9:00 a. m. Saturday" and inserting in lieu thereof the words "9:30 a. m. Monday". Amendment lost.

Motion prevailed and the House adjourned until 9:00 a. m. Saturday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 18, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend A. R. Weed, pastor of West Star and Worthington churches, Winterset, Iowa.

Journal of February 17 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Doran of Boone for the day, on request of Gallagher of Iowa; Johnson of Linn for the day, on request of McCreery of Linn; Mercer of Johnson for the day, on request of Dresseen of Crawford; Craven of Jasper for the day, on request of Metcalf of Muscatine; Teter of Adair for the day, on request of Malone of Cass; Laughlin of Fremont for the day, on request of McCarthy of Woodbury; Stansell of Clarke for the day, on request of Fuelling of Clayton; Beswick of Van Buren for the day, on request of Thiessen of Clinton.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring prohibition. Dreessen, from citizens of Crawford county; Fabritz, from citizens of Wapello county, McLean of Marshall, from citizens of Conrad; Sheridan, from citizens of Lee county. Referred to police regulation, suppression of crime and intemperance.

Opposing chain store tax. Cunningham, from citizens of Polk county; Stanzel, from citizens of Sac county. Referred to ways and means.

Opposing special portable mill tax. Sours, from citizens of Floyd county; Yager, from citizens of Dickinson county. Referred to ways and means.

Favoring Senate File No. 112. Fabritz of Wapello, from citizens of Ottumwa. Referred to ways and means.

Digitized by Google

Opposing Senate Files Nos. 4, 76, 82 and 131 and House Files Nos. 5, 117, 121. Brady of Pottawattamie, from patrons of James McMillan school. Referred to schools and textbooks.

Favoring House File No. 224. Jensen of Audubon, from citizens of Garner. Referred to schools and textbooks.

Opposing closing small elementary schools. Stimpson, from citizens of Jones county. Referred to schools and textbooks.

Opposing repeal of gasoline tax refund. Stanzel, from citizens of Sac county. Referred to motor vehicles and transportation.

Proposal for legislation to help the farmer. Fabritz, from citizens of Center township in Wapello county. Referred to cities and towns.

Opposing House Files Nos. 4, 36, 44 and 82; approving Senate Files Nos. 195 and 49. Grell of Scott, from P. T. A. of Madison school and Washington school of Davenport

Favoring gross income tax bill Fabritz, from citizens of Wapello. Referred to ways and means.

Resolutions from the Council of Davenport P. T. A. associations favoring general legislative relief, presented by Grell of Scott. Referred to ways and means.

Fabritz of Wapello presented petitions and resolutions as follows: Opposing transfer of funds from fish and game department. Three pages of names from citizens of Bremer county; 9 pages, from citizens of Taylor county; 3 pages, from citizens of Delaware county; 5 pages, from citizens of Ida county; 9 pages, from citizens of Woodbury and Monona counties; 5 pages, from citizens of Montgomery county; 20 pages, from citizens of Page county; 18 pages, from citizens of Buchanan county; 4 pages, from citizens of Polk county; 2 pages, from citizens of Plymouth county. Resolutions from the following clubs: More Game Club of Sabula; Federated Garden Clubs of Des Moines; Wapello County Conservation League; Central States Field Trial Association; Des Moines Audubon Society; Walcott Game Preserve; Delaware County Fish and Game Protective Association; Blakesburg Hunting and Fishing Club; Muscatine County Sportsmen's Association; Scott County Sportsmen's Association; and the following chapters of

Digitized by Google

the Isaak Walton League: Sac City, Burlington, Clarinda, Sioux City, and Maquoketa.

Ditto of Osceola requested that the roll be called to ascertain the presence of a quorum.

Those present were, 92.

Aldrich	Frizzell	McFarlane	Smith
Alesch	Fuelling	McKinnon	Snyder
Augustine	Fuester	McLean	Sours
Beath	Garner	Malone	Speidel
Bonnstetter	Gissel	Maniece	Stanzel
Bouska	Gittinger	Metcalf	Stewart
Bowers	Goode	Millhone	Stimpson
Brady	Grau	Mitchell	Strachan
Bruce	Grell	Moore of Benton	Swift of Dubuque
Burgess	Hanson of Lyon	Moore of	Swift of Jackson
Casey	Hanson of	Harrison	Teter
Crouch	Winnebago	Osborn	Thies
Cunningham	Hartman	Ostby	Thiessen
Davis	Hook	Paisley	Treimer
Dean	Hopp	Peaco	Weed
Ditto	Hough	Peet	Wenig
Dole	Hultman	Porter	Wiese
Donlon	Humeston	Rawlings	Willis
Dreessen	Jenkins	Reed	Wolf
Durant	Jensen	Rice	Yager
Ellsworth	Lichty	Roe	Zipse
Falvey	Lookingbill	Schmitz	Zylstra
Felter	McCarthy	Schroeder	Mr. Speaker
Foster	McCreery		

Those absent were, 16.

Beswick	Fabritz	Laughlin	Ryder
Craven	Gallagher	McDermott	Sheridan
Doran	Johnson	Mercer	Stansell
Elliott	Koch	Mooty	Stiger

Malone of Cass asked that House File No. 87 be recalled from the committee on agriculture and placed on the calendar.

Ditto of Osceola moved that House File No. 87 be retained in the committee for an additional period of five days.

A roll call was demanded.

The ayes were, 51.

Augustine	Cunningham	Hanson of Lyon	McCreery
Beath	Dean	Hanson of	McFarlane
Bouska	Ditto	Winnebago	McLean
Bowers	Dole	Hopp	Maniece
Brady	Ellsworth	Hultman	Millhone
Bruce	Felter	Jensen	Mitchell
Burgess	Gallagher	Koch	Moore of Benton
Casey	Gissel	Lichty	Mooty
Crouch	Grau	McCarthy	Osborn

Digitized by Google

Paisley	Schmitz	Speidel	Thies
Peet	Schroeder	Stewart	Treimer
Rawlings	Sheridan	Strachan	Willis
Reed	Sours	Swift of Dubuque	Zylstra

The nays were, 44.

Aldrich	Garner	Malone	Stanzel
Alesch	Gittinger	Metcalf	Stimpson
Bonnstetter	Goode	Moore of Harrison	Swift of Jackson
Davis	Grell	Ostby	Thiessen
Donlon	Hartman	Peaco	Weed
Dreessen	Hook	Porter	Wenig
Durant	Hough	Rice	Wiese
Falvey	Humeston	Roe	Wolf
Foster	Jenkins	Smith	Yager
Frizzell	Lookingbill	Snyder	Zipse
Fuelling	McKinnon		Mr. Speaker
Fuester			

Absent or not voting, 13.

Beswick	Fabritz	McDermott	Stansell
Craven	Johnson	Mercer	Stiger
Doran	Laughlin	Ryder	Teter
Elliott			

Motion prevailed.

CONSIDERATION OF SENATE AMENDMENTS

On request of Malone or Cass unanimous consent having been given, House File No. 28, a bill for an act to amend Chapter sixty-seven (67), Code 1931, relating to mileage and travelling expense claims of peace officers, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 28

Amend by striking from line nine (9), section one (1), the word "meals".

Further amend by inserting immediately after the word "expenses" in line nine (9), section one (1), the words "excepting meals".

Further amend by striking from line seven (7), section one (1), ", purposes".

Further amend by striking from line ten (10), section one (1), " , and the purpose of the trip is given".

Goode of Davis moved that the House concur in the Senate amendments to line 9 of section 1.

On the question, "Shall the House concur in the Senate amendments to line 9 of section 1?"

Digitized by Google

The ayes were, 78.

Aldrich	Falvey	Koch	Roe
Alesch	Felter	Lichty	Schmitz
Augustine	Foster	Lookingbill	Schroeder
Beath	Fuelling	McCarthy	Sheridan
Bonnstetter	Fuester	McCreery	Smith
Bouska	Gallagher	McFarlane	Speidel
Bowers	Garner	McKinnon	Stimpson
Brady	Gissel	Malone	Strachan
Bruce	Gittinger	Maniece	Swift of Dubuque
Burgess	Goode	Metcalf	Teter
Casey	Hanson of Lyon	Millhone	Thies
Davis	Hanson of Winnebago	Moore of Benton	Treimer
Dean	Hartman	Moore of Harrison	Wenig
Ditto	Hook	Mooty	Wiese
Dole	Hopp	Osborn	Willis
Donlon	Hough	Paisley	Wolf
Dreessen	Hultman	Peet	Yager
Durant	Humeston	Rawlings	Zipse
Ellsworth	Jensen	Reed	Zylstra
Fabritz			Mr. Speaker

The nays were, 15.

Crouch	Mitchell	Rice	Stewart
Grau	Ostby	Snyder	Swift of Jackson
Jenkins	Peaco	Sours	Weed
McLean	Porter	Stanzel	

Absent or not voting, 15.

Beswick	Elliott	Laughlin	Stansell
Craven	Frizzell	McDermott	Stiger
Cunningham	Grell	Mercer	Thiessen
Doran	Johnson	Ryder	

The House concurred in Senate amendments to line 9 of section 1.

Hanson of Winnebago moved that the House refuse to concur in the Senate amendments to lines 7 and 10.

On the question, "Shall the House concur in Senate amendments to lines 7 and 10?"

The ayes were, 20.

Alesch	Ditto	Humeston	Schroeder
Bowers	Dreessen	Malone	Swift of Dubuque
Brady	Foster	Maniece	Treimer
Bruce	Gissel	Metcalf	Willis
Casey	Hartman	Rawlings	Wolf

The nays were, 73.

Aldrich	Davis	Felter	Grau
Augustine	Dean	Frizzell	Grell
Beath	Dole	Fuelling	Hanson of Lyon
Bonnstetter	Donlon	Fuester	Hanson of Winnebago
Bouska	Durant	Gallagher	Hook
Burgess	Ellsworth	Garner	Hopp
Crouch	Fabritz	Gittinger	Hough
Cunningham	Falvey	Goode	

Digitized by Google

Jenkins	Moore of	Roe	Teter
Jensen	Harrison	Schmitz	Thies
Koch	Mooty	Sheridan	Thiessen
Lichty	Osborn	Smith	Weed
Lookingbill	Ostby	Snyder	Wenig
McCarthy	Paisley	Sours	Wiese
McCreery	Peaco	Speidel	Yager
McFarlane	Peet	Stanzel	Zipse
McLean	Porter	Stewart	Zylstra
Mitchell	Reed	Strachan	Mr. Speaker
Moore of Benton	Rice	Swift of Jackson	

Absent or not voting, 15.

Beswick	Hultman	McKinnon	Stansell
Craven	Johnson	Mercer	Stiger
Doran	Laughlin	Millhone	Stimpson
Elliott	McDermott	Ryder	

The House refused to concur in Senate amendments to lines 7 and 10.

HOUSE FILE NO. 254 REREFERRED

Alesch of Plymouth moved that House File No. 254 be rereferred to the committee on ways and means. Motion prevailed.

REPORTS OF COMMITTEES

Willis of Dallas, from the committee on cities and towns, submitted the following report:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 231, a bill for an act to authorize cities having permanent registration to establish a permanent registration fund, providing that all moneys received from the city or county shall be placed in said fund, and providing that this section be placed in the Code immediately following section seven hundred eighteen-b eighteen (718-b18) as section seven hundred eighteen-e one (718-e1), be amended as follows, and when so amended the bill do pass:

Amend the title by inserting after the word "cities" in the first line thereof the words "having a population of over one hundred twenty-five thousand (125,000) and".

Further amend by striking the word "such" in the first line of the proposed section 718-e1 and adding after the word "city" where it appears the second time in said line the following: "having a population of one hundred twenty-five thousand (125,000) or over".

Further amend by striking the publication clause, Section 2.

BLAKE WILLIS, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 258, a bill for an act to amend section ten

Digitized by Google

thousand six hundred eighty eight (10688), Code, 1931, relating to Municipal Courts, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

BLAKE WILLIS, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 257, a bill for an act to amend section ten thousand six hundred ninety (10690), Code, 1931, relating to abolishment of Municipal Courts, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

BLAKE WILLIS, *Chairman.*

Report adopted.

Mitchell of Webster, from the committee on commerce and trade, submitted the following report:

MR. SPEAKER: Your committee on commerce and trade to whom was referred House File No. 119, a bill for an act to provide that foreign corporations maintaining an office in the state of Iowa, shall be given preference in the purchase of any products by any commission, board, committee, officer, or governing body of the state, or of any county, township, school district, city or town, and every person acting as contract agent therefor, over other foreign corporations which do not maintain an office in the state of Iowa; providing that contracts for the purchase of such products in violation of the provisions thereof shall be void; and providing penalty for the violation thereof, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

1. Amend section one (1), line six (6), by inserting after the word "preference" the following:

", subject to the preferences given to corporations organized and existing under the laws of the state of Iowa,".

2. Amend section two (2), line twelve (12), by inserting after the word "preference" the following:

", subject to the preferences given to corporations organized and existing under the laws of the state of Iowa,".

3. Amend section three (3) by striking out of lines nine (9) and ten (10) the words "misconduct in office, and upon proof of violation of this act, shall be removed from office" and inserting in lieu thereof "a misdemeanor".

4. Further amend section three (3) by striking the last sentence, beginning with the word "The" in line twelve (12).

5. Strike out all of section four (4).

That the title of said bill be amended as follows: After the word "preference" in line two of the title, insert the following:

Digitized by Google

", subject to the preferences given under the laws of the state of Iowa,", and by inserting a comma after the word "therefor" in line six (6), and further amend the title by striking the semi-colon after the word "Iowa" in line eight (8), and substituting therefor a period, and by striking the balance of the title beginning with the word "providing".

JOHN H. MITCHELL, *Chairman.*

Report adopted.

Stiger of Tama, from the committee on Judiciary, submitted the following report:

MR. SPEAKER: Your committee on Judiciary to whom was referred House File No. 199, an act to provide a plan for the relief of poor and unemployed people; to provide for the adoption of a plan of payment with "Stamp-Money" by counties, and to declare the duties and liabilities of counties adopting said plan and to fix the rights and liabilities under said plan, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Strike all after the enacting clause and insert in lieu thereof the following:

Section 1. For the purpose of providing poor relief and employment, the board of supervisors may, upon the petition of a number of qualified voters equal to two per cent of the votes cast for governor at the last preceding general election, adopt the plan of payment hereinafter called the "Stamp-Note" plan, and shall adopt this plan upon petition of fifty-one (51%) per cent of the regularly established merchants of such county.

a. In counties where any city with a population of more than twenty thousand (20,000) is located, immediately after the adoption of the "Stamp-Note" plan by the Board of Supervisors, a committee of three members shall be appointed as follows:

One member of the Board of Supervisors by the Board of Supervisors, one member of the City or Town Council, or commission, of the County Seat by the City or Town Council or commission of the County Seat, and the third member shall be selected by the two thus appointed. This committee shall be known as the County Stamp-Note Committee and shall receive all applications for the allotment of Stamp Notes. Such application shall be made only by counties, cities or towns or poor relief agencies created by statute. Upon approval of said application by said committee the County Treasurer shall upon order of said committee, issue to said county, city or town, or poor relief agency created by statute, stamp-notes in the amount approved by said committee. The Stamp-Note Committee shall elect one of their members as Chairman, and shall furnish application blanks to all authorized agencies desiring to make application for the use of Stamp-Notes and shall keep a record of all such applications and their action thereon.

b. The county, city or town (administration) shall not be liable under the Workmen's Compensation Act of the State of Iowa or other em-

Digitized by Google

ployer's liability acts of the state of Iowa, for any injury or damage suffered by anyone employed under the terms of this act and paid in the new issue of stamp-notes.

Sec. 2. (Wording of Notes) The notes used in payment for the purposes mentioned in preceding section shall be numbered serially and shall read as follows:

Number....., Iowa, 19.....

(Name of County)

This note is good for one dollar ($1.00) in merchandise or services provided bearer will affix one two cent redemption stamp on the back hereof. The county of....., Iowa, will redeem this note when fifty (50) redemption stamps, sold by the county for this purpose, are so attached, for one dollar in cash. County Auditor..... County Treasurer..... The redemption limit of this note is three (3) years after date issued.

a. On reverse side of this note shall be provided blocked spaces to attach fifty (50) two cent redemption stamps sold by the county for this purpose. These spaces shall be numbered from one (1) to fifty (50) and at one end of the note, not to be covered by these stamps shall be printed:

"At each transaction user will buy a two cent redemption stamp, and sign his initials across the word "Holder", and the receiver will sign his initials across the word "Receiver", in each other's presence." Underneath the figures forty-nine (49) and fifty (50) on this side of the note shall be printed:

"The forty-ninth (49) stamp attached to this note must be dated in addition to placing initials thereon, and this note must be presented for payment within thirty (30) days thereafter or become null and void.

The stamps shall be affixed on the spaces indicated, starting on No. 1, and so on consecutively until space No. 50 is covered.

b. The stamps shall be made of suitable size so that fifty (50) of them may be attached to the notes described in the preceding paragraph a. At the top of the stamp the word "Holder" shall be printed, and at the bottom of the stamp the word "Receiver" shall be printed. The figure two (2) indicating denomination of the Stamp shall appear in each corner thereof. The name of the county issuing them shall appear in the center across the face of the stamp.

c. It shall be lawful for the Board of Supervisors, in counties where cities of more than twenty thousand (20,000) population are located, to issue stamp-notes of five and ten dollar ($5.00 and $10.00) denominations with stamps of ten and twenty (10 and 20) cents each respectively.

d. At each transaction both parties shall affix their initials to the redemption stamp. The holder will initial across the word "Holder", and the receiver across the word "Receiver". This will provide a set of initials, the one on bottom matching the one on top of following stamp establishing the legal title necessary to cash this note as provided in section 5 and 5-a.

Sec. 3. The county treasurer shall be the custodian of the notes and stamps. He will at all times keep a sufficient supply of redemption stamps on hand for the convenience of the public and keep accurate ac-

Digitized by Google

count of the notes, and stamps on hand or consigned by him to other agencies. Also of the proceeds of the sale of these stamps.

Sec. 4. Any person imitating or counterfeiting either the notes or stamps, herein provided, shall be imprisoneld in the penitentiary or in the Men's or Women's reformatory for not more than ten years, or be fined not exceeding three hundred dollars and be imprisoned in the county jail not exceeding one year.

Sec. 5. (Empowering bank to accept Stamp-Notes) It shall be lawful for banks in the state of Iowa to accept said notes, issued by the several counties, in exchange for bank credit or currency, regardless of the number of stamps attached. In this particular transaction, the party presenting the note for cash shall accept a two per cent discount in addition to the discount he would suffer by attaching a redemption stamp; or receiving niney-six (96) cents in cash. In this transaction the casher of the note shall not be compelled to affix a stamp, but the cashing agency shall mark the last stamp affixed with the word "Cashed" in order to explain the break in signatures.

a. The banks accepting notes for cashing shall not accept these when a break in such initials appears, and holders of such notes shall not be able to cash same, until all the fifty stamps have been attached.

b. Banks shall accept these notes only from regularly established business houses in amounts of not less than twenty-five ($25.00) dollars. Banks are authorized to dispose of these notes to their customers at ninety seven ($.97) cents. In disposing of notes to their customers, banks will not be required to affix stamps thereto.

c. Anyone presenting a note for a purchase of less than one dollar, shall be charged with the two cents which the receiver shall have to affix in disposing of same; in which case the net purchasing power of such note amounts to ninety-six (96) cents to such holder.

Sec. 6. Anyone presenting to the issuing county treasurer such note with fifty redemption stamps attached will receive in exchange, one dollar in cash, provided section seven (7) has been complied with.

Sec. 7. The forty-ninth (49) stamp attached to the note shall be dated by receiver in addition to the initials placed thereon, and such note must be presented for cashing within thirty days after said date, or become null and void.

Sec. 8. It shall be lawful for the county treasurer to exchange county funds for notes held by the cashing bankers within the county of such county treasurer, in excess of what they can dispose of to their customers, at the rate of ninety-seven (97) cents for each note so exchanged.

a. The school funds in depository banks shall be available for the purpose mentioned in the preceding paragraph of this section. The trustees, or trustee, of these funds, is or are, hereby authorized to effect this exchange.

b. The profit accruing to the county in the transaction described in section 8 and 8-a shall be used by the county as an offset to the expense of providing notes and stamps.

c. The bank disposing of surplus notes to the county at a one per cent profit shall in return therefor, act as an agency for the sale of re-

Digitized by Google

demption stamps. These stamps shall be consigned to them by the county treasurer. The funds derived from the sale of these stamps shall be forwarded to the county treasurer at the end of each week.

d. The county treasurer or any other disburser of notes derived under the provisions of section eight (8) and eight a (8-a) shall affix the required redemption stamps before paying them out as provided in section nine (9).

Sec. 9. Any and all of the employment contracts between the county and school districts and its employees shall include the provisions that their salaries, or such part thereof as the board of supervisors deems advisable, may be paid to them in the form of the notes mentioned and described in this act. No unstamped notes shall be used for this purpose, which shall not have first been in circulation and have had one or more stamps affixed thereto.

Sec. 10. Wherever a county adopts the Stamp-Note plan for poor relief, and or for providing employment, the entire assessment for poor relief and such employment may be dispensed with, reducing the taxes, otherwise devoted to that purpose, to this extent, if deemed advisable and at the descretion of the board of supervisors.

a. Upon the adoption of the county stamp-note plan no charitable aid or poor relief shall be extended by counties or municipalities to any able bodied person except in exchange for work.

Sec. 11. Anyone desiring to be employed by the board of supervisors or any city or town, or other agencies authorized by statute to dispense poor relief funds, under the provisions of this act shall make application to them for work, stating his qualifications, age, and number of dependents. The board of supervisors, or city or town, or other authorized agency, in providing work, shall consider fitness and need of applicant, using their best judgment in providing employment and shall employ only legal residents of the county.

a. The rate of pay for work provided under this act shall not be less than two dollars ($2.00) per day of eight hours duration. All disbursements to or for poor relief may be in the form of these notes at the rates provided by law.

b. The employment created by the board of supervisors, or city or town, or other authorized agency which is to be paid for by the first payment of each issue of stamp-notes shall be for work performed in the interest of the county, or city or town, such as building or improving county or city or town buildings, streets, roads, bridges, or other county or city or town work.

c. It shall also be lawful for the board of supervisors to arrange with private owners of property to have their property improved. The owner in this case shall provide the materials necessary and the work shall be paid for with stamp-notes by the county. The amount so paid by the county shall not exceed the amount of material used on such project and the amount of stamp notes paid out in behalf of such owner shall not exceed $100.00. The amount paid out by the county in this form shall constitute a loan to such private owner and the interest on same shall be six per cent per annum until paid. The loan may be paid back to the

Digitized by Google

county at the rate of $10.00 per annum plus accrued interest or the whole loan may be paid before such due date.

d. In case of greater demand for workers, under preceding subsection, than the board of supervisors can provide, the applicants' names shall be placed in a rectptacle, and the names of property owners drawn by lot therefrom by the county clerk, shall be preferred in the order drawn.

Sec. 12. It is within the discretion of the board of supervisors to discontinue the provisions named in the last preceding subsection c and d, when, in its judgment, employment conditions are such as would not indicate the further need of stimulating employment by performing work for private owners.

Sec. 13. In order to have uniform notes and stamps, the state of Iowa will print such notes and stamps upon suitable paper, properly engraved, and provide them at cost to the counties desiring to use the Stamp-Note plan. The name of the county shall be printed on both notes and stamps, by the state in the spaces provided therefor under section 2, a, b, and c, and the colors of such printing shall be different from any of the colors used in the United States currency.

a. After the adoption of the Stamp-Note plan by any county, no municipality therein shall use any Stamp-Note plan or plan similar thereto except such plan as adopted by the county. Any organization or municipality using a stamp-note plan at the time of adoption of a county wide stamp-note plan may redeem the unstamped portion of their notes by exchanging them for the first issue of county notes.

Sec. 14. Whenever, in the judgment of the board of supervisors conditions become such that there is less than one per cent unemployment in the county, the use of the plan may be discontinued by the board of supervisors, whereupon a suitable levy of taxes for poor relief shall be again authorized by them.

Sec. 15. Whenever a county adopts the Stamp-Note plan the administration of cities and towns located in such county shall cooperate with the board of supervisors by:

a. City and town employees shall regard as part of their employment contract, and be bound by provision in section 9.

b. Exchanging city or town funds as provided for the county under section 8 and 8-a the clerk shall act in lieu of county treasurer as provided in section 8-d. The profit in this transaction shall go to the treasury of such city or town.

c. Appointing the city or town clerk's office as a selling agency for the stamps.

Sec. 16. All acts or parts of acts inconsistent with the provisions of this act are hereby suspended.

Sec. 17. This act being deemed of immediate importance shall be in full force and effect from and after the publication thereof in the Hawarden Chronicle, a newspaper published at Hawarden, Iowa, and in the Boyden Reporter, a newspaper published at Boyden, Iowa.

Amend the title by striking from line three (3) of the said title the words "Stamp-Money" and substitute the words "Stamp-Notes".

C. B. STIGER, *Chairman.*

Report adopted.

Digitized by Google

McFarlane of Black Hawk, from the committee on printing, submitted the following report:

MR. SPEAKER: Your committee on printing to whom was referred House File No. 27, an act to provide for uniform blank forms and record books to be used by all county officers in the State, and for the fixing of the maximum price therefor, and provide a penalty for the non-use thereof, and to amend section fifty-one hundred thirty-four (5134), code 1931, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

ARCH W. MCFARLANE, *Chairman.*

Passed on file.

Gallagher of Iowa, from the committee on insurance, submitted the following report:

MR. SPEAKER: Your committee on insurance to whom was referred Senate File No. 243, a bill for an act to amend chapter 398, code, 1931, by inserting therein an additional section to provide for the granting and selling of annuities by life insurance companies governed by that chapter, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. J. P. GALLAGHER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on insurance to whom was referred House File No. 272, a bill for an act to amend section 8881, code, 1931, to provide for the ownership, operation or disposition of hospitals, asylums, sanitariums, schools or homes by Fraternal Societies having transformed under the provisions of sections 8869 to 8884, code, 1931, inclusive, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. J. P. GALLAGHER, *Chairman.*

Report adopted.

HOUSE FILE 199 MADE SPECIAL ORDER

Zylstra of Sioux asked and obtained unanimous consent to have House File No. 199 made a special order for Monday, February 20, at 11:00 o'clock.

INTRODUCTION OF BILLS

House File No. 330, by Paisley of Lee (by request), a bill for an act to amend section fifty-two hundred twenty-two (5222) Code, 1931, relating to the amount of the County Treasurer's Salary in

Digitized by Google

counties having a special charter city, or two places of holding District Court.

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

House File No. 331, by Paisley of Lee (by request), a bill for an act to amend section ten thousand eight hundred nine (10809) of the Code of 1931 relating to the amount of the compensation of Court Reporters.

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

House File No. 332, by Paisley of Lee (by request), a bill for an act to amend section twelve thousand forty-one (12041) Code, 1931, relating to the appointment of Referees.

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

House File No. 333, by Paisley of Lee (by request), a bill for an act to amend section fifty-two hundred forty-two (5242) of the Code of 1931 in relation to the duties of those employed as assistants and clerks in County offices.

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

House File No. 334, by Paisley of Lee (by request), a bill for an act to amend section fifty-two hundred twenty (5220) Code, 1931, relating to the amount of the county auditor's salary in counties having special charter cities or having two places of holding District Court.

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

House File No. 335, by Paisley of Lee (by request), a bill for an act to amend section fifty-two hundred twenty-six (5226) Code, 1931, relating to the amount of the Sheriff's salary.

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

House File No. 336, by Ditto of Osceola, a bill for an act to amend section fifty-hundred ninety-three-a-five (5093-a5), Code 1931,

Digitized by Google

to provide for proper forms in reporting tax on motor vehicle fuel imported and sold in Iowa.

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

House File No. 337, by Ditto of Osceola, a bill for an act to amend section twelve thousand nine hundred thirty-nine (12939), Code 1931, relating to applications for permits to carry revolver, pistol or pocket billy, and providing for the payment of an annual permit fee.

Read first and second times and referred to committee on police regulation, suppression of crime and intemperance.

House File No. 338, by Goode of Davis, a bill for an act to amend section nine hundred twenty-seven (927), Code, 1931, relating to absent or disabled voters.

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

House File No. 339, by Johnson of Linn, a bill for an act to amend section seven thousand two hundred thirty-seven (7237), Code, 1931, relating to remission of taxes in case of loss.

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

House File No. 340,by Johnson of Linn, a bill for an act to amend chapter four hundred ninety-six (496), Code 1931, to provide for the entering of judgment notwithstanding the verdict in certain cases and to prescribe the practice in such cases upon review by the Supreme Court, and to repeal all acts and parts of acts inconsistent with the provisions of this act.

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

House File No. 341, by Moore of Harrison, a bill for an act to repeal the law as it appears in chapter eighty-five (85) Code, 1931, relating to inspection of passenger boats, and to enact a substitute therefor relating to inspection of boats, licensing of pilots and engineers, and regulating the operation of boats on inland Iowa lakes and streams.

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

Digitized by Google

House File No. 342, by Moore of Harrison, a bill for an act to relinquish any claim, right, title or interest for or on behalf of the State of Iowa in and to certain real estate now known as Flanders-Bixby State Park in Marion County, Iowa.

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

House File No. 343, by Ellsworth of Hardin, a bill for an act to amend Section seventy-four hundred and twenty-b3 (7420-b3), Code, 1931, relating to anticipatory warrants.

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

House File No. 344, by Mercer of Johnson, a bill for an act to amend section twelve thousand three hundred ninety-six (12396), Code, 1931, relating to nuisances, and to provide that any object or structure hereafter erected or maintained within one thousand feet of the limits of any municipal airport which may endanger or obstruct aerial navigation is a nuisance.

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

House File No. 345, by Mercer of Johnson, a bill for an act to amend section forty-seven hundred fifty-five-b thirty-eight (4755-b38), Code, 1931, relating to motor vehicle fuel, additional tax, or license fee, and to exempt such fuel used in aircraft therefrom.

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

House File No. 346, by Mercer of Johnson, a bill for an act to amend section fifty hundred ninety-three-a one (5093-a1), Code, 1931, relating to motor vehicle fuel tax or license fee, and to exempt that used in aircraft therefrom.

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

House File No. 347, by Mercer of Johnson, a bill for an act to amend section fifty-nine hundred three-c ten (5903-c10), Code, 1931, relating to airports, and to provide that when the public needs will not be injured thereby, in the judgment of the city

Digitized by Google

council, expressed by two-thirds vote, such council by such vote, may lease all or any portion of such airport property, for any term, not exceeding twenty years.

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

House File No. 348, by committee on claims, a bill for an act to make an appropriation to G. G. Gregg.

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

House File No. 349, by Craven of Jasper, a bill for an act to amend section fifty-five hundred eighty-seven (5587), Code, 1931, relating to township licenses of places of amusement.

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

House File No. 350, by Fuester of Ida, McKinnon of Henry, and Wenig of Clay, a bill for an Emergency Act relating to the extension of the period of redemption of real estate in all real estate foreclosure actions now pending where deeds of conveyance have not been granted.

Read first and second times and referred to committee on emergency relief.

House File No. 351, by Burgess of Woodbury, a bill for an act to amend Section eleven hundred seventy-three (1173) Code, 1931, relating to the sale of public bonds.

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

House File No. 352, by Burgess of Woodbury, a bill for an act to amend Section ten thousand six hundred ninety (10690) relating to the abolishment of Municipal Courts.

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

House File No. 353, by Doran of Boone, a bill for an act to amend section forty-seven hundred fifty-five-b twenty-nine (4755-b29), Code 1931, relating to maintenance of highways through cities and towns.

Digitized by Google

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

House File No. 354, by Sours of Floyd, a bill for an act to amend section thirty-seven hundred eighty-two (3782) relating to the Board of Parole.

Read first and second times and referred to committee on departmental affairs.

House File No. 355, by committee on tax reduction, a bill for an act to provide that in the years 1933 and 1934 the tax rates of the various taxing bodies, including cities under special charter, shall be reduced by five per cent (5%).

Read first and second times and passed on file.

House File No. 356, by Aldrich of Wright, a bill for an act to amend section forty-one hundred thirty-one (4131), code 1931, relating to attaching territory to an adjoining corporation.

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

Grell of Scott, Alesch of Plymouth, Garner of Butler, and Yager of Dickinson offered the following concurrent resolution:

HOUSE RESOLUTION NO. 21

Whereas, on page 4 of the Des Moines *Tribune* of January 28, 1933, the following Editorial appeared,

"SMELLS LIKE COLLUSION"

"Last year the Missouri highway department paid an average of about 90 cents a barrel for cement, so when the state legislature discovered all the new contracts were placed at $1.25 it naturally did a little investigating.

Thereupon it discovered that the nine contractors involved, some in Missouri and some in three neighboring states, had all bid the same price this year.

The appalling thing is that the contractors had no answer to make except that the bids are based on market price plus cost of distribution, and happened to come out alike!

That would be very pretty if it weren't that (a) the costs of materials and labor have hardly increased 39 per cent since last summer, (b) the distance of the nine contractors from their respective points of delivery varies, and (c) no one is going to swallow nine separate bids, alike to the penny, as pure happenstance.

It will doubtless shock and hurt the cement contractors to learn that the Missouri attorney-general refuses to believe in fairies." and

Digitized by Google

Whereas, it appears that in the neighboring states of Missouri, Minnesota and perhaps others investigation is being made by the legislatures, concerning cement bids and the practices thereof, and price, and

Whereas, it appears that it has been the practice of cement companies to bid on the "base of an established base price", and

Whereas, Section 9906, 1931 Code of Iowa defines Pools and Trusts,

Now, Therefore, Be It Resolved by the House, That Fred White in his official capacity be directed to lay in the speaker's hands, within three days from receipt of this resolution, the papers and records of bids for the letting of cement for November 24, 1931, at Ames, Iowa, and all letters, correspondence, papers and all and everything connected therewith, and that the same be done for any and all cement lettings since said 24th day of November, 1931, and for three years before said date.

That, this information be in the custody of the speaker of the House, subject to the inspection of the members of this House, and of the Attorney-General of the State.

That it be established, if the facts warrant, that the contemptible practice carried on in the State of Missouri, as alleged in the Editorial herein quoted, does not tarnish the fair name of the Iowa Road Authorities.

Laid over under Rule 34.

HOUSE FILES INDEFINITELY POSTPONED

Malone of Cass called up the report of the committee recommending indefinite postponement of House File No. 24 and moved its adoption. Motion prevailed.

Wiese of Scott called up the report of the committee recommending indefinite postponement of House File No. 174 and moved its adoption. Motion prevailed.

Thiessen of Clinton called up the report of the committee recommending indefinite postponement of House File No. 49 and moved its adoption. Motion prevailed.

Wiese of Scott called up the report of the committee recommending indefinite postponement of House File No. 175 and moved its adoption. Motion prevailed.

Stiger of Tama called up the report of the committee recommending indefinite postponement of House File No. 142 and moved its adoption. Motion prevailed.

CONSIDERATION OF BILLS

House File No. 280, a bill for an act to amend section forty-six

Digitized by Google

hundred thirty-one (4631) Code, 1931, relating to the location, alteration, changing and abandonment of highways and roads so as to give the Board of Conservation additional powers relative thereto, was taken up for consideration.

Speidel of Washington moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 72.

Aldrich	Fuelling	McFarlane	Schmitz
Augustine	Gallagher	McLean	Sheridan
Beath	Garner	Malone	Smith
Bonnstetter	Gissel	Maniece	Snyder
Bouska	Gittinger	Metcalf	Sours
Bowers	Goode	Millhone	Speidel
Brady	Grau	Mitchell	Stanzel
Bruce	Grell	Moore of Benton	Stewart
Burgess	Hanson of Lyon	Moore of	Strachan
Casey	Hanson of	Harrison	Swift of Dubuque
Cunningham	Winnebago	Mooty	Swift of Jackson
Davis	Hartman	Osborn	Thies
Dean	Hopp	Peaco	Treimer
Dole	Hultman	Peet	Wenig
Donlon	Humeston	Porter	Wiese
Durant	Jenkins	Reed	Willis
Ellsworth	Lichty	Rice	Zylstra
Fabritz	Lookingbill	Roe	Mr. Speaker
Felter	McCarthy		

The nays were, 17.

Crouch	Hook	McKinnon	Weed
Dreessen	Hough	Schroeder	Wolf
Foster	Jensen	Stimpson	Yager
Frizzell	Koch	Thiessen	Zipse
Fuester			

Absent or not voting, 19.

Alesch	Elliott	McDermott	Ryder
Beswick	Falvey	Mercer	Stansell
Craven	Johnson	Ostby	Stiger
Ditto	Laughlin	Paisley	Teter
Doran	McCreery	Rawlings	

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

AMENDMENT WITHDRAWN

Metcalf of Muscatine asked and obtained unanimous consent to withdraw the amendment to the amendment to House File No. 172 filed by him and found on page 445 of the Journal of February 16.

Digitized by Google

CONSIDERATION OF BILLS

House File No. 172, a bill for an act to repeal sections five hundred twenty-three (523), and ten thousand six hundred thirty-nine (10,639), code 1931, and to enact substitutes therefor, all relating to the election of Justices of the Peace and Constables, and their compensation, with report of committee recommending passage, was taken up for consideration.

Reed of Mahaska moved that the amendments filed by him and found on page 233 of the Journal of January 31, be adopted. Motion prevailed and the amendment was adopted.

Metcalf of Muscatine moved that the amendment filed by him and found on page 413 of the Journal of February 14 be adopted. Motion prevailed.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 92.

Aldrich	Frizzell	McCarthy	Schmitz
Alesch	Fuelling	McCreery	Smith
Augustine	Fuester	McFarlane	Snyder
Beath	Gallagher	McKinnon	Sours
Boonstetter	Garner	McLean	Speidel
Bouska	Gissel	Malone	Stanzel
Bowers	Gittinger	Maniece	Stewart
Brady	Goode	Metcalf	Stimpson
Bruce	Grau	Millhone	Strachan
Burgess	Grell	Mitchell	Swift of Dubuque
Casey	Hanson of Lyon	Moore of Benton	Swift of Jackson
Crouch	Hanson of Winnebago	Moore of Harrison	Teter
Cunningham	Hartman	Mooty	Thies
Davis	Hook	Osborn	Thiessen
Dean	Hopp	Ostby	Treimer
Ditto	Hough	Peaco	Weed
Dole	Hultman	Peet	Wenig
Donlon	Humeston	Porter	Willis
Dreessen	Jenkins	Rawlings	Wolf
Durant	Jensen	Reed	Yager
Ellsworth	Koch	Rice	Zipse
Fabritz	Lichty	Roe	Zylstra
Felter	Lookingbill		Mr. Speaker
Foster			

The nays were, none.

Absent or not voting, 16.

Beswick	Falvey	Mercer	Sheridan
Craven	Johnson	Paisley	Stansell
Doran	Laughlin	Ryder	Stiger
Elliott	McDermott	Schroeder	Wiese

Digitized by Google

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

House File No. 13, a bill for an act to amend sections two hundred twenty-six (226), two hundred twenty-seven (227), two hundred thirty (230), two hundred sixty-four (264), two hundred sixty-nine (269), twenty-five hundred ninety-five (2595), forty-five hundred fifty-five (4555); two hundred forty-two (242), two hundred fifty-eight (258), forty-five hundred fifty-seven (4557), forty-five hundred fifty-eight (4558), and repeal section two hundred sixty-five-a one (265-a1), and enact a substitute therefor of the code 1931, to change provisions relative to state printing, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of McFarlane of Black Hawk the amendments proposed by the committee, found on page 416 of the Journal of February 15, were adopted.

McFarlane of Black Hawk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 95.

Aldrich	Frizzell	McCreery	Schroeder
Alesch	Fuelling	McFarlane	Sheridan
Augustine	Fuester	McKinnon	Smith
Beswick	Gallagher	McLean	Snyder
Bonnstetter	Garner	Malone	Sours
Bouska	Gissel	Maniece	Speidel
Bowers	Gittinger	Metcalf	Stanzel
Brady	Goode	Millhone	Stewart
Bruce	Grau	Mitchell	Stiger
Burgess	Grell	Moore of Benton	Stimpson
Casey	Hanson of Lyon	Moore of Harrison	Strachan
Crouch	Hanson of Winnebago	Mooty	Swift of Dubuque
Cunningham	Hartman	Osborn	Swift of Jackson
Davis	Hook	Ostby	Teter
Dean	Hopp	Paisley	Thies
Ditto	Hultman	Peaco	Thiessen
Dole	Humeston	Peet	Treimer
Donlon	Jenkins	Porter	Weed
Dreessen	Jensen	Rawlings	Wiese
Durant	Koch	Reed	Willis
Ellsworth	Lichty	Rice	Wolf
Fabritz	Lookingbill	Roe	Yager
Falvey	McCarthy	Schmitz	Zipse
Felter			Zylstra
Foster			

The nays were, none.

Digitized by Google

Absent or not voting, 13.

Beath	Hough	McDermott	Stansell
Craven	Johnson	Mercer	Wenig
Doran	Laughlin	Ryder	Mr. Speaker
Elliott			

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

House File No. 181, a bill for an act to amend section eighty-seven hundred seventy-six (8776), Code of Iowa, 1931, by increasing the amount of an insurance policy which shall be exempt when payable to the surviving widow to Fifteen thousand Dollars ($15,000.00), with report of committee recommending passage, was taken up for consideration.

Cunningham of Polk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 53.

Aldrich	Fuester	Metcalf	Sours
Alesch	Gallagher	Millhone	Speidel
Beath	Garner	Mitchell	Stewart
Bonnstetter	Gissel	Moore of Benton	Stiger
Bouska	Goode	Moore of	Strachan
Bowers	Hanson of	Harrison	Swift of Jackson
Burgess	Winnebago	Mooty	Teter
Cunningham	Hartman	Osborn	Thies
Dean	Hook	Paisley	Treimer
Ditto	Jenkins	Porter	Wenig
Donlon	Lookingbill	Rawlings	Willis
Dreessen	McCarthy	Reed	Yager
Felter	McKinnon	Smith	Zylstra
Frizzell	Malone	Snyder	

The nays were, 40.

Brady	Fuelling	Koch	Roe
Bruce	Gittinger	Lichty	Schmitz
Casey	Grau	McCreery	Sheridan
Crouch	Grell	McFarlane	Stimpson
Davis	Hanson of Lyon	McLean	Swift of Dubuque
Dole	Hopp	Maniece	Thiessen
Durant	Hough	Ostby	Weed
Ellsworth	Hultman	Peaco	Wiese
Falvey	Humeston	Peet	Wolf
Foster	Jensen	Rice	Zipse

Absent or not voting, 15.

Augustine	Elliott	McDermott	Stansell
Beswick	Fabritz	Mercer	Stanzel
Craven	Johnson	Ryder	Mr. Speaker
Doran	Laughlin	Schroeder	

Digitized by Google

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

House File No. 189, a bill for an act to amend section eighty-nine hundred forty-three (8943), Code, 1931, relating to execution of policies of insurance, with report of committee recommending passage, was taken up for consideration.

Cunningham of Polk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 82.

Aldrich	Gallagher	McLean	Smith
Alesch	Garner	Malone	Snyder
Beath	Gissel	Maniece	Sours
Bonnstetter	Gittinger	Metcalf	Speidel
Bouska	Goode	Millhone	Stanzel
Bowers	Grell	Mitchell	Stewart
Burgess	Hanson of Lyon	Moore of Benton	Stiger
Casey	Hartman	Moore of Harrison	Strachan
Cunningham	Hook	Mooty	Swift of Dubuque
Davis	Hopp	Osborn	Swift of Jackson
Dean	Hultman	Ostby	Teter
Ditto	Humeston	Paisley	Thies
Dole	Jenkins	Peaco	Treimer
Donlon	Jensen	Peet	Weed
Dreessen	Koch	Porter	Wenig
Durant	Lichty	Reed	Wiese
Fabritz	Lookingbill	Rice	Willis
Falvey	McCarthy	Schmitz	Wolf
Frizzell	McCreery	Schroeder	Yager
Fuelling	McFarlane	Sheridan	Zylstra
Fuester	McKinnon		

The nays were, 10.

Brady	Felter	Hanson of Winnebago	Roe
Crouch	Foster	Hough	Stimpson
Ellsworth	Grau		

Absent or not voting, 16.

Augustine	Doran	McDermott	Stansell
Beswick	Elliott	Mercer	Thiessen
Bruce	Johnson	Rawlings	Zipse
Craven	Laughlin	Ryder	Mr. Speaker

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

Senate File No. 203, a bill for an act making appropriation to defray the expense of the inaugural ceremonies, with report of committee recommending passage, was taken up for consideration.

Digitized by Google

Bonnstetter of Kossuth moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 91.

Aldrich	Fuelling	McCarthy	Schroeder
Alesch	Fuester	McCreery	Sheridan
Beath	Gallagher	McFarlane	Smith
Bonnstetter	Garner	McKinnon	Snyder
Bouska	Gissel	McLean	Sours
Bowers	Gittinger	Maniece	Speidel
Brady	Goode	Metcalf	Stanzel
Bruce	Grau	Millhone	Stewart
Burgess	Grell	Mitchell	Stiger
Casey	Hanson of Lyon	Moore of Benton	Stimpson
Crouch	Hanson of Winnebago	Moore of Harrison	Strachan
Cunningham	Hartman	Mooty	Swift of Dubuque
Davis	Hook	Osborn	Swift of Jackson
Dean	Hopp	Ostby	Teter
Ditto	Hough	Paisley	Thiessen
Dole	Hultman	Peaco	Treimer
Dreessen	Humeston	Peet	Weed
Durant	Jenkins	Porter	Wiese
Ellsworth	Jensen	Reed	Willis
Fabritz	Koch	Rice	Wolf
Falvey	Lichty	Roe	Yager
Felter	Lookingbill	Schmitz	Zylstra
Foster			Mr. Speaker
Frizzell			

The nays were, none.

Absent or not voting, 17.

Augustine	Elliott	Malone	Stansell
Beswick	Johnson	Mercer	Thies
Craven	Laughlin	Rawlings	Wenig
Donlon	McDermott	Ryder	Zipse
Doran			

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

Senate File No. 243, a bill for an act to amend chapter three hundred ninety-eight (398) of the Code of Iowa of 1931 by inserting therein an additional section to provide for the granting and selling of annuities by life insurance companies governed by that chapter, with report of committee recommending passage, was taken up for consideration.

McFarlane of Black Hawk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 93.

Aldrich	Fuelling	McKinnon	Smith
Alesch	Fuester	McLean	Snyder
Beath	Gallagher	Malone	Sours
Bonnstetter	Gissel	Maniece	Speidel
Bouska	Gittinger	Metcalf	Stanzel
Bowers	Goode	Millhone	Stewart
Brady	Grau	Mitchell	Stiger
Bruce	Grell	Moore of Benton	Stimpson
Burgess	Hanson of Lyon	Moore of	Strachan
Casey	Hanson of	Harrison	Swift of Dubuque
Cunningham	Winnebago	Mooty	Swift of Jackson
Davis	Hartman	Osborn	Teter
Dean	Hopp	Ostby	Thies
Ditto	Hough	Paisley	Thiessen
Dole	Hultman	Peaco	Treimer
Donlon	Humeston	Peet	Weed
Dreessen	Jenkins	Porter	Wenig
Durant	Jensen	Rawlings	Wiese
Ellsworth	Koch	Reed	Willis
Fabritz	Lichty	Rice	Wolf
Falvey	Lookingbill	Roe	Yager
Felter	McCarthy	Schmitz	Zylstra
Foster	McCreery	Schroeder	Mr. Speaker
Frizzell	McFarlane	Sheridan	

The nays were, none.

Absent or not voting, 15.

Augustine	Doran	Johnson	Ryder
Beswick	Elliott	Laughlin	Stansell
Craven	Garner	McDermott	Zipse
Crouch	Hook	Mercer	

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

ADDITIONAL COPIES ORDERED PRINTED

Sours of Floyd asked and obtained unanimous consent to have two hundred (200) additional copies printed of House File No. 265.

Zylstra of Sioux asked and obtained unanimous consent to have five hundred (500) additional copies printed of House File No. 199.

Mitchell of Webster asked and obtained unanimous consent to have two hundred fifty (250) additional copies printed of House File No. 88.

AMENDMENT FILED

Roe of Allamakee filed the following amendment to House File No. 238:

Digitized by Google

Amend House File No. 238 as follows: Section 22, line 13, strike the word "firearm" and insert in lieu thereof the word "gun".

On motion of Ditto of Osceola the House adjourned until 10:00 a. m. Monday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 20, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. P. N. McDermott, Atlantic, Iowa.

Journal of February 18 corrected and approved.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Opposing Senate File No. 156. Bowers, from citizens of Union county; Dean, from citizens of Cerro Gordo county; Durant, from citizens of Hancock county. Referred to ways and means.

Opposing special tax on chain stores. Donlon, from citizens of Palo Alto county; Felter, from citizens of Warren county; Fuester, from citizens of Ida county; Grau, from citizens of Buena Vista county; Jenkins, from citizens of Louisa county; Metcalf, from citizens of Muscatine county; Stewart, from citizens of Calhoun county. Referred to ways and means.

Favoring Farm Bureau aid. Durant, from citizens of Hancock county. Referred to agriculture.

Opposing transfer of funds from fish and game department. Cunningham, from citizens of Polk county. Referred to fish and game.

Opposing bill to close small elementary schools. Stimpson, from citizens of Jones county. Referred to schools and textbooks.

Favoring cattle testing. Fuester, from citizens of Ida county. Referred to animal industry.

Favoring reduction of salaries for county officers. Fuester, from citizens of Ida county. Referred to compensation of public officers.

Digitized by Google

Approving prohibition. Dole, from citizens of Jefferson county; Moore, from citizens of Harrison county; Smith, from citizens of Cherokee county. Referred to police regulation, suppression of crime and intemperance.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Elliott of Polk for the week, on request of Cunningham of Polk; Peaco of Clinton for the week, on request of Thiessen of Clinton.

HOUSE RESOLUTION NO. 21 MADE SPECIAL ORDER

Garner of Butler asked and obtained unanimous consent to have House Resolution No. 21 made a special order for 11:30 a. m. Wednesday, February 22.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 146, a bill for an act relating to a license fee on motor vehicle fuel. **BYRON G. ALLEN, *Secretary*.**

SENATE MESSAGES CONSIDERED

Senate File No. 146, a bill for an act to repeal Section forty-seven hundred fifty-five-b thirty-eight (4755-b38), Code, 1931, relating to a license fee of one cent (.01c) per gallon on all motor vehicle fuel; and to enact a substitute therefor imposing a license fee of one cent (.01c) per gallon on all motor vehicle fuel used or otherwise disposed of within the State of Iowa, which shall be in addition to the license fee imposed by Chapter two hundred fifty-A one (250-A1, Code, 1931, and be for the purpose of providing funds to re-imburse the counties of the state for expenditures made by them under the supervision of the Highway Commission for bridges, culverts and right-of-way on primary roads and paid for by the county out of the county road fund or the county bridge fund; and for the further purpose of providing additional revenue for the primary road fund.

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

Digitized by Google

INTRODUCTION OF BILLS

House File No. 357, by committee on agriculture, a bill for an act to amend sections twenty-nine hundred thirty (2930), Code, 1931, relating to farm aid associations.

Read first and second times and passed on file.

House File No. 358 by Cunningham of Polk, a bill for an act to amend section fifty-nine hundred and three c ten (5903-c10), of the Iowa Code of 1931, relating to the power of cities and towns to lease all or any portion of real estate owned or used for airport purposes.

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

House File No. 359 by Cunningham of Polk, a bill for an act to specify the purposes for which any accumulation or surplus in the county public hospital fund may be used by the trustees of such hospitals; to provide the time during which said trustees shall make their reports; to authorize said trustees to waive, reduce or cancel certain accounts; to specify the legal services which the county attorney shall perform for said trustees; and to provide for the payment of services rendered in said hospitals to private patients, and to this end, to amend section fifty-three hundred fifty-three (5353), fifty-three hundred fifty-nine (5359), fifty-three hundred sixty-three (5363) and fifty-three hundred sixty-four (5364), code, 1931, relating to said hospitals.

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

House File No. 360 by Cunningham of Polk, a bill for an act to authorize the issuance of bonds for the purpose of replacing county public hospital buildings destroyed by fire, tornado, or other act of God, to provide the procedure for such authorization, and to authorize a levy of taxes for the retirement of said bonds and the interest thereon, and to this end to amend sections fifty-three hundred forty-eight (5348), and fifty-three hundred fifty-three (5353), code, 1931, relating to such hospitals.

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

House File No. 361 by Cunningham of Polk, a bill for an act to

Digitized by Google

amend sections ten thousand five hundred fifteen (10515) and ten thousand six hundred fifty-eight (10658), Code, 1931, relating to the territorial jurisdiction of justice of the peace courts and of municipal courts.

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

House File No. 362 by Burgess of Woodbury, a bill for an act to amend Section Fifty-eight hundred thirty-nine (5839), Code, 1931, relating to revocation of authority to levy a tax for the maintenance of a municipal band.

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

House File No. 363 by Bruce of Pocahontas, a bill for an act to amend Section thirty-six hundred forty-three (3643), Code, 1931, further defining who shall be considered a widow and entitled to pension.

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

HOUSE FILE NO. 357 MADE SPECIAL ORDER

Rawlings of Monona asked and obtained unanimous consent to have House File No. 357 made a special order for 9:00 o'clock Thursday morning, February 23.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled: House Files Nos. 37 and 240 and Senate Files Nos. 23 and 115.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills:

House Files Nos. 37 and 240, Senate Files Nos. 23 and 115.

Digitized by Google

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 20th day of February, 1933, sent to the governor for his approval, House Files Nos. 37 and 240.

WM. KOCH, *Chairman.*

Report adopted.

Peaco of Clinton moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in joint session.

Motion prevailed and the Speaker appointed as such committee Peaco of Clinton, Fuelling of Clayton and Hultman of Montgomery.

Peaco of Clinton from the committee appointed to notify the Senate that the House was ready to receive it in joint session, reported that it had performed its duty. The report was accepted and the committee discharged.

The Sergeant-at-arms announced the arrival of the President of the Senate, the Secretary of the Senate, and the honorable body of the Senate.

The President of the Senate was escorted to the Speaker's station, the Secretary to the Chief Clerk's desk and the members of the Senate took seats in the west side of the chamber.

JOINT CONVENTION

In accordance with concurrent resolution duly adopted the joint convention was called to order, Lieutenant Governor Kraschel, President of the Senate, presiding.

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

Earl W. Hall, State Commander, introduced the National Commander of the American Legion, Louis A. Johnson of Clarksburg, West Virginia, who addressed the members of the joint convention.

ABSTRACT OF ADDRESS OF LOUIS A. JOHNSON, NATIONAL COMMANDER, THE AMERICAN LEGION

MEMBERS OF THE GENERAL ASSEMBLY OF IOWA: "The sooner the American government gets rid of the disloyal alien who is in the United States

Digitized by Google

the better off this country will be," Louis A. Johnson, national commander of the American Legion, told the joint session.

The national commander also urged proper support and training for the National Guard and other civilian units of national defense.

Regarding aliens, he said in part:

"The creed of the Legion on immigration can be summarized in a few words. We believe that the diseased, the paupers and the criminals of foreign lands should not be permitted to come to American shores as candidates for our poorhouses, our hospitals and our jails. We believe if there are those who have come and who are not loyal to the Stars and Stripes, the sooner the American government sends them home the better off this country will be."

As to Russia, he said: "At the Portland convention the Legion adopted a resolution opposing the recognition of Soviet Russia until such time as the Soviet should cease to carry on propaganda in this country seeking change in government by force of arms. We also adopted a resolution asking congress to approriate funds and to authorize the department of justice to investigate and combat radical and anarchistic propaganda."

Asserting that rehabilitation is the first duty of the American Legion, the national commander said that a mistake by the Veterans Administration in estimating the future cost of the care of disabled veterans, and recently corrected before the Joint Congressional Committee has led critics of the Legion into a false position.

"We, of the American Legion," he said, "have been wondering what background our critics might have for the misleading and erroneous figures which, from time to time, have been given out," he explained, "and which were obviously the background of the attacks made on the veterans of all wars. A most startling set of facts has just come to light. A few days ago, in Washington, at the meeting of the Joint Congressional Committee on Veterans Legislation, a statement was made by Senator Walsh, of Massachusetts, to the effect that General Frank T. Hines, Administrator of Veteran Affairs, had told the Committee in executive session (which, of course, means that the Legion was not present nor was it afforded an opportunity to be present), that in 1946, the cost of veterans' legislation would be three billions of dollars.

"As soon as this disclosure was made, the chairman and vice chairman of the American Legion National Rehabilitation Committee, and other Legionnaires studying the situation, went to the office of General Hines and asked him how such an erroneous conclusion could have been reached. It seems obvious it is figures such as these that have led our critics into the false position in which they now find themselves. General Hines did not analyze the three billion dollar statement of his, although he admitted that substantially that testimony had been given to the Joint Congressional Committee in secret session. Instead of explaining himself, he referred the official Legion representative to his assistant, Mr. Ellis. Mr. Ellis promptly admitted that the figures, three billions of dollars by 1946, could not be substantiated, and advised that they would be withdrawn, and upon further question, stated the figure of approximately $1,446,000,000 would be substituted therefor.

"The representatives of the Legion indicated, from the study they have

Digitized by Google

made, that these figures were also erroneous, and they then inquird how Mr. Ellis arrived at the proposed substitute figure of $1,446,000,000.

"The explanation given was substantially this: Since 1919 down to 1933, the American Legion and the veteran organizations of wars other than the World war, have succeeded in having certain laws enacted, and that presuming additional legislation would be enacted between now and 1946, then the projected total of existing laws and non-existent legislation, might well be $1,446,000,000 in 1946.

"At the next meeting of the Congressional Committee, Senator Walsh, of Massachusetts, made the statement that the Veterans Administrator was sending down some new figures. Mr. Hayes, general vice chairman of the American Legion Rehabilitation Committee, was telling the story, Then Mr. Ellis, assistant to General Hines, on behalf of the Administrator of Veterans Affairs, asked to withdraw the figures theretofore given by General Hines, saying that the Bureau was preparing some new figures.

"General Hines has written a letter to the Congressional Committee, a copy of which we have not seen. But the information comes from most reliable sources, and has been carried by wire service, that General Hines now admits that the laws on the books at the present time
of all wars, will cost $1,081,000,000 in 1958, not 1946.

"The American Legion still does not accept this latest guess. Probably we will not be able to agree with the Administrator, but certain it is that all those now receiving Federal payments as veterans of various wars, will not be living in 1958."
living in 1958."

Speaking of National defense, he said the United States is as weak as its army and navy. "Wealth is poverty," he asserted, "unless we have an adequate army and navy to guard it. The first element in determining wealth is its security, the power and the ability to safeguard the possession of treasure.

"With our regular army having been reduced to a point where it now is simply a skeleton from which has been sacrificed everything in excess of bare necessities for existence, the United States, in the event of a national emergency, must depend more upon the National Guard than even the National Defense Act of 1920 contemplated, although the basis and policy outlined throws the burden of future warfare upon our civilian population."

The national commander said that the Legion is supporting adequate appropriations by congress this year for the maintenance of proper drill periods for the National Guard and for the maintenance of the R. O. T. C., C. M. T .C. and Organized Reserves.

"Recommendations were made for reductions all along the civilian lines," he said. "If the appropriations are much further reduced," he continued, "there will be but one answer, a choice between the adoption of some form of conscription, or the virtual disarmament of the United States. The American Legion is unalterably opposed to either of these courses. It is neither wise nor economical to reduce our national defense to the level where it invites other nations to become aggressive."

He said that so far as economy is concerned, one need only consider that "the size of a burden is the ability to bear it."

Digitized by Google

He declared our burden of armament is insignificant compared with our ability to support it. "The cost of our national defense must be compared to our aggregate wealth of more than $320,000,000,000, according to the Bureau of Census," he said, "and the fact that the cost of national defense is borne upon the united backs of more than 122,000,000.

"In proportion to our national income, the United States spends less on armaments than even the defeated and disarmed European countries. For each $1,000,000,000 of our national wealth, the United States maintains less than 1,000 soldiers, while Germany maintains nearly twice as many and Russia nearly 200,000 soldiers.

"Our American people are frequently blinded by the mere size of figures used in opposition to national defense. The average American measures his incom in terms of $100. Many of them can understand $1,000. Very few of them realize the meaning of $1,000,000. If we can make them realize that this is a $320,000,000,000 country, that its whole economic scale is better than anything that has preceded it in history, that from this viewpoint the defense costs appear very modest and are being kept on a lower level than anywhere else in the world, we will have performed a very necessary service. We can bring the understanding closer to our people if we explain that while we are spending $7 for police and $8 for fire departments, we are spending only $2.50 for the army. One dollar more from each person would give us a real adequate regular army. We are spending $10 per capita per year for soda water, chewing gum and candy.

"It is well to recall that the Legion's army policy calls for a national guard of at least 210,000 men, a reserve corps of 120,000 officers and military training camps of not less than 50,000 units a year. These are not arbitrary figures adopted by the American Legion, they are recommendations formulated upon the needs of a defensive plan based on a minimum considered necessary for efficiency in time of national crisis. The American Legion favors an American fleet comparable with the provisions of the London Treaty limit, but the budget now before congress falls far short.

"The Legion bases its recommendations on first, the National Defense Act of 1920; second, the recommendations of the war and navy departments as to a minimum for effective application of the National Defense Act; and third, the appropriation of money necessary to provide this minimum. The Legion has confidence in the soundness of the National Defense Act. It has equal confidence in the war and navy departments."

Mr. Johnson reviewed briefly the Legion's program of service, in which he listed the care of dependent children as second only to rehabilitation. More than 200 activities are included in the Americanism efforts, he asserted. On the subject of unemployment relief he declared the Legion has a record of which it is proud. He said it is closely allied with another endeavor he called community welfare in which the Legion plays an important part in carrying on community chest campaigns in cooperation with other public spirited organizations and agencies.

"Any one of these Legion programs is big enough for any organization in America," he asserted. "The Legion is carrying them on, and we will carry them on successfully with the backing of such men as I see before me here. I honestly and sincerely believe that this Legion of ours is the

Digitized by Google

cradle of the future of the United States. While we may make mistakes from time to time, those of us who love America are going to stand by the ship and go through the storm in order that we may serve now as in '17 and '18. To me the Legion is the greatest potential force for good in America, just as Newton D. Baker, our war time leader, declared it to be in a super-national radio broadcast recently.

"It is true that the Legion might become a menace, if each of us should get out of it just because we have personal likes or dislikes regarding some minor phase of the program, but that will not happen because the red-blooded American veterans are going to stay in. So long as they do stay in the Legion is going to be the power for good it was destined to be when it was organized with the sound of battle ringing in our ears.

"Let me tell you that the American Legion is the most independent organization in America. It is a string to no man's kite, and God permitting, with the help of men like you, it never will be. To those present who are not fortunate enough to be eligible for membership, and to those whose good will and cooperation are so vitally needed in this unselfish work of the Legion, I say, 'Have faith!' Have faith in the men who sit around you, who represent the life of the American Legion wherever it may be found in this fair land of ours."

President Kraschel announced the joint convention dissolved.

The House reconvened, Speaker Miller in the chair.

CONSIDERATION OF BILLS

The time having arrived for Special Order No. 1, House File No. 238, a bill for an act to amend section seventeen hundred three-d twelve (1703-d12) and to repeal sections seventeen hundred six (1706), seventeen hundred seven (1707), seventeen hundred fifteen (1715), seventeen hundred eighteen (1718), seventeen hundred eighteen-c one (1718-c1), seventeen hundred nineteen (1719), seventeen hundred nineteen-a one (1719-a1), seventeen hundred twenty (1720) to seventeen hundred twenty-four (1724), inclusive, seventeen hundred twenty-four-c one (1724-c1), seventeen hundred twenty-five (1725) to seventeen hundred thirty-three (1733), inclusive, seventeen hundred thirty-three-c one (1733-c1), seventeen hundred thirty-four (1734) to seventeen hundred forty (1740), inclusive, seventeen hundred forty-seven (1747) to seventeen hundred sixty-one (1761), inclusive, seventeen hundred sixty-three (1763) to seventeen hundred sixty-six (1766), inclusive, seventeen hundred sixty-six-a one (1766-a1), seventeen hundred sixty-six-a two (1766-a2), seventeen hundred sixty-six-c one (1766-c1) to seventeen hundred sixty-six-c four (1766-c4), inclusive, seventeen hundred sixty-six-d one (1766-d1), seventeen hundred sixty-seven (1767), seventeen hun-

Digitized by Google

dred sixty-seven-c one (1767-c1), seventeen hundred sixty-seven-c two (1767-c2), seventeen hundred sixty-seven-a one (1767-a1) to seventeen hundred sixty-seven-a four (1767-a4), inclusive, seventeen hundred sixty-eight (1768), seventeen hundred sixty-eight-c one (1768-c1), seventeen hundred sixty-nine (1769), to seventeen hundred seventy-two (1772), inclusive, seventeen hundred seventy-two-c one (1772-c1), seventeen hundred seventy-two-c two (1772-c2), seventeen hundred seventy-three (1773) to seventeen hundred seventy-six (1776), inclusive, seventeen hundred seventy-nine (1779), and seventeen hundred eighty-three (1783), all of the Code, 1931, and to enact substitutes therefor, relating to the protection of fish, game, and fur-bearing animals, and to the powers of the state fish and game commission in relation thereto, was taken up for consideration.

Roe of Allamakee asked and obtained unanimous consent to withdraw the amendment filed by him and found on page 494 of the Journal of February 18.

Sours of Floyd moved to amend House File No. 238 as follows:

Amend Section one (1), line five (5) by striking the words "Executive Council" and inserting in lieu thereof "State Legislature".

Further amend by striking lines fourteen (14), fifteen (15), sixteen (16), seventeen (17) and eighteen (18).

A roll call was demanded and on the question "Shall the amendment be adopted?"

The ayes were, 28.

Augustine	Foster	Jensen	Stanzel
Beath	Garner	McLean	Stewart
Bowers	Grau	Mooty	Strachan
Crouch	Grell	Rice	Thiessen
Dean	Hook	Roe	Weed
Dreessen	Hough	Schroeder	Yager
Felter	Humeston	Sours	Zipse

The nays were, 73.

Aldrich	Davis	Gallagher	Johnson
Alesch	Ditto	Gissel	Koch
Beswick	Dole	Gittinger	Laughlin
Bonnstetter	Doran	Goode	Lichty
Bouska	Durant	Hanson of Lyon	Lookingbill
Brady	Ellsworth	Hanson of Winnebago	McCarthy
Bruce	Fabritz	Hartman	McCreery
Burgess	Falvey	Hopp	McDermott
Casey	Frizzell	Hultman	McFarlane
Craven	Fuelling	Jenkins	McKinnon
Cunningham	Fuester		Malone

Digitized by Google

Maniece	Osborn	Snyder	Treimer
Mercer	Ostby	Speidel	Wenig
Metcalf	Paisley	Stansell	Wiese
Millhone	Peet	Stiger	Willis
Mitchell	Porter	Stimpson	Wolf
Moore of Benton	Reed	Swift of Dubuque	Zylstra
Moore of Harrison	Schmitz	Swift of Jackson	Mr. Speaker
	Smith	Thies	

Absent or not voting, 7.

Donlon	Peaco	Ryder	Teter
Elliott	Rawlings	Sheridan	

Amendment lost.

Foster of Cedar moved to amend House File No. 238 by adding to section 24 the following:

"the expense of such publication to be paid out of the fish and game fund."

The amendment was adopted.

Fabritz of Wapello moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 80.

Aldrich	Fuelling	McCreery	Roe
Alesch	Fuester	McDermott	Schroeder
Augustine	Gallagher	McFarlane	Snyder
Beswick	Gissel	McKinnon	Speidel
Bonnstetter	Gittinger	Malone	Stansell
Bowers	Goode	Maniece	Stanzel
Brady	Grell	Mercer	Stiger
Bruce	Hanson of Lyon	Metcalf	Swift of Dubuque
Casey	Hanson of Winnebago	Millhone	Swift of Jackson
Cunningham	Hartman	Mitchell	Teter
Davis	Hopp	Moore of Benton	Thies
Dean	Hough	Moore of Harrison	Thiessen
Ditto	Hultman	Osborn	Treimer
Dole	Jenkins	Paisley	Weed
Durant	Johnson	Peaco	Wenig
Ellsworth	Koch	Peet	Wiese
Fabritz	Laughlin	Porter	Willis
Falvey	Lichty	Rawlings	Wolf
Felter	Lookingbill	Reed	Zipse
Foster	McCarthy		Zylstra
Frizzell			

The nays were, 20.

Beath	Garner	McLean	Sours
Bouska	Grau	Mooty	Stewart
Crouch	Hook	Rice	Stimpson
Doran	Humeston	Schmitz	Strachan
Dreessen	Jensen	Smith	Yager

Digitized by Google

Absent or not voting, 8.

Burgess	Donlon	Ostby	Sheridan
Craven	Elliott	Ryder	Mr. Speaker

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

Fabritz of Wapello moved that the vote by which House File No. 238 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

MOTION TO RECONSIDER FILED

The following motion to reconsider was filed:

MR. SPEAKER: We move to reconsider the vote by which House File No. 181 failed to pass the House.

PAUL I. D. OSTBY
J. H. THIESSEN

The time having arrived for Special Order No. 4, House File No. 199, a bill for an to provide a plan for the relief of poor and unemployed people; to provide for the adoption of a plan of payment with "Stamp-Money" by counties, and to declare the duties and liabilities of counties adopting said plan and to fix the rights and liabilities under said plan, with report of committee recommending substitute amendment and passage, was taken up for consideration.

Fabritz of Wapello moved that the House adjourn until 1:30 and when it reconvenes that it be as a Committee of the Whole for the consideration of House File No. 199. Motion prevailed.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

Pursuant to adjournment, the House resolved itself into a Committee of the Whole. The Speaker called Fabritz of Wapello to the chair to preside over the deliberations of the committee.

COMMITTEE OF THE WHOLE

Th Committee of the Whole proceeded to consider House File No. 199.

Ditto of Osceola moved that the committee rise. Motion prevailed.

The House resumed consideration of House File No. 199.

Goode of Davis moved to amend House File No. 199 by striking

Digitized by Google

the word "shall" in line five, section one and inserting in lieu thereof the word "may".

A roll call was demanded and on the question "Shall the amendment be adopted?"

The ayes were, 31.

Augustine	Ellsworth	Jensen	Sheridan
Beath	Felter	Johnson	Snyder
Beswick	Fuelling	McFarlane	Sours
Bowers	Goode	Moore of Benton	Stansell
Casey	Hartman	Osborn	Stanzel
Davis	Hopp	Paisley	Swift of Dubuque
Dole	Hultman	Peet	Thies
Doran	Jenkins	Reed	

The nays were, 54.

Alesch	Foster	McCarthy	Smith
Bonnstetter	Frizzell	McCreery	Speidel
Bouska	Fuester	McKinnon	Stewart
Brady	Garner	Malone	Stimpson
Bruce	Gissel	Mercer	Strachan
Burgess	Gittinger	Metcalf	Treimer
Craven	Grau	Mitchell	Weed
Cunningham	Grell	Moore of	Wenig
Ditto	Hanson of Lyon	Harrison	Wiese
Donlon	Hanson of	Ostby	Willis
Dreessen	Winnebago	Rice	Yager
Durant	Hough	Roe	Zipse
Fabritz	Humeston	Schmitz	Zylstra
Falvey	Laughlin	Schroeder	Mr. Speaker

Absent or not voting, 23.

Aldrich	Koch	Millhone	Stiger
Crouch	Lichty	Mooty	Swift of Jackson
Dean	Lookingbill	Peaco	Teter
Elliott	McDermott	Porter	Thiessen
Gallagher	McLean	Rawlings	Wolf
Hook	Maniece	Ryder	

Amendment lost.

Reed of Mahaska moved to amend House File One Hundred Ninety Nine (199) by striking all after the enacting clause and substituting therefor, the following:

"Section 1. It shall be lawful for the Board of Supervisors of any County in the State of Iowa, City Councils, or other sub-divisions of Government to issue script and provide for the issuance, control and redemption thereof.

"Sec. 2. This act is deemed of immediate importance and shall be in force and effect from and after its publication in two newspapers of this state, as provided by law."

Digitized by Google

Brady of Pottawattamie moved the previous question on the amendment. Motion prevailed.

The amendment was lost.

Johnson of Linn moved to amend the amendment to House File No. 199 by striking therefrom all of Section nine (9) and all of paragraph "a" of Section fifteen (15).

A roll call was demanded and on the question "Shall the amendment be adopted?"

The ayes were, 24.

Beath	Gallagher	Lichty	Reed
Beswick	Hopp	McCreery	Sheridan
Dole	Hultman	McFarlane	Snyder
Ellsworth	Humeston	Mercer	Sours
Felter	Jensen	Moore of Benton	Swift of Dubuque
Fuelling	Johnson	Mooty	Thies

The nays were, 65.

Aldrich	Durant	Lookingbill	Schmitz
Alesch	Fabritz	McCarthy	Schroeder
Augustine	Falvey	McDermott	Smith
Bonnstetter	Foster	McKinnon	Speidel
Bouska	Frizzell	McLean	Stansell
Bowers	Fuester	Malone	Stewart
Brady	Garner	Maniece	Stimpson
Bruce	Gissel	Metcalf	Strachan
Burgess	Gittinger	Mitchell	Treimer
Casey	Grau	Moore of Harrison	Weed
Craven	Grell	Osborn	Wenig
Cunningham	Hanson of Lyon	Ostby	Wiese
Davis	Hanson of Winnebago	Porter	Willis
Ditto	Hough	Rawlings	Yager
Donlon	Jenkins	Rice	Zipse
Doran	Koch	Roe	Zylstra
Dreessen			

Absent or not voting, 19.

Crouch	Hook	Peet	Teter
Dean	Laughlin	Ryder	Thiessen
Elliott	Millhone	Stanzel	Wolf
Goode	Paisley	Stiger	Mr. Speaker
Hartman	Peaco	Swift of Jackson	

Amendment lost.

Ditto of Osceola moved the previous question. Motion prevailed.

On motion of Zylstra of Sioux the amendment proposed by the committe, found on pages 475, 476, 477, 478 and 479 of the Journal of February 18, were adopted.

Zylstra of Sioux moved that the bill be read a third time now

Digitized by Google

and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 84.

Aldrich	Fabritz	Lookingbill	Rice
Alesch	Falvey	McCarthy	Roe
Augustine	Foster	McCreery	Schmitz
Beath	Frizzell	McFarlane	Schroeder
Beswick	Fuelling	McKinnon	Smith
Bonnstetter	Fuester	McLean	Snyder
Bouska	Gallagher	Malone	Speidel
Bowers	Garner	Maniece	Stanzel
Brady	Gittinger	Mercer	Stewart
Bruce	Goode	Metcalf	Stiger
Burgess	Grau	Mitchell	Stimpson
Casey	Grell	Moore of Benton	Strachan
Craven	Hanson of Lyon	Moore of	Thies
Crouch	Hanson of	Harrison	Treimer
Cunningham	Winnebago	Mooty	Weed
Davis	Hartman	Osborn	Wenig
Ditto	Hough	Ostby	Wiese
Donlon	Hultman	Peet	Willis
Doran	Jensen	Porter	Yager
Dreessen	Koch	Rawlings	Zipse
Durant	Laughlin	Reed	Zylstra
Ellsworth	Lichty		

The nays were, 15.

Dean	Hopp	McDermott	Swift of Dubuque
Dole	Humeston	Paisley	Wolf
Felter	Jenkins	Sours	Mr. Speaker
Gissel	Johnson	Stansell	

Absent or not voting, 9.

Elliott	Peaco	Sheridan	Teter
Hook	Ryder	Swift of Jackson	Thiessen
Millhone			

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

Zylstra of Sioux moved that the vote by which House File No. 199 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

AMENDMENTS FILED

Rawlings of Monona filed the following amendment to House File No. 311:

Amend House File No. 311 as follows: Strike all after the Enacting clause and insert in lieu thereof the following:

"Section 1. There is hereby levied on all motor vehicle fuel used within this state a license fee of 10c (ten cents) per gallon for the use of the

Digitized by Google

Primary Road Fund and which shall be in addition to all other license fees now provided for.

Sec. 2. The rules and regulations for the collection of such fees shall be made and promulgated by the State Treasurer and the fees so collected shall go into the Primary Road Fund of the State.

Sec. 3. All motor fuel used in this State and containing not less than 10% (ten per cent) of alcohol made from corn, rye or barley shall be exempt from such tax.

Sec. 4. The manner and form of furnishing proof of blending motor fuel with alcohol shall be prescribed by the State Treasurer and such proof shall be furnished to the State Treasurer by the distributor of motor fuel.

Sec. 5. Any person using motor fuel within the State shall be liable for the fee herein provided for, unless the same shall have been previously paid.

Sec. 6. By proclamation of the Governor an exemption from such license fee may be granted during such times as he shall determine that such alcohol is not available from factories within the State."

And that the title be corrected to read as follows, to wit: "A Bill for an Act to Provide an Additional License Fee Tax on Motor Fuel."

Fabritz of Wapello filed the following amendment to House File No. 292:

Amend House File No. 292 by striking out Section 7 and substituting in lieu thereof the following:

Amend Section 5228, Code, 1931, by striking out lines 1 to 23 inclusive, and substituting therefor the following:

"County Attorney. Each County Attorney shall receive as his annual salary in counties having a population of:

1. Less than fifteen thousand, ten hundred dollars.
2. Fifteen thousand and under twenty thousand, twelve hundred and fifty dollars.
3. Twenty thousand and under thirty thousand, fifteen hundred dollars.
4. Thirty thousand and under forty thousand, two thousand dollars.
5. Forty thousand and under fifty thousand, twenty-five hundred dollars.
6. Fifty thousand and under sixty thousand, twenty-seven hundred and fifty dollars.
7. Sixty thousand and under eighty thousand, three thousand dollars.
8. Eighty thousand and under one hundred thousand, thirty-five hundred dollars.
9. One hundred thousand and over, four thousand dollars.

On motion of Hanson of Winnebago, the House adjourned until 10:00 a. m. Tuesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 21, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by Mr. Henry F. Merritt, First Reader, Second Church of Christ, Scientist, Des Moines, Iowa.

Journal of February 20 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: McDermott of Adair for the day, on request of Durant of Hancock.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring prohibition. Brady, from citizens of Pottawattamie county; Cunningham from citizens of Polk county; Doran from citizens of Boone county; Fabritz from citizens of Wapello county; Foster from citizens of Cedar county; Gittinger from citizens of Lucas county; Grau from citizens of Buena Vista county; Hanson from citizens of Winnebago county; McLean from citizens of Marshall county; Osborn from citizens of Decatur county; Rice from W. C. T. U. and Church of Christ of Richland and other citizens of Keokuk county; Smith from citizens of Cherokee county; Thies from citizens of Pottawattamie county. Referred to police regulation, suppression of crime and intemperance.

Opposing special tax on chain stores. Burgess from citizens of Woodbury county; Ellsworth from citizens of Hardin county; Fabritz from citizens of Wapello county; Goode from citizens of Davis county; Hartman from citizens of Des Moines county; McCarthy from citizens of Woodbury county; Mitchell from citizens of Webster county; Schroeder from citizens of Carroll county; Strachan from citizens of Humboldt county; Treimer from citizens

Digitized by Google

of O'Brien county; Wenig from citizens of Clay county; Wiese from citizens of Scott county. Referred to ways and means.

Opposing special portable mill tax. Aldrich from citizens of Wright county; Casey from citizens of Mitchell county; Frizzell from citizens of Poweshiek county; Grau from citizens of Buena Vista county; Ostby from citizens of Worth county; Swift from citizens of Dubuque county. Referred to ways and means.

Demanding drastic tax reduction. Teter of Marion, 76 pages of names of taxpayers from Marion county. Referred to tax reduction.

Favoring gross income tax. Mitchell from citizens of Webster county; Wenig from citizens of Clay county. Referred to ways and means.

Reviewing with alarm the indefinite postponement of tax reduction measures. Burgess and McCarthy of Woodbury, from the Greater Sioux City Committee, and Sioux City Real Estate Association. Referred to tax reduction.

Approving recommendation of Iowa Congress of Parents and Teachers. Wiese of Scott from Council of P. T. A. of Davenport. Referred to schools and textbooks.

Favoring Naturopathic bill. Fabritz from citizens of Wapello county. Referred to public health.

Favoring optional cattle testing. Metcalf from citizens of Muscatine county; Fuester from citizens of Ida county. Referred to animal industry.

Favoring game life protection. Paisley from citizens of Lee county; Doran from citizens of Boone county; Fabritz of Wapello, from Farmers' and Sportsman's Game Protective Association of Jefferson county. Referred to fish and game.

Opposing House File No. 19. Sours of Floyd from citizens of Charles City. Referred to tax reduction.

Demanding repeal of cattle testing law. Fuester from citizens of Ida county. Referred to animal industry.

Demanding 10% reduction in salaries of county officers. Fuester from citizens of Ida county. Referred to compensation of public officers.

Digitized by Google

Opposing House Files 4, 36, 44, 82 and approving Senate File 195 and House File 215. Wiese of Scott from P. T. A. of Buchanan School, Tyler School, Long Grove School, Johnson School and Monroe School. Referred to schools and textbooks.

ADDITIONAL COPIES ORDERED PRINTED

Stiger of Tama asked and obtained unanimous consent to have six hundred (600) additional copies printed of House File No. 204.

HOUSE FILES MADE SPECIAL ORDER

Roe of Allamakee asked and obtained unanimous consent to have House Files Nos. 290, 291 and 292 made a special order for 9:30 Wednesday morning, February 22.

Hopp of Mills moved that House File No. 101 be made a special order for 10:30 a. m., March 7. Motion prevailed.

REPORTS OF COMMITTEES

Thiessen of Clinton, from the committee on elections, submitted the following report:

MR. SPEAKER: Your committee on elections to whom was referred House File No. 203, an act to amend Sections Five Hundred Eighty (580) and Five Hundred Ninety-three (593), Code, 1931, relating to the number of votes required to nominate at a primary election, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. J. H. THIESSEN, *Chairman.*

Passed on file.

McFarlane of Black Hawk, from the committee on printing, submitted the following report:

MR. SPEAKER: Your committee on printing to whom was referred House File No. 67, a bill for an act to amend sections five hundred fifty-one (551), twenty-two hundred thirty-five (2235), four thousand eighty-six (4086), forty-three hundred fifty-six (4356), forty-four hundred fifty-one (4451), forty-four hundred seventy-three (4473), forty-six hundred eighty (4680), fifty-one hundred thirty-one (5131), fifty-three hundred ninety-eight (5398), fifty-three hundred forty (5340), fifty-three hundred ninety-nine (5399), fifty-four hundred two (5402), fifty-four hundred sixty-one (5461), fifty-four hundred ten (5410), fifty-four hundred sixty-eight (5468), fifty-five hundred thirty-three (5533), fifty-six hundred sixty-three (5663), fifty-six hundred seventy-nine (5679), six thousand seventy (6070), sixty-one hundred forty-five (6145), sixty-two

Digitized by Google

hundred forty-four (6244), sixty-three hundred four (6304), sixty-four hundred ninety-nine (6499), sixty-five hundred eight (6508), sixty-five hundred eighty-four (6584), all of the code 1931, with reference to the changing and fixing the time for the publication of legal and official notices, the number of official newspapers and the designation thereof, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend the title by striking therefrom the words and figures "sections twenty-two hundred thirty-five (2235), fifty-three hundred ninety-eight (5398), fifty-three hundred forty (5340), fifty-three hundred ninety-nine (5399), fifty-four hundred two (5402), fifty-four hundred sixty-one (5461), fifty-four hundred ten (5410), fifty-six hundred seventy-nine (5679), sixty-one hundred forty-five (6145)".

Further amend by striking all after the enacting clause and substituting in lieu thereof the following:

Sec. 1. That section five hundred fifty-one (551) Code 1931, be amended by striking out after the word "once" in line two (2) thereof, the following: "each week for two consecutive weeks."

Sec. 2. That section four thousand eighty-six (4086), be amended by striking out after the comma (,) in line eleven (11) thereof the remainder of said line and lines twelve (12), and thirteen (13).

Sec. 3. That section forty-four hundred fifty-one (4451), Code 1931, be amended by striking out the word "three" in line six (6) and substituting therefor the word "two".

Sec. 5. That section forty-four hundred seventy-three (4473), code 1931, be amended by striking out the word "four" in line eleven (11), and substituting therefor the word "two".

Sec. 6. That section forty-six hundred eighty (4680), code 1931, be amended by striking out the word "four" in line two (2), and substituting therefor the word "two".

Sec. 7. That section fifty-one hundred thirty-one (5131), code 1931, be amended by striking out the word "four" in line six (6) and substituting therefor the word "three".

Sec. 8. That section fifty-four hundred sixty-one (5461), code 1931, be amended by striking all after the word "once" in line four and the word "weeks" in line five (5).

Sec. 9. That section fifty-four hundred sixty-eight (5468) code 1931, be amended by striking out the word "four" in line eight (8), and substituting therefor the word "two".

Sec. 10. That section fifty-five hundred thirty-three (5533), code 1931, be amended by striking out the word and syllable "by publica" in line two (2) and by striking out lines three (3), four (4), five (5), six (6), seven (7), eight (8), and the words "shall be given," in line nine (9).

Sec. 11. That section fifty-six hundred sixty-three (5663), subsection fifteen (15), code 1931, be amended by striking out the word "three" in line three (3), and substituting therefor the word "two".

Sec. 12. That section six thousand seventy (6070), code 1931, be

Digitized by Google

amended by striking out the word "four" in line four (4), and substituting therefor the word "two".

Sec. 13. That section sixty-two hundred forty-four (6244), code 1931, be amended by striking out the word "four" in line three (3), and substituting therefor the word "three".

Sec. 14. That section sixty-three hundred four (6304), code 1931, be amended by striking out the word "four" in line four (4), and substituting therefor the word "two".

Sec. 15. That section sixty-four hundred ninety-nine (6499), code 1931, be amended by striking out the word "three" in line four (4), and the words "successive days" in line five (5), and substituting therefor the words "one day".

Sec. 16. That section sixty-five hundred eight (6508), code 1931, be amended by striking out all of said section, after the comma (,) in line four (4), and substituting therefor "and shall report to the city council the result thereof".

Sec. 17. That section sixty-five hundred eighty-four (6584), code 1931, be amended by striking out the word "four" in line twelve (12), and substituting therefor the word "two". ARCH W. MCFARLANE, *Chairman.*

Report adopted.

Malone of Cass, from the committee on tax reduction, submitted the following report:

MR. SPEAKER: Your committee on tax reduction to whom was referred Senate File No. 90, a bill for an act to amend section seventy-two hundred forty-four (7244), Code 1931, relating to sales of real estate for delinquent taxes, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. E. MALONE, *Chairman.*

Report adopted.

Rawlings of Monona, from the committee on agriculture, submitted the following report:

MR. SPEAKER: Your committee on agriculture to whom was referred House File No. 299, a bill for an act to prohibit the fraudulent advertising or selling of seed corn represented to be hybrid unless it represents the first generation of a cross between strains of different parentage and involving inbred lines of corn or their combination and prescribing a penalty therefor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

ED RAWLINGS, *Chairman.*

Report adopted.

Stiger of Tama, from the committee on judiciary, submitted the following report:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 124, a bill for an act to amend section twelve thousand

Digitized by Google

forty-one (12041), code, 1931, relating to the appointment of referees in probate matters, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Strike lines three (3) to seven (7) inclusive and insert in lieu thereof the following:

By eliminating from lines two (2) and three (3) of said section the following words "may appoint one or more referees, who" and substituting in lieu thereof the following "may appoint a referee, which referee, in all counties having a population of less than one hundred thousand (100,000) shall be the clerk of the district court of the county in which the estate is being probated, which referee". C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 83, a bill for an act to provide for and authorize the making of releases, satisfactions, assignments and discharges of liens and encumbrances upon real and personal property upon the records of any county by fiduciary officers, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Strike all of said bill following the word "same" in the third (3) line from the last and substitute in lieu thereof; "and also file a certified copy of the order of court or other legal authority authorizing such release, discharge, satisfaction or assignment." C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 64, a bill for an act to repeal section seventy-three hundred forty-five (7345), code, 1931, and to enact a substitute therefor relating to relief from appraisal of estates for inheritance tax purposes, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 192, a bill for an act prohibiting the unlawful use, manufacture, preparation, or possession of stench bombs, tear bombs, or any liquid, gaseous, or solid substance with intent to throw, drop, pour, explode, deposit, release, discharge or expose any such noxious, annoying, offensive or dangerous substance in any public place, beg leave to report

Digitized by Google

they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 210, a bill for an act to repeal section fifty-six hundred thirty-two (5632), code, 1931, and enacting as substitute therefor, making the election of the police judge optional in cities of the first class, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 235, a bill for an act to amend sections fifty-three hundred fourteen (5314), fifty-three hundred sixteen (5316), and fifty-three hundred nineteen (5319), code, 1931, and to repeal sections fifty-three hundred eleven (5311) to fifty-three hundred thirteen (5313), inclusive, code, 1931, all relating to settlement of poor persons, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

SENATE FILE NO. 90 PLACED ON CALENDAR

Grau of Buena Vista asked and obtained unanimous consent to have the rules suspended and to have Senate File No. 90 placed at the head of the calendar.

INTRODUCTION OF BILLS

House File No. 364 by Stiger of Tama, a bill for an act authorizing the Board of Supervisors of Tama County, Iowa to make certain refunds of taxes to the tax payers of the Montour Independent School District, located in said Tama County, Iowa.

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

House File No. 365 by Fabritz of Wapello and Cunningham of Polk, a bill for an act to repeal section ten thousand two hundred sixty-one (10261) code, 1931, and to enact a substitute therefore, pertaining to landlords' liens.

Digitized by Google

Read first and second times and referred to committee on judiciary

House File No. 366 by Cunningham of Polk, a bill for an act to amend section ten thousand two hundred ninety-six (10296) code, 1931, relating to limitation on action, and to prevent tolling of the statute by certain contingencies.

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

House File No. 367 by Falvey of Monroe, a bill for an act to make permanent a temporary transfer made March 8, 1932, by authority of the Director of the Budget for Iowa, of twenty thousand dollars ($20,000.00) from the secondary Road Construction Fund of Monroe County, Iowa, to the Poor Fund of said County.

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

House File No. 368 by Alesch of Plymouth, a bill for an act limiting the commission which may be charged for securing a renewal of a real estate mortgage.

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

House File No. 369 by Beswick of Van Buren (by request), a bill for an act to impose a license fee tax upon alcohol.

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

House File No. 370 by Willis of Dallas, a bill for an act to amend section seventy-nine hundred seventy-two (7972), Code, 1931, relating to construction and equipment of cabooses.

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

House File No. 371 (Senate File No. 306) by Humeston of Wayne, a bill for an act to require telephone companies to furnish equal service and facilities to each other without discrimination.

Read first and second times and referred to committee on telephone, telegraph and express.

House File No. 372 by committee on mines and mining, a bill for an act to amend section eleven hundred, seventy one-b1 (1171-b1)

Digitized by Google

of the code, 1931, relating to preference for coal and other domestic products, materials, supplies, provisions and other articles, and providing for the purchase and use thereof by the state and certain municipal corporations or political sub-divisions thereof, and providing penalties for failing to give such preference in the purchase and use of domestic coal for fuel; and to repeal section eleven hundred, seventy one-b2 (1171-b2) of the code, 1931, and to enact a substitute therefor, relating to advertising for bids and proposals for materials, coal and other domestic products, supplies, provisions, and other articles to be purchased at public expense, and relating to the rejection and acceptance of bids for domestic coal for fuel, and providing for contract and bond on acceptance of any such bids for coal for fuel.

Read first and second times and passed on file.

House File No. 373 by tax reduction committee, a bill for an act to amend section fourteen hundred nine (1409), Code 1931, and to repeal section fourteen hundred ten (1410), Code 1931, and enact a substitute therefor, relating to the appointment of trustees for incompetent persons entitled to workmen's compensation and to the compensation to be paid such trustees.

Read first and second times and passed on file.

House File No. 374 by Zylstra of Sioux, a bill for an act limiting the taxation of agricultural lands within independent school districts.

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

Peet of Guthrie introduced the following House Joint Resolution:

HOUSE JOINT RESOLUTION NO. 6

Ratifying a proposed amendment to the constitution of the United States of America, relative to the labor of persons under eighteen (18) years of age.

***Whereas*, both houses of the sixty-eighth (68th) congress of the United States of America, by a constitutional majority of two-thirds thereof, made the following proposition to amend the constitution of the United States of America, to-wit:**

"JOINT RESOLUTION

Proposing an amendment to the Constitution of the United States.

Resolved by the Senate and House of Representatives of the United

Digitized by Google

States of America in Congress assembled (two-thirds of each House concurring therein), That the following article is proposed as an amendment to the Constitution of the United States, which, when ratified by the legislatures of three-fourths of the several States shall be valid to all intents and purposes as a part of the Constitution:

"ARTICLE

"Section 1. The Congress shall have power to limit, regulate, and prohibit the labor of persons under eighteen years of age.

"Sec. 2. The power of the several States if unimpaired by this article except that the operation of State laws shall be suspended to the extent necessary to give effect to legislation enacted by the Congress." Now, therefore,

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

Section 1. That the said proposed amendment to the constitution of the United States of America as set forth herein be and the same is hereby ratified and consented by the state of Iowa and by the General Assembly thereof.

Section 2. Be it further resolved and enacted, that certified copies of this enactment and resolution be forwarded by the governor of this state to the secretary of state of the United States at Washington, D. C., and to the presiding officers of each house of the Congress.

Read first and second times and referred to committee on constitutional amendments.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and concurred in the House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 44, a bill for an act relating to minimum salaries of teachers.

Also, that the Senate has concurred in House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 200, a bill for an act relating to consolidation, merger, or reinsurance of fraternal beneficiary societies.

Also, that the Senate has concurred in the House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 201, a bill for an act to legalize the consolidation and merger of the Homesteaders Life Association with the Golden West Life Insurance Association. BYRON G. ALLEN, *Secretary.*

SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE NO. 44

Amend by adding the following:

Sec. 4. This act being deemed of immediate importance shall be in full force and effect after its passage and publication in the Eldon Forum,

Digitized by Google

a newspaper published at Eldon, Iowa, and in the West Liberty Index, a newspaper published at West Liberty, Iowa.

CONSIDERATION OF SENATE AMENDMENTS

On request of Malone of Cass, unanimous consent having been given, Senate File No. 44, a bill for an act to repeal sections forty-three hundred forty-one (4341), forty-three hundred forty-two (4342), forty-three hundred forty-three (4343) and forty-three hundred forty-four (4344), code 1931, relating to teachers' salaries, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE NO. 44

Amend by adding the following:

"Sec. 4. This act being deemed of immediate importance shall be in full force and effect after its passage and publication in the Eldon Forum, a newspaper published at Eldon, Iowa, and in the West Liberty Index, a newspaper published at West Liberty, Iowa."

Mr. Malone moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 88.

Aldrich	Felter	Koch	Smith
Alesch	Foster	Laughlin	Snyder
Augustine	Fuelling	Lichty	Speidel
Beath	Fuester	Lookingbill	Stansell
Beswick	Gallagher	McCarthy	Stanzel
Bonnstetter	Garner	McFarlane	Stewart
Bouska	Gissel	McLean	Stiger
Bowers	Gittinger	Malone	Strachan
Brady	Goode	Maniece	Swift of Dubuque
Bruce	Grau	Mercer	Swift of Jackson
Burgess	Grell	Metcalf	Teter
Casey	Hanson of Lyon	Millhone	Thies
Craven	Hanson of Winnebago	Moore of Benton	Thiessen
Crouch	Hartman	Moore of Harrison	Treimer
Cunningham	Hook	Mooty	Weed
Davis	Hopp	Paisley	Wenig
Ditto	Hough	Peet	Wiese
Dole	Hultman	Porter	Willis
Doran	Humeston	Reed	Wolf
Dreessen	Jenkins	Roe	Yager
Durant	Jensen	Schroeder	Zipse
Ellsworth	Johnson		Mr. Speaker
Fabritz			

The nays were, 1.

Ostby

Digitized by Google

Absent or not voting, 19.

Dean	McCreery	Peaco	Sheridan
Donlon	McDermott	Rawlings	Sours
Elliott	McKinnon	Rice	Stimpson
Falvey	Mitchell	Ryder	Zylstra
Frizzell	Osborn	Schmitz	

So the Senate amendment having received a constitutional majority was declared to have been adopted and concurred in by the House.

CONSIDERATION OF BILLS

The time having arrived for Special Order No. 2, House File No. 117, a bill for an act to repeal sections twenty-six hundred sixty-six (2666), twenty-six hundred sixty-nine (2669), twenty-six hundred seventy-five (2675), twenty-six hundred seventy-nine (2679), twenty-six hundred eighty-one (2681), twenty-six hundred eighty-two (2682), twenty-six hundred eighty-six (2686), twenty-six hundred eighty-nine (2689), twenty-six hundred ninety-nine (2699), twenty-seven hundred (2700), to twenty-seven hundred two (2702), inclusive, twenty-seven hundred four-b one (2704-b1), twenty-seven hundred four-b two (2704-b2), twenty-seven hundred four-b three (2704-b3), and twenty-seven hundred four-c one (2704-c1), Code, 1931, and to enact substitutes therefor relating to the eradication of bovine tuberculosis; to prohibit the sale of tubercular animals or the meat or flesh thereof for food, and to provide a penalty for the violation thereof; to define the word "examination" and the word "shall" in said statutes; to grant the owner his choice of veterinarians; to provide tax levy, with report of committee recommending passage, was taken up for consideration.

Reed of Mahaska called up the substitute amendment filed by him and found on page 429 of the Journal of February 15 and moved its adoption.

Rice of Keokuk offered the following amendment to the substitute amendment and moved its adoption:

Amend the amendment as filed by Reed to House File No. 117 by adding the following:

Section 4. The owner of any herd of cattle shall have the right to choose any accredited veterinarian who is a resident of his county to make an examination or to administer the tuberculin test to his herd of cattle.

Sec. 5. Tax Levy. That the law, as it appears in section twenty-six hundred eighty-six (2686) of the Code of Iowa, 1931, be and the same is hereby repealed and the following enacted in lieu thereof:

"In each county in the state, the Board of Supervisors may, each year,

Digitized by Google

when it makes the levy for taxes, levy a tax sufficient to pay the indemnities and other expenses provided in said chapter One Hundred twenty-nine (129), as amended, but such levy shall not, in any year, exceed one (1) mill upon the taxable value of all the property in the county."

Sec. 6. The word "shall" as used in section 2668 of the Code of Iowa 1931 shall be construed as mandatory.

Sec. 7. Any person violating the provisions of Section 1, shall be guilty of a misdemeanor and shall be fined not to exceed Five Hundred Dollars ($500.00), or confined in the county jail for a period not to exceed six (6) months, or both.

Amendment was lost.

Teter of Marion offered the following amendment to the substitute amendment and moved its adoption:

Amend the amendment to House File No. 117, by adding to said amendment the following as Section four thereof, to-wit:

Sec. 4. Section twenty-six hundred eighty-six (2686), Code 1931, hereby is repealed and the following enacted in lieu thereof: "In each County in the State, the Board of Supervisors shall, each year, when it makes the levy for taxes, levy a tax sufficient to pay the indemnities and other expenses provided in Chapter 129; but such levy shall not, in any year, exceed three-fourths (¾) of one (1) mill upon the taxable value of all the property in the County."

A roll call was demanded and on the question, "Shall the amendment to the substitute amendment be adopted?"

The ayes were, 16.

Falvey	Grell	Metcalf	Snyder
Foster	Koch	Osborn	Stanzel
Gittinger	McKinnon	Ostby	Teter
Goode	Malone	Rice	Zylstra

The nays were, 79.

Aldrich	Ellsworth	Lookingbill	Sheridan
Augustine	Fabritz	McCarthy	Smith
Beath	Felter	McCreery	Sours
Beswick	Frizzell	McFarlane	Speidel
Bonnstetter	Fuelling	McLean	Stansell
Bouska	Fuester	Maniece	Stewart
Bowers	Gallagher	Mercer	Stiger
Brady	Garner	Millhone	Stimpson
Bruce	Grau	Mitchell	Swift of Dubuque
Burgess	Hanson of Lyon	Moore of Benton	Swift of Jackson
Casey	Hanson of Winnebago	Moore of Harrison	Thies
Craven	Hough	Mooty	Thiessen
Crouch	Hultman	Paisley	Treimer
Cunningham	Humeston	Peet	Weed
Davis	Jenkins	Porter	Wenig
Dean	Jensen	Reed	Wiese
Dole	Johnson	Roe	Willis
Donlon	Laughlin	Schmitz	Wolf
Doran	Lichty	Schroeder	Yager
Dreessen			Zipse
Durant			

Digitized by Google

Absent or not voting, 13.

Alesch	Hartman	McDermott	Ryder
Ditto	Hook	Peaco	Strachan
Elliott	Hopp	Rawlings	Mr. Speaker
Gissel			

Amendment lost.

McKinnon of Henry moved the previous question on the substitute amendment. Motion prevailed.

A roll call was demanded. On the question "Shall the substitute amendment be adopted?"

The ayes were, 12.

Crouch	Moore of	Sours	Swift of Dubuque
Frizzell	Harrison	Stewart	Teter
Humeston	Reed	Strachan	Thiessen
	Schmitz		

The nays were, 84.

Aldrich	Falvey	Johnson	Porter
Alesch	Felter	Koch	Rice
Beath	Foster	Laughlin	Roe
Beswick	Fuelling	Lichty	Schroeder
Bonnstetter	Fuester	Lookingbill	Sheridan
Bouska	Gallagher	McCarthy	Smith
Bowers	Garner	McCreery	Snyder
Brady	Gissel	McFarlane	Speidel
Bruce	Gittinger	McKinnon	Stimpson
Burgess	Goode	McLean	Swift of Jackson
Casey	Grau	Malone	Thies
Craven	Grell	Maniece	Treimer
Cunningham	Hanson of Lyon	Mercer	Weed
Davis	Hanson of	Metcalf	Wenig
Dean	Winnebago	Millhone	Wiese
Dole	Hartman	Mitchell	Willis
Donlon	Hook	Moore of Benton	Wolf
Doran	Hopp	Osborn	Yager
Dreessen	Hough	Ostby	Zipse
Durant	Hultman	Paisley	Zylstra
Ellsworth	Jenkins	Peet	Mr. Speaker
Fabritz			

Absent or not voting, 12.

Augustine	Jensen	Peaco	Stansell
Ditto	McDermott	Rawlings	Stanzel
Elliott	Mooty	Ryder	Stiger

Substitute amendment lost.

Willis of Dallas moved the previous question. Motion prevailed.

Foster of Cedar moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 24.

Alesch	Garner	Jensen	Smith
Davis	Goode	McKinnon	Stansell
Dreessen	Grell	Ostby	Stanzel
Falvey	Hartman	Paisley	Thiessen
Foster	Hook	Rice	Zipse
Fuester	Humeston	Schmitz	Zylstra

The nays were, 80.

Aldrich	Fabritz	McCreery	Sheridan
Augustine	Felter	McFarlane	Snyder
Beath	Frizzell	McLean	Sours
Beswick	Fuelling	Malone	Speidel
Bonnstetter	Gallagher	Maniece	Stewart
Bouska	Gissel	Mercer	Stiger
Bowers	Gittinger	Metcalf	Stimpson
Brady	Grau	Millhone	Strachan
Bruce	Hanson of Lyon	Mitchell	Swift of Dubuque
Burgess	Hanson of Winnebago	Moore of Benton	Swift of Jackson
Casey	Hopp	Moore of Harrison	Teter
Craven	Hough	Mooty	Thies
Crouch	Hultman	Osborn	Treimer
Cunningham	Jenkins	Peet	Weed
Dean	Johnson	Porter	Wenig
Ditto	Koch	Rawlings	Wiese
Dole	Laughlin	Reed	Willis
Donlon	Lichty	Roe	Wolf
Doran	Lookingbill	Schroeder	Yager
Durant	McCarthy		Mr. Speaker
Ellsworth			

Absent or not voting, 4.

Elliott	McDermott	Peaco	Ryder

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

Johnson of Linn moved that the vote by which House File No. 117 failed to pass the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled: Senate Files Nos. 200, 201, 203 and 243.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

Digitized by Google

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: Senate Files Nos. 200, 201, 203 and 243.

EXPLANATION OF VOTE

I voted "No" on the "Stamp Money" bill, House File No. 199 for the following reasons:

1. There is nothing in the present laws to prevent any county or municipality from adopting such a plan if they so desire. There seems to be no need for the long bill being printed into our Iowa Code, when there is some objection to the printing of the Constitution of the United States.
2. The bill provided that 51% of the "merchants" of a county could compel the supervisors to adopt the plan, and yet the bill made no definition as to whom would be considered "merchants".
3. The bill contained the provision that the State should furnish the blank notes and stamps and made no provisions whereby local printers could even bid on the job of furnishing the supplies.
4. Local merchants would be unable to use the "stamp money" in payment for goods purchased outside the county.
5. School teachers and other salary employees would be handicapped by being unable to use any large amount of "stamp money" to meet rent and installment payments. It appears to be a vain hope that we can reach up into thin air and bring prosperity by disturbing a well established monetary system.

VICTOR FELTER.

AMENDMENTS FILED

Malone of Cass filed the following amendments to House File No. 357:

Amend House File No. 357 by striking from line 4 the word "three" and inserting in lieu thereof the word "two".

Further amend by striking from line 8 the word "two" and inserting in lieu thereof the word "one".

Still further amend by striking from line ten the word "four" and inserting in lieu thereof the word "two".

Malone of Cass filed the following amendment to House File No. 357:

Amend House File No. 357 by adding as subsection four (4) the following:

4. Strike from line nine (9) the word "shall" and insert in lieu thereof the word "may".

Malone of Cass filed the following amendment to House File No. 357:

Digitized by Google

Amend House File No. 357 by adding thereto as Sec. 2 the following:

Sec. 2. Amend Section 2933, Code 1931, by adding thereto the following: "All moneys appropriated under the provisions of Section 2930, Code 1931, shall be expended only for 4H Club work at the discretion of club leaders in each County."

Bonnstetter of Kossuth filed the following amendment to House File No. 73:

Insert between lines 24 and 25 of section 44, the following:

"The treasurer is hereby authorized to pay the balance due on premiums for bonds of the state treasurer, deputy and cashier from the administration fund set aside from the collection of Motor Fuel Taxes" .

Bonnstetter of Kossuth filed the following amendment to House File No. 73:

Amend House File No. 73 by inserting in section thirty (30) following line six (6) the following:

"The per diem of members of the Board shall not exceed five (5) dollars per day."

Mitchell of Webster filed the following amendment to House File No. 88:

Amend House File 88 by striking all of paragraph two (2) of section one (1).

Beswick of Van Buren filed the following amendment to House File No. 109:

Amend House File No. 109 by striking from Section one (1), line sixteen (16), the words: "red fox".

Roe of Allamakee filed the following amendment to Senate File No. 121:

Amend Senate File No. 121 as follows: Section 22, line 14, strike the word "firearm" and insert in lieu thereof the word "gun".

Augustine of Ringgold filed the following amendment to House File No. 250:

Amend House File No. 250 by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. Definition. The words "pipe line company" as used in this act shall be deemed and construed to mean any person, copartnership, association, corporation or syndicate that may own or operate, or be engaged in operating or using pipe lines or gas mains for the purpose of transmitting gas, natural gas, gasoline, oils or motor fuels by means of pipe lines, or gas mains.

Sec. 2. Every pipe line company having lines in the State of Iowa shall annually, on or before the first day of April in each year, make out and deliver to the State Board of Assessment and Review a statement verified

Digitized by Google

by the oath of an officer or agent of such pipe line company making such statement, showing in detail for the year ended December thirty-first next preceding:

1. The name of the Company.
2. The nature of the company, whether a person or persons, an association, copartnership, corporation, or syndicate, and under the laws of what state organized.
3. The location of its principal office or place of business.
4. The name and post office address of the president, secretary, auditor, treasurer and superintendent or general manager.
5. The name and post office address of the chief officer or managing agent of the company in Iowa.
6. The gross receipts of the entire company on its inter-state business and the gross receipts of all intra-state business done within this state.
7. The operating expenses of the entire company and the operating expenses within this state.
8. The net earnings of the entire company and the net earnings within this State.

Sec. 3. In the month of May of each year the State Board of Assessment and Review shall certify for collection from each pipe line company a sum in the nature of an excise tax for the privilege of carrying on its intra-state business, computed on the amount so fixed and reported to the State Board of Assessment and Review by such pipe line company as the gross receipts of such pipe line company on its intra-state business for the year covered by its annual report as required by this act, by taking one-half of one percent of such gross receipts when the product is that commonly known as manufactured or artificial gas; five percent when such manufactured or artificial gas is mixed with what is commonly known as natural gas in proportion of not to exceed seventy percent of natural gas and thirty percent of manufactured or artificial gas; six percent when the natural gas exceeds seventy percent of a mixture containing manufactured or artificial gas and natural gas; six percent for what is commonly known as natural gas; five percent of the gross receipts from the sale and distribution of any kind and all other products as defined in Section One of this Act, but in no case shall such tax be less than ten dollars in any one year.

Sec. 4. After the State Board of Assessment and Review has determined the amount of the tax, it shall certify the amount due to the Treasurer of State who shall thereupon notify the pipe line company of the amount of excise tax found due and owing the State of Iowa.

Sec. 5. The provisions of this act shall not apply to gross receipts obtained from the sale or distribution of products covered by this act when such products are exclusively manufactured by municipally owned gas plants or works, provided, that if such products are mixed with natural gas to any extent, then and in such case the provisions of this act shall apply in all respects as in other cases.

Sec. 6. The provisions of this act shall not be deemed to relieve any pipe line company from the assessment and taxation of its property in the manner authorized and provided by law.

Digitized by Google

Sec. 7. The tax shall be credited to the general fund of the State of Iowa by the Treasurer on receipt thereof.

Sec. 8. The tax provided for in this act shall be paid by each pipe line company to the Treasurer of State on or before the first day of July of each year, and if not so paid a penalty of fifteen per cent shall be added thereto. The Treasurer of State shall issue his receipt for all sums received by him, and upon receipt thereof shall advise the State Board of Assessment and Review and the Auditor of State of the amount so received.

Sec. 9. The State Board of Assessment and Review shall and hereby is authorized to make rules or regulations, not inconsistent with the provisions of this act, for the purpose of obtaining information required by it to verify and ascertain the correctness of the report made to it by any pipe line company, and it also shall have the right to inspect the books and records of any such pipe line company for the purpose of verifying the correctness of any report made to it and to compel the production of such books and records within the State of Iowa for such purpose.

Sec. 10. Any breach of any of the provisions of this act by a pipe line company and any failure on the part of a pipe line company to conform to and comply with the provisions of this act shall be immediately reported to the Secretary of State and to the Board of Railroad Commissioners who shall cancel the license of such pipe line company to do business in the State of Iowa.

Sec. 11. This act, being deemed of immediate importance, shall be in full force and effect after its passage and publication in the Knoxville Journal, a newspaper published at Knoxville, Iowa, and in the Ft. Dodge Messenger, a newspaper published in Ft. Dodge, Iowa.

Bonnstetter of Kossuth filed the following amendment to House File No. 71:

Amend House File No. 71 as follows:

Amend section one (1) by changing the semi-colon (;) to a period (.) after the word "report" in line nine (9) and striking out the remainder of the section.

Amend section two (2) by striking out the last three words in line ten (10) and all lines eleven (11), twelve (12), and thirteen (13) and inserting in lieu thereof the following: "The County Auditor shall furnish a copy of such proceedings to be published, within one (1) week following the adjournment of the Board."

BILL APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that he had approved the following bill:

February 15th, House File No. 188.

Roe of Allamakee moved that the House adjourn until 9:00 a. m. Wednesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 22, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by Senator O. E. Husted, Truro, Iowa.

Journal of February 21 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Sheridan of Lee for the day, on request of Swift of Dubuque.

PETITIONS AND MEMORIALS

Opposing special tax on chain stores. McCarthy, from citizens of Woodbury county; McLean, from citizens of Marshall county. Referred to ways and means.

Opposing special tax on portable mills. Moore, from citizens of Benton county; Snyder, from citizens of Hamilton county. Referred to ways and means.

Opposing House Files Nos. 4, 36, 44 and 82. Grell of Scott, from P. T. A. of Johnson School of Davenport. Referred to schools and textbooks.

Favoring election of county superintendents by popular vote. Moore, from citizens of Benton county. Referred to elections.

Favoring gross income tax. Wenig, from citizens of Clay county. Referred to ways and means.

Favoring prohibition. Humeston, from citizens of Wayne county; Peet, from citizens of Guthrie County. Referred to ways and means.

Opposing transfer of funds from fish and game department. Goode, from citizens of Davis county. Referred to fish and game.

Favoring special tax on chain stores. McLean, from business men of Marshall county. Referred to ways and means.

Digitized by Google

Favoring House Files Nos. 14, 24, 48, 171, 203; Senate Files Nos. 104, 108; opposing House File No. 201 and Senate File No. 156. Roe, from citizens of Allamakee county. Referred to ways and means.

Opposing House File No. 51. Swift, from citizens of Dubuque county. Referred to tax reduction.

Favoring tax reduction, gross income tax, abolishing loan act which permits 3½% per month interest. McLean, from citizens of Marshall county. Referred to tax reduction.

Craven of Jasper moved to invite the Acappella Chorus of East High School of Des Moines to give a Washington Day program from 1:00 to 1:30 p. m. today. Motion prevailed.

REPORTS OF COMMITTEES

Jensen of Audubon, from the committee on schools and textbooks, submitted the following report:

MR. SPEAKER: Your committee on schools and textbooks to whom was referred House File No. 237, a bill for an act to amend the law as it appears in section forty-two hundred thirty (4230), code 1931, relating to the election of a superintendent of schools, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend House File No. 237 by adding thereto the following:

Sec. 2. Section forty-two hundred twenty-eight (4228), code 1931, is amended by changing the period (.) in line nine (9) to a semicolon (;) and adding the following:

"but no such employment by a subdirector shall authorize a contract, the entire period of which is wholly beyond his term of office."

Sec. 3. Section forty-two hundred twenty-nine (4229), code 1931, is amended by adding thereto the following:

"but no such contract shall be entered into with any teacher for the ensuing year or any part thereof until after the organization of the board."

Amend the title by striking out all after the words "An Act to" and inserting in lieu thereof the following:

"amend sections forty-two hundred thirty (4230), forty-two hundred twenty-eight (4228), and forty-two hundred twenty-nine (4229), code 1931 relating to the election of superintendents and teachers in public schools."

T. G. JENSEN, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on schools and textbooks to whom was

Digitized by Google

referred House File No. 121, a bill for an act to regulate the adoption and sale of textbooks and to provide optional high school texts, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. T. G. JENSEN, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on schools and textbooks to whom was referred House File No. 52, a bill for an act to amend sections three hundred sixty-nine (369), three hundred seventy-five (375), and forty-three hundred eighty-six (4386), code 1931, and to repeal sections forty-three hundred fifteen (4315), and forty-three hundred ninety-two (4392), code 1931, relating to the method of estimating and certifying the school budget, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. T. G. JENSEN, *Chairman.*

Report adopted.

INTRODUCTION OF BILLS

House File No. 375 by Ditto of Osceola, a bill for an act to provide for the licensing and regulation of the manufacture and sale of beer, lager beer, ale, porter, stout and other fermented malt liquor, containing not more than three and two-tenths (3.2) per centum of alcohol by weight.

Read first and second times and referred to committee on police regulation, suppression of crime and intemperance.

House File No. 376 by Alesch of Plymouth, a bill for an act to amend section ten thousand seven hundred sixty-eight (10,768), code 1931, relating to number of judges of the district court in the twenty-first (21) judicial district of Iowa.

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

House File No. 377 by Mercer of Johnson, a bill for an act to amend sections thirty-two hundred ninety-d one (3290-d1), and thirty-nine hundred forty-four-d one (3944-d1), Code, 1931, relating to expenditures for fire protection at certain state institutions.

Read first and second times and referred to committee on departmental affairs.

House File No. 378 by committee on judiciary, a bill for an act to amend the law as it appears in Section two thousand ten (2010),

Digitized by Google

and Section two thousand fourteen, (2014), Code, 1931, relating to the seizure and sale of conveyances used in the transportation of intoxicating liquor in violation of law.

Read first and second times and passed on file.

House File No. 379 by Stanzel of Sac and Thiessen of Clinton, a bill for an act to amend sections forty-five hundred sixty (4560), forty-five hundred eighty-six (4586), forty-six hundred seven (4607), forty-six hundred fifty-three (4653), forty-six hundred sixty (4660), forty-six hundred sixty-six (4666), forty-seven hundred fifty-five-b five (4755-b5), forty-eight hundred thirty-one-b one (4831-b1), forty-eight hundred thirty-four (4834), forty-eight hundred thirty-seven (4837), forty-eight hundred thirty-eight (4838), forty-eight hundred forty-five (4845), forty-eight hundred forty-seven (4847), forty-eight hundred fifty-eight (4858), seventy-four hundred seventy (7470), seventy-five hundred thirty-nine (7539), seventy-six hundred forty-four (7644), seventy-six hundred forty-seven (7647), seventy-six hundred forty-nine (7649), seventy-six hundred fifty (7650) and Chapter three hundred fifty-three, Code, 1931, and to repeal sections forty-five hundred ninety (4590), forty-six hundred eight (4608), forty-six hundred fifty-seven (4657), forty-six hundred sixty-two-a three (4662-a3), forty-eight hundred forty-two (4842), fifty hundred ninety-three-a nine (5093-a9), fifty-five hundred eighty-five (5585), seventy-six hundred forty-two (7642), seventy-six hundred forty-three (7643), and seventy-six hundred forty-five (7645), Code, 1931, and enact substitutes therefor, and to repeal sections forty-six hundred forty-four-c one (4644-c1) to forty-six hundred forty-four-c sixty four (4644-c64), Code, 1931, inclusive, all relating to the creation of a system of road, bridge and culvert work, construction and maintenance for counties and townships, to fix the rights, powers and duties of public officers with reference to said system and authorizing the levying of taxes, both general and poll, with which to carry on said system.

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

House File No. 380 by Cunningham of Polk (by request), a bill for an act to require the indemnification of certain sales persons for expenses incurred as a requisite to employment

Digitized by Google

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

House File No. 381 by Cunningham of Polk, a bill for an act amending section thirty eight hundred one (3801), Code, 1931, relating to the custody of persons paroled by the court, and providing for the appointment by the court of two regular parole officers to whom persons may be paroled, in counties having a population of one hundred twenty-five thousand (125,000) or more, and providing for their compensation.

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

House File No. 382 by McLean of Marshall and Lookingbill of Story, a bill for an act to provide against discrimination or monopoly in the sale of replacement and repair parts of machines and mechanical devices, and for the regulation of the distribution and sale of same, and providing penalties for the violation of this act.

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

House File No. 383 by Paisley of Lee, a bill for an act to permit the storage of automobiles during the first or second quarter of any calendar year without the payment of penalty or fees for such period.

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

PROOF OF PUBLICATION

I hereby certify that there has been filed with me, as Chief Clerk of the House of Representatives, a proof of publication from the Carroll Daily Herald, Carroll, Iowa, relating to House File No. 225, a bill for an act to legalize the extension of the corporate limits of the town of Dedham, Carroll County, Iowa, etc.

LLOYD ELLIS, *Chief Clerk of the House of Representatives.*

CONSIDERATION OF BILLS

Schroeder of Carroll asked and obtained unanimous consent to consider House File No. 225, a bill for an act to legalize the extension of the corporate limits of the town of Dedham, Carroll County, Iowa, the election of the officers of said town, the passage, approval, signing, recording and publication of its ordinances and

Digitized by Google

resolutions, the levy and assessment of taxes and special assessments on persons or property within the extended limits of said town and to legalize all acts of its officers and all corporate acts of said town of Dedham, so far as the same affect persons or property within its extended limits, including the issuance of its warrants and bonds and construction of its public improvements, with report of committee recommending passage, was taken up for consideration.

Schroeder of Carroll moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 96.

Aldrich	Foster	McCarthy	Schroeder
Alesch	Frizzell	McCreery	Smith
Augustine	Fuelling	McDermott	Snyder
Beath	Fuester	McFarlane	Speidel
Bonnstetter	Garner	McLean	Stansell
Bouska	Gissel	Malone	Stanzel
Bowers	Gittinger	Maniece	Stewart
Brady	Goode	Mercer	Stiger
Bruce	Grau	Metcalf	Strachan
Burgess	Grell	Millhone	Swift of Dubuque
Casey	Hanson of Lycn	Mitchell	Swift of Jackson
Craven	Hanson of	Moore of Benton	Teter
Crouch	Winnebago	Moore of	Thies
Cunningham	Hartman	Harrison	Thiessen
Davis	Hook	Mooty	Treimer
Ditto	Hopp	Osborn	Weed
Dole	Hough	Ostby	Wenig
Donlon	Hultman	Paisley	Wiese
Doran	Jenkins	Peet	Willis
Dreessen	Jensen	Porter	Wolf
Durant	Johnson	Rawlings	Yager
Ellsworth	Koch	Reed	Zipse
Fabritz	Laughlin	Roe	Zylstra
Falvey	Lichty	Schmitz	Mr. Speaker
Felter	Lookingbill		

The nays were, none.

Absent or not voting, 12.

Beswick	Gallagher	Peaco	Sheridan
Dean	Humeston	Rice	Sours
Elliott	McKinnon	Ryder	Stimpson

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

Digitized by Google

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 217, a bill for an act relating to the liability of counties to the state for expense pertaining to the keep of pupils and inmates in various state institutions.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 194, a bill for an act relating to powers of Board of Supervisors or joint board of supervisors of a drainage district.

BYRON G. ALLEN, *Secretary*.

SENATE AMENDMENT TO HOUSE FILE NO. 194

Amend by adding thereto the following:

Sec. 2. This act is deemed of immediate importance and shall be in force and effect from and after its publication in the Northwood Anchor and Index, a newspaper published at Northwood, Iowa, and in the Manly Signal, a newspaper published at Manly, Iowa.

SENATE MESSAGES CONSIDERED

Senate File No. 217, a bill for an act to repeal sections thirty-three hundred ninety-nine (3399), thirty-four hundred six (3406), thirty-four hundred seventy-four (3474), forty hundred seventy-two (4072), and forty hundred seventy-three (4073), and to enact substitutes therefor; to amend sections thirty-six hundred one (3601), thirty-seven hundred three (3703), and thirty-seven hundred twenty (3720); and to repeal sections thirty-four hundred seven (3407), thirty-four hundred eight (3408), and forty hundred seventy-four (4074), all of the Code, 1931, and all relating to the liability of counties to the state for expense pertaining to the keep of pupils and inmates in various state institutions, and to establish a uniform system for the verification, certification, and collection of said expense.

Read first and second times and referred to committee on board of control.

CONSIDERATION OF SENATE AMENDMENT

On request of Casey of Mitchell unanimous consent having been given, House File No. 194, a bill for an act to amend section 7489 and to permit a Board of Supervisors or Joint Board of Super-

Digitized by Google

visors having control of a drainage district to use under certain conditions a part of the surplus on hand to apply on assessments coming due, and to provide for a corresponding refund to persons who have paid their assessments in full, with Senate amendment, was taken up and the amendment read and considered.

SENATE AMENDMENT TO HOUSE FILE NO. 194

Amend by adding thereto the following:

Sec. 2. This act is deemed of immediate importance and shall be in force and effect from and after its publication in the Northwood Anchor and Index, a newspaper published at Northwood, Iowa, and in the Manly Signal, a newspaper published at Manly, Iowa.

Mr. Casey moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 87.

Aldrich	Fabritz	Johnson	Schroeder
Alesch	Falvey	Laughlin	Smith
Augustine	Felter	Lichty	Snyder
Beath	Foster	Lookingbill	Sours
Bonnstetter	Frizzell	McCarthy	Speidel
Bouska	Fuelling	McDermott	Stansell
Bowers	Fuester	McLean	Stanzel
Brady	Garner	Malone	Stewart
Bruce	Gissel	Maniece	Strachan
Burgess	Gittinger	Mercer	Swift of Dubuque
Casey	Goode	Metcalf	Teter
Craven	Grau	Millhone	Thies
Crouch	Grell	Mitchell	Thiessen
Cunningham	Hanson of Lyon	Moore of Benton	Treimer
Davis	Hanson of	Mooty	Weed
Ditto	Winnebago	Ostby	Wenig
Dole	Hartman	Paisley	Wiese
Donlon	Hopp	Peet	Willis
Doran	Hough	Rawlings	Yager
Dreessen	Hultman	Reed	Zipse
Durant	Jenkins	Roe	Zylstra
Ellsworth	Jensen	Schmitz	Mr. Speaker

The nays were, none.

Absent or not voting, 21.

Beswick	Koch	Osborn	Sheridan
Dean	McCreery	Peaco	Stiger
Elliott	McFarlane	Porter	Stimpson
Gallagher	McKinnon	Rice	Swift of Jackson
Hook	Moore of	Ryder	Wolf
Humeston	Harrison		

So the House concurred in Senate Amendment to House File No. 194.

Digitized by Google

CONSIDERATION OF BILLS

The time having arrived for special order, House File No. 290, a bill for an act to amend sections eighty-eight-c one (88-c1), one hundred thirty-c one (130-c1), one hundred fifty-three-c one (153-c1), seventeen hundred three-d twenty-two (1703-d22), twenty-six hundred three-c one (2603-c1), twenty-eight hundred eighty-two (2882), twenty-nine hundred forty-seven (2947), twenty-nine hundred fifty-two (2952), thirty-three hundred seventy-three (3373), thirty-three hundred eighty-eight (3388), thirty-four hundred three (3403), thirty-four hundred sixty-six (3466), thirty-four hundred eighty-six (3486), thirty-six hundred sixty-one-a five (3661-a5), thirty-six hundred eighty-seven (3687), thirty-seven hundred seven (3707), thirty-seven hundred twenty-four (3724), thirty-seven hundred forty-one (3741), thirty-seven hundred forty-two (3742), forty-six hundred twenty-five (4625), forty-six hundred thirty-c one (4630-c1), sixty-nine hundred forty-three-c eighteen (6943-c18), ninety-one hundred thirty-seven (9137), ten thousand eight hundred four (10,804), and twelve thousand eight hundred sixteen-a one (12,816-a1), code 1931, to reduce state statutory salaries paid by the state, with report of committee recommending passage, was taken up for consideration.

Roe of Allamakee called up the amendment filed by him and found on page 445 of the Journal of February 16 and moved its adoption.

Amendment adopted.

Johnson of Linn offered the following amendment and moved its adoption:

Amend House File No. 290 by striking therefrom Section thirteen (Sec. 13), relating to the Superintendent for the Hospitals for the Insane; Section twenty-four (Sec. 24) relating to salaries of Supreme Court Judges; and Section twenty-five (Sec. 25) relating to salaries of District Court Judges.

The time having arrived for Special Order No. 3, House File No. 311, a bill for an act to repeal section forty-seven hundred fifty-five-b thirty-eight (4755-b38), code, 1931; to repeal section five thousand ninety-three-a one (5093-a1), code, 1931, and enact a substitute therefor; to amend sections five thousand ninety-three-a

Digitized by Google

five (5093-a5) and five thousand ninety-three-a nine (5093-a9), and chapter two hundred fifty-one-A one (251-A1), code, 1931; relating to license fees on motor fuel and providing penalties thereunder, was taken up for consideration.

Rawlings of Monona called up the amendment filed by him and found on pages 509 and 510 of the Journal of February 20 and moved its adoption.

Rawlings of Monona moved to amend the amendment of section one, line two (2) by striking the words "ten cents" and substituting in lieu thereof the words "five cents".

Amendment to amendment adopted.

Cunningham of Polk offered as an amendment to the amendment the following and moved its adoption:

"Sec. 7. The provisions of this act shall not apply to motor fuel used for aviation".

Amendment to amendment adopted.

Speidel of Washington moved to amend section 6 by striking the word "Proclamation" in line one and inserting in lieu thereof the word "order"; also by striking the word "Governor" in line one and inserting in lieu thereof the words "Executive Council"; also by striking the word "he" in line two and inserting in lieu thereof the word "it"; also by striking the period (.) after the word "State" in line four and inserting in lieu thereof a comma (,) and adding the words "or for any other reason that it may deem sufficient."

Amendment to amendment adopted.

Grell of Scott moved that action be deferred until after the March recess.

Foster of Cedar moved the previous question on the motion. Motion prevailed.

A roll call was demanded and on the question "Shall the motion to defer action prevail?"

The ayes were, 60.

Aldrich	Beswick	Bowers	Casey
Alesch	Bonnstetter	Brady	Crouch
Beath	Bouska	Burgess	Cunningham

Digitized by Google

Davis	Hartman	McLean	Schmitz
Dean	Hook	Malone	Sours
Dole	Hough	Maniece	Stiger
Donlon	Hultman	Mercer	Stimpson
Durant	Jenkins	Millhone	Swift of Dubuque
Felter	Jensen	Mooty	Swift of Jackson
Foster	Koch	Osborn	Thiessen
Frizzell	Lichty	Ostby	Weed
Fuelling	Lookingbill	Paisley	Wiese
Goode	McDermott	Porter	Willis
Grell	McFarlane	Reed	Yager
Hanson of Winnebago	McKinnon	Roe	Zipse

The nays were, 38.

Bruce	Gittinger	Mitchell	Stanzel
Craven	Grau	Moore of Benton	Stewart
Doran	Hanson of Lyon	Moore of Harrison	Strachan
Dreessen	Hopp	Rawlings	Thies
Ellsworth	Humeston	Rice	Treimer
Fabritz	Johnson	Schroeder	Wenig
Falvey	Laughlin	Smith	Wolf
Fuester	McCarthy	Snyder	Zylstra
Gallagher	McCreery	Speidel	Mr. Speaker
Garner	Metcalf		

Absent or not voting, 10.

Augustine	Gissell	Ryder	Stansell
Ditto	Peaco	Sheridan	Teter
Elliott	Peet		

Motion prevailed and action was deferred on House File No. 311.

CONSIDERATION OF HOUSE RESOLUTION NO. 21

The time having arrived for special order, House Resolution No. 21, found on page 485 of the Journal of February 18, was taken up for consideration.

Grell of Scott moved that the resolution be adopted.

On the question "Shall House Resolution No. 21 be adopted?"

The ayes were, 93.

Aldrich	Davis	Gallagher	Jenkins
Alesch	Dean	Garner	Jensen
Augustine	Dole	Gittinger	Johnson
Beath	Donlon	Goode	Koch
Beswick	Dreessen	Grell	Lichty
Bonnstetter	Durant	Hanson of Lyon	Lookingbill
Bouska	Ellsworth	Hanson of Winnebago	McCarthy
Bowers	Fabritz	Hartman	McDermott
Brady	Falvey	Hook	McFarlane
Bruce	Felter	Hopp	McKinnon
Casey	Foster	Hough	McLean
Craven	Frizzell	Hultman	Malone
Crouch	Fuelling	Humeston	Maniece
Cunningham	Fuester		Mercer

Digitized by Google

Metcalf	Rawlings	Stanzel	Weed
Millhone	Reed	Stewart	Wenig
Mitchell	Rice	Stimpson	Wiese
Moore of Benton	Roe	Strachan	Willis
Moore of Harrison	Schmitz	Swift of Dubuque	Wolf
Mooty	Schroeder	Swift of Jackson	Yager
Osborn	Smith	Teter	Zipse
Paisley	Snyder	Thies	Zylstra
Porter	Sours	Thiessen	Mr. Speaker
	Speidel	Treimer	

The nays were, 4.

Doran	Grau	Laughlin	McCreery

Absent or not voting, 11.

Burgess	Gissel	Peet	Stansell
Ditto	Ostby	Ryder	Stiger
Elliott	Peaco	Sheridan	

So the resolution having received a majority was declared to have passed the House.

COMMUNICATION FROM THE GOVERNOR

The following communication was received from the Governor:

February 22, 1933.

MR. PRESIDENT, MR. SPEAKER, SENATORS AND REPRESENTATIVES OF THE FORTY-FIFTH GENERAL ASSEMBLY:

May I not direct your attention to certain proposed legislation upon which, in view of definite recommendations to be made by the Committee on Reduction of Governmental Expenditures on the completion of its exhaustive survey, it would seem best to defer action for the present:

Senate File No. 14, which provides for the reorganization of the auditing system of the institutions under the Board of Education and the Board of Control.

Senate File No. 16, to abolish the Finance Committee of the State Board of Education.

House File No. 85, to provide for the consolidation of the Board of Parole with the Board of Control.

House File No. 86, to abolish the office of the Director of the Budget and make the Auditor of State ex-officio Director of the Budget.

Inasmuch as the above proposed legislation has to do with structural changes of State Government, it is my judgment that action upon them should be delayed pending the complete recommendation of our Committee on Reduction of Governmental Expenditures. This Committee report when placed before you, will recommend a complete reorganization of Government in Iowa and will present an exhaustive survey of the present system. It is hoped these recommendations will be accepted by the General Assembly and put into effect, and therefore, changes in just a few divisions of Government in advance of this general reorganization would merely entail disorganization and expense which would probably outweigh the temporary benefits obtained. Our joint Committee with the assistance

Digitized by Google

of Governmental experts have in preparation four definite proposed bills for Acts which will be presented to this Legislature, Monday, March 13th.

The first bill will be for a Budget and Financial Control Act and will have reference to the reorganization of the financial structure of the State Government and the establishment of an effective control over all financial operations of State Government.

The second bill will be for an Act to re-define the duties of the State Auditor and will have for its purpose the centralization of auditing of all state accounts in one office and to re-define the duties of the State Auditor's office.

The third bill will provide for centralized purchasing and contracting. This will have for its purpose, centralization of all State purchasing and contracting in one office of the State Government. An investigation of other states having this centralized purchasing office shows that savings of better than one-half million dollars per year have been made by the application of this sound, business-like principle.

The fourth bill will provide for centralized billing of motor vehicle taxes. This will centralize the billing of all motor vehicle license fees and the mechanization of the system of billing and collecting and best estimates now indicate this will result in an actual saving of over One Million Dollars in the next ten-year period.

I recommend for your consideration, in the interest of economy and obtaining the earliest possible benefits to accrue under a complete reorganization program, that the General Assembly complete the work before it at the earliest possible date so that adjournment may be taken and the savings thereby affected may be available toward the expense of a Special Session to be called the latter part of August for the consideration of legislation proposed by our Committee on Reduction of Governmental Expenditures and for the consideration of other measures.

May I not also call your attention to the fact that these recommendations which are to be avaliable in about six months will include an exhaustive study of our present taxing methods and will outline in detail, recommendations based upon experiences in other states as applied to conditions in Iowa.

While I realize the necessity of shifting the burden of taxation, I still believe what I stated in my Inaugural Message that the most effective work before this General Assembly is a continuance of its efforts to reduce expenditures and I am in hopes that every proposal looking to this end will have preferred consideration.

Action of the United States Congress within the past few days requires that this General Assembly provide legislation authorizing the calling of a Constitutional Convention for the purpose of either ratifying or rejecting the amendment for the repeal of the Eighteenth Amendment to the Constitution of the United States. This action was pledged in the party platforms of both political parties and unquestionably the people of Iowa demand an opportunity to express themselves upon this question. I suggest that you immediately pass legislation authorizing such Constitutional Convention and the appointment of an Interim Committee which, upon being advised of the action of this Constitutional Convention, shall immediately prepare such legislation as will conform

Digitized by Google

to the action of the Constitutional Convention in relation to present statutes; the purpose being that this Interim Committee present its recommendations to the Special Session of the General Assembly to be called the latter part of August of this year.

I cannot, in view of your accomplishments to date, refrain from again commending you and congratulating your constituents for the splendid, non-partisan, energetic manner in which you are tackling the difficult problems before you. I pledge you my continued cooperation.

Respectfully submitted,
CLYDE L. HERRING, *Governor.*

AMENDMENTS FILED

McCreery of Linn filed the following amendments to House File No. 292:

Amend House File No. 292 by inserting at the end of Section 2 as section 3 the following:

The Board of Supervisors at their first meeting in January of each odd numbered year shall set the salaries of the county auditor, the county treasurer, the county recorder, the county sheriff, the county attorney, the clerk of the court, the county superintendent of schools. These salarise shall not be in excess of the schedule set up in the following sections.

Further amend by renumbering all sections following said section 3.

Rice of Keokuk filed the following amendment to House File No. 290:

Amend House File No. 290 in Sec. 3, Line 4, as follows:

Strike therefrom the words "four thousand" and substitute in lieu thereof the words and figures Four thousand Six Hundred ($4600.00) Dollars.

McFarlane of Black Hawk filed the following amendment to House File No. 292:

Amend House File No. 292 as follows:

By striking from Line 3 of the title thereof the following: "fifty-two hundred twenty-seven (5227),".

By striking from Line 8 of the title thereof the following: "fifty-two hundred twenty-six (5226),".

By striking from Section 1, Line 3, the following: "fifty-two hundred twenty-seven (5227),".

Further amend Section 1 by striking from Line 9 thereof the following: "Deputy Sheriffs,".

By striking all of Section 6 thereof.

By adding in line 2 of Section 14, after the word "officers" and before the word "shall" the following: "except sheriffs and deputy sheriffs".

Malone of Cass filed amendments to House File No. 71 as follows:

By changing the semicolon (;) to a period (.) after the word "report"

Digitized by Google

in line nine (9), section one (1) and striking out the remainder of the section.

Further amend by striking from section two (2) all after the period in line ten (10).

Malone of Cass offered the following amendment to House File No. 60:

Amend Section number one (1) by placing a period after the figure six (6) in line nine (9) and striking out the balance of line nine (9) and all of lines ten (10), eleven (11), and that part of line twelve (12) down to and including the period following the figure six (6).

Further amend section number one (1) by striking out following the period in line fifteen (15) the remainder of said line and lines sixteen (16), seventeen (17), eighteen (18), nineteen (19), twenty (20), and twenty-one (21) to and including the period following the word "be" in line two (2).

Johnson of Linn filed the following amendment to House File No. 56:

Amend House File No. 56 by striking the period (.) at the end of line four (4) of Section one and by adding thereto the following:

"and by substituting the following:

'In counties having a population of more than sixty thousand (60,000) people, if the court by order made or rule adopted shall so direct, the clerk shall furnish the court and the bar with a sufficient number of printed copies of the calendar.'."

Cunningham of Polk filed the following amendment to House File No. 38:

Amend House File No. thirty eight (38) by adding the following section:

Sec. 44½. This act shall not apply to counties having a population of more than one hundred twenty-five thousand.

The following amendment was filed to House File No. 284:

Amend House File 284, being a bill for an act to amend Sections forty-eight hundred sixty-three (8463), forty-nine hundred five (4905) and forty-nine hundred thirty-one (4931), Code, 1931, as follows:

Strike out all after the enacting clause and substitute the following:

"Section 1. Section forty-eight hundred sixty-three (4863), Code, 1931, is amended by adding thereto the following subdivision:

'24. A Stored Motor Vehicle shall be deemed to mean any motor vehicle the license plates of which have been turned in at the County Treasurer's office where they are on record on or before January 2nd of the year following their issue, and on which an affidavit of storage, showing the description of the motor vehicle, the license number, the signature of the owner, and a statement to the effect that the motor vehicle has not been and will not be used on the Highways prior to April 1st of the year of storage has been made out in triplicate form; one copy of which shall

Digitized by Google

be issued to the owner of the motor vehicle, one copy forwarded to the State Department, and one copy retained by the County Treasurer.'

"Section 2. Section forty-nine hundred thirty-one (4931), Code, 1931, is amended by adding thereto the following paragraph:

'The monthly penalty shall not be enforced against motor vehicles that have been placed in storage and not used on the Highways prior to April 1st of the year of storage, nor against new motor vehicles purchased within the last three days of the month, nor against motor vehicles bearing foreign licenses that are brought into the State within the last three days of the month when they are registered the month following their date of purchase or the date they were brought into the State.'

That the title to said Act be amended to read as follows:

"A BILL FOR

"An Act to amend sections forty-eight hundred sixty-three (4863) and forty-nine hundred thirty-one (4931), Code, 1931, relating to license fees for fractional part of year and non-enforcement of monthly penalty on certain motor vehicles."

Cunningham of Polk filed the following amendments to House File No. 204:

Amend House File 204 as follows:

Strike the word "except" in line ten of the title and substitute the word "and" therefor.

Strike the word "except" in line 22 of Sec. 1 and substitute the word "and" therefor.

Strike the word and figure "two (2)" in lines 18 and 19 of Section 1 and substitute the word and figure "one (1)" therefor.

Strike the word and figure "two (2)" in lines 7 and 8 of Sec. 2 and substitute therefor the word and figure "one (1)".

Strike the words and figure "two per centum (2%)" in line 7 of section 3 and substitute the words and figure "one per centum (1%)" therefor.

Strike the words and figure "two per centum (2%)" in line 9 of section 5 and substitute the words and figure "one per centum (1%)" therefor.

Strike the words and figure "two (2) per centum" in line 10 of section 6 and substitute the words and figure "one (1) per centum" therefor.

Strike the words and figure "two per centum (2%)" in lines 32 and 33 of section 20 and substitute the words and figure "one per centum (1%)" therefor.

Strike the words and figure "one per centum (1%)" in line 40 of section 20 and substitute the words and figure "one half of one per centum (½%)" therefor.

Strike the words and figure "three per centum (3%)" in line 41 of section 20 and substitute therefor the words and figure "two per centum (2%)".

Strike the word "domestic" in line one (1) section five (5).

Strike the period after the word "received" in line 10 section 5 and add the following: "from residents of this state, less return premiums on cancellation of policies, premiums on policies not taken, all dividends to

Digitized by Google

policyholders, and premiums paid for reinsurance in insurance companies authorized to transact business in this state".

Strike the period after the word "received" in line 8 of section 4 and add: "except bank deposits".

Insert after the word State in line 4 of section 6 the following "whether the service is concluded in this state or not".

Casey of Mitchell filed the following amendment to House File No. 124:

Amendment to the Committee amendment on House File No. 124, found on page 515 of the Journal of the House of February 21st, 1933.

"Insert after the word 'shall' in the next to the last line the following: 'whenever in his opinion it seems fit and proper'."

Also, "Amend House File No. 124 by striking from line ten (10) the words 'the clerk of the district court' and insert 'any County officer'."

Roe of Allamakee filed the following amendment to House File No. 292:

Amend section four (4) by adding after the "period (.)" in line thirty-six (36) the following:

"Further amend said section by striking paragraph "thirteen (13)".

On motion of Malone of Cass, the House adjourned until 9:00 a. m. Thursday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 23, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend S. A. Fulton, Pastor of the First Presbyterian Church, Des Moines, Iowa.

Journal of February 22 corrected and approved.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Opposing special tax on chain stores. Burgess, from citizens of Woodbury county; Fabritz, from citizens of Wapello county; McCarthy, from citizens of Woodbury county; McKinnon, from citizens of Henry county; Rice, from citizens of Keokuk county. Referred to ways and means.

Approving prohibition. Dean, from citizens of Cerro Gordo county; Foster, from citizens of Cedar county; Garner, from citizens of Butler county; Jenkins, from citizens of Louisa county; McLean, from citizens of Marshall county; Metcalf, from citizens of Muscatine county. Referred to police regulation, suppression of crime and intemperance.

Opposing county budget system; favoring certification of teachers; holding school elections biennially, and retention of present system of electing county superintendent. Mitchell, from citizens of Webster county. Referred to schools and textbooks.

Opposing House File Nos. 4, 36, 44, 82 and favoring Senate File Nos. 215 and 49. Grell of Scott, from P. T. A. of Polk School, Tyler School, Buchanan School and Long Grove School of Scott county; Wiese, from P. T. A. of Polk School of Davenport. Referred to schools and textbooks.

Digitized by Google

Favoring Simmer law. Koch, from citizens of Bremer county; Hook, from citizens of Taylor county. Referred to public utilities.

Favoring repeal of the Eighteenth amendment. Grell of Scott from East Davenport Turner Society. Referred to police regulation, suppression of crime and intemperance.

Opposing House File No. 4. Reed of Mahaska, from directors of Center Independent District No. 3, Pleasant Grove Township, Mahaska county. Referred to schools and textbooks.

Opposing repeal of cattle test law. Grell of Scott, from Delphian Society of Davenport. Referred to animal industry.

Favoring repeal of cattle test law. Davis, from citizens of Appanoose county. Referred to animal industry.

Opposing Senate File No. 156. Crouch, from citizens of Greene county; Gallagher, from citizens of Iowa county; Yager, from citizens of Dickinson county. Referred to ways and means.

CONSIDERATION OF BILLS

The time having arrived for special order, House File No. 357, a bill for an act to amend sections twenty-nine hundred thirty (2930), Code, 1931, relating to farm aid associations, was taken up for consideration.

Felter of Warren offered the following substitute amendment and moved its adoption:

As a substitute for all pending amendments, I move to amend House File No. 357 by striking all after the enacting clause and inserting in lieu therefor the following:

Section 1. Section twenty-nine hundred thirty (2930), Code, 1931, is hereby amended as follows:

1. Strike from line thirteen (13) the word "five thousand" and insert in lieu thereof the word "three thousand".

2. Strike from lines fifteen (15) and sixteen (16) the words "three thousand" and insert in lieu thereof the words "two thousand".

3. Strike from the last line the words "seven thousand" and insert in lieu thereof the words "four thousand".

The Speaker called Stiger of Tama to the chair.

Rawlings of Monona moved the previous question on the substitute amendment and all pending amendments. Motion prevailed.

Digitized by Google

Zipse of Chickasaw offered the following amendment to the substitute amendment and moved its adoption.

Amend the substitute amendment to House File No. 357 by adding the following as subsection four:

Insert the following immediately after the word "supervisors" in line nine (9):

"upon the filing with the Board of Supervisors of a petition, signed by not less than 10% of the qualified voters of the County, petitioning the Board to submit to the people of said County at the first following general election, shall the County appropriate County funds in support of farm aid associations. If said question receives a majority of votes cast at said general election, the Board".

A roll call was demanded. On the question "Shall the amendment to the substitute amendment be adopted?"

The ayes were, 37.

Aldrich	Fabritz	Jensen	Sheridan
Alesch	Falvey	Koch	Stanzel
Bonnstetter	Foster	McDermott	Stimpson
Bouska	Fuester	McKinnon	Swift of Jackson
Brady	Garner	Malone	Teter
Casey	Gittinger	Mercer	Thiessen
Craven	Goode	Rice	Wenig
Davis	Hartman	Roe	Yager
Donlon	Hook	Schmitz	Zipse
Dreessen			

The nays were, 62.

Augustine	Fuelling	Lookingbill	Reed
Beath	Gallagher	McCarthy	Schroeder
Beswick	Gissel	McCreery	Smith
Bowers	Grau	McFarlane	Snyder
Bruce	Grell	McLean	Sours
Burgess	Hanson of Lyon	Maniece	Speidel
Crouch	Hanson of Winnebago	Metcalf	Stansell
Cunningham	Hopp	Millhone	Stewart
Dean	Hough	Mitchell	Strachan
Ditto	Hultman	Moore of Benton	Swift of Dubuque
Dole	Humeston	Moore of Harrison	Thies
Doran	Jenkins	Paisley	Treimer
Durant	Johnson	Peet	Weed
Ellsworth	Laughlin	Porter	Willis
Felter	Lichty	Rawlings	Wolf
Frizzell			Zylstra

Absent or not voting, 9.

Elliott	Osborn	Peaco	Stiger
Miller	Ostby	Ryder	Wiese
Mooty			

Amendment to amendment lost.

Foster of Cedar offered the following amendment to the substitute amendment and moved its adoption:

Digitized by Google

Amend the substitute amendment to House File No. 357 by adding the following as subsection 4:

Add after the "period (.)" in the last line of said section the following: "Provided, however, that such certificate so filed shall be, at the time of filing, accompanied by a written petition signed by fifty per cent (50%) of the farmers within said county who are actually and actively engaged in farming at the time of filing said certificate, petitioning for said appropriation, such petition to be open to public inspection."

A roll call was demanded and on the question "Shall the amendment to the substitute amendment be adopted?"

The ayes were, 38.

Alesch	Fuester	McDermott	Stimpson
Brady	Garner	McKinnon	Swift of Jackson
Burgess	Gittinger	Malone	Thiessen
Casey	Goode	Moore of	Wenig
Davis	Grell	Harrison	Wiese
Donlon	Hartman	Rice	Wolf
Dreessen	Hook	Roe	Yager
Fabritz	Humeston	Schmitz	Zipse
Falvey	Jensen	Smith	Zylstra
Foster	Koch	Stanzel	

The nays were, 62.

Aldrich	Felter	McCarthy	Reed
Augustine	Frizzell	McCreery	Schroeder
Beath	Fuelling	McFarlane	Sheridan
Beswick	Gallagher	McLean	Snyder
Bonnstetter	Gissel	Maniece	Sours
Bouska	Grau	Mercer	Speidel
Bowers	Hanson of Lyon	Metcalf	Stansell
Bruce	Hanson of	Millhone	Stewart
Crouch	Winnebago	Mitchell	Strachan
Cunningham	Hopp	Moore of Benton	Swift of Dubuque
Dean	Hough	Mooty	Teter
Ditto	Jenkins	Osborn	Thies
Dole	Johnson	Paisley	Treimer
Doran	Laughlin	Peet	Weed
Durant	Lichty	Porter	Willis
Ellsworth	Lookingbill	Rawlings	

Absent or not voting, 8.

Craven	Hultman	Ostby	Ryder
Elliott	Miller	Peaco	Stiger

Amendment to the amendment lost.

Foster of Cedar offered the following amendment to the substitute amendment and moved its adoption:

Amend the substitute amendment to House File No. 357 by adding the following:

Section Twenty-Nine Hundred and Twenty-Six (2926), Code, 1931, is hereby amended by striking therefrom article five (5); also amend Section Twenty-Nine Hundred and Thirty (2930) of the Code of Iowa, 1931, in

Digitized by Google

line six (6) of said section after the words "two hundred" by striking out the words "bona fide members" and inserting in lieu thereof "resident farmers, actually and actively engaged in farming,".

A roll call was demanded and on the question "Shall the amendment to the substitute amendment be adopted?"

The ayes were, 40.

Aldrich	Fuester	Koch	Smith
Alesch	Garner	McDermott	Stanzel
Bonnstetter	Gittinger	McKinnon	Stimpson
Brady	Goode	Malone	Swift of Jackson
Craven	Grell	Moore of Harrison	Thiessen
Cunningham	Hartman	Ostby	Wenig
Davis	Hook	Rice	Wiese
Donlon	Hough	Roe	Yager
Dreessen	Humeston	Schmitz	Zipse
Fabritz	Jensen		Zylstra
Foster			

The nays were, 64.

Augustine	Frizzell	McCreery	Schroeder
Beath	Fuelling	McFarlane	Sheridan
Beswick	Gallagher	McLean	Snyder
Bouska	Gissel	Maniece	Sours
Bowers	Grau	Mercer	Speidel
Bruce	Hanson of Lyon	Metcalf	Stansell
Burgess	Hanson of Winnebago	Millhone	Stewart
Casey	Hopp	Mitchell	Stiger
Crouch	Hultman	Moore of Benton	Strachan
Dean	Jenkins	Mooty	Swift of Dubuque
Ditto	Johnson	Osborn	Teter
Dole	Laughlin	Paisley	Thies
Doran	Lichty	Peet	Treimer
Durant	Lookingbill	Porter	Weed
Ellsworth	McCarthy	Rawlings	Willis
Falvey		Reed	Wolf
Felter			

Absent or not voting, 4.

Elliott	Miller	Peaco	Ryder

Amendment to the amendment lost.

On the question "Shall the substitute amendment be adopted?"

The ayes were, 76.

Aldrich	Crouch	Gallagher	Laughlin
Augustine	Cunningham	Gissel	Lichty
Beath	Dean	Grau	Lookingbill
Beswick	Ditto	Hanson of Lyon	McCarthy
Bouska	Dole	Hanson of Winnebago	McCreery
Bowers	Doran	Hopp	McFarlane
Brady	Durant	Hough	McLean
Bruce	Ellsworth	Hultman	Maniece
Burgess	Falvey	Jenkins	Mercer
Casey	Felter	Johnson	Metcalf
Craven	Fuelling		Millhone

Digitized by Google

Mitchell	Porter	Speidel	Treimer
Moore of Benton	Rawlings	Stewart	Weed
Moore of Harrison	Reed	Stiger	Wenig
Mooty	Rice	Strachan	Wiese
Osborn	Roe	Swift of Dubuque	Willis
Ostby	Schroeder	Swift of Jackson	Wolf
Paisley	Sheridan	Teter	Yager
Peet	Snyder	Thies	Zylstra
	Sours		

The nays were, 28.

Alesch	Frizzell	Hook	Schmitz
Bonnstetter	Fuester	Humeston	Smith
Davis	Garner	Jensen	Stansell
Donlon	Gittinger	Koch	Stanzel
Dreessen	Goode	McDermott	Stimpson
Fabritz	Grell	McKinnon	Thiessen
Foster	Hartman	Malone	Zipse

Absent or not voting, 4.

Elliott	Miller	Peaco	Ryder

So the substitute amendment was adopted.

Felter of Warren moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 90.

Aldrich	Ellsworth	Lookingbill	Rice
Alesch	Fabritz	McCarthy	Roe
Augustine	Felter	McCreery	Schroeder
Beath	Frizzell	McDermott	Sheridan
Beswick	Fuelling	McFarlane	Snyder
Bonnstetter	Gallagher	McLean	Sours
Bouska	Gissel	Malone	Speidel
Bowers	Gittinger	Maniece	Stewart
Brady	Goode	Mercer	Stiger
Bruce	Grau	Metcalf	Stimpson
Burgess	Hanson of Lyon	Millhone	Strachan
Casey	Hanson of Winnebago	Mitchell	Swift of Dubuque
Craven	Hook	Moore of Benton	Swift of Jackson
Crouch	Hopp	Moore of Harrison	Teter
Cunningham	Hough	Mooty	Thies
Davis	Hultman	Osborn	Treimer
Dean	Humeston	Ostby	Weed
Ditto	Jenkins	Paisley	Wenig
Dole	Johnson	Peet	Wiese
Donlon	Koch	Porter	Willis
Doran	Laughlin	Rawlings	Wolf
Dreessen	Lichty	Reed	Yager
Durant			Zylstra

The nays were, 12.

Falvey	Grell	McKinnon	Stanzel
Foster	Hartman	Schmitz	Thiessen
Garner	Jensen	Smith	Zipse

Digitized by Google

Absent or not voting, 6.

Elliott	Miller	Ryder	Stansell
Fuester	Peaco		

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

Felter of Warren moved that the vote by which House File No. 357 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

REPORTS OF COMMITTEES

Mitchell of Webster, from the committee on emergency legislation, submitted the following reports:

MR. SPEAKER: Your committee on emergency legislation to whom was referred House File No. 185, a bill for an act to amend section twelve thousand three hundred seventy-six (12376), Code, 1931, relating to judgment sale and redemption in foreclosure of real estate mortgages, by defining the duties of a receiver appointed, in such action as to leasing the mortgaged premises, and as to the application of rents, profits, and income therefrom; and to amend section twelve thousand three hundred seventy-seven (12377), Code, 1931, relating to General Execution for the balance of a judgment obtained on a real estate mortgage foreclosure not satisfied by special execution, by providing for the exemption of certain property of the judgment debtor or debtors from such said general execution, or any execution issued for said balance or under such deficiency judgment, and from liability from seizure for such balance or deficiency judgment, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendation. JOHN H. MITCHELL, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on emergency legislation to whom was referred House File No. 350, a bill for an emergency act relating to the extension of the period of redemption of real estate in all real estate foreclosure actions now pending where deeds of conveyance have not been granted, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendation. JOHN H. MITCHELL, *Chairman.*

Report adopted.

Hopp of Mills, from the committee on constitutional amendments, submitted the following reports:

MR. SPEAKER: Your committee on constitutional amendments to whom was referred House File No. 211, a bill for an act authorizing and instruct-

Digitized by Google

ing the Governor to call a special election of delegates to a convention for the ratification or rejection of amendments to the Constitution of the United States, and specifying the number and compensation of the members, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

R. C. HOPP, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on constitutional amendments to whom was referred House Joint Resolution No. 4, a joint resolution agreeing to a proposed amendment to article 3 of the constitution of the state of Iowa, by striking therefrom section 12 thereof, relating to the filling of vacancies in either House, of the General Assembly, and adopting a substitute therefor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

R. C. HOPP, *Chairman.*

Report adopted.

Willis of Dallas, from the committee on cities and towns, submitted the following report:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 259, a bill for an act to amend sections sixty-three hundred ten (6310), sixty-three hundred thirteen (6313), sixty-three hundred fifteen (6315), sixty-three hundred fifteen-b one (6315-b1), sixty-three hundred seventeen (6317), and sixty-three hundred twenty-six (6326), Code, 1931, to provide pensions for disabled and retired waterworks employees, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

BLAKE WILLIS, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 328, a bill for an act to amend section three hundred seventy-five (375), Code, 1931, relating to the publication of notice in a newspaper of the hearing upon the estimated tax levy for the ensuing year and providing for the publication of said notice by posting in municipalities where there are no newspapers, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

BLAKE WILLIS, *Chairman.*

Report adopted.

Hook of Taylor, from the committee on county and township organization, submitted the following report:

Digitized by Google

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 283, a bill for an act to amend section seventy-one hundred seventy-one (7171), Code, 1931, relating to the annual levy of taxes in the county, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. S. HOOK, *Chairman.*

Passed on file.

Malone of Cass, from the committee on tax reduction, submitted the following report:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 39, a bill for an act to amend section forty-one hundred twenty-two (4122), code 1931, relating to the duties of the county board of education and to provide for centralized purchasing of school supplies, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend Section 1 by striking all of that section after the comma (,) in line 11 and substituting therefor the following: "the board shall advertise for competitive bids on such supplies and equipment and shall award a contract for the same to the lowest responsible bidder".

Further amend by striking from line four (4) of section one the following: "at its February meeting". C. E. MALONE, *Chairman.*

Report adopted.

Stiger of Tama, from the committee on judiciary, submitted the following reports:

MR. SPEAKER: Your committee on judiciary to whom was referred Senate File No. 91, a bill for an act to repeal sections twenty-five hundred twenty-three-c two (2523-c2) and twenty-nine hundred twenty-three-d one (2923-d1), Code, 1931, relating to appropriations of public funds, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred Senate File No. 146, a bill for an act to repeal section forty-seven hundred fifty-five-b thirty-eight (4755-b38), code, 1931, relating to a license fee of one cent (.01c) per gallon on all motor vehicle fuel; and to enact a substitute therefor imposing a license fee of one cent (.01c) per gallon on all motor vehicle fuel used or otherwise disposed of within the State of Iowa, which shall be in addition to the license fee imposed by Chapter two hundred fifty-A one (250-A1) Code, 1931, and be for the purpose of providing funds to re-imburse the counties of the state for expenditures

Digitized by Google

made by them under the supervision of the Highway Commission for bridges, culverts and right-of-way on primary roads and paid for by the county out of the county road fund or the county bridge fund; and for the further purpose of providing additional revenue for the primary road fund, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 228, a bill for an act to amend section ten thousand six hundred fifty-seven, (10,657), Code, 1931, relating to territorial jurisdiction and venue of the municipal court, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 205, a bill for an act to amend the law as it appears in section seventy-eight hundred twenty-seven (7827) of the Code, 1931, relating to compensation of appraisers in condemnation proceedings, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 229, a bill for an act to amend section ten thousand six hundred eighty-one (10,681), Code, 1931, relating to the entry of judgments in the municipal courts, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 213, a bill for an act to protect trust funds set aside for the care, upkeep, and maintenance of graves and burial places, and to grant to such funds a preference in the settlement of the affairs of insolvent banking institutions, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. B. STIGER, *Chairman.*

Passed on file.

Digitized by Google

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 230, a bill for an act to amend section ten thousand six hundred and seventy-one (10671) of the Code of Iowa 1931, relating to fees, costs and expenses of the municipal court, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 236, a bill for an act to amend section twelve thousand nine hundred eighty-three (12983), Code, 1931, relating to kidnapping for ransom, by changing the penalty therefor from life imprisonment to death by hanging upon conviction, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 59, a bill for an act to amend sections eleven thousand fifty-five (11055), and eleven thousand fifty-seven (11057), code 1931, relating to commencement of ordinary actions and notice thereof; and to repeal sections eleven thousand fifty-six (11056) and eleven thousand fifty-nine (11059), code, 1931, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 151, a bill for an act to repeal sections ten thousand two hundred fifty (10250) to ten thousand two hundred sixty (10260), inclusive, Code, 1931, and to enact substitutes therefor, relating to the management of state, county, and municipally owned real estate, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 307, a bill for an act to legalize execution sales made by

Digitized by Google

execution officers without making proper and required entries and indorsements on the execution, as provided by law, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 263, a bill for an act to amend section fourteen hundred fifty-seven (1457) of the Code 1931, relating to review of award or settlement in compensation, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend by striking the word and figure two (2) in line four (4) Section one (1) and substitute in lieu thereof the "word and figure five (5)", and further amend by adding the words "of compensation" directly following the word payment in line four (4) Section 1.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 88, a bill for an act to amend chapter five hundred twenty-five (525) of code, 1931, providing for limiting personal deficiency judgments in the foreclosure of real estate mortgages, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Peaco of Clinton, from the committee on pharmacy, submitted the following report:

MR. SPEAKER: Your committee on pharmacy to whom was referred House File No. 133, a bill for an act to amend and revise sections thirty-one hundred forty-eight (3148) and thirty-one hundred forty-nine (3149) of chapter one hundred fifty-five (155) of the Code, 1931, relating to itinerant vendor of drugs, and fixing the license fees therefor, and providing an exemption therefrom, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

MILTON PEACO, *Chairman.*

Report adopted.

Laughlin of Fremont, from the committee on roads and highways, submitted the following reports:

MR. SPEAKER: Your committee on roads and highways to whom was

Digitized by Google

referred House File No. 157, a bill for an act to amend section 4644-c8, Code, 1931, relating to the secondary road construction fund, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. E. P. LAUGHLIN, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on roads and highways to whom was referred House File No. 239, a bill for an act to amend Section Six Thousand thirty-two (6032) Code 1931, authorizing assessments for graveling to be paid in five (5) annual installments, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. E. P. LAUGHLIN, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on roads and highways to whom was referred House File No. 353, a bill for an act to amend section forty-seven hundred fifty-five-b twenty-nine (4755-b29), Code 1931, relating to maintenance of highways through cities and towns, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. E. P. LAUGHLIN, *Chairman.*

Report adopted.

Swift of Jackson, from the committee on private corporations, submitted the following report:

MR. SPEAKER: Your committee on private corporations to whom was referred House File No. 162, a bill for an act to amend section eighty-five eighty-three (8583) of the Code of Iowa, 1931, relating to the dissolution of certain corporations not for pecuniary profit, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. F. J. SWIFT, *Chairman.*

Report adopted.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Substitute for Senate File No. 131, a bill for an act relating to mandatory reductions in tax levies.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

Digitized by Google

House File No. 145, a bill for an act relating to the use of public school buildings for other than school purposes.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 129, a bill for an act requiring that all prison-made goods from this or other states be distinctly marked as such before being exposed for sale in Iowa, and prescribing the penalty for violations.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 199, a bill for an act relating to intoxicating liquors.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 129, a bill for an act to provide for a notice of quarantine to the post office where a quarantined family or person receives or dispatches mail.

BYRON G. ALLEN, *Secretary.*

SENATE AMENDMENT TO HOUSE FILE NO. 129

Amend House File No. 129 by striking out all after the enacting clause and substituting therefor the following:

Section 1. Section twenty-two hundred forty-nine (2249), Code, 1931, is amended by inserting after the word "report." at the end of line five (5) thereof the following: "The local board or officer thus informed shall report the same immediately to the post office where the quarantined family receives or dispatches mail."

SENATE MESSAGES CONSIDERED

Substitute for Senate File No. 131, a bill for an act relating to taxation, and to make mandatory reductions of the total tax levies in the taxing districts of the state, including special charter cities, for the years 1933 and 1934, providing for exceptions thereto, providing for powers and duties of the budget director and prescribing procedure therefor.

Read first and second times and referred to committee on tax reduction.

Senate File No. 129, a bill for an act to amend Title X of the Code, relating to regulations and inspections, by adding thereto a chapter requiring that all prison-made goods from this or other states be distinctly marked as such before being exposed for sale in Iowa, and prescribing the penalty for violations.

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

Senate File No. 199, a bill for an act to repeal section nineteen hundred sixty-six (1966), Code, 1931, relating to intoxicating liquors.

Digitized by Google

Read first and second times and referred to committee on police regulation, suppression of crime and intemperance.

HOUSE FILE NO. 331 REREFERRED

Paisley of Lee asked and obtained unanimous consent to have House File No. 331 recalled from the committee on county and township organizations and rereferred to the committee on judiciary.

HOUSE FILES NOS. 246 AND 265 PLACED ON THE CALENDAR

Sours of Floyd requested that House File Nos. 246 and 265 be recalled from the committee on motor vehicles and placed on the calendar under the rules.

HOUSE FILE NO. 350 MADE SPECIAL ORDER

Fuester of Ida moved to have House File No. 350 made a special order on March 8 at 10:00 a. m.

A roll call was demanded and on the question "Shall House File No. 350 be made a special order?"

The ayes were, 59.

Aldrich	Garner	Jensen	Schroeder
Alesch	Gissel	McDermott	Smith
Bonnstetter	Gittinger	McKinnon	Stanzel
Bouska	Goode	McLean	Stewart
Bowers	Grau	Malone	Stimpson
Craven	Grell	Maniece	Strachan
Crouch	Hanson of Lyon	Mercer	Thies
Davis	Hanson of Winnebago	Metcalf	Treimer
Donlon	Hartman	Mitchell	Weed
Doran	Hook	Mooty	Wenig
Dreessen	Hopp	Ostby	Wiese
Durant	Hultman	Rawlings	Wolf
Fabritz	Humeston	Rice	Yager
Foster	Jenkins	Roe	Zipse
Fuester		Schmitz	Zylstra

The nays were, 26.

Augustine	Fuelling	McFarlane	Sheridan
Burgess	Gallagher	Millhone	Sours
Casey	Hough	Moore of Benton	Stansell
Cunningham	Johnson	Paisley	Swift of Dubuque
Dole	Lichty	Peet	Swift of Jackson
Ellsworth	Lookingbill	Reed	Teter
Felter	McCreery		

Digitized by Google

Absent or not voting, 23.

Beath	Elliott	Miller	Ryder
Beswick	Falvey	Moore of Harrison	Snyder
Brady	Frizzell	Osborn	Speidel
Bruce	Koch	Peaco	Stiger
Dean	Laughlin	Porter	Thiessen
Ditto	McCarthy		Willis

Motion prevailed and House File No. 350 was made a special order.

Speaker Miller returned to the chair.

MOTION FOR SPECIAL ORDER

Malone of Cass moved that the rules be suspended and that the substitute for Senate File No. 131 be made a special order for Friday at 9:30 a. m.

A roll call was demanded and on the question "Shall Senate File No. 131 be made a special order?"

The ayes were, 53.

Aldrich	Fuester	McKinnon	Speidel
Alesch	Gallagher	Malone	Stewart
Bonnstetter	Garner	Metcalf	Stiger
Bouska	Gissel	Mitchell	Stimpson
Casey	Gittinger	Mooty	Swift of Dubuque
Craven	Hartman	Ostby	Swift of Jackson
Crouch	Hook	Rawlings	Thies
Davis	Hopp	Reed	Wenig
Ditto	Hough	Rice	Wolf
Donlon	Humeston	Roe	Yager
Dreessen	Koch	Schroeder	Zipse
Ellsworth	McCarthy	Smith	Zylstra
Fabritz	McDermott	Snyder	Mr. Speaker
Falvey			

The nays were, 47.

Augustine	Fuelling	Lookingbill	Porter
Beath	Goode	McCreery	Schmitz
Beswick	Grau	McFarlane	Sheridan
Bowers	Grell	McLean	Sours
Bruce	Hanson of Lyon	Maniece	Stansell
Burgess	Hanson of Winnebago	Mercer	Stanzel
Cunningham	Hultman	Millhone	Strachan
Dean	Jenkins	Moore of Benton	Teter
Dole	Jensen	Moore of Harrison	Treimer
Doran	Johnson	Paisley	Weed
Durant	Lichty	Peet	Wiese
Felter			Willis
Frizzell			

Absent or not voting, 8.

Brady	Foster	Osborn	Ryder
Elliott	Laughlin	Peaco	Thiessen

Digitized by Google

The motion having failed to receive a constitutional majority was lost.

HOUSE FILE NO. 75 WITHDRAWN

Durant of Hancock asked and obtained unanimous consent to withdraw House File No. 75 from the further consideration of the House.

INTRODUCTION OF BILLS

House File No. 384 by Cunningham of Polk, a bill for an act to authorize the Board of Waterworks Trustees of the City of Des Moines to furnish exhaust steam for heating the clubhouse of the Des Moines Chapter of the Izaak Walton League.

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

House File No. 385 by Frizzell of Poweshiek (by request), a bill for an act to create a lien for services rendered in the favor of licensed veterinarians.

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

House File No. 386 by McKinnon of Henry, a bill for an act limiting trains to a length that can be handled with safety to the traveling public and employees.

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

House File No. 387 by Willis of Dallas, a bill for an act to require motor trucks and combinations thereof when operating upon the highways at night to be equipped with portable flares and providing penalty therefor.

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

House File No. 388 by Schroeder of Carroll, Dreessen of Crawford (by request), a bill for an act to amend Chapter one hundred ninety-nine (199), of the Code of Iowa of 1931, and to provide methods for apportioning among the several Counties of the State the cost of treatment of indigent persons at the Hospital of the College of Medicine of the State University.

Digitized by Google

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

House File No. 389 by Lichty of Black Hawk, a bill for an act to amend sections forty-nine hundred eight (4908) and forty-nine hundred twelve (4912), Code 1931, relating to license fees for well drills.

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

House File No. 390 by committee on insurance, a bill for an act to amend section eight thousand seven hundred thirty-seven (8737), Code, 1931, relating to investment of funds of insurance companies.

Read first and second times and passed on file.

House File No. 391 by Cunningham of Polk and Mitchell of Webster, a bill for an act to provide that the sale of mortgaged real property for less than the amount of the judgment interest costs and taxes shall not be evidence of the inadequacy of the security.

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

House File No. 392 by Jensen of Audubon, a bill for an act to create a Department of Public Works and to vest in said Department all the powers and duties heretofore exercised by the State Highway Commission and the Custodian of Public Buildings and Grounds, and to vest in said Department all those powers and duties of the Board of Education, Board of Control of State Institutions, State Board of Conservation and State Fair Board which relate to the making of improvements or the erection of buildings or structures where the cost exceeds two thousand dollars, and to abolish the State Highway Commission and the office of the members thereof, and to abolish the office of Custodian of Public Buildings and Grounds, and to repeal sections forty-six hundred twenty-two (4622) to forty-six hundred twenty-five (4625) inclusive, Code, 1931, relating to the State Highway Commission, and to repeal section two hundred seventy-two (272), Code, 1931, relating to the Custodian of Public Buildings and Grounds, and to amend section ten hundred sixty-three (1063), Code, 1931, relating to the bonds to be furnished by public officers, and to amend section thirty-three

Digitized by Google

hundred forty-five (3345), and repeal section thirty-three hundred forty-six (3346), Code, 1931, relating to the employment of a state architect and consulting architects by the Board of Control of State Institutions, and to amend section thirty-three hundred forty-seven (3347), Code, 1931, relating to the letting of contracts for improvements by the Board of Control of State Institutions, and to amend section thirty-nine hundred forty-five (3945), Code, 1931, relating to improvements which may be made by the Board of Education, and to repeal all acts and provisions of the law which are in conflict with this act.

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

House File No. 393 by McFarlane of Black Hawk, a bill for an act to amend Sections Five thousand seventy-nine-d eight (5079-d8) and five thousand seventy-nine-d nine (5079-d9) Code, 1931, relating to the maximum hours of operation of commercial motor vehicles, upon the highways of the State of Iowa.

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

House File No. 394 by Burgess of Woodbury, a bill for an act to create a lien for certain services rendered in the favor of licensed veterinarians.

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

House File No. 395 by Wiese of Scott, a bill for an act to amend section fifty-nine hundred eleven (5911) Code, 1931, relating to viaducts in cities.

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

INTRODUCTION OF JOINT RESOLUTION

House Joint Resolution No. 7 by Wenig of Clay and Durant of Hancock, a joint resolution providing for the appointment of a committee to hold consultations and conferences with members of the faculty of the medical college and members of the staff of the hospital of the State University of Iowa.

Read first and second times and passed on file.

On motion of Ditto of Osceola, the House recessed until 1:30 p. m.

Digitized by Google

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

Humeston of Wayne offered the following resolution:

HOUSE CONCURRENT RESOLUTION NO. 13

Whereas, the 43d General Assembly enacted a law giving to each member of said assembly a sum of money up to the amount of $500.00 as their expense money during said session, and

Whereas, a large portion of said assembly did receive the amount of their several claims for said expense money, and

Whereas, by a Supreme Court decision the validity of the expense law enacted by the 43d General Assembly was decided to be unconstitutional and unlawful, therefore,

Be It Resolved by the Members of the House with the Senate Concurring, That we demand and instruct the Attorney General forthwith after the adoption of this resolution to notify all members that have not returned said several amounts of expense money to the State together with lawful interest on their several amounts within 90 days after the date of said notice, suit is hereby ordered to be brought against all said delinquents and all lawful means of the State shall be brought against all delinquents to collect the several amounts due the State of Iowa.

Laid over under Rule 34.

Hanson of Winnebago offered the following resolution and asked unanimous consent for its immediate consideration:

HOUSE RESOLUTION NO. 22

Whereas, the members of the House of the Forty-fourth General Assembly made provision for a short program appropriate to the observance of March 17th, and

Whereas, such program was limited to one hour and enjoyed and appreciated by all, and requests made for its repetition, therefore,

Be It Resolved, that the House make a special order for ten o'clock March 17th for such program, and that Representative Donlon of Palo Alto county be requested to prepare a suitable program to be kept within the limit of one hour.

Unanimous consent having been granted for the immediate consideration of the resolution, Mr. Hanson moved its adoption. Motion prevailed and House Resolution No. 22 was adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

Digitized by Google

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled, Senate File No. 44.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bill: Senate File No. 44.

SUBSTITUTE FOR SENATE FILE NO. 131 MADE SPECIAL ORDER

Moore of Harrison moved to reconsider the vote by which the substitute for Senate File No. 131 failed to be made a special order. Motion prevailed.

Malone of Cass moved that the rules be suspended and the substitute for Senate File No. 131 be made a special order for Friday, February 24 at 9:30 a. m., and take precedence over all business.

A roll call was demanded and on the question "Shall the substitute for Senate File No. 131 be made a special order?"

The ayes were, 87.

Aldrich	Felter	Laughlin	Rice
Alesch	Foster	Lichty	Roe
Augustine	Frizzell	Lookingbill	Schroeder
Beath	Fuelling	McCarthy	Sheridan
Beswick	Garner	McCreery	Smith
Bonnstetter	Gissel	McDermott	Snyder
Bouska	Gittinger	McFarlane	Sours
Bowers	Goode	McKinnon	Speidel
Brady	Grau	McLean	Stewart
Bruce	Grell	Malone	Stiger
Burgess	Hanson of Lyon	Mercer	Stimpson
Casey	Hanson of Winnebago	Metcalf	Teter
Craven	Hook	Millhone	Thies
Crouch	Hopp	Moore of Benton	Treimer
Davis	Hough	Moore of Harrison	Weed
Dean	Hultman	Mooty	Wenig
Ditto	Humeston	Osborn	Wiese
Dole	Jenkins	Paisley	Wolf
Donlon	Jensen	Porter	Yager
Dreessen	Johnson	Rawlings	Zipse
Ellsworth	Koch	Reed	Zylstra
Fabritz			Mr. Speaker
Falvey			

The nays were, 7.

Cunningham	Fuester	Stanzel	Swift of Dubuque
Doran	Maniece	Strachan	

Digitized by Google

Absent or not voting, 14.

Durant	Mitchell	Ryder	Swift of Jackson
Elliott	Ostby	Schmitz	Thiessen
Gallagher	Peaco	Stansell	Willis
Hartman	Peet		

Motion prevailed and substitute for Senate File No. 131 was made a special order.

HOUSE FILES NOS. 246 AND 265 RETAINED BY COMMITTEE

Augustine of Ringgold made the following motion:

In the morning session the gentleman from Floyd recalled House Files Nos. 246 and 265 from the Committee on Motor Vehicles and Transportation as provided by the rules.

As Chairman of that Committee I have promised several interested parties a hearing on these bills and in view of this fact I now move that the bills be recommitted to the committee for further consideration until March the 7th.

Motion prevailed.

SPECIAL COMMITTEE APPOINTED

Ditto of Osceola made the following motion:

MR. SPEAKER: In response to the recommendations contained in the Governor's message that the Legislature set up proper machinery for a convention to act upon the constitutional amendment proposed by the Congress of the United States, I move that the chair appoint a committee of three to draft a bill for the consideration of the House.

Motion prevailed and the Speaker appointed as such committee Ditto of Osceola, Stiger of Tama and Hartman of Des Moines.

CONSIDERATION OF BILLS

The House resumed consideration of House File No. 290, a bill for an act to amend sections eighty-eight-c one (88-c1), one hundred thirty-c one (130-c1), one hundred fifty-three-c one (153-c1), seventeen hundred three-d twenty-two (1703-d22), twenty-six hundred three-c one (2603-c1), twenty-eight hundred eighty-two (2882), twenty-nine hundred forty-seven (2947), twenty-nine hundred fifty-two (2952), thirty-three hundred seventy-three (3373), thirty-three hundred eighty-eight (3388), thirty-four hundred three (3403), thirty-four hundred sixty-six (3466), thirty-four hundred eighty-six (3486), thirty-six hundred sixty-one-a five (3661-a5), thirty-six hundred eighty-seven (3687), thirty-seven hundred seven (3707), thirty-seven hundred twenty-four (3724),

Digitized by Google

thirty-seven hundred forty-one (3741), thirty-seven hundred forty-two (3742), forty-six hundred twenty-five (4625), forty-six hundred thirty-c one (4630-c1), sixty-nine hundred forty-three-c eighteen (6943-c18), ninety-one hundred thirty-seven (9137), ten thousand eight hundred four (10,804), and twelve thousand eight hundred sixteen-a one (12,816-a1), code 1931, to reduce state statutory salaries paid by the state.

Johnson of Linn moved the adoption of the amendment filed by him and found on page 538 of the Journal of February 22.

Roe of Allamakee moved the previous question. Motion prevailed.

A division of the question was demanded.

On the adoption of the amendment to section 13, the amendment was lost.

On the adoption of the amendment to section 24, a roll call was demanded. On the question "Shall the amendment to section 24 be adopted?"

The ayes were, 10.

Brady	Gallagher	Sheridan	Swift of Dubuque
Bruce	Johnson	Stiger	Willis
Ditto	McCreery		

The nays were, 88.

Aldrich	Felter	McCarthy	Schroeder
Alesch	Foster	McDermott	Smith
Augustine	Frizzell	McFarlane	Snyder
Beath	Fuelling	McKinnon	Sours
Beswick	Fuester	McLean	Speidel
Bonnstetter	Garner	Malone	Stanzel
Bouska	Gissel	Maniece	Stewart
Bowers	Gittinger	Metcalf	Stimpson
Burgess	Goode	Mitchell	Strachan
Casey	Grau	Moore of Benton	Swift of Jackson
Craven	Hanson of Lyon	Moore of Harrison	Teter
Crouch	Hanson of Winnebago	Osborn	Thies
Cunningham	Hartman	Ostby	Thiessen
Davis	Hook	Paisley	Treimer
Dean	Hopp	Peet	Weed
Dole	Hough	Porter	Wenig
Donlon	Humeston	Rawlings	Wiese
Doran	Jenkins	Reed	Wolf
Dreessen	Jensen	Rice	Yager
Durant	Koch	Roe	Zipse
Ellsworth	Lichty	Schmitz	Zylstra
Fabritz	Lookingbill		Mr. Speaker
Falvey			

Digitized by Google

Absent or not voting, 10.

Elliott	Laughlin	Mooty	Ryder
Grell	Mercer	Peaco	Stansell
Hultman	Millhone		

Amendment lost.

On the adoption of the amendment to section 25, a roll call was demanded. On the question "Shall the amendment to section 25 be adopted?"

The ayes were, 13.

Brady	Grell	McCreery	Sheridan
Burgess	Johnson	McFarlane	Swift of Dubuque
Cunningham	Lichty	Millhone	Willis
Ditto			

The nays were, 87.

Aldrich	Frizzell	McDermott	Smith
Alesch	Fuelling	McKinnon	Snyder
Augustine	Fuester	McLean	Sours
Beath	Gallagher	Malone	Speidel
Beswick	Garner	Maniece	Stanzel
Bonnstetter	Gissel	Metcalf	Stewart
Bouska	Gittinger	Mitchell	Stiger
Bowers	Goode	Moore of Benton	Stimpson
Bruce	Grau	Moore of	Strachan
Casey	Hanson of Lyon	Harrison	Swift of Jackson
Craven	Hanson of	Mooty	Teter
Crouch	Winnebago	Osborn	Thies
Davis	Hartman	Ostby	Thiessen
Dean	Hook	Paisley	Treimer
Dole	Hopp	Peet	Weed
Donlon	Hough	Porter	Wenig
Doran	Humeston	Rawlings	Wiese
Dreessen	Jenkins	Reed	Wolf
Durant	Jensen	Rice	Yager
Ellsworth	Koch	Roe	Zipse
Falvey	Lookingbill	Schmitz	Zylstra
Felter	McCarthy	Schroeder	Mr. Speaker
Foster			

Absent or not voting, 8.

Elliott	Hultman	Mercer	Ryder
Fabritz	Laughlin	Peaco	Stansell

Amendment lost.

Ditto of Osceola moved to amend House File No. 290 in line 4, section 25 by striking the words "four thousand" and substituting in lieu thereof the words "four thousand five hundred". Motion lost.

Paisley of Lee moved to strike section 19 from House File No. 290. Motion lost.

Digitized by Google

Johnson of Linn moved to amend House File No. 290 by striking section 12. A roll call was demanded and on the question "Shall the amendment be adopted?"

The ayes were, 14.

Brady	Ellsworth	Hanson of Lyon	Lichty
Bruce	Gallagher	Hultman	Millhone
Dole	Grau	Johnson	Smith
Doran	Grell		

The nays were, 84.

Aldrich	Foster	McDermott	Snyder
Alesch	Frizzell	McKinnon	Sours
Augustine	Fuelling	McLean	Speidel
Beath	Fuester	Malone	Stansell
Beswick	Garner	Maniece	Stanzel
Bonnstetter	Gissel	Metcalf	Stewart
Bouska	Gittinger	Mitchell	Stimpson
Bowers	Goode	Moore of Benton	Strachan
Burgess	Hanson of Winnebago	Moore of Harrison	Swift of Dubuque
Casey	Hartman	Mooty	Swift of Jackson
Craven	Hook	Osborn	Thies
Crouch	Hopp	Ostby	Thiessen
Cunningham	Hough	Paisley	Treimer
Davis	Humeston	Porter	Weed
Dean	Jenkins	Rawlings	Wenig
Ditto	Jensen	Reed	Wiese
Donlon	Koch	Rice	Willis
Dreessen	Laughlin	Roe	Wolf
Durant	Lookingbill	Schmitz	Yager
Fabritz	McCarthy	Schroeder	Zipse
Falvey	McCreery		Mr. Speaker
Felter			

Absent or not voting, 10.

Elliott	Peaco	Sheridan	Teter
McFarlane	Peet	Stiger	Zylstra
Mercer	Ryder		

Amendment lost.

Rice of Keokuk moved to amend House File No. 290, section 3, line 4 as follows:

Strike the words "four thousand" and substitute in lieu thereof the words "four thousand six hundred".

A roll call was demanded and on the question, "Shall the amendment be adopted?"

The ayes were, 78.

Alesch	Bruce	Ditto	Fabritz
Augustine	Burgess	Dole	Felter
Beath	Casey	Donlon	Foster
Bonnstetter	Craven	Dreessen	Frizzell
Bouska	Cunningham	Durant	Fuester
Bowers	Dean	Ellsworth	Gallagher

Digitized by Google

Gissel	Laughlin	Mooty	Swift of Jackson
Gittinger	Lichty	Osborn	Thies
Grau	Lookingbill	Rawlings	Thiessen
Hanson of Lyon	McCarthy	Rice	Treimer
Hanson of Winnebago	McDermott	Roe	Weed
Hartman	McLean	Schmitz	Wenig
Hook	Malone	Schroeder	Wiese
Hopp	Maniece	Sheridan	Willis
Hultman	Metcalf	Sours	Wolf
Humeston	Millhone	Speidel	Yager
Jenkins	Mitchell	Stansell	Zipse
Jensen	Moore of Benton	Stewart	Zylstra
Johnson	Moore of Harrison	Strachan	Mr. Speaker
Koch		Swift of Dubuque	

The nays were, 19.

Aldrich	Fuelling	McKinnon	Smith
Crouch	Garner	Ostby	Snyder
Davis	Goode	Paisley	Stanzel
Doran	Hough	Porter	Stimpson
Falvey	McCreery	Reed	

Absent or not voting, 11.

Beswick	Grell	Peaco	Stiger
Brady	McFarlane	Peet	Teter
Elliott	Mercer	Ryder	

Amendment adopted.

Fabritz of Wapello moved to amend section 4, line 4 of House File No. 290 by striking the words "twelve hundred" and substituting in lieu thereof the words "sixteen hundred".

A roll call was demanded and on the question "Shall the amendment be adopted?"

The ayes were, 25.

Aldrich	Grell	McFarlane	Swift of Dubuque
Brady	Hartman	Metcalf	Wenig
Burgess	Johnson	Moore of Harrison	Wiese
Dole	Koch	Osborn	Willis
Fabritz	Lichty	Sheridan	Wolf
Gallagher	Lookingbill		Yager
Gittinger	McCarthy		

The nays were, 72.

Alesch	Dean	Fuester	Hultman
Beath	Donlon	Garner	Humeston
Beswick	Doran	Gissel	Jenkins
Bonnstetter	Dreessen	Goode	Jensen
Bouska	Durant	Grau	McDermott
Bowers	Ellsworth	Hanson of Lyon	McKinnon
Bruce	Falvey	Hanson of Winnebago	McLean
Casey	Felter	Hook	Malone
Craven	Foster	Hopp	Maniece
Crouch	Frizzell	Hough	Mercer
Davis	Fuelling		Millhone

Digitized by Google

Mitchell	Reed	Speidel	Thies
Moore of Benton	Rice	Stanzel	Thiessen
Mooty	Roe	Stewart	Treimer
Ostby	Schmitz	Stimpson	Weed
Paisley	Schroeder	Strachan	Zipse
Peet	Smith	Swift of Jackson	Zylstra
Porter	Sours	Teter	Mr. Speaker
Rawlings			

Absent or not voting, 11.

Augustine	Elliott	Peaco	Stansell
Cunningham	Laughlin	Ryder	Stiger
Ditto	McCreery	Snyder	

Amendment lost.

Ditto of Osceola moved to amend section 6 of House File No. 290 by striking from line four the words "three thousand" and substituting in lieu thereof the words "thirty-five hundred".

A roll call was demanded and on the question "Shall the amendment be adopted?"

The ayes were, 30.

Augustine	Gallagher	McCarthy	Moore of Harrison
Brady	Grau	McCreery	Osborn
Bruce	Hanson of Lyon	McFarlane	Stanzel
Burgess	Jenkins	McLean	Willis
Craven	Johnson	Malone	Wolf
Ditto	Laughlin	Mercer	Mr. Speaker
Durant	Lichty	Millhone	
Ellsworth	Lookingbill	Moore of Benton	

The nays were, 70.

Aldrich	Felter	Koch	Sours
Alesch	Foster	McDermott	Speidel
Beath	Frizzell	McKinnon	Stewart
Beswick	Fuelling	Maniece	Stimpson
Bonnstetter	Fuester	Metcalf	Strachan
Bouska	Garner	Mitchell	Swift of Dubuque
Bowers	Gissel	Mooty	Swift of Jackson
Casey	Gittinger	Ostby	Teter
Crouch	Goode	Paisley	Thies
Cunningham	Hanson of Winnebago	Peet	Thiessen
Davis	Hartman	Porter	Treimer
Dean	Hook	Reed	Weed
Dole	Hopp	Rice	Wenig
Donlon	Hough	Roe	Wiese
Doran	Hultman	Schmitz	Yager
Dreessen	Humeston	Schroeder	Zipse
Fabritz	Jensen	Sheridan	Zylstra
Falvey		Smith	

Absent or not voting, 8.

Elliott	Peaco	Ryder	Stansell
Grell	Rawlings	Snyder	Stiger

Amendment lost.

Digitized by Google

Crouch of Greene move the previous question on the main question.

Roe of Allamakee moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 98.

Aldrich	Felter	McCarthy	Schmitz
Alesch	Foster	McCreery	Schroeder
Augustine	Frizzell	McDermott	Sheridan
Beath	Fuelling	McFarlane	Smith
Beswick	Fuester	McKinnon	Snyder
Bonnstetter	Garner	McLean	Sours
Bouska	Gissel	Malone	Speidel
Bowers	Gittinger	Maniece	Stanzel
Bruce	Goode	Mercer	Stewart
Burgess	Grau	Metcalf	Stimpson
Casey	Hanson of Lyon	Millhone	Strachan
Craven	Hanson of	Mitchell	Swift of Dubuque
Crouch	Winnebago	Moore of Benton	Swift of Jackson
Cunningham	Hartman	Moore of	Teter
Davis	Hook	Harrison	Thies
Dean	Hopp	Mooty	Thiessen
Ditto	Hough	Osborn	Treimer
Dole	Hultman	Ostby	Weed
Donlon	Humeston	Paisley	Wiese
Doran	Jenkins	Peet	Willis
Dreessen	Jensen	Porter	Wolf
Durant	Koch	Rawlings	Yager
Ellsworth	Laughlin	Reed	Zipse
Fabritz	Lichty	Rice	Zylstra
Falvey	Lookingbill	Roe	Mr. Speaker

The nays were, 1.

Johnson

Absent or not voting, 9.

Brady	Grell	Ryder	Stiger
Elliott	Peaco	Stansell	Wenig
Gallagher			

So the bill having received a constitutional majority was declared to have passed the House.

Roe of Allamakee asked and obtained unanimous consent directing the Chief Clerk to make necessary correction in the title.

AMENDMENTS FILED

Beswick of Van Buren filed the following amendment to House File No. 369:

Amend House File No. 369, section one (1), line three (3), by inserting

Digitized by Google

after the word "state" the words "for the use of the general fund and to be collected by the State Treasurer".

Crouch of Greene filed the following amendment to House File No. 261:

Amend Section 1 by striking lines two to seven inclusive and substitute the following: "Naturopathy shall be defined to comprehend,";

Also, line 11, after the first "comma (,)" insert the following: "except the articulations of the spine,".

Amend Section 2 by adding thereto the following: "Before appointing any member of the board created under this act, the Governor shall be supplied with satisfactory evidence that such proposed member of said board possesses the qualifications set forth in Section 5 of this act".

Amend Section 5 by adding thereto the following: "The Board shall refuse to issue a license under this act to any such applicant, who fails to file proof with said board that he possesses the qualifications set forth in this section".

Strike Section 10.

Malone of Cass filed the following amendment to House File No. 67:

Strike out sections number nine (9), eleven (11), twelve (12), thirteen (13).

Amend the title by striking out from lines five and six the words and figures fifty three hundred ninety eight (5398), and from line seven the words and figures fifty four hundred two (5402), and from line eight the words and figures fifty four hundred ten (5410).

Ellsworth of Hardin filed the following amendments to House File No. 192:

1. Amend Section three (3) by adding after the word "or" at the end of line two (2) thereof, the following: "prison officials or".

2. Amend Section four (4) by striking the period at the end thereof and substituting therefor a semi-colon and adding thereto the following: "nor to any established place of business or home having tear gas installed as a protection against burglary, robbery or hold-up, nor to any bank or other messenger carrying funds or other valuables; nor to any manufacturer or representative thereof who maintains a permanent place of business in this State for the purpose of manufacturing and/or selling tear gas and tear gas equipment for such protection, or of supplying tear gas and equipment therefor to regularly constituted peace officers.

Wolf of Franklin moved that the House adjourn until 9:00 a. m. Friday. Motion prevailed and the House stood adjourned.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, FEBRUARY 24, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend A. R. Weed, Chaplain of the House.

Journal of February 23 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Goode of Davis for the day, on request of Grau of Buena Vista; Willis of Dallas for the day, on request of Stiger of Tama; Malone of Cass for the day, on request of Fabritz of Wapello; Hopp of Mills for the day, on request of Osborn of Decatur.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

Favoring repeal of liquor laws. McCarthy, from citizens of Woodbury county; Sheridan, from citizens of Lee county; Stewart, from citizens of Calhoun county; Wenig, from citizens of Clay county. Referred to police regulation, suppression of crime and intemperance.

Approving prohibition. Aldrich, from citizens of Wright county; Casey, from citizens of Mitchell county; Cunningham, from citizens of Polk county; Elliott, from citizens of Polk county; Gissel, from citizens of Buchanan county; Gittinger, from citizens of Lucas county; McCreery, from citizens of Linn county; Maniece, from citizens of Emmet county; Peet, from citizens of Guthrie county; Snyder, from citizens of Hamilton county; Stewart, from citizens of Calhoun county. Referred to police regulation, suppression of crime and intemperance.

Opposing House Files Nos. 4, 36, 44, 82 and favoring Senate Files 49 and 215. Wiese and Grell of Scott, from P. T. A. of Pierce,

Digitized by Google

Garfield, Grant and Hayes Schools. Referred to schools and textbooks.

Opposing House Files Nos. 4, 82, 121 and Senate File 131. Jensen, from citizens of Audubon county; Lookingbill, from citizens of Story county. Referred to schools and textbooks.

Opposing House File No. 19. Thiessen, from citizens of Clinton county. Referred to tax reduction.

Opposing Senate File 141. Thiessen, from citizens of Clinton county. Referred to schools and textbooks.

Opposing mileage tax on motor trucks. Fuester, from citizens of Ida county. Referred to motor vehicle and transportation.

Favoring tax reduction legislation. Elliott, from citizens of Polk county. Referred to tax reduction.

Favoring gross sales and service tax. Elliott, from citizens of Polk county. Referred to ways and means.

Favoring amendment to Senate File No. 49. Burgess, from citizens of Woodbury county. Referred to schools and textbooks.

Opposing Farm Bureau aid. Durant, from citizens of Hancock county. Referred to agriculture.

Opposing gross sales tax on gas sold in intrastate business. Brady of Pottawattamie from city council of Council Bluffs. Referred to motor vehicle and transportation.

Opposing 5% tax on pipe lines. Durant, from citizens of Hancock county. Referred to public utilities.

Opposing special tax on portable mills. Elliott, from citizens of Polk county; Gissel, from citizens of Buchanan county; Hartman, from citizens of Des Moines county. Referred to ways and means.

Opposing any change in section 3244-b1. Mercer, from citizens of Johnson county. Referred to dairy and food.

Opposing special tax on chain stores. Burgess, from citizens of Woodbury county; Elliott, from citizens of Polk county; Fabritz, from citizens of Wapello county; Hartman, from citizens of Des Moines county. Referred to ways and means.

Digitized by Google

REPORTS OF COMMITTEES

Thiessen of Clinton, from the committee on elections, submitted the following report:

MR. SPEAKER: Your committee on elections to whom was referred House File No. 208, a bill for an act to repeal chapter thirty-six (36), Code 1931, and to enact a substitute therefor, providing for the nomination of candidates for township, county, district, state and municipal offices, etc., by political party caucuses and conventions, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

J. H. THIESSEN, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on elections to whom was referred House File No. 338, a bill for an act to amend section nine hundred twenty-seven (927), Code, 1931, relating to absent or disabled voters, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend House File No. 338 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Amend section nine hundred twenty-eight (928) Code, 1931 by adding at the end of said section the following:

Any voter under the circumstances specified in sub-section two (2) of the preceding section must send with said application a statement from some physician stating said disability.

It shall be the duty of the County Auditor, or the city or town clerk as the case may be, to select two persons, one of which said persons must be a Notary Public and each must belong to a different political party, to go and vote for said voter making said application. The expenses of said help to be taken care of as provided in section fifty-two hundred forty-four (5244), Code, 1931.

Further amend the title by striking "nine hundred twenty-seven (927)" and inserting in lieu thereof nine hundred twenty-eight (928).

J. H. THIESSEN, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on elections to whom was referred House File No. 282, a bill for an act providing that where contests of election are filed in a General Assembly the presiding officer of the House in which the contest is filed shall appoint some member thereof to represent each contestant in the capacity as legal representative before the contest committee, beg leave to report they have had the same under

Digitized by Google

consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. H. THIESSEN, *Chairman.*

Report adopted.

Stiger of Tama, from the committee on judiciary, submitted the following report:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 130, a bill for an act to amend section twenty hundred twenty-three-a one (2023-a1), Code, 1931, relating to the taxation of costs in actions and proceedings under the statutes relating to intoxicating liquors, and to the commission on fines imposed and collected under said statutes, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Swift of Dubuque, from the committee on building and loan, submitted the following report:

MR. SPEAKER: Your committee on building and loan to whom was referred House File No. 267, a bill for an act to amend Sections ninety three hundred twenty nine (9329), ninety three hundred forty-b 1 (9340-b1), and ninety three hundred forty-b 2 (9340-b2), of the Code of Iowa 1931, to authorize Building and Loan or Savings and Loan Associations to become members of, purchase stock in, borrow money from a Federal Home Loan Bank, to pledge assets as security for payment of borrowed money, and for advances from a Federal Home Loan Bank, to make deposits with such Bank and to invest in bonds and obligations of a Federal Home Loan Bank, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

SAM SWIFT, *Chairman.*

Report adopted.

Mercer of Johnson, from the committee on aeronautics, submitted the following report:

MR. SPEAKER: Your committee on aeronautics, to whom was referred House File No. 344, a bill for an act to amend section twelve thousand three hundred ninety-six (12396), Code, 1931, relating to nuisances, and to provide that an object or structure hereafter erected or maintained within one thousand feet of the limits of any municipal airport which may endanger or obstruct aerial navigation is a nuisance, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend section 1, line 4, by inserting after the word "structure" the words "over fifty (50) feet high".

Digitized by Google

Amend the title, line 3, by inserting after the word "structure" the words "over fifty (50) feet high". LEROY S. MERCER, *Chairman.*

Report adopted.

Ditto of Osceola, from the committee on departmental affairs, submitted the following report:

MR. SPEAKER: Your committee on departmental affairs to whom was referred Senate File No. 122, a bill for an act to amend sections eighteen hundred fifty-four (1854), eighteen hundred fifty-five (1855), eighteen hundred sixty-four (1864), eighteen hundred sixty-nine-b one (1869-b1), and eighteen hundred seventy-five (1875), Code 1931, and to repeal section eighteen hundred seventy-six (1876), Code 1931, and enacting a substitute therefor; relating to the duties of the Secretary of the Board of Engineering Examiners, providing for the regulation, licensing and practice of professional engineers and land surveyors and penalty for the violation thereof, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same as amended do pass.

O. J. DITTO, *Chairman.*

Report adopted.

Ditto of Osceola asked and obtained unanimous consent to substitute Senate File No. 122 for House File No. 146.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled, House Files Nos. 194 and 145.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House Files No. 194 and 145.

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports

Digitized by Google

that it has, on this 24th day of February, 1933, sent to the Governor for his approval, House Files Nos. 194 and 145. WM. KOCH, *Chairman.*

Report adopted.

INTRODUCTION OF BILLS

House File No. 396 by Ditto of Osceola, a bill for an act to amend Section ninety-one hundred nineteen (9119), Code 1931, relating to licensing of agents.

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

House File No. 397 by Durant of Hancock and Hanson of Lyon, a bill for an act to amend Section ninety hundred fifty-five (9055), and to repeal section ninety hundred forty-three (9043), Code, 1931, and to enact a substitute in lieu thereof relating to associations engaged in the writing of hail insurance and to provide for limited assessments; to fix time of closing books, the minimum percentage which shall be returned to members through payment of losses and dividends from the income for each year; to provide for contributions to an emergency or surplus fund, and to provide the date on which hail losses shall be due and payable.

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

House File No. 398 by Johnson of Linn, a bill for an act to amend section fifty hundred twenty (5020), Code 1931, relating to meeting and turning to the right on arterial highways.

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

House File No. 399 by tax reduction committee, a bill for an act to amend section sixty-nine hundred forty-four (6944), code 1931, relating to property owned by educational institutions and to amend section sixty-nine hundred fifty-three (6953), code 1931, so as to provide for the taxation of annuity contracts.

Read first and second times and passed on file.

House File No. 400 by Hartman of Des Moines, a bill for an act to repeal Section fifty-hundred forty-four d2, (5044-d2) of the Code, 1931, and to enact a substitute therefore relating to the operation of vehicles and combinations between sunset and sunrise.

Digitized by Google

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

House File No. 401 by Mercer of Johnson, a bill for an act relating to the perpetuation of credits earned by students in institutions of higher learning which may be discontinued.

Read first and second times and referred to committee on state educational institutions.

House File No. 402 by Brady of Pottawattamie, Casey of Mitchell, Koch of Bremer, McFarlane of Black Hawk, Moore of Benton, Wolf of Franklin, and Wiese of Scott, a bill for an act for the levy of a tax on the gross income of persons, corporations, and others, and providing for the collection of such tax and prescribing penalties for the non-payment of such tax, and to replace property taxes, and to repeal all laws, and parts of laws, in conflict therewith.

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

House File No. 403 by committee on drainage, a bill for an act to provide for the abandonment and dissolution of Drainage Districts.

Read first and second times and passed on file.

House File No. 404 by Garner of Butler, a bill for an act to make all transfers of county funds to the poor fund where said transfer was originally made with the approval of the Director of the Budget.

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

House File No. 405 by building and loan committee, a bill for an act to amend sections ninety-three hundred forty (9340), ninety-three hundred fifty-two (9352), ninety-three hundred fifty-four (9354), ninety-three hundred sixty-two (9362), and twelve thousand seven hundred seventy-two (12772), code, 1931, to repeal sections ninety-three hundred seven (9307) ninety-three hundred eight (9308) and ninety-three hundred fifty-three (9353), code, 1931, and to enact substitutes therefor; to repeal sections ninety-three hundred twenty-three (9323) to ninety-three hundred twenty-seven (9327) inclusive, and ninety-three hundred fifty-nine

Digitized by Google

(9359), code 1931, relating to the re-classification, regulation, supervision and examination of building and loan associations and savings and loan associations; for extending and limiting territory within which mortgage loans may be made; for specifying exclusive liquidation proceedings; for providing for joint ownership of shares and the withdrawal thereof; for making publication of malicious, felonious reports concerning building and loan associations and savings and loan associations a felony and for punishment for the same; and to make the bonds issued by Federal Home Loan Banks and shares issued by building and loan and savings and loan associations, incorporated under the laws of Iowa, authorized investments for trust funds by fiduciaries.

Read first and second times and passed on file.

House File No. 406 by Sheridan of Lee, a bill for an act to repeal section fifteen hundred fifty-seven (1557) Code, 1931, and to enact a substitute in lieu thereof relative to permits to sell cigarettes or cigarette papers, and defining the rights of city or town councils or boards of supervisors with respect to granting or refusing such permits.

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

House File No. 407 by Cunningham of Polk, a bill for an act to authorize cities of one hundred twenty five thousand, (125,000) or more population to adopt a daylight savings plan.

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

House File No. 408 by Bruce of Pocahontas, a bill for an act to amend the law as it appears in chapter five hundred ninety-three (593) of the Code, 1931, by adding section thirteen thousand two hundred eighteen-e1 (13218-e1), after section thirteen thousand two hundred eighteen (13218), relating to the definition of "lotteries".

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

House File No. 409 by Laughlin of Fremont, a bill for an act to relieve unemployment, to provide work on the secondary roads, to provide for the employment of citizens of Iowa on such work, to amend Section forty-six hundred forty-four-e eight (4644-e8) and

Digitized by Google

Section five thousand ninety-three-a nine (5093-a9) of the Code, 1931, to provide for the improvement of secondary roads, and to provide ways and means for meeting the cost of such secondary road improvement.

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

House File No. 410 by Wenig of Clay, a bill for an act to amend sections fifty-three hundred eighty-eight (5388) and fifty-three hundred ninety (5390), Code, 1931, relating to the relief for soldiers, sailors, and marines.

Read first and second times and referred to committee on military affairs.

House File No. 411 by Cunningham of Polk and Donlon of Palo Alto, a bill for an act to provide and designate the twelfth day of October of each year as Columbus Day and to provide for memorials in the public schools of the state.

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

House File No. 412 by Goode of Davis and Fabritz of Wapello, a bill for an act to amend Chapter three hundred eighty three (383) of the Code of Iowa, 1931 to provide for the establishment and regulation of service rates of electric light and power companies; to provide for continuous service; to provide for testing meters; to prescribe the duties and liabilities of public light and power companies; and to provide for the regulation of all public light and power companies.

Read first and second times and referred to committee on public utilities.

CONSIDERATION OF SENATE AMENDMENTS

On request of Stewart of Calhoun unanimous consent having been given, House File No. 129, a bill for an act to amend section twenty-two hundred forty-nine (2249), Code, 1931, to provide for a notice of quarantine to the post office where a quarantined family or person receives or dispatches mail, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT TO HOUSE FILE NO. 129

Amend House File No. 129 by striking out all after the enacting clause and substituting therefor the following:

Digitized by Google

Section 1. Section twenty-two hundred forty-nine (2249), Code, 1931, is amended by inserting after the word "report." at the end of line five (5) thereof the following: "The local board or officer thus informed shall report the same immediately to the post office where the quarantined family receives or dispatches mail."

Mr. Stewart moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 79.

Alesch	Frizzell	McCreery	Smith
Beath	Fuelling	McDermott	Snyder
Beswick	Gallagher	McFarlane	Stansell
Bouska	Garner	McKinnon	Stewart
Bowers	Gittinger	McLean	Stiger
Bruce	Grau	Malone	Stimpson
Burgess	Hanson of	Metcalf	Strachan
Casey	Winnebago	Millhone	Swift of Dubuque
Craven	Hartman	Mitchell	Swift of Jackson
Cunningham	Hook	Moore of Benton	Teter
Davis	Hopp	Mooty	Thiessen
Ditto	Hough	Osborn	Treimer
Dole	Humeston	Ostby	Weed
Donlon	Jenkins	Paisley	Wenig
Dreessen	Jensen	Peet	Wiese
Durant	Johnson	Porter	Wolf
Ellsworth	Koch	Reed	Yager
Fabritz	Laughlin	Roe	Zipse
Falvey	Lookingbill	Schmitz	Zylstra
Felter	McCarthy	Schroeder	Mr. Speaker

The nays were, none.

Absent or not voting, 29.

Aldrich	Foster	Maniece	Ryder
Augustine	Fuester	Mercer	Sheridan
Bonnstetter	Gissel	Moore of	Sours
Brady	Goode	Harrison	Speidel
Crouch	Grell	Peaco	Stanzel
Dean	Hanson of Lyon	Rawlings	Thies
Doran	Hultman	Rice	Willis
Elliott	Lichty		

The House concurred in Senate amendment.

ACTION DEFERRED ON SUBSTITUTE TO SENATE FILE NO. 131 AND MADE SPECIAL ORDER

Teter of Marion moved to defer action on the substitute to Senate File No. 131 and that it be made a special order for 10:30 a.m., March 8.

Jensen of Audubon moved the previous question. Motion prevailed.

Digitized by Google

A roll call was demanded and on the question "Shall action be deferred on the substitute to Senate File No. 131?"

The ayes were, 94.

Aldrich	Foster	McCarthy	Schroeder
Alesch	Frizzell	McCreery	Sheridan
Augustine	Fuelling	McDermott	Smith
Beath	Fuester	McFarlane	Snyder
Beswick	Gallagher	McKinnon	Sours
Bonnstetter	Garner	McLean	Speidel
Bouska	Gissel	Malone	Stansell
Bowers	Gittinger	Maniece	Stanzel
Brady	Grau	Mercer	Stewart
Bruce	Grell	Metcalf	Stiger
Burgess	Hanson of Lyon	Millhone	Strachan
Casey	Hanson of Winnebago	Moore of Benton	Swift of Dubuque
Craven	Hartman	Moore of Harrison	Teter
Cunningham	Hook	Mooty	Thies
Davis	Hopp	Osborn	Thiessen
Dean	Hough	Ostby	Treimer
Dole	Hultman	Paisley	Weed
Donlon	Humeston	Peet	Wenig
Doran	Jenkins	Porter	Wiese
Dreessen	Jensen	Rawlings	Wolf
Durant	Johnson	Reed	Yager
Ellsworth	Lichty	Roe	Zipse
Fabritz	Lookingbill	Schmitz	Zylstra
Felter			Mr. Speaker

The nays were, 8.

Crouch	Koch	Mitchell	Stimpson
Ditto	Laughlin	Rice	Swift of Jackson

Absent or not voting, 6.

Elliott	Goode	Ryder	Willis
Falvey	Peaco		

Motion prevailed and action on substitute for Senate File No 131 was deferred.

Grau of Buena Vista moved that the House consider Senate File No. 90 at this time. Motion prevailed.

CONSIDERATION OF BILLS

Senate File No. 90, a bill for an act to amend section seventy-two hundred forty-four (7244), code 1931, relating to sales of real estate for delinquent taxes, with report of committee recommending passage, was taken up for consideration.

Grau of Buena Vista moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 98.

Aldrich	Foster	McCarthy	Schroeder
Alesch	Frizzell	McCreery	Sheridan
Augustine	Fuelling	McDermott	Smith
Beath	Fuester	McFarlane	Snyder
Beswick	Gallagher	McKinnon	Sours
Bonnstetter	Garner	McLean	Speidel
Bouska	Gissel	Malone	Stansell
Brady	Gittinger	Maniece	Stanzel
Bruce	Grau	Mercer	Stewart
Burgess	Grell	Metcalf	Stiger
Casey	Hanson of Lyon	Millhone	Stimpson
Crouch	Hanson of Winnebago	Mitchell	Strachan
Cunningham	Hartman	Moore of Benton	Swift of Dubuque
Davis	Hook	Moore of Harrison	Teter
Dean	Hough	Mooty	Thies
Ditto	Hultman	Osborn	Thiessen
Dole	Humeston	Ostby	Treimer
Donlon	Jenkins	Peet	Weed
Doran	Jensen	Porter	Wenig
Dreessen	Johnson	Rawlings	Wiese
Durant	Koch	Reed	Wolf
Ellsworth	Laughlin	Rice	Yager
Fabritz	Lichty	Roe	Zipse
Falvey	Lookingbill	Schmitz	Zylstra
Felter			Mr. Speaker

The nays were, none.

Absent or not voting, 10.

Bowers	Goode	Peaco	Swift of Jackson
Craven	Hopp	Ryder	Willis
Elliott	Paisley		

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

MOTION TO SUSPEND RULE NO. 44

Reed of Mahaska moved that Rule 44 be suspended and the time of introduction of bills be extended until the seventh legislative day of March.

Doran moved the previous question. Motion prevailed.

A roll call was demanded and on the question "Shall Rule No. 44 be suspended?"

The ayes were, 21.

Aldrich	Jensen	Rice	Strachan
Augustine	Maniece	Schroeder	Swift of Dubuque
Bonnstetter	Osborn	Stanzel	Thies
Bouska	Paisley	Stewart	Thiessen
Crouch	Reed	Stimpson	Zylstra
Ellsworth			

Digitized by Google

The nays were, 74.

Alesch	Falvey	Johnson	Peet
Beath	Felter	Koch	Porter
Beswick	Foster	Lichty	Rawlings
Bowers	Frizzell	Lookingbill	Roe
Brady	Fuelling	McCarthy	Schmitz
Bruce	Fuester	McCreery	Sheridan
Burgess	Gallagher	McDermott	Smith
Casey	Garner	McFarlane	Sours
Craven	Gittinger	McLean	Speidel
Cunningham	Grau	Malone	Stansell
Davis	Hanson of Lyon	Mercer	Stiger
Dean	Hanson of	Metcalf	Teter
Ditto	Winnebago	Millhone	Treimer
Dole	Hartman	Mitchell	Weed
Donlon	Hopp	Moore of Benton	Wenig
Doran	Hough	Moore of	Wolf
Dreessen	Hultman	Harrison	Yager
Durant	Humeston	Mooty	Zipse
Fabritz	Jenkins	Ostby	Mr. Speaker

Absent or not voting, 13.

Elliott	Hook	Peaco	Swift of Jackson
Gissel	Laughlin	Ryder	Wiese
Goode	McKinnon	Snyder	Willis
Grell			

Motion lost.

HOUSE FILES WITHDRAWN

Beswick of Van Buren asked and obtained unanimous consent to withdraw House File No. 109 from the committee on fish and game and from further consideration.

Gittinger of Lucas asked and obtained unanimous consent to withdraw House File No. 94 from the committee on agriculture and from the further consideration of the House.

CONSIDERATION OF HOUSE JOINT RESOLUTION NO. 7

Wenig of Clay moved that the House consider House Joint Resolution No. 7 at this time.

A roll call was demanded and on the question "Shall the House consider House Joint Resolution No. 7 at this time?"

The ayes were, 77.

Aldrich	Brady	Davis	Ellsworth
Alesch	Bruce	Ditto	Falvey
Augustine	Burgess	Dole	Felter
Beswick	Casey	Donlon	Foster
Bonnstetter	Craven	Doran	Frizzell
Bouska	Crouch	Dreessen	Fuelling
Bowers	Cunningham	Durant	Fuester

Digitized by Google

Gissel	Lookingbill	Porter	Stiger
Grau	McCarthy	Rawlings	Strachan
Hanson of Lyon	McCreery	Reed	Swift of Dubuque
Hanson of Winnebago	McKinnon	Rice	Swift of Jackson
Hartman	Mercer	Roe	Thies
Hopp	Metcalf	Schmitz	Treimer
Hough	Millhone	Schroeder	Weed
Hultman	Mitchell	Sheridan	Wenig
Humeston	Moore of Harrison	Snyder	Wiese
Johnson	Mooty	Speidel	Wolf
Koch	Osborn	Stansell	Zylstra
Lichty	Peet	Stanzel	Mr. Speaker
		Stewart	

The nays were, 13.

Beath	Laughlin	Ostby	Teter
Grell	McLean	Smith	Thiessen
Hook	Maniece	Stimpson	Zipse
Jenkins			

Absent or not voting, 18.

Dean	Gittinger	Malone	Ryder
Elliott	Goode	Moore of Benton	Sours
Fabritz	Jensen	Paisley	Willis
Gallagher	McDermott	Peaco	Yager
Garner	McFarlane		

Motion prevailed.

House Joint Resolution No. 7, a joint resolution providing for the appointment of a committee to hold consultations and conferences with members of the faculty of the medical college and members of the staff of the hospital of the State University of Iowa, was taken up for consideration.

Felter of Warren moved the previous question. Motion prevailed.

Wenig of Clay moved that the joint resolution be read a third time now and placed upon its passage, which motion prevailed and the joint resolution was read a third time.

On the question "Shall the joint resolution be adopted?"

The ayes were, 62.

Aldrich	Davis	Fuester	Malone
Alesch	Ditto	Garner	Maniece
Beswick	Dole	Gissel	Mercer
Bonnstetter	Donlon	Grell	Metcalf
Bouska	Doran	Hanson of Lyon	Millhone
Bowers	Dreessen	Hopp	Moore of Benton
Brady	Durant	Hultman	Osborn
Bruce	Falvey	Johnson	Ostby
Burgess	Felter	Koch	Paisley
Casey	Foster	Laughlin	Peet
Crouch	Fuelling	McCarthy	Porter

Digitized by Google

Rice	Stanzel	Thies	Wolf
Schroeder	Stiger	Treimer	Yager
Sheridan	Strachan	Wenig	Zylstra
Snyder	Swift of Dubuque	Wiese	Mr. Speaker
Speidel	Swift of Jackson		

The nays were, 31.

Beath	Hook	McFarlane	Schmitz
Craven	Hough	McLean	Smith
Dean	Humeston	Moore of Harrison	Sours
Ellsworth	Jenkins	Mooty	Stewart
Fabritz	Lichty	Rawlings	Stimpson
Frizzell	Lookingbill	Reed	Teter
Gittinger	McCreery	Roe	Weed
Grau	McDermott		Zipse

Absent or not voting, 15.

Augustine	Goode	Jensen	Ryder
Cunningham	Hanson of Winnebago	McKinnon	Stansell
Elliott	Hartman	Mitchell	Thiessen
Gallagher		Peaco	Willis

So the joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 238, a bill for an act relating to the protection of fish and game and the powers of the state fish and game commission.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 78, a bill for an act to legalize the acts of the Board of Supervisors in all counties of Iowa in levying less millage tax for secondary roads.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 199, a bill for an act to provide a plan for the relief of poor and unemployed people; to provide for the adoption of a plan of payment with "Stamp-Notes" by counties.

BYRON G. ALLEN, *Secretary.*

Zylstra of Sioux moved that the House consider Senate amendments to House File No. 199 at this time. Motion prevailed.

CONSIDERATION OF SENATE AMENDMENTS

On request of Zylstra of Sioux unanimous consent having been given, House File No. 199, an act to provide a plan for the relief of poor and unemployed people; to provide for the adoption of a plan

Digitized by Google

of payment with "Stamp-Notes" by counties, and to declare the duties and liabilities of counties adopting said plan and to fix the rights and liabilities under said plan, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT TO HOUSE FILE NO. 199

Amend Section 1 by striking the word "shall" in line 5 and inserting in lieu thereof the word "may".

Further amend by adding thereto as Section 17 the following:

"Sec. 17. This act shall not be valid or become operative until the holder, owner, or owners of any copyright or copyrights covering the subject matter thereof, shall transfer, set-over and assign to the State of Iowa, any and all rights of such holder, owner or owners, derived under such copyright or copyrights, insofar as it affects the use by the citizens, groups of citizens, or the state or any subdivision thereof. The actual cost of such copyright or copyrights shall be reimbursed to the said holder, owner, or owners."

Further amend by renumbering the following section.

Mr. Zylstra moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 93.

Aldrich	Foster	Lichty	Roe
Alesch	Frizzell	Lookingbill	Schmitz
Beath	Fuelling	McCarthy	Schroeder
Beswick	Fuester	McCreery	Sheridan
Bonnstetter	Gallagher	McDermott	Smith
Bouska	Garner	McLean	Snyder
Bowers	Gissel	Malone	Sours
Brady	Gittinger	Maniece	Speidel
Bruce	Grau	Mercer	Stansell
Casey	Grell	Metcalf	Stanzel
Craven	Hanson of Lyon	Millhone	Stewart
Crouch	Hanson of Winnebago	Mitchell	Stiger
Cunningham	Hartman	Moore of Benton	Stimpson
Davis	Hook	Moore of Harrison	Strachan
Dean	Hopp	Mooty	Swift of Dubuque
Ditto	Hough	Osborn	Teter
Dole	Hultman	Ostby	Thies
Donlon	Humeston	Paisley	Treimer
Doran	Jenkins	Peet	Wenig
Dreessen	Jensen	Porter	Yager
Ellsworth	Johnson	Rawlings	Zipse
Fabritz	Koch	Reed	Zylstra
Falvey	Laughlin	Rice	Mr. Speaker
Felter			

Digitized by Google

The nays were, none.

Absent or not voting, 15.

Augustine	Goode	Ryder	Wiese
Burgess	McFarlane	Swift of Jackson	Willis
Durant	McKinnon	Thiessen	Wolf
Elliott	Peaco	Weed	

So the House concurred in Senate amendments to House File No. 199.

CONSIDERATION OF BILLS

House File No. 291, a bill for an act to amend sections thirty-six hundred twelve (3612), sixty-five hundred seventeen (6517), sixty-seven hundred four (6704), sixty-seven hundred five (6705), sixty-nine hundred forty-three-c four (6943-c4), ten thousand six hundred eighty-eight (10,688), ten thousand seven hundred thirty-nine (10,739), and ten thousand seven hundred forty-eight (10,748), code 1931, to reduce statutory salaries for city officers and officials of municipal, juvenile and superior courts, was taken up for consideration.

Sours of Floyd moved to amend House File No. 291 by inserting in line 3, section 4 following the word "three", the words "and four"; also following the word "five", add the word "hundred". Amendment adopted.

Cunningham of Polk moved to amend section 6 of House File No. 291 by adding thereto the following words "the provision of this section shall not apply to the present term to which they are elected.

Cunningham of Polk moved to amend the amendment by also including the salary of the superior court judges. Amendment to amendment lost.

Amendments lost.

Sours of Floyd moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 98.

Aldrich	Beath	Bouska	Burgess
Alesch	Beswick	Bowers	Casey
Augustine	Bonstetter	Bruce	Craven

Digitized by Google

Crouch	Grau	McLean	Sours
Cunningham	Grell	Maniece	Speidel
Davis	Hanson of Lyon	Mercer	Stansell
Dean	Hanson of Winnebago	Metcalf	Stanzel
Ditto	Hook	Mitchell	Stewart
Dole	Hopp	Moore of Harrison	Stiger
Donlon	Hough	Mooty	Stimpson
Doran	Hultman	Osborn	Strachan
Dreessen	Humeston	Ostby	Swift of Dubuque
Durant	Jenkins	Paisley	Swift of Jackson
Ellsworth	Jensen	Peet	Teter
Fabritz	Johnson	Porter	Thies
Falvey	Koch	Rawlings	Thiessen
Felter	Laughlin	Reed	Treimer
Foster	Lichty	Rice	Weed
Frizzell	Lookingbill	Roe	Wenig
Fuelling	McCarthy	Schmitz	Wiese
Fuester	McCreery	Schroeder	Wolf
Gallagher	McDermott	Sheridan	Yager
Garner	McFarlane	Smith	Zipse
Gissel	McKinnon	Snyder	Zylstra
Gittinger			Mr. Speaker

The nays were, 1.

Hartman

Absent or not voting, 9.

Brady	Malone	Moore of Benton	Ryder
Elliott	Millhone	Peaco	Willis
Goode			

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

Senate File No. 146, a bill for an act to repeal Section forty-seven hundred fifty-five-b thirty-eight (4755-b38), Code, 1931, relating to a license fee of one cent (.01c) per gallon on all motor vehicle fuel; and to enact a substitute therefor imposing a license fee of one cent (.01c) per gallon on all motor vehicle fuel used or otherwise disposed of within the State of Iowa, which shall be in addition to the license fee imposed by Chapter two hundred fifty-A one (250-A1), Code, 1931, and be for the purpose of providing funds to re-emburse the counties of the state for expenditures made by them under the supervision of the Highway Commission for bridges, culverts and right-of-way on primary roads and paid for by the county out of the county road fund or the county bridge fund; and for the further purpose of providing additional revenue for the primary road fund, with report of committee recommending passage, was taken up for consideration.

Mitchell of Webster moved that the bill be read a third time

Digitized by Google

now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 96.

Aldrich	Foster	McDermott	Smith
Alesch	Frizzell	McFarlane	Snyder
Augustine	Fuelling	McKinnon	Sours
Beath	Fuester	McLean	Speidel
Beswick	Gallagher	Mercer	Stansell
Bouska	Garner	Metcalf	Stanzel
Bowers	Gittinger	Millhone	Stewart
Brady	Grau	Mitchell	Stiger
Bruce	Grell	Moore of Benton	Stimpson
Casey	Hanson of Lyon	Moore of	Strachan
Craven	Hanson of	Harrison	Swift of Dubuque
Crouch	Winnebago	Mooty	Swift of Jackson
Cunningham	Hartman	Osborn	Teter
Davis	Hook	Ostby	Thies
Dean	Hultman	Paisley	Thiessen
Ditto	Humeston	Peet	Treimer
Dole	Jenkins	Porter	Weed
Donlon	Jensen	Rawlings	Wenig
Doran	Johnson	Reed	Wiese
Dreessen	Koch	Rice	Wolf
Durant	Laughlin	Roe	Yager
Ellsworth	Lichty	Schmitz	Zipse
Fabritz	Lookingbill	Schroeder	Zylstra
Falvey	McCarthy	Sheridan	Mr. Speaker
Felter	McCreery		

The nays were, none.

Absent or not voting, 12.

Bonnstetter	Gissel	Hough	Peaco
Burgess	Goode	Malone	Ryder
Elliott	Hopp	Maniece	Willis

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

House File No. 292, a bill for an act to repeal sections fifty-two hundred twenty-one (5221), fifty-two hundred twenty-three (5223), fifty-two hundred twenty-five (5225), fifty-two hundred twenty-seven (5227), fifty-two hundred twenty-nine (5229), fifty-two hundred thirty-one (5231), and fifty-two hundred thirty-six (5236), code 1931, and enact substitutes therefor; and to amend sections fifty-one hundred twenty-five (5125), fifty-two hundred twenty (5220), fifty-two hundred twenty-two (5222), fifty-two hundred twenty-four (5224), fifty-two hundred twenty-six (5226), fifty-two hundred twenty-eight (5228), fifty-two hundred thirty (5230), fifty-two hundred thirty-two (5232), fifty-five hundred

Digitized by Google

seventy-one (5571), fifty-five hundred seventy-two (5572), fifty-five hundred seventy-three (5573), and fifty-six hundred sixty-nine (5669), code 1931, revising statutory salaries of county officers and prescribing the method of fixing the salaries of their deputies, was taken up for consideration.

Roe of Allamakee moved to amend section four (4) by adding after the period (.) in line thirty-six (36) the following:

"Further amend said section by striking the first 14 lines of paragraph thirteen (13)".

Amendment adopted.

Fabritz of Wapello moved that the amendment proposed by him and found on page 510 of the Journal of February 20 be adopted. Amendment adopted.

McFarlane of Black Hawk called up the amendment filed by him and found in the Journal of February 22 and moved its adoption.

Stiger of Tama moved the previous question. Motion prevailed.

A division of the amendments was asked. A roll call was demanded and on the question "Shall the first three amendments be adopted?"

The ayes were, 48.

Augustine	Grau	McCreery	Schroeder
Bouska	Grell	McFarlane	Sheridan
Brady	Hanson of Winnebago	McKinnon	Sours
Bruce	Hartman	Metcalf	Stansell
Casey	Hough	Mercer	Stiger
Craven	Hultman	Moore of Benton	Strachan
Cunningham	Jenkins	Moore of Harrison	Thies
Dean	Johnson	Mooty	Weed
Ditto	Koch	Osborn	Wenig
Dole	Laughlin	Peet	Wiese
Dreessen	Lichty	Schmitz	Wolf
Ellsworth	Lookingbill		Yager
Gallagher			

The nays were, 43.

Aldrich	Felter	McLean	Snyder
Alesch	Frizzell	Maniece	Speidel
Beath	Fuelling	Millhone	Stewart
Beswick	Fuester	Mitchell	Stimpson
Bonnstetter	Garner	Ostby	Swift of Dubuque
Bowers	Gissel	Paisley	Swift of Jackson
Davis	Gittinger	Porter	Teter
Doran	Hanson of Lyon	Rawlings	Thiessen
Durant	Hook	Reed	Zipse
Fabritz	Humeston	Roe	Zylstra
Falvey	Jensen	Smith	

Digitized by Google

Absent or not voting, 17.

Burgess	Goode	Malone	Stanzel
Crouch	Hopp	Peaco	Treimer
Donlon	McCarthy	Rice	Willis
Elliott	McDermott	Ryder	Mr. Speaker
Foster			

Amendment adopted.

A roll call was demanded and on the question "Shall the remainder of the amendments be adopted?"

The ayes were, 57.

Augustine	Grau	McFarlane	Sheridan
Bouska	Hanson of Lyon	McKinnon	Snyder
Brady	Hanson of	McLean	Sours
Bruce	Winnebago	Maniece	Speidel
Casey	Hartman	Mercer	Stansell
Craven	Hough	Millhone	Stanzel
Cunningham	Hultman	Moore of Benton	Stiger
Davis	Jenkins	Moore of	Strachan
Ditto	Johnson	Harrison	Teter
Dole	Koch	Mooty	Thies
Dreessen	Lichty	Peet	Wenig
Ellsworth	Lookingbill	Reed	Wiese
Felter	McCarthy	Rice	Wolf
Fuelling	McCreery	Schmitz	Yager
Gallagher	McDermott	Schroeder	

The nays were, 35.

Aldrich	Falvey	Laughlin	Stewart
Alesch	Frizzell	Metcalf	Stimpson
Beath	Fuester	Mitchell	Swift of Dubuque
Beswick	Garner	Ostby	Swift of Jackson
Bonnstetter	Gissel	Paisley	Thiessen
Bowers	Gittinger	Porter	Weed
Dean	Hook	Rawlings	Zipse
Doran	Humeston	Roe	Zylstra
Durant	Jensen	Smith	

Absent or not voting, 16.

Burgess	Fabritz	Hopp	Ryder
Crouch	Foster	Malone	Treimer
Donlon	Goode	Osborn	Willis
Elliott	Grell	Peaco	Mr. Speaker

Amendments adopted.

McCreery of Linn called up the amendment filed by him and found in the Journal of February 22 and moved its adoption.

McCreery of Linn moved to amend the amendment by striking the words "the county sheriff" in line three. Amendment to amendment adopted.

Amendment lost.

Moore of Harrison moved to amend House File No. 292, Section 12, line four, by striking out the words "three dollars" and inserting in lieu thereof "three dollars and fifty cents ($3.50).

Digitized by Google

A roll call was demanded and on the question "Shall the amendment to House File No. 292 be adopted?"

The ayes were, 22.

Augustine	Grell	Moore of Benton	Sours
Beswick	Hanson of Lyon	Moore of	Speidel
Casey	Hartman	Harrison	Stewart
Davis	Hultman	Peet	Stiger
Dreessen	Johnson	Reed	Wenig
Gittinger	Mercer		

The nays were, 65.

Aldrich	Fabritz	Lichty	Schmitz
Alesch	Falvey	Lookingbill	Smith
Beath	Foster	McCarthy	Snyder
Bonnstetter	Frizzell	McCreery	Stansell
Bouska	Fuelling	McDermott	Stanzel
Bowers	Fuester	McKinnon	Stimpson
Brady	Gallagher	McLean	Swift of Dubuque
Bruce	Garner	Maniece	Teter
Craven	Gissel	Metcalf	Thies
Crouch	Grau	Millhone	Thiessen
Cunningham	Hook	Mitchell	Weed
Dean	Hough	Mooty	Wiese
Dole	Humeston	Osborn	Wolf
Donlon	Jenkins	Porter	Zipse
Doran	Jensen	Rice	Zylstra
Durant	Koch	Roe	Mr. Speaker
Ellsworth			

Absent or not voting, 21.

Burgess	Hanson of	Ostby	Sheridan
Ditto	Winnebago	Paisley	Strachan
Elliott	Hopp	Peaco	Swift of Jackson
Felter	Laughlin	Rawlings	Treimer
Goode	McFarlane	Ryder	Willis
	Malone	Schroeder	

Amendment lost.

Roe of Allamakee moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 91.

Aldrich	Donlon	Gissel	Koch
Alesch	Doran	Gittinger	Laughlin
Augustine	Dreessen	Grau	Lichty
Beath	Durant	Grell	Lookingbill
Beswick	Ellsworth	Hanson of Lyon	McCarthy
Bonnstetter	Fabritz	Hanson of	McCreery
Bouska	Falvey	Winnebago	McDermott
Bowers	Felter	Hook	McFarlane
Bruce	Foster	Hough	McKinnon
Casey	Frizzell	Hultman	McLean
Cunningham	Fuelling	Humeston	Maniece
Dean	Fuester	Jenkins	Mercer
Ditto	Gallagher	Jensen	Metcalf
Dole	Garner	Johnson	Millhone

Digitized by Google

Mitchell	Reed	Speidel	Thies
Moore of Benton	Rice	Stansell	Thiessen
Moore of Harrison	Roe	Stanzel	Weed
Mooty	Schmitz	Stewart	Wiese
Osborn	Schroeder	Stiger	Wolf
Paisley	Sheridan	Stimpson	Yager
Peet	Smith	Strachan	Zipse
Porter	Snyder	Swift of Dubuque	Zylstra
Rawlings	Sours	Teter	Mr. Speaker

The nays were, none.

Absent or not voting, 17.

Brady	Elliott	Malone	Swift of Jackson
Burgess	Goode	Ostby	Treimer
Craven	Hartman	Peaco	Wenig
Crouch	Hopp	Ryder	Willis
Davis			

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

Roe of Allamakee moved that the vote by which House Files Nos. 290, 291 and 292 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has concurred in the following joint resolution in which the concurrence of the Senate was asked:

House Joint Resolution No. 7 providing for the appointment of a committee to hold consultations and conferences with members of the faculty of the medical college and members of the staff of the hospital of the State University of Iowa.

BYRON G. ALLEN, *Secretary.*

Fabritz of Wapello offered the following House Concurrent Resolution:

HOUSE CONCURRENT RESOLUTION NO. 14

Whereas, the Lincoln Memorial Association of Iowa, has been organized for the purpose of erecting, establishing, and maintaining a Memorial to be placed upon the Capitol grounds at Des Moines, Iowa, in memory of Abraham Lincoln, therefore,

Be It Resolved by the House, the Senate Concurring: That the Executive Council of the State of Iowa, be and is hereby directed to accept such Memorial on behalf of the State and provide a suitable location for its erection on the Capitol grounds at Des Moines, Iowa.

Laid over under Rule 34.

Digitized by Google

ADDITIONAL COPIES ORDERED PRINTED

Rawlings of Monona asked and obtained unanimous consent to have three hundred (300) additional copies printed of House File No. 311.

Ditto of Osceola asked and obtained unanimous consent to have six hundred (600) additional copies printed of House File No. 396.

Stiger of Tama asked and obtained unanimous consent to consider Senate File No. 146 at this time.

Ditto of Osceola moved that the House adjourn until 3:00 p. m. this day. Motion prevailed.

AFTERNOON SESSION

House met pursuant to adjournment, Speaker Miller in the chair.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled, Senate Files Nos. 90 and 146, House Files Nos. 199, 129 and 78, and House Joint Resolution No. 7.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills; House Files Nos. 199, 129, 78; Senate Files Nos. 90 and 146, and House Joint Resolution No. 7.

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 24th day of February, 1933, sent to the Governor for his approval, House Files Nos. 199, 129 and 78 and House Joint Resolution No. 7.

WM. KOCH, *Chairman.*

Report adopted.

Digitized by Google

AMENDMENTS FILED

Amendment to Substitute Senate File No. 131 by Sheridan of Lee:

Amend Substitute Senate File No. 131 as follows:

1. Amend Section 1 by striking from line 1 the following words: "Millage levy of taxes"; and also amend section 1 by striking from line 4 the following words "millage levy made" and inserting in lieu thereof the word "budget".

2. Amend section 1, line 4, by striking out the following words and figures "seventy-five per cent (75%)" and insert in lieu thereof the words and figures "ninety per cent (90%)".

Speaker Miller announced that the House stands adjourned until March 6 at 2 o'clock p. m.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 6, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend C. E. Lookingbill, Pastor of the Methodist Episcopal Church, Nevada, Iowa.

Journal of February 24 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Goode of Davis for Monday and Tuesday, on request of McKinnon of Henry; Elliott of Polk for the day, on request of Cunningham of Polk.

Willis of Dallas offered the following House Concurrent Resolution:

HOUSE CONCURRENT RESOLUTION NO. 16

Memorializing the Congress of the United States for Discontinuance of Any Further Appropriation for the Development of Inland Waterways.

Whereas, the Congress of the United States has during the past twelve years authorized the expenditure of millions of dollars for the purpose of improving the channel of the Missouri river and the upper Mississippi and for the development of a system of inland waterways in the United States; and

Whereas, under general conditions it is the sense of the House of Representatives of the State of Iowa, the Senate concurring, that all such appropriation for new construction of inland waterway projects should cease during the years 1933 and 1934, therefore

Be It Resolved by the House, the Senate concurring, That the Congress of the United States is hereby memorialized and advised that the House of Representatives and the Senate of the State of Iowa, do hereby emphasize their position for discontinuance of all further appropriations for new construction projects relating to the inland waterway system of the United States during the years 1933 and 1934; and that they hereby memorialize and petition the United States House of Representatives and the United States Senate to defeat any proposed appropriation which may come before it which contemplates the expenditure of any public funds whatsoever for such purposes during said years.

Be It Further Resolved, That certified copies of this resolution be sent to the Vice President of the United States, the Speaker of the House of

Digitized by Google

Representatives, and to each of the United States Senators, and Representatives from Iowa.

Laid over under Rule 34.

Teter of Marion offered the following House Concurrent Resolution:

HOUSE CONCURRENT RESOLUTION NO. 15

Be It Resolved by the House of Representatives, the Senate Concurring: that

Whereas, due to present economic conditions, all the people of this state are demanding a reduction in expenditures of public moneys; and

Whereas, each and every member of the Forty-fifth General Assembly has responded to such demand; and

Whereas, it has been and now is the policy of all persons engaged in public service; and now, therefore,

Be It Resolved by the General Assembly of the State of Iowa: That we, the Speaker of the House of Representatives and the President of the Senate, and the members of the House of Representatives and of the Senate, of the Forty-fifth General Assembly, hereby voluntarily reduce our salaries ten (10%) per centum; and the Chief Clerk of the House of Representatives, and the Chief Clerk of the Senate, hereby are instructed and directed to so notify the Auditor of State.

Laid over under Rule 34.

INTRODUCTION OF BILLS

House File No. 413 by Dean of Cerro Gordo (by request), a bill for an act to amend the law as it now appears in Section Fifty-one Hundred Five-A Forty-one (5105-A41), Code, 1931, regulating the taxation of motor vehicle carriers.

Read first and second times and referred to committee on motor vehicle and transportation.

House File No. 414 by election contest committee, a bill for an act to make an appropriation for the expenses incurred in the election contest of Adair vs. Teter.

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

House File No. 415 by McKinnon of Henry, Wenig of Clay, a bill for an act to provide for the licensing of direct buyers of livestock, regulating the conduct of such buyers, and providing for the feeding and watering of livestock purchased by them.

Digitized by Google

Read first and second times and referred to committee on animal industry.

House File No. 416, by McKinnon of Henry and Wenig of Clay, a bill for an act to provide for the weighing, grading, feeding, docking and watering of livestock at packing plants, slaughtering houses and concentration points.

Read first and second times and referred to committee on animal industry.

House File No. 417 by Crouch of Greene, a bill for an act to amend section seventy-four hundred twenty-d one (7420-d1), Code, 1931, relating to deposits of public funds.

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

House File No. 418 by Crouch of Greene, a bill for an act to provide for the expense of the bonds of the county auditors, clerks, recorders, attorneys, sheriffs and superintendent of schools.

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

House File No. 419 by Moore of Benton, a bill for an act to amend section eighty-six hundred sixty-six (8666), code of Iowa for 1931, to prohibit the making of misleading representations or incomplete comparisons of policies or certificates of insurance to any person insured, for the purpose of inducing such person to lapse, forfeit or surrender insurance.

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

House File No. 420 by Roe of Allamakee, a bill for an act to prohibit the sale, offering for sale and exposing for sale of soap unless the name of the fat or oil from which it is made is stated in specified ways.

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

House File No. 421 by Peaco of Clinton and Willis of Dallas, a bill for an act to repeal sections eighty-three hundred thirty-eight d-two (8338-d2), eighty-three hundred thirty-eight d-three (8338-d3), and eighty-three hundred thirty-eight d-ten (8338-d10), Code, 1931, and enact a substitute therefor, requiring pipe line

Digitized by Google

companies to secure a certificate of convenience and necessity for the construction of pipe lines and providing when certificates shall be issued.

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

House File No. 422 by Rice of Keokuk and Speidel of Washington, a bill for an act to provide that actions on certain obligations shall not be maintained unless they bear a stamp or statement by the assessor or county auditor showing that said obligations have been assessed as moneys or credits.

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

House File No. 423 by Foster of Cedar, a bill for an act to amend Section Seventy-three hundred ninety-eight (7398), Code 1931, relating to responsibilities of the counties to the state with reference to the funds of the state in closed banks within said counties.

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

House File No. 424, by Durant of Hancock, a bill for an act to empower cities and towns operating their own waterworks to provide for the certification to the county treasurer of unpaid water rentals, to provide for the entering of said rentals against the real estate to which the water was furnished and to provide a lien against said real estate for the amount of said rentals.

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

House File No. 425, by Augustine of Ringgold, a bill for an act creating a motorized State Highway patrol for Iowa; providing for the appointment and service of State Highway Patrol Commissioners; audit committee; commission secretary; executive officer; captains; lieutenants; sergeants; quartermaster sergeant; sergeant mechanic; patrolmen first class and patrolmen; defining their authority and powers, duties, uniform, equipment and rate of compensation; specifying motor patrol equipment; designating State Highway Patrol headquarters, patrol substations and providing for the acquisition of land and the erection of buildings thereon; providing for the selection of patrol districts, and a highway traffic survey; providing for tests, examinations, schools of

Digitized by Google

instruction, training, rules, regulations and promotion routine for said State Highway Patrol officers, under-officers, and members; providing for employment and dismissal; transferring certain duties, work, power and authority now vested in the Iowa Board of Railroad Commissioners to said State Highway Patrol; transferring certain duties, work, power, and authority now vested in the Secretary of State, motor vehicle department, to said State Highway Patrol; transferring certain duties, work, power and authority now vested in the Treasurer of State for Iowa to said State Highway Patrol; providing that the State Highway Patrol shall have power and authority to collect monies due the State of Iowa; providing that the State Highway Patrol shall have power and authority to license, supervise and regulate automobiles, trucks, truck tractors, trailers, semi trailers, motor cycles and any or all other vehicles and traffic on the highways of the State; providing for the supervision, license and regulation of roadside tourist camps, cabins, or camp grounds contiguous to roads of the Primary and Secondary road systems of Iowa; providing for the acquisition of property, equipment, supplies, materials, furnishings and furniture including equipment for radio communication; providing for the financing, maintenance and sustenance of said State Highway Patrol; providing for initial expenditures from available fund; and repealing such acts and parts of acts which may be in conflict with the purposes of this act.

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

House File No. 426, by Teter of Marion, a bill for an act to repeal sections one hundred thirteen (113), one hundred fourteen (114), one hundred fifteen (115), one hundred sixteen (116), one hundred seventeen (117), one hundred eighteen (118), one hundred nineteen (119), one hundred twenty (120), one hundred twenty-one (121), one hundred twenty-two (122) and one hundred twenty-three (123), code 1931, relating to examination of cities and counties by state examiners and assistants, to the scope of such examinations, to issuing subpoenas in connection therewith, to refusal to testify, to the reports of such examination, and to filing of same, and to disclosures by such examiners.

Read first and second times and referred to committee on departmental affairs.

House File No. 427, by Hopp of Mills, a bill for an act to require

Digitized by Google

power brake devices on motor vehicle trailers and semitrailers drawn or operated over highways of the State.

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

House File No. 428, by Alesch of Plymouth (by request), a bill for an act to amend section twelve thousand five hundred fifty-four (12,554) Code 1931, relating to fines and forfeitures and the disposition thereof.

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

House File No. 429, by Ellsworth of Hardin, a bill for an act (1) to authorize the Superintendent of Banking as Receiver of closed banks under his jurisdiction to borrow from the Reconstruction Finance Corporation or other party and to pledge, hypothecate and/or sell the assets for the purpose of furnishing more immediate relief to depositors and creditors of any such bank; (2) For a period ending January 1st, 1938 (a) To increase the amount of Anticipatory Warrants that may be issued under the State Sinking Fund; (b) To lower interest rate of said Anticipatory Warrants; (c) To lower the denominations of said warrants; (d) To lower the interest payable on all warrants public bodies or the State may issue and to provide for their reissue if necessary to meet current expenses; (3) To provide for "Service Charges"; (4) Provision as emergency legislation; (5) Act deemed separable; (6) Publication clause.

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

House File No. 430, by Cunningham of Polk, a bill for an act to amend chapter sixty (60), Code, 1931, Relating to Soldiers' Preference Law.

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

House File No. 431, by Burgess of Woodbury, a bill for an act to amend Section Sixty-six hundred seventy-five (6675), Code, 1931, relating to appointments under the city Manager Plan.

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

House File No. 432, by Burgess of Woodbury, a bill for an act

Digitized by Google

relating to interstate bridges, granting to the state highway commission authority with respect thereto, and authorizing counties, townships, cities and towns of this state, including cities acting under special charter, to aid in the payment of the cost of the construction, acquisition and maintenance of such bridges and to levy taxes and issue bonds therefor.

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

House File No. 433, by Burgess of Woodbury, a bill for an act to amend Section fifty-one hundred eleven (5111), Code, 1931, relating to the division of townships into supervisor districts.

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

House File No. 434, by Burgess of Woodbury, a bill for an act relating to unfair competition and discrimination, making certain unfair and discriminatory practice unlawful, defining the duties of the Attorney General in regard thereto, declaring certain contracts illegal and forbidding recovery thereon, providing for actions to enjoin unfair competition and discrimination and to recover damages therefor, making the violation of the provisions of this act a misdemeanor and providing penalty.

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

House File No. 435, by Teter of Marion, a bill for an act to amend section forty-two hundred seventy-seven (4277) of the code, 1931, relating to the payment of high-school tuition.

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

House File No. 436, by Treimer of O'Brien, a bill for an act to amend section ninety hundred forty (9040) of chapter four hundred six (406) of the Code, 1931, relating to the emergency fund of mutual assessment insurance associations other than life, to provide for investment of such fund in loans to other associations organized under said chapter under certain conditions.

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

House File No. 437, by Teter of Marion, a bill for an act relating to actions based on notes and other claims for money due, and

Digitized by Google

requiring allegation and proof of listing for taxation and payment of taxes on such claims, as a condition precedent to the rendition of judgment thereon, and providing for prima facie evidence of such listing and payment of taxes.

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

House File No. 438, by Teter of Marion, a bill for an act to encourage the reduction of acreage of agricultural land devoted to the production of annual crops, and providing for the reduction of the assessed valuation for taxation purposes of land withdrawn from the production of such crops.

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

House File No. 439, by Thies of Pottawattamie, a bill for an act to amend sections fifty-one hundred eleven (5111), to fifty-one hundred thirteen (5113), inclusive, relating to the districting of counties for the election of county supervisors.

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

House File No. 440, by Alesch of Plymouth (by request), a bill for an act to amend section eleven thousand six hundred ninety-three (11693) of the Code, 1931, pertaining to the appointment of receivers.

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

House File No. 441, by Cunningham of Polk, a bill for an act to amend section fifty-nine hundred sixty-four (5964) of the Iowa Code 1931, relating to payment of assessments for sidewalks.

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

House File No. 442, by Dole of Jefferson, a bill for an act to amend section fifty-one hundred thirty (5130), code 1931, to authorize the board of supervisors to regulate and fix rents, rates or charges for telephones and telephonic service within the county exclusive of cities and towns.

Read first and second times and referred to committee on telephone, telegraph and express.

Digitized by Google

House File No. 443, by Dole of Jefferson, a bill for an act to authorize cities and towns to regulate and fix rents, rates or charges for telephones and telephonic service.

Read first and second times and referred to committee on telephone, telegraph and express.

House File No. 444, by Ellsworth of Hardin, a bill for an act to amend Chapter forty-six (46), relating to statement of expenses of candidates for office.

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

House File No. 445, by Mitchell of Webster, a bill for an act to regulate the practice of plumbing and to provide for the examination and licensing of practitioners thereof, to provide rules and regulations concerning the sanitary and healthful installation of plumbing and plumbing fixtures, to create a board of plumbing examiners, to provide for the collection of license fees, to make provision for the payment of the expense of carrying out the provisions of this act, to provide for the regulation of plumbing by the State Health Department, and to amend the law as it appears in sections twenty-one hundred ninety-one (2191), twenty-one hundred ninety-two (2192), twenty-one hundred ninety-three (2193), twenty-four hundred thirty-eight (2438), twenty-four hundred thirty-nine (2439), twenty-four hundred fifty (2450), twenty-four hundred fifty-two (2452), twenty-four hundred fifty-five (2455), fifty-seven hundred seventy-five (5775), and fifty-seven hundred seventy-seven (5777), of the Code, 1931, and repealing sections twenty-one hundred ninety-five (2195), fifty-seven hundred eighty-three (5783), inclusive, of the Code, 1931, relating to the establishment of a state plumbing code of the state department of health in cities and towns.

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

House File No. 446, by Mitchell of Webster, a bill for an act to repeal Chapter five hundred ninety-six (596) of the Code, 1931, relating to the "desecration of the Sabbath" and prohibiting the carrying of fire arms, shooting, hunting, dancing, horse racing, and the buying and selling of property; and prohibiting the operation of trains and the operation of automobiles, which said chapter of

Digitized by Google

the Code has never been enforced and has been openly violated in the state.

Read first and second times and referred to committee on police regulation, suppression of crime and intemperance.

House File No. 447, by Willis of Dallas, a bill for an act to prohibit the engaging in any business of a private nature by any municipality created under the laws of this state, any political subdivision of this state, and any corporation, board, or trustee charged with the administration of any state institution.

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

House File No. 448, by Grau of Buena Vista, a bill for an act to amend section ten hundred forty-three (1043) of the Code of 1931 in relation to costs of contesting elections of County Officers.

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

House File No. 449, by Yager of Dickinson, a bill for an act to amend Section fifty-seven hundred twenty (5720), Code 1931, pertaining to the publication of ordinances of a general or permanent nature.

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

House File No. 450, by Ditto of Osceola, a bill for an act to amend section eighty-five hundred eighty-one-c four (8581-c4), eight-five hundred eighty-one-c five (8581-c5), eighty-five hundred eighty-one-c thirteen (8581-c13), Code, 1931, relating to the Iowa securities act.

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

House File No. 451, by Treimer of O'Brien, a bill for an act to amend section ninety hundred forty (9040) of chapter four hundred six (406), code, 1931, relating to the emergency fund of mutual assessment insurance associations other than life, to provide for investment of such fund in loans to other associations organized under said chapter under certain conditions.

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

Digitized by Google

House File No. 452, by Stansell of Clarke, a bill for an act to repeal chapter four hundred sixteen (416), code, 1931, relating to bank and trust companies as fiduciaries.

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

House File No. 453, by Stansell of Clarke, a bill for an act to amend section ninety-two hundred eighty-three (9283), Code, 1931, relating to intentional fraud in relation to the means or liabilities of bank or trust companies.

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

House File No. 454, by Swift of Jackson, a bill for an act to amend section five thousand nine hundred ninety-three (5993) of the Code 1931, relating to special assessments.

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

House File No. 455, by Swift of Jackson, a bill for an act to amend section five thousand nine hundred ninety-seven (5997) of the code, 1931, relating to special assessments.

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

House File No. 456, by Speidel of Washington, a bill for an act to amend section twenty-six hundred nine (2609), Code, 1931, relating to forest trees.

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

House File No. 457, by Speidel of Washington, a bill for an act to amend section thirty-one hundred d-one (3100-d1), Code, 1931, relating to fee and tax on oleomargarine.

Read first and second times and referred to committee on dairy and foods.

House File No. 458, by Burgess of Woodbury, a bill for an act to impute the negligence of a motor vehicle driver to the occupants of said motor vehicle who are guests or free riders.

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

Digitized by Google

House File No. 459, by Burgess of Woodbury, a bill for an act relating to the issuance of bonds by municipal or governmental subdivisions of this state, and providing for the offering of the same to the public in denominations of fifty ($50.00) dollars, one hundred ($100.00) dollars, five hundred ($500.00) dollars and one thousand ($1000.00) dollars.

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

House File No. 460, by Aldrich of Wright and Casey of Mitchell, a bill for an act to amend section forty-seven hundred fifty-five-b twenty-six (4755-b26) of the Code, 1931, relating to the improvement of extension of primary roads in cities and towns.

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

House File No. 461, by Wenig of Clay, a bill for an act to amend chapter two hundred ninety-two (292), Code, 1931, granting to cities and towns the power to regulate, license, and tax itinerant motor trucks used in the delivery of merchandise.

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

House File No. 462, by Beswick of Van Buren, a bill for an act to amend section forty-nine hundred thirty-one (4931), code, 1931; to repeal section forty-nine hundred ten (4910), code, 1931 and enact a substitute therefor, and to repeal section forty-nine hundred nine (4909), code, 1931, relating to motor vehicle license fees, and providing a penalty for delinquency in registration.

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

House File No. 463, by Hanson of Winnebago, a bill for an act requiring assigned or transferred mortgages to be reported to County Auditor within certain time limit and providing penalty.

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

House File No. 464, by Smith of Cherokee, a bill for an act to repeal Chapter One Hundred Thirty-eight (138), Code, 1931, relating to Farm Aid Associations.

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

Digitized by Google

House File No. 465, by Lookingbill of Story, a bill for an act to amend Sub-section Two (2) of Section sixty-nine hundred and forty-four (6944) of Chapter three hundred and thirty (330)–Code, 1931–relating to exemptions from taxation of property owned by municipalities.

Read first and second times and referred to committee on public utilities.

House File No. 466, by McLean of Marshall, a bill for an act to legalize the Renewal, Amended and Substituted Articles of Incorporation of the Marshall County Farmers Mutual Fire Insurance Association, of Marshalltown, Iowa, a corporation organized under the provisions of Chapter three hundred ninety-four (394), Title nineteen (XIX), of the Code of Iowa, and operating as a county mutual insurance association under the provisions of Chapter four hundred six (406), Title twenty (XX), of the Code of Iowa.

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

House File No. 467 by Cunningham of Polk, a bill for an act to amend section fifty-six hundred fifty-five (5655) of the code, 1931, relating to surety bonds.

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

House File No. 468 by Cunningham of Polk (by request), a bill for an act to amend section sixty-two hundred eleven (6211) Code, 1931, relating to the power of cities and towns to levy special taxes.

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

House File No. 469 by committee on judiciary, a bill for an act requiring all cemetery associations or corporations operating in the State of Iowa, whether privately or municipally owned or controlled, to set aside from the money derived from the sale of burial space, a sufficient sum to insure to the purchaser of such space, adequate perpetual care, and requiring that all mausoleums associations or corporations set aside from the money derived from the sale of crypts, a sufficient sum to insure that

Digitized by Google

said mausoleum and surrounding grounds will be perpetually maintained.

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

House File No. 470 by Cunningham of Polk, a bill for an act to amend section thirty-six hundred fifty-nine (3659) code, 1931, relating to the punishment of the offense of the delinquency of a minor.

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

House File No. 471 by Metcalf of Muscatine, a bill for an act to amend section forty-nine hundred ninety-five (4995), Code, 1931, relating to the designation of certain streets for motor vehicles.

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

House File No. 472 by Metcalf of Muscatine, a bill for an act to amend section forty-two hundred ninety-one (4291), code 1931, relating to powers of State Vocational Board with reference to part time schools.

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

House File No. 473 by Donlon of Palo Alto and Hook of Taylor, a bill for an act to amend section Fourteen (14), Code, 1931, relating to compensation of members of the General Assembly.

Read first and second times and referred to committee on compensation of public officers.

House File No. 474 by Johnson of Linn, a bill for an act to amend section eighty-five hundred eighty-one-c three (8581-c3), Code 1931, relating to the definition of a "security".

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

House File No. 475 by Johnson of Linn, a bill for an act to provide for the regulation, supervision and licensing of persons, firms, corporations or associations, which sell, or offer for sale, memberships or certificates of membership entitling the holders thereof to purchase, either from the issuer or someone designated

Digitized by Google

by the issuer, merchandise, materials, equipment or services on a fixed basis.

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

House File No. 476 by Mercer of Johnson, a bill for an act to define the requirements of a legal newspaper for publication of legal notices, etc.

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

House File No. 477 by Foster of Cedar, a bill for an act to amend section twelve thousand three hundred seventy-six (12376) of the code, 1931, pertaining to the taxing of judgments.

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

House File No. 478 by Foster of Cedar, a bill for an act to amend section ten thousand two hundred sixty-one (10261) of the code, 1931, and to repeal section ten thousand two hundred sixty-five (10265) of the code, 1931, both sections pertaining to landlords' liens.

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

House File No. 479 by Peet of Guthrie, a bill for an act to amend Section Forty-two hundred sixteen-c three (4216-c3) of Chapter two hundred eleven (211), Code 1931, relating to calling of school elections and publication of notice thereof.

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

House File No. 480 by Reed of Mahaska, a bill for an act to make an appropriation for the payment of expenses incurred in the election contest of Horvei vs. Ostby.

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

House File No. 481 by Swift of Dubuque, a bill for an act to amend Section fifty-six hundred eighty-three (5683), code, 1931, relating to annual appropriations by cities and towns to pay dues to the League of Iowa Municipalities.

Digitized by Google

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

House File No. 482 by Mooty of Grundy, a bill for an act to amend Section forty-nine hundred twenty (4920), Code, 1931, relating to license fees on motor vehicle trailers.

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

House File No. 483 by Jenkins of Louisa and Metcalf of Muscatine, a bill for an act to give to the governing boards of Drainage Districts authority to determine and maintain water level within Drainage District, and to provide for the payment of damages for raising or lowering of such water level.

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

House File No. 484 by Metcalf of Muscatine, a bill for an act to authorize the Burlington, Muscatine & Northwestern Railway Company, an Iowa Corporation, to construct, operate and maintain a railroad bridge across the Iowa River at or near the Village of Toolesboro, in Louisa County, Iowa.

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

House File No. 485 by Fuelling of Clayton, a bill for an act to amend section five thousand six hundred thirty-four (5634), Code, 1931, relating to appointment of officers by mayors.

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

House File No. 486 by McLean of Marshall, a bill for an act relating to taxation, and providing for the payment of taxes in quarterly installments, and to amend section seventy-two hundred ten (7210) of the code, 1931, and repeal sections seventy-two hundred eleven (7211) and seventy-two hundred fourteen (7214) of the code, 1931, and to enact substitute therefor.

Read first and second times and referred to committee on tax reduction.

House File No. 487 by Willis of Dallas, a bill for an act to amend section sixty-four hundred seventy-four, (6474), of the code, 1931, relating to restricted residence districts.

Digitized by Google

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

House File No. 488 by Jenkins of Louisa and Metcalf of Muscatine, a bill for an act authorizing the governing board of any Drainage or Levee District which holds Certificates of Purchase at tax sale of lands within Drainage or Levee Districts, to make application on behalf of the District for the appointment of such Receiver for such land; to provide for the appointment of such Receiver; to prescribe a procedure therefor, and distribution of the proceeds.

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

House File No. 489 by Dean of Cerro Gordo, a bill for an act to amend section seventy-four hundred eighty-two (7482), Code, 1931, providing relief as to unpaid drainage assessments.

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

House File No. 490 by Reed of Mahaska, a bill for an act to enact a law relating to the elimination of extension services and appropriations therefor to the Iowa State Teachers College.

Read first and second times and referred to committee on state educational institutions.

House File No. 491 by Reed of Mahaska, a bill for an act to amend chapter two hundred (200) Code of 1931, relating to fees received for judging live-stock and exhibits at Fairs and live-stock expositions by professors, instructors and directors of the State College of Agriculture and Mechanical Arts.

Read first and second times and referred to committee on departmental affairs.

House File No. 492 by Reed of Mahaska, a bill for an act to amend section forty-six hundred thirty (4630) Code of 1931 relating to salary of special counsel for Highway Commission.

Read first and second times and referred to committee on departmental affairs.

House File No. 493 by Reed of Mahaska, a bill for an act to amend section twenty-eight hundred twelve (2812) Code of 1931,

Digitized by Google

relating to license fees for operating restaurants and food establishments.

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

House File No. 494, by Reed of Mahaska, a bill for an act to amend section nine hundred ninety-four (994) Code of 1931, relating to contesting elections for seats in the General Assembly.

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

House File No. 495, by Reed of Mahaska, a bill for an act to amend section forty-five hundred sixty-one (4561) Code of 1931, relating to the width of roads.

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

House File No. 496, by Reed of Mahaska, a bill for an act to amend section seventy-one hundred eighty-eight (7188) Code of 1931 relating to the collection of taxes.

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

House File No. 497, by Felter of Warren, a bill for an act to repeal sections ten thousand two hundred sixty-one (10261) and ten thousand two hundred sixty-two (10262), Code 1931, and to enact substitutes therefor, relating to landlord's liens and the recording thereof.

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

House File No. 498, by Beswick of Van Buren, a bill for an act to amend section fifty-five hundred eighty-two (5582), Code, 1931, relating to township trustees for amusement places.

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

House File No. 499, by Beswick of Van Buren, a bill for an act to require the State Fair Board to issue season passes to government crop reporters.

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

Digitized by Google

House File No. 500, by Grell of Scott, a bill for an act to amend section eleven thousand seven hundred forty-four (11744) of the code, 1931, pertaining to the taxing of a sheriff's deed.

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

House File No. 501, by Treimer of O'Brien, a bill for an act to amend section Forty Eight Hundred Seventeen (4817) and section Forty Eight Hundred Nineteen (4819), and Chapter Two Hundred Forty Six (246), of the Code, 1931, relating to weeds and the duties of the Board of Supervisors in regard to the destruction of the same.

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

House File No. 502, by Grell of Scott, a bill for an act to repeal section twelve thousand three hundred seventy-seven (12377) of the code, 1931, pertaining to general execution for the balance of judgment.

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

House File No. 503, by Burgess of Woodbury, a bill for an act to repeal Section Four Thousand Nine Hundred Nineteen-d1 (4919-d1), Code 1931, relating to truck-tractor license fees and to equalize license fees for truck-tractors.

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

House File No. 504, by Jenkins of Louisa, a bill for an act to amend section seven thousand one hundred and sixty-one (7161) of the Code, 1931, relating to the appointment of the compensation of persons employed to discover property not listed or assessed for taxation.

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

House File No. 505, by Brady of Pottawattamie, a bill for an act to make an emergency appropriation to pay the cost of repairing the heating plant at the Iowa School for the Deaf, Council Bluffs, Iowa; and to pay the expenses of transporting two boilers from the Iowa State Teachers College, Cedar Falls, Iowa, to the Iowa School for the Deaf, and the installation thereof.

Digitized by Google

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

House File No. 506, by Gissel of Buchanan, a bill for an act to make ineligible to vote at any election all inmates of county homes for the poor and to prohibit solicitation of political support from such inmates and to provide penalties for the violation of this act.

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

House File No. 507, by Augustine of Ringgold and Fuelling of Clayton, a bill for an act prohibiting motor vehicles equipped with iron, steel or hard rubber tires to operate, on or be operated, on the highways of the State, and repealing acts inconsistent thereto.

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

House File No. 508, by Hanson of Winnebago, a bill for an act to tax the incomes derived from tax free securities.

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

House File No. 509, by Burgess of Woodbury, a bill for an act providing for the creation and establishment, for the state of Iowa, of a state board for licensing contractors; providing for the appointment and qualification of the members of said board and the organization and jurisdiction thereof; providing for the registration of contractors, and defining the term "contractor"; providing for the method of obtaining licenses for contractors engaged in the business of contracting; providing the method of suspension and revocation of such license; and providing penalties for violations of the provisions of this act.

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

House File No. 510, by Reed of Mahaska, a bill for an act to require certain common carriers transporting passengers or freight to have a reserve operator in the cab or near the control while the car or vehicle containing said passengers or freight is in operation, except at terminals.

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

Digitized by Google

House File No. 511, by Burgess of Woodbury, a bill for an act to repeal Section Four Thousand Nine Hundred Thirteen (4913), Code of Iowa, 1931, relating to license fees for trucks equipped with pneumatic tires, and to equalize license fees for trucks equipped with pneumatic tires.

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

House File No. 512, by Stiger of Tama, a bill for an act to repeal chapters 252-A1, 252-A2, and 252-C1 of the code, 1931, relating to the regulation and taxation of motor carriers; and to provide for the supervision and regulation by the Board of Railroad Commissioners of the use of the highways by those engaged in transportation by motor vehicle for hire; to define common and contract motor carriers; to provide for the levy and collection of a tax to be paid by such motor carriers for the maintenance and repair of the highways; and to provide for the administration and enforcement of the provisions of this act, the disposition of moneys collected hereunder, and punishment for violation of the provisions hereof.

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

House File No. 513, by Foster of Cedar, a bill for an act to legalize the acts of the Boards of Supervisors in any and all counties in the State of Iowa in refusing to appropriate monies from the county treasury as provided in Section 2930, Chapter 138 relating to farm aid associations for the years of 1932 and 1933 and or refusing to levy millage tax to provide for such appropriation.

Read first and second times and referred to committee on tax reduction.

House File No. 514, by Snyder of Hamilton, Durant of Hancock and Dean of Cerro Gordo, a bill for an act to amend section fifty-one hundred ninety-one (5191), code 1931, relating to compensation of sheriffs for feeding and lodging prisoners.

Read first and second times and referred to committee on compensation of public officers.

House File No. 515, by Foster of Cedar, a bill for an act to tax that portion of judgments issued under section twelve thousand three hundred seventy-six (12376) of the code, 1931, which is in

Digitized by Google

excess of the amount for which the mortgaged property was sold.

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

House File No. 516 by Foster of Cedar, a bill for an act to amend section four thousand twelve (4012) code, 1931, pertaining to the treatment of indigent persons.

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

House File No. 517 by Rice of Keokuk, a bill for an act relating to the purchase of real estate by the State Highway Commission for highway purposes and for the determination of priority of liens thereon, and authorizing the payment of the purchase price to the clerk of the district court of the county in which the real estate is situated, and directing the disbursement thereof to the respective lienholders upon the filing of proper releases and upon giving full credit on the indebtedness of the amounts received by such lienholders.

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

House File No. 518 by McKinnon of Henry and Donlon of Palo Alto, a bill for an act to amend sections eleven thousand seven hundred forty-three (11743), eleven thousand seven hundred forty-four (11744), eleven thousand seven hundred seventy-four (11774), eleven thousand seven hundred seventy-six (11776), eleven thousand seven hundred eighty-six (11786), and eleven thousand seven hundred eighty-seven (11787), of the code, 1931, pertaining to the period of redemption in real estate foreclosures, and the issuance of the deed therefor.

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

House File No. 519, by Grell of Scott, a bill for an act to repeal and amend Chapter four hundred fifteen (415), Code, 1931, relative to Co-operative Banking.

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

House File No. 520 by Grell of Scott (by request), a bill for an act to authorize the organization of Depository Corporations.

Digitized by Google

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

House File No. 521 by Moore of Harrison, a bill for an act to repeal Section one hundred forty-five b three, (145-b3) Code, 1931, and enact a substitute therefor, providing for the collection and disbursement of interest from the additional bonus and disability fund investments, and to regulate the accounting therefor.

Read first and second times and referred to committee on military affairs.

House File No. 522 by Grell of Scott, a bill for an act that vaccination or inoculation shall not be made a precedent for admission to any school or college, or for the exercise of any right, the performance of any duty, or the enjoyment of any privilege, by any person, penalties for violations of this act; and repealing all laws or parts of laws in conflict herewith.

Read first and second times and referred to committee on public health.

House File No. 523 by Grell of Scott, a bill for an act granting to the Board of Supervisors of counties the power and authority to establish rural municipalities, and providing for the organization, incorporation and government of such rural municipalities, and authorizing such rural municipalities to construct, acquire, operate and maintain rural telephone lines and electric light, heat and power distribution lines in such rural districts, and authorizing such districts to incur bonded indebtedness for such purposes and to levy and collect taxes to pay the principal and interest thereon, and defining the powers, duties and obligations of such rural municipalities.

Read first and second times and referred to committee on public utilities.

House File No. 524 by McKinnon of Henry, a bill for an act to amend sections twenty-two hundred eighteen (2218) and twenty-two hundred nineteen (2219) of the Code, 1931, relating to the composition of the State Board of Health; and repealing all laws and parts of laws in conflict herewith.

Read first and second times and referred to committee on departmental affairs.

House File No. 525 by McKinnon of Henry, a bill for an act to

Digitized by Google

amend section twenty-one hundred eighty-six (2186) and twenty-one hundred ninety-one (2191), of the Code, 1931, relating to the personnel of the Department of Health; and repealing all laws and parts of laws in conflict herewith.

Read first and second times and referred to committee on departmental affairs.

House File No. 526 by Zylstra of Sioux, a bill for an act to repeal sections Forty-nine Nine (4909) and Forty-nine Ten (4910), Code 1931, and enact a substitute therefor, relating to the reduction of certain automobile license fees and to replace same by one cent additional tax on gasoline used.

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

House File No. 527 by Zylstra of Sioux, a bill for an act to repeal sections nineteen hundred twenty-four (1924) nineteen hundred twenty-five (1925), nineteen hundred twenty-six (1926), nineteen hundred twenty-six-b one (1926-b1) Code 1931, and enact a substitute therefore, relating to regulation of the manufacture and sale of beer and spirituous liquors.

Read first and second times and referred to committee on police regulation, suppression of crime and intemperance.

House File No. 528 by Reed of Mahaska, a bill for an act to repeal Chapter two hundred ninety-three D-one (293-D1) Code of 1931, relating to Permanent Park Boards.

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

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 384, a bill for an act to amend House File No. 199, Acts of the 45th General Assembly, relating to the issuance of so-called "Stamp-Notes."

BYRON G. ALLEN, *Secretary.*

SENATE MESSAGES CONSIDERED

Senate File No. 384, a bill for an act to amend House File No. 199, acts of the forty-fifth general assembly, providing a plan

Digitized by Google

for the relief of poor and unemployed people; to provide for the adoption of the plan of payment with "Stamp-Notes" by counties, and to declare the duties and liabilities of counties adopting said plan and to fix the rights and the liabilities under said plan.

Read first and second times and, by unanimous consent, passed on file.

CONSIDERATION OF BILLS

Senate File No. 384, a bill for an act to amend House File No. 199, acts of the forty-fifth general assembly, providing a plan for the relief of poor and unemployed people; to provide for the adoption of a plan of payment with "Stamp-Notes" by counties, and to declare the duties and liabilities of counties adopting said plan and to fix the rights and the liabilities under said plan, was taken up for consideration.

Zylstra of Sioux moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 95.

Aldrich	Frizzell	McCarthy	Schmitz
Alesch	Fuelling	McCreery	Schroeder
Augustine	Fuester	McDermott	Sheridan
Beath	Gallagher	McFarlane	Smith
Beswick	Garner	McKinnon	Snyder
Bonnstetter	Gissel	McLean	Speidel
Bouska	Gittinger	Malone	Stanzel
Bowers	Grau	Maniece	Stewart
Brady	Grell	Mercer	Stiger
Bruce	Hanson of Lyon	Metcalf	Stimpson
Burgess	Hanson of Winnebago	Millhone	Strachan
Casey	Hartman	Mitchell	Swift of Dubuque
Craven	Hook	Moore of Benton	Swift of Jackson
Cunningham	Hopp	Moore of Harrison	Teter
Davis	Hough	Mooty	Thies
Dean	Hultman	Osborn	Treimer
Ditto	Humeston	Paisley	Weed
Dole	Jenkins	Peet	Wenig
Donlon	Jensen	Rawlings	Wiese
Doran	Johnson	Reed	Willis
Dreessen	Koch	Rice	Yager
Durant	Laughlin	Roe	Zipse
Ellsworth	Lichty	Ryder	Zylstra
Falvey			Mr. Speaker
Foster			

The nays were, none.

Digitized by Google

Absent or not voting, 13.

Crouch	Goode	Peaco	Stansell
Elliott	Lookingbill	Porter	Thiessen
Fabritz	Ostby	Sours	Wolf
Felter			

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

Zylstra of Sioux moved that the vote by which Senate File No. 384 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

HOUSE FILE NO. 213 REREFERRED

Hopp of Mills moved that the committee report on House File No. 213 be rejected and the bill be rereferred to the judiciary committee. Motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled, Senate File No. 384.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bill: Senate File No. 384.

Reed of Mahaska filed the following amendment to the amendment to House File No. 311:

Amend the amendment to House File No. 311 by removing the period at the end of section six (6) and adding thereto the following:
"And until at least three of the adjoining states have adopted a similar measure".

Swift of Jackson filed the following amendments to section one of the Substitute bill for Senate File No. 131:

1. Strike from line one the words "millage levy" and insert in lieu thereof the word "amount".

Digitized by Google

2. Further amend by striking from line four the words "millage levy made" and insert in lieu thereof the words "amount collected".

Strachan of Humboldt filed the following amendment to the substitute for Senate File No. 131:

Amend substitute for Senate File No. 131 as follows:

1. Strike out lines one (1), two (2), three (3), and four (4), of section one (1) and insert in lieu thereof the following:

"Section 1. The total amount of the taxes levied in each of the years 1933 and 1934 for or on behalf of all taxing districts, including special charter cities, in the state, exclusive of school districts, shall not exceed seventy-five per cent (75%) of the total amount levied in".

2. Insert the following immediately after section one (1) as a new section to be numbered two:

"Sec. 2. In school districts the total amount of taxes estimated and certified for levy in the general fund in each of the years 1933 and 1934 for each person of school age in the district shall not exceed seventy-five per cent (75%) of the amount such district estimated and certified for levy in the general fund in 1930 for each person of school age in the district, provided this limitation shall not be construed as requiring any school district in either the year 1933 or the year 1934 to reduce its general fund levy below seven hundred dollars ($700.00) for each school in the district, exclusive of the amount required in such district to pay high school tuition, nor as requiring any school district to pay high school tuition, nor as requiring any school district to levy for the general fund less than forty-three dollars ($43.00) for each person of school age in the district."

3. Strike out lines one (1) to seven (7), inclusive, of section two (2) and insert in lieu thereof the following:

"Sec. 3. Any taxing district, on a showing of strict necessity made to the budget director, and on securing his".

4. Strike from line one (1) of section three (3) the figure "3" and insert in lieu thereof the figure "4".

Brady of Pottawattamie filed the following amendments to Senate File No. 131:

Amend Senate File No. 131 as follows:

Amendment No. 1. Amend Section 1, line 4, by striking the words and figures "seventy-five per cent (75%)", and inserting in lieu thereof, "eighty-five per cent (85%)".

Amendment No. 2. Amend Section 1, line 18, by inserting a comma (,) after the words "bonds", and insert the following: "certificates, warrants or levies for contracts".

Amendment No. 3. Amend Section 1, line 23, by inserting a comma (,) in place of the period (.) after the word "outstanding", and add the following: "or levies for the maintenance and operation of police and fire departments within any city or town".

Digitized by Google

Hook of Taylor filed the following amendments to House File No. 135:

1. Strike out sections one and two.
2. Amend section three by striking from lines one and two the following: "Sec. 3. That from the taking effect of this act it" and inserting in lieu thereof "Section 1. It".
3. Further amend section three by striking out all after the word "repealed" in line six and inserting in lieu thereof a "period (.)".
4. Amend the title by striking out the following: "to amend sections seventeen hundred sixty-six (1766) and seventeen hundred sixty-six-a one (1766-a1), Code 1931,".

Fabritz of Wapello, Mitchell of Webster and McCreery of Linn, filed the following substitute for the pending amendment to House File No. 101:

As a substitute for the pending amendment we move to amend House File No. 101 by striking from said Bill all that appears therein following the enacting clause and substituting in lieu thereof the following:

"Section 1. That the law as it appears in Section Ninety Four Hundred Twenty (9420) of the Code, 1931, be and the same is hereby repealed and the following enacted in lieu thereof:

Section 9420 e-1. The Small Loan Rate-Making Advisory Council is hereby created. The said Advisory Council shall consist of the Superintendent of Banking of the State of Iowa and four other members to be appointed by the Governor of Iowa, not less than two of whom shall be affiliated with organized labor. Prior to July 1, 1933, the Governor shall appoint four members of the Small Loan Rate-Making Advisory Council, one of whom shall be appointed for a term expiring on July 1, 1934, one for a term expiring July 1, 1935, one for a term expiring on July 1, 1936, and one for a term expiring on July 1, 1937. The terms of the said four members shall commence upon their appointment.

Section 9420 e-2. Prior to July first in each year commencing in 1934, the Governor shall appoint one member of said Advisory Council to succeed the member (other than the Superintendent of Banking) whose term of office expires on the said date in such year. All such appointees shall serve for a period of four years from July first of the year of appointment. Any vacancy among the members of the Advisory Council (other than the Superintendent of Banking) shall be filled by the Governor for the unexpired portion of the term in which said vacancy develops.

Section 9420 e-3. The Advisory Council shall elect its own officers and adopt its own rules of procedure not inconsistent with the provisions of this Chapter or the requirements of law. The Advisory Council, prior to the issuance of any order provided in the following section hereof, shall hold a public hearing and not less than twenty days in advance thereof shall give notice of such hearing by publishing notice thereof at least once in some daily newspaper of general circulation in the State of Iowa as the Advisory Council may designate. No member of the Advisory

Digitized by Google

Council (other than the Superintendent of Banking) shall receive compensation for his services as such member, but each member shall be entitled to receive his actual traveling and other necessary expenses incurred in the performance of his duties as a member of the Advisory Council and to pay the same there is hereby annually appropriated out of any funds in the State Treasury not otherwise appropriated a sum sufficient to pay the actual traveling and other necessary expenses incurred by each member in the performance of his duties.

Section 9420 e-4. It shall be the duty of the Advisory Council and the Advisory Council shall have power, jurisdiction and authority to investigate the conditions and ascertain the facts with reference to the business of making loans in various amounts up to and including Three Hundred Dollars ($300.00), hereinafter referred to as small loans, and upon the basis of such ascertained facts to determine and fix by an order in writing such maximum rates of interest or charge upon small loans as will make available adequate credit facilities to individuals pressed for lack of funds and without the security generally required by commercial banks, by inducing efficiently operated commercial capital to enter such business in sufficient amounts to provide such adequate credit facilities. The Advisory Council may from time to time upon the basis of changed facts or conditions redetermine and refix any maximum rate of interest or charge previously determined fixed by it.

Section 9420 e-5. Any maximum rate of interest or charge so fixed by the Advisory Council shall be effective only as to loan contracts entered into by licensees under this Chapter from and after the expiration of ten (10) days following the filing of the order of the Advisory Council with the licensing official. Within forty-eight hours thereafter the licensing official shall send to each licensee a copy of said decision by registered mail, but the failure of the licensing official to do so shall not invalidate the order of the Advisory Council.

Section 9420 e-6. Until the expiration of ten (10) days from the date the Advisory Council shall fix rates of interest or charge under authority of this Chapter different from that now provided by law, and at any other time when a different rate fixed by the Advisory Council shall not be in effect, the maximum rate of interest or charge upon all such small loans made by licensees under this Chapter shall be three and one-half per cent. (3½%) per month.

Section 9420 e-7. Every licenseee hereunder may lend any sum of money not exceeding Three Hundred Dollars ($300.00) and may charge, contract for, and receive thereon a rate of charge not exceeding the maximum rate fixed by the Advisory Council under the foregoing provisions of this Chapter or by the provisions of Section Ninety Four Hundred Twenty e-six (9420 e-6).

Section 2. That the law as it appears in Section Ninety Four Hundred Twenty Two (9422) of the Code, 1931, be and the same is hereby repealed and the following enacted in lieu thereof:

Section 9422 e-1. No licensee shall, directly or indirectly, contract for or receive any amount for any purpose whatsoever, in addition to such interest and charge as the Advisory Council may from time to time fix

Digitized by Google

under the provisions of this Chapter or as fixed by the provisions of Section 9420 e-6 if such section is operative.

Section 3. That the law as it appears in Section Ninety Four Hundred Ten (9410) of the Code, 1931, be and the same is hereby repealed and the following enacted in lieu thereof:

Section 9410 e-1. No person, co-partnership, or corporation shall engage in the business of making loans of money, credit, goods, or things in action in the amount or to the value of Three Hundred Dollars ($300.00) or less, and charge, contract for, or receive a greater rate than he or it would be permitted by law to charge if not a licensee under this Chapter, except as authorized by this Chapter, and without first obtaining a license from the Superintendent of Banking hereinafter called the licensing official.

Section 4. That the law as it appears in Section Ninety Four Hundred Twelve (9412) of the Code, 1931, be and the same is hereby repealed and the following enacted in lieu thereof:

Section 9412 e-1. Every such application shall be made under oath and shall contain such additional information as the licensing official may require. Such applicant at the time of making such application shall pay to the licensing official the sum of Fifty Dollars ($50.00) as a fee for investigating the application and the additional sum of One Hundred Dollars ($100.00) as an annual license fee and in full payment of all expenses of examination under and administration of this Chapter, for a period terminating on the last day of the current calendar year; provided, that if the application is filed after June thirtieth in any year, such additional sum shall be only Fifty Dollars ($50.00).

Section 9412 e-2. Every applicant shall also prove, in form satisfactory to the licensing official, that he or it has available for the operation of such business at the location specified in the application, liquid assets of at least Fifteen Thousand Dollars ($15,000.00).

Section 5. That the law as it appears in Section Ninety Four Hundred Fifteen (9415) of the Code, 1931, be and the same is hereby repealed and the following enacted in lieu theerof:

Section 9415 e-1. Upon the filing of such application and the payment of such fees and the approval of such bond, and after the applicant has been afforded a reasonable opportunity to be heard, if the licensing official shall find that the financial responsibility, character, and general fitness of the applicant, and of the members thereof if the applicant be a co-partnership or association, and of the officers and directors thereof if the applicant be a corporation, are such as to command the confidence of the community and to warrant belief that the business will be operated honestly, fairly and efficiently within the purposes of this Chapter, and if the licensing official shall find that allowing such applicant to engage in business will promote the convenience and advantage of the community in which the business of the applicant is to be conducted, and if the licensing official shall find that the applicant has available for the operation of such business at the specified location liquid assets of at least Fifteen Thousand Dollars ($15,000.00) he shall thereupon issue and deliver a license to the applicant to make loans in accordance with the

Digitized by Google

provisions of this Chapter at the location specified in the said application, which license shall remain in full force and effect until it is surrendered, revoked, or suspended as hereinafter provided; if the licensing official shall not so find he shall not issue such license and he shall notify the applicant of the denial and return to the applicant the bond and the sum paid by the applicant as a license fee, retaining the Fifty Dollars ($50.00) investigation fee to cover the costs of investigating the application. The licensing official shall approve or deny every application for license hereunder within sixty days from the filing thereof with the said fees and the said approved bond.

Section 9415 e-2. If the application is denied the licensing official shall within twenty days thereafter file with the Department of Banking a written decision and findings with respect thereto containing the evidence and the reasons supporting the denial, and forthwith serve upon the applicant a copy thereof, which decision and findings may be reviewed by a writ of certiorari in an action brought in the District Court of Polk County, Iowa, within thirty days after the filing of said decision and findings.

Section 9415 e-3. Every licensee shall at all times have available for each licensed place of business at least Fifteen Thousand Dollars ($15,000.00) in assets either in liquid form or actually used in the conduct of each such place of business.

Section 9415 e-4. Every licensee shall, on or before the twentieth day of each December, pay to the licensing official the sum of One Hundred Dollars ($100.00) as an annual license fee for the next succeeding calendar year and at the same time file a bond in the same amount and of the same character as required by Sections Ninety Four Hundred Thirteen (9413) and Ninety Four Hundred Fourteen (9414) of this Chapter.

Section 6. That the law as it now appears in Section Ninety Four Hundred Sixteen (9416) of the Code, 1931, be and the same is hereby repealed and the following enacted in lieu thereof:

Section 9416 e-1. Not more than one place of business shall be maintained under the same license, but the licensing official may issue more than one license to the same licensee upon compliance with all the provisions of this Chapter governing an original issuence of a license, for each such new license. No license shall be transferable or assignable.

Section 9416 e-2. Whenever a licensee shall change his place of business to another location within the same municipality he shall at once give written notice thereof to the licensing official who shall attach to the license in writing his record of the change and the date thereof, which shall be authority for the operation of such business under such license at such new location. No change in the place of business of a licensee to a location outside of the original municipality shall be permitted under the same license.

Section 7. That the law as it now appears in Section Ninety Four Hundred Nineteen (9419) of the Code, 1931, be and the same is hereby repealed and the following enacted in lieu thereof:

Section 9419 e-1. The licensing official shall, upon ten days' notice to the licensee stating the contemplated action and in general the grounds

Digitized by Google

therefor, and upon reasonable opportunity to be heard, revoke any license issued hereunder if he shall find that:

(a) The licensee has failed to pay the annual license fee or to maintain in effect the bond or bonds required under the provisions of this Chapter or to comply with any demand, ruling, or requirement of the licensing official lawfully made pursuant to and within the authority of this Chapter; or that

(b) The licensee has violated any provisions of this Chapter or any rule or regulation lawfully made by the licensing official under and within the authority of this Chapter; or that

(c) Any fact or condition exists which, if it had existed at the time of the original application for such license, clearly would have warranted the licensing official to refuse originally to issue such license.

Section 9419 e-2. If the licensing official shall find that probable cause for revocation of any license exists and that the enforcement of this Chapter requires immediate suspension of such license pending investigation, he may, without notice or hearing, suspend such license for a period not exceeding thirty (30) days.

Section 9419 e-3. The licensing official may revoke or suspend only the particular license with respect to which grounds for revocation or suspension may occur or exist, or, if he shall find that such grounds for revocation or suspension are of general application to all offices, or to more than one office operated by such licensee, he shall revoke or suspend all of the licenses issued to said licensee or such licenses as such grounds apply to, as the case may be.

Section 9419 e-4. Any licensee may surrender any license by delivering to the licensing official written notice that he thereby surrenders such license, but such surrender shall not affect such licensee's civil or criminal liability for acts committed prior to such surrender. No revocation or suspension or surrender of any license shall impair or affect the obligation of any preexisting lawful contract between the licensee and any borrower.

Section 9419 e-5. Whenever the licensing official shall revoke or suspend a license issued pursuant to this Chapter, he shall forthwith file with the Department of Banking a written order to that effect and findings with respect thereto containing the evidence and the reasons supporting the revocation or suspension, and forthwith serve upon the licensee a copy thereof, which order may be reviewed by writ of certiorari in an action brought in the District Court of Polk County, Iowa, within thirty (30) days after the filing of said order and findings.

Section 9419 e-6. The licensing official is hereby authorized and empowered to make such general rules and regulations and such specific rulings, demands, and findings, in execution of and supplementary to the provisions of this Chapter but not in conflict therewith, as may be necessary for the proper conduct of such business and for the enforcement of this Chapter and to protect borrowers and the public.

Section 8. That Section Ninety Four Hundred Twenty One (9421) Code of Iowa, 1931, be and the same is hereby amended by adding thereto the following:

Digitized by Google

Section 9421 e-1. The maximum interest permitted on loans made under this Chapter shall be computed on the basis of the number of days actually elapsed and for the purpose of such computation a month shall be any period of thirty (30) consecutive days. No licensee shall induce or permit any borrower or borrowers to split up or divide any loan or loans.

Section 9. That the law as it appears in Section Ninety Four Hundred Twenty Five (9425) Code of 1931, be and the same is hereby repealed and the following enacted in lieu thereof:

Section 9425 e-1. Every licensee shall:

1. Deliver to the borrower at the time any loan is made a statement (upon which there shall be printed a copy of Section Ninety Four Hundred Twenty e-one (9420 e-1) Section Ninety Four Hundred Twenty e-seven (9420 e-7) of this Chapter, both inclusive) in the English language showing in clear and distinct terms the amount and date of the loan and of its maturity, the nature of the security, if any, for the loan, the name and address of the borrower and of the licensee, and the agreed rate of charge.

2. Give to the borrower a plain and complete receipt for all payments made on account of any such loan at the time such payments are made, specifying the amount applied to interest and the amount applied to principal, and stating the unpaid principal balance, if any, of such loan.

3. Upon repayment of the loan in full, mark indelibly every obligation and security signed by the borrower with the word "Paid" or "Cancelled", and release any mortgage, restore anyp ledge, cancel and return any note, and cancel and return any assignment given to the licensee by the borrower.

4. Permit payment to be made in advance in any amount on any contract of loan at any time, but the licensee may apply such payment first to all interest in full at the agreed rate up to the date of such payment.

Section 10. That the law as it appears in Section Ninety Four Hundred Twenty Nine (9429) Code of 1931, be and the same is hereby repealed and the following is enacted in lieu thereof:

Section 9429 e-1. No person, co-partnership or corporation, except as authorized by this Chapter shall, directly or indirectly, charge, contract for, or receive any interest or consideration greater than the lender would be permitted by law to charge if not licensed hereunder upon the loan, use, or forbearance of money, goods, or things in action, or upon the loan, use, or sale of credit, of the amount or value of Three Hundred Dollars ($300.00) or less.

Section 11. That the law as it appears in Section Ninety Four Hundred Thirty Two (9432) of the Code, 1931, be and the same is hereby repealed and the following enacted in lieu thereof:

Section 9432 e-1. No licensee or other person, co-partnership, association, or corporation shall advertise, print, display, publish, distribute or broadcast or cause or permit to be advertised, printed, displayed, published, distributed, or broadcast, in any manner whatsoever any

Digitized by Google

statement or representation with regard to the rates, terms, or conditions for the lending of money, credit, goods, or things in action in the amount or of the value of Three Hundred Dollars ($300.00) or less, which is false, misleading, or deceptive. The licensing official may order any licensee to desist from any conduct which he shall find to be a violation of the foregoing provisions. If any licensee refers in any advertising matter to the rate of charge upon loans to be made by him, the licensing official may require such licensee to state such rate of charge fully and clearly in such manner as he may deem necessary to prevent misunderstanding thereof by prospective borrowers.

Section 9432 e-2. No licensee shall conduct the business of making loans under the provisions of this Chapter within any office, room, or place of business in which any other business is solicited or engaged in, or in association or conjunction therewith, except as may be authorized in writing by the licensing official upon his finding that the character of such other business is such that the granting of such authority would not facilitate evasions of this Chapter or of the rules and regulations lawfully made hereunder.

Section 9432 e-3. No licensee shall take a lien upon real estate as security for any loan under the provisions of this Chapter, except such lien as is created by law upon the journalizing of a judgment or the transcripting of a judgment.

Section 12. That Section Ninety Four Hundred Thirty Four (9434) of the Code, 1931, be and the same is hereby amended by adding thereto the following:

Section 9434 e-1. Every licensee shall annually on or before the fifteenth day of March file a report with the licensing official giving such relevant information as the licensing official reasonably may require concerning the business and operations during the preceding calendar year of each licensed place of business conducted by such licensee within the State. Such report shall be made under oath and shall be in the form prescribed by the licensing official who shall make and publish annually an analysis and recapitulation of such reports.

Section 13. That the law as it appears in Section Ninety Four Hundred Thirty Five (9435) Code of 1931, be and the same is hereby repealed and the following enacted in lieu thereof:

Section 9435 e-1. Any person, co-partnership, or corporation and the several members, officers, directors, agents and employees thereof who shall wilfully violate or participate in the violation of any of the provisions of Sections 9410 e-1, 9416 e-1, 9416 e-2, 9417, 9420 e-7, 9421, 9421 e-1, 9422 e-1, 9423, 9424, 9425 e-1, 9426, 9429 e-1, 9430, 9431, 9432 e-1, 9432 e-2, 9432 e-3, 9434 or 9434 e-1 of this Chapter, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than Five Hundred Dollars ($500.00) or by imprisonment of not more than six (6) months, or by both such fine and imprisonment, in the discretion of the court.

Section 14. That the law as it appears in Section Ninety Four Hundred Thirty Six (9436) Code of 1931, be and the same is hereby repealed and the following enacted in lieu thereof:

Digitized by Google

Section 9436 e-1. Every license issued under this Chapter which is in effect at the time this amending act become effective shall be and remain in full force and effect up to and including December 31, 1933, if not sooner surrendered, suspended or revoked under the provisions of Section 9419 e-1 to 9419 e-6 of this Chapter, provided, however, that any such license so continued in effect shall not during the said period be revoked on the ground that such licensee has not the minimum amount of assets required by Section 9415 e-3.

Section 15. That Chapter Four Hundred Nineteen (419) Code of Iowa, 1931, be amended by adding thereto the following:

Section 9438 e-1. If any clause, sentence, section, provision or part of this Chapter and/or Act shall be adjudged to be unconstitutional or invalid for any reason, such judgment shall not impair, affect or invalidate the remainder of this Chapter and/or Act.

Section 9438 e-2. All laws, the subject matter of which is covered by this Act or by this Chapter, as amended, are hereby repealed in so far as they are inconsistent with the provisions of this Act or this Chapter as amended.

Section 16. This Act being deemed of immediate importance shall be in full force and effect after its passage and publication in the Fort Dodge *Messenger*, a newspaper published at Fort Dodge, Iowa, and in the Cedar Rapids *Gazette*, a newspaper published at Cedar Rapids, Iowa.

We further move that the title to said bill, House File No. 101, be stricken and the following substituted in lieu thereof.

"AN ACT to amend Chapter 419 of the Code of Iowa, 1931, by repealing Section 9420 and enacting in lieu thereof provisions creating The Small Loan Rate-Making Advisory Council and specifying the time and manner of appointment and terms of office of members thereof, and further defining the duties and powers of such Advisory Council, among which shall be the duty and power to fix from time to time such maximum rates of interest or charge which may be contracted for or received upon loans or advancements in the amount or of the value of Three Hundred Dollars or less; and further prescribing the maximum rate of interest or charge which may be contracted for or received upon such loans between the effective date of this Act and the date said Advisory Council fixes maximum rates of interest or charge and at any other time when rates of interest or charge fixed by said Advisory Council are not in effect; by repealing Section 9422 and enacting a substitute therefor prohibiting the contracting for or receiving of rates of interest or charge greater than that authorized and prescribed therein; by repealing Section 9410 and enacting a substitute therefor requiring a licensee to make loans or advancements in the amount of or of the value of Three Hundred Dollars or less and prescribing the rate of interest which may be charged on such loans by one not licensed under Chapter 419; by repealing Section 9412 and enacting in lieu thereof provisions pertaining to applications for a license under Chapter 419; by repealing Section 9415 and enacting in lieu thereof provisions pertaining to the duties and powers of the licensing official in connection with the issuance or denial of applications for a license, the rights of one whose application is denied

Digitized by Google

and certain requirements of one to whom a license is granted and the amount of the license fee; by repealing Section 9416 and enacting in lieu thereof provisions imposing limitations on licenses; by repealing Section 9419 and enacting in lieu thereof provisions pertaining to the suspension and revocation of licenses, the grounds therefor and the remedies of one whose license has been revoked or suspended, and the authority of the licensing official to make general and specific rules and regulations for the protection of borrowers and the public; by adding Section 9421 e-1 pertaining to the making of loans and the computation of interest thereon; by repealing Section 9425 and enacting in lieu thereof provisions pertaining to the duties and obligations of licensees; by repealing Section 9429 and enacting in lieu thereof a provision pertaining to the interest or consideration which may be charged by one other than a licensee; by repealing Section 9432 and enacting in lieu thereof provisions pertaining to advertising and publication of statements by licensees and prohibiting licensees from doing certain acts and things; by adding Section 9434 e-1 providing for annual reports by licensees; by repealing Section 9435 and enacting in lieu thereof a provision making certain acts a crime and imposing a penalty therefor; by repealing Section 9436 and enacting in lieu thereof a provision pertaining to the suspension or revocation of outstanding licenses; by adding Section 9438 e-1 pertaining to the effect of invalidity of any part of this Act or Chapter 419 as amended; by adding Section 9438 e-2 repealing all laws inconsistent with this Act or Chapter 419 as amended.

Teter of Marion filed the following amendment to the substitute for Senate File No. 131:

Amend substitute for Senate File No. 131, by striking all after the enacting clause, and substituting in lieu thereof the following:

PART ONE—MILLAGE LEVY LIMITATIONS

Section 1. The total millage levy of taxes for or on behalf of any taxing district in this state, including special charter cities, shall not exceed fifty per centum (50%) of the total millage levy made in the year 1930 for or on behalf of said district; provided, however, that the provisions of this section shall not be applicable to any rates or levies authorized or required to be determined or certified by the state board of assessment and review, nor to any rates or levies authorized to be made by the board of supervisors for the support of the poor, as provided in section fifty-three hundred thirty-seven (5337) of the code, 1931, nor to any rates or levies authorized under the provisions of section fifty-three hundred eighty-five (5385) of the code, 1931, nor to any rates or levies authorized or required to be made to pay any judgment by a court of competent jurisdiction against any county, municipality or taxing district, nor to any rates or levies authorized or required to be made or certified for the payment of the principal, interest or sinking fund of any bonds of any county, municipality or other taxing district, authorized or outstanding at the time of the taking effect of this act, or for the payment of the principal, interest

Digitized by Google

or sinking fund of any bonds issued to refund any such bonds so authorized or outstanding.

Section 2. Any taxing district, on showing that its levies for the year 1930 were low, as compared with its levies for the year immediately preceding and the year immediately following, and on further showing of strict necessity, or in case of a school corporation, upon showing of a material increase in school population or school attendance since 1931 giving rise to such necessity, made to the budget director, and on securing his approval, may be exempt from the provisions of this act, but only to the extent that its necessity requires; provided, however, that such exemption shall apply only to the year for which such exemption is requested. The approval of the budget director shall be given only after a public hearing to the taxpayers of the taxing district involved and upon at least ten days' published notice thereof given by the budget director in one of the official county newspapers of the county, of the time and place of said hearing.

PART TWO—PERSONAL INCOME TAX

Section 3. A tax is hereby imposed upon every individual resident of this state and upon every nonresident of this state, insofar as income is derived from the property located or business transacted within this state, which tax shall be levied annually, and collected semi-annually, with respect to his entire net income as herein defined, computed at the following rates, after deducting the exemptions hereinafter provided in this part two of this act:

(a). On the first one thousand dollars of taxable income, or any part thereof, one (1) per centum.

(b). On the second one thousand dollars of taxable income, or any part thereof, two (2) per centum.

(c). On the third one thousand dollars of taxable income, or any part thereof, three (3) per centum.

(d). On the fourth one thousand dollars of taxable income, or any part thereof, four (4) per centum.

(e). On the fifth one thousand dollars of taxable income, or any part thereof, five (5) per centum.

(f). On the sixth one thousand dollars of taxable income, or any part thereof, six (6) per centum.

(g). On the seventh one thousand dollars of taxable income, or any part thereof, seven (7) per centum.

(h). On the eighth one thousand dollars of taxable income, or any part thereof, eight (8) per centum.

(i). On the ninth one thousand dollars of taxable income, or any part thereof, nine (9) per centum.

(j). On all taxable income in excess of ten thousand dollars, ten (10) per centum.

Such tax shall first be levied, collected and paid in the year 1934, and with respect to the net income during the calendar year 1933, or during any tax year ending during the twelve months ending December 31, 1933.

The tax imposed by this part two of this act shall apply to and become a charge against estates and trusts, which tax shall be levied, collected

Digitized by Google

and paid annually upon and with respect to the income of estates and any kind of property held in trust, according to such rules and regulations as shall be adopted, promulgated and published by the state board of assessment and review.

Section 4. The term "gross income" includes gains, profits and incomes derived from salaries, wages or compensation for personal service, of whatever kind and in whatever form paid, or from professions, vocations, trades, business, commerce or sales, or dealings in property, whether real or personal, growing out of the ownership or use of or interest in such property; also from interest, rent, dividends, securities or the transaction of any business carried on for gain or profit; and also from gains or profits, and income derived from any source whatsoever and in whatever form paid, including those engaged in agricultural pursuits. The amount of all such items shall be included in the gross income of the tax year in which received by the taxpayer, unless, under the methods of accounting permitted under this act, any such amounts are to be properly accounted for as of a different period.

The term "gross income" does not include the following items, which shall be exempted from taxation under this act:

(a). Amounts received under a life insurance contract paid by reason of the death of the insured, whether in a single sum or in installments (but if such amounts are held by the insurer under an agreement to pay interest thereon, the interest payments shall be included in gross income).

(b). Amounts received (other than amounts paid by reason of the death of the insured and interest payments on such amounts) under a life insurance, endowment, or annuity contract, or any interest therein.

(c). The value of property acquired by gift, bequest, devise, or descent (but the income from such property shall be included in gross income).

(d). Interest upon the obligations of the United States or its possessions, agencies, or instrumentalities, which is or shall be exempt from state taxation by federal law.

(e). Salaries, wages and other compensation received from the United States by officials or employees thereof which are or shall be exempt from state taxation by federal law.

(f). Any amounts received through accident or health insurance or under workmen's compensation acts as compensation for personal injuries or sickness, plus the amount of damages received, whether by suit or agreement, on account of such injuries and sickness.

(g). Stock dividends of a corporation distributed to its own stockholders.

Section 5. The term "net income" means the gross income of the taxpayer less the deductions allowed by this act.

Section 6. In computing net income there shall be allowed as deductions:

(a). All the ordinary and necessary expenses paid, or incurred in case of report on an accrual basis during the tax year in carrying on any trade or business, including a reasonable allowance for salaries or other compensation for personal service actually rendered, traveling expenses while away from home in pursuit of trade or business, and including rentals or other payments required to be made as a condition to the continued use

Digitized by Google

or possession, for the purpose of the trade or business, of property to which the taxpayer has not taken or is not taking title, or in which he has no equity.

(b). All interest paid or accrued during the tax year on indebtedness, except on indebtedness incurred or continued to purchase or carry obligations or securities, the interest on which is exempt from taxation under this act.

(c). Taxes paid or accrued within the income year, imposed by the authority of the United States or of any of its possessions or of any state, territory or the District of Columbia or of any foreign country; except inheritance taxes, federal estate taxes or estate taxes of this or any other state, and except income taxes imposed by this act, and taxes assessed for local benefits of any kind, tending to increase the value of the property assessed.

(d). Losses sustained during the tax year and not compensated for by insurance or otherwise, if incurred in trade or business.

(e). Losses sustained during the tax year and not compensated for by insurance or otherwise, if incurred in any transaction entered into for profit, though not connected with the trade or business.

(f). Losses sustained during the tax year of property not connected with the trade or business, if arising from fires, storm, shipwreck or other casualty, or from theft and not compensated for by insurance or otherwise.

(g). Losses deducted under the foregoing paragraphs (d), (e) and (f) shall be ascertained and computed upon the same basis as provided in section nine (9) of this act.

(h). Debts ascertained to be worthless and charged off within the tax year, if the amount previously has been included in gross income in a return under this act.

(i). A reasonable allowance for the depreciation, exhaustion, wear and tear and obsolescence of property used in the trade or business; and, in the case of mines or other natural deposits and timber, a reasonable allowance for depletion; provided that, in computing the deductions allowed under this paragraph, the basis shall be the cost (including in the case of mines and other natural deposits, the cost of development, not otherwise deducted), and in the case of property acquired prior to July 1, 1933, the fair market value of the property on that date shall be taken in lieu of the cost up to that date. The reasonable allowance under this paragraph shall be made under rules and regulations to be prescribed by the board. In the case of leases, the deductions allowed may be equitably apportioned between the lessor and the lessee.

(j). Contributions made within the taxable year to or for the use of charity. This deduction is limited to an amount which does not exceed five (5) per centum of the taxpayer's net income, computed without the benefit of such deductions.

(k). If for any taxable year beginning after December 31, 1932, it appears on the production of evidence satisfactory to the board that any taxpayer has sustained a net loss, the amount thereof shall be deducted from the net income of the taxpayer for the succeeding year.

(l). Dividends received from stock in any corporation, the gross income of which shall have been assessed, and the tax on such income paid

Digitized by Google

by the corporation under the provisions of parts three or four of this act.

(m). In computing the net income, no deductions shall in any case be allowed in respect to the following: Personal, living or family expenses; any amount paid out for new buildings or for permanent improvements or betterments, made to increase the value of any property or estate; any amount expended in restoring property or in making good the exhaustion thereof, for which an allowance is or has been made; premiums paid on any life insurance policy covering the life of any officer or employee, or of any individual financially interested in any trade or business carried on by the taxpayer, when the taxpayer is directly or indirectly a beneficiary under such policy.

Section 7. For the purpose of this personal tax, the following credits against the net income, computed as set forth herein, shall be allowed:

(a). In the case of a single person, a personal exemption of two thousand ($2000.00) dollars; and, in the case of the head of the family or a married person living with husband or wife, a personal exemption of three thousand ($3000.00) dollars. A husband and wife living together shall receive but one personal exemption. If such husband and wife make separate returns, the personal exemption may be taken by either or divided between them.

(b). If the status of the taxpayer, in so far as it affects the personal exemptions, changes during the taxable year, the personal exemption and credit shall be apportioned, under rules and regulations prescribed by the board, in accordance with the number of months before and after such change.

Section 8. When property is exchanged for other property having a readily ascertainable market value, the property received in exchange shall, for the purpose of determining gain or loss, be treated as the equivalent of cash to the amount of its fair market value, if any, but even if property received in exchange has a readily ascertainable market value, no gain or loss shall be recognized, (1) when in the reorganization, recapitalization, or other change in identity, form, or place of organization, however affected, consolidation or merger of one or more corporations, a taxpayer receives in place of any stock or securities owned by him, stock or securities in a corporation a party to or resulting from such reorganization, consolidation or merger, or (2) when a taxpayer or taxpayers transfer any property, real, personal or mixed, to a corporation and immediately after the transfer is or are in control of such corporation by a stock ownership acquired by the transfer of such property for stock of the corporation.

When property is exchanged for other property and no gain or loss is recognized, the property received shall be treated as taking the place of the property exchanged therefor.

(a). Under regulations prescribed by the board, any person who regularly sells or otherwise disposes of personal property on the installment plan may return as income therefrom in any taxable year that proportion of the installment payments actually received in that year which the gross profit realized, or to be realized, when payment is completed, bears to the total contract price. If such taxpayer elects for any taxable year to report his net income on the installment basis, then in computing his

Digitized by Google

income for the year of change or any subsequent year, amounts actually received during any such year on account of sales or other dispositions of property made in any prior year shall not be excluded; provided, however, no tax shall be imposed on any income accrued from sales made prior to January 1, 1933.

(b). In the case (1) of a casual sale or other casual disposition of personal property (other than property of a kind which would properly be included in the inventory of the taxpayer, if on hand at the close of the taxable year) for a price exceeding one thousand ($1000.00) dollars, or (2) of a sale or other disposition of real property, if in either case the initial payments do not exceed forty (40) per centum of the selling price, the income may, under regulations prescribed by the board, be returned on the basis and in the manner above prescribed in this section. As used in this section, the term "initial payments" means the payments received in cash or property, other than evidence of indebtedness of the purchaser, during the taxable period in which the sale or other disposition is made.

(c). If an installment obligation is satisfied at other than its face value or distributed, transmitted, sold, or otherwise disposed of, gain or loss shall result to the extent of the difference between the basis of the obligation and (1) (in the case of satisfaction at other than face value or a sale or exchange) the amount realized, or (2) (in the case of a distribution, transmission, or disposition otherwise than by sale or exchange) the fair market value of the obligation at the time of such distribution, transmission, or disposition. The basis of the obligation shall be the excess of the face value of the obligation over an amount equal to the income which would be returnable were the obligation satisfied in full.

Section 9. For the purpose of ascertaining the gain derived or loss sustained from the sale or other disposition of property, real, personal or mixed, the basis shall be, in case of property acquired on or after January 1, 1933, the cost thereof, or the inventory value, if the inventory is made in accordance with this act.

In case of property acquired prior to January 1, 1933, and disposed of thereafter:

(a). No profit shall be deemed to have been derived if either the cost or the fair market price or value on January 1, 1933, exceeds the amount realized.

(b). No loss shall be deemed to have been sustained if either the cost or the fair market price or value on January 1, 1933, is less than the amount realized.

(c). Where both the cost and the fair market price or value on January 1, 1933, are less than the amount realized, the basis for computing profit shall be the cost or the fair market price or value on January 1, 1933, whichever is higher.

(d). Where both the cost and the fair market price or value on January 1, 1933, are in excess of the amount realized, the basis for computing loss shall be the cost or the fair market price or value on January 1, 1933, whichever is lower.

(e). Any partial or final distribution to the taxpayer of the assets of a corporation shall be treated as a sale of the stocks or securities of

Digitized by Google

the corporation owned by him and the gain or loss shall be computed accordingly.

Section 10. Every individual having a net income for the tax year from sources taxable under this part two of this act, of two thousand ($2000.00) dollars or more, if single, or if married and not living with husband or wife; or having a net income for the tax year of three thousand ($3000.00) dollars or more, if married and living with husband or wife, and every individual having a gross income for the tax year of five thousand ($5000.00) dollars, or more; and every partnership doing business in this state, shall make a return under oath, stating specifically the items of gross income and the deductions and exemptions allowed by this part two of this act.

If husband and wife living together have an aggregate net income of three thousand ($3000.00) dollars or more, each shall make such a return, unless the income of each is included in a single joint return.

If the taxpayer is unable to make his own return, the return shall be made by a duly authorized agent, guardian or other person charged with the care of the person or property of such taxpayer.

Section 11. Every fiduciary subject to taxation under the provisions of this act, as provided in section three (3) hereof, shall make a return under oath for the individual, estate or trust for whom or for which he acts, if the net income thereof amounts to two thousand ($2000.00) dollars or more, or the gross income thereof amounts to five thousand ($5000.00) dollars or more.

The return made by a fiduciary shall state specifically the items of gross income, and the deductions and exemptions allowed by this part two of this act, and such other facts as the board may prescribe. Under such regulations as the board may prescribe, a return may be made by one of two or more joint fiduciaries.

Fiduciaries required to make returns under this part two of this act shall be subject to all the provisions of this act which apply to individuals.

Section 12. Every person or corporation being a resident of, or having a place of business in, this state, in whatever capacity acting, including lessees or mortgagors of real or personal property, fiduciaries, employers and all officers and employees of this state, or of any political subdivision of this state, having the control, receipt, custody, disposal or payment of interest (other than interest coupons payable to bearer), rent, salaries, wages, premiums, annuities, compansations, remunerations, emoluments or other fixed or determinable annual or periodical gains, profits and income, amounting to one thousand ($1000.00) dollars or more, paid or payable during any year to any taxpayer, shall make complete return thereof under oath, to the board, under such regulations and in such form and manner and to such extent as may be prescribed by it.

Every partnership, having a place of business in the state, shall make a return, stating specifically the items of its gross income and the deductions allowed by this part two of this act, and shall include in the return the names and addresses of the individuals who would be entitled to share in the net income if distributed, and the amount of the distributive shares of each individual. The return shall be sworn to by any one of the partners.

Digitized by Google

Every fiduciary shall make, under oath, a return for the individual, estate, or trust for whom or for which he acts, and shall set forth in such return the items of the gross income, the deductions allowed by this part two of this act, the net income, the names and addresses of the beneficiaries, the amounts distributed or distributable to each and the amount, if any, lawfully retained by him for future distribution. Such return may be made by one of two or more joint fiduciaries.

Section 13. Returns and reports shall be in such form as the board may, from time to time, prescribe, and those required under part two of this act shall be filed with the board within ninety days after the expiration of the tax year. In case of sickness, absence or other disability, or whenever, in its judgment, good cause exists, the board may allow further time for filing returns. There shall be annexed to the return the affidavit or affirmation of the taxpayer or person making such return to the effect that the statements contained therein are true.

The board shall cause to be prepared blank forms for said reports and returns, and shall cause them to be distributed throughout the state and to be furnished upon application; but failure to receive or secure the form shall not relieve the taxpayer from the obligation of making any return or report herein required.

Section 14. If the board shall be of the opinion that any person required under this part two of this act to file a report or make a return has failed to file such report or return or to include in a return filed, either intentionally or through error, items of sales, transactions or taxable income, it may require from such person a return or supplementary return, under oath, in such form as it shall prescribe, of all the items of business done, sales made, transactions completed or income received by such person during the period for which the return or report is made, whether or not taxable under the provisions of this part two of this act. If from a supplementary return, or otherwise, the board finds that any items taxable under this part two of this act, have been omitted from the original return, it may require the item so omitted to be disclosed under oath of the taxpayer or person required to make such return or report, and to be added to the original return or report. Such supplementary return and the correction of the original return shall not relieve the taxpayer from any of the penalties to which he may be liable under any provisions of this part two of this act, whether or not the board required a return or supplementary return under this section.

Section 15. The return for an individual, who, while living, was subject to income tax in this state during the tax year, and who has died before making the return, shall be made in his name and behalf by the administrator or executor of his estate, and the tax shall be levied upon and collected from his estate.

Section 16. The tax imposed by this part two of this act shall be paid to and collected by the state board of assessment and review, and shall be accounted for and disbursed by it, as hereinafter provided in part seven of this act.

PART THREE—RETAIL SALES TAX

Section 17. Every retail merchant, as hereinafter defined, shall pay a

Digitized by Google

quarterly sales tax for the right and privileges of opening, establishing, operating and maintaining any store, or stores, as hereinafter defined, determined by computing the tax on the amount of gross sales made quarterly, as follows:

(a). On the first fifty thousand ($50,000.00) dollars of gross sales, or any part thereof in excess of three thousand ($3000.00) dollars, one-half (½) of one (1) per centum.

(b). On the second fifty thousand ($50,000.00) dollars of gross sales, or any part thereof, three-fourths (¾) of one (1) per centum.

(c). On the third, fourth and fifth fifty thousand ($50,000.00) dollars of gross sales, or any part thereof, one (1) per centum.

(d). On the second two hundred and fifty thousand ($250,000.00) dollars of gross sales, or any part thereof, one and one-fourth (1¼) per centum.

(e). On the third two hundred fifty thousand ($250,000.00) dollars of gross sales, or any part thereof, one and one-half (1½) per centum.

(f). On the fourth two hundred fifty thousand ($250,000.00) dollars of gross sales, or any part thereof, one and three-fourths (1¾) per centum.

(g). On all gross sales in excess of one million ($1,000,000.00) dollars, two (2) per centum.

The sales tax imposed by this part three of this act shall be paid in four installments, each covering the business for the last preceding three months. The calendar year shall be divided into four taxpaying periods of three months each, and the tax for each period shall be due and payable within thirty (30) days from the close of the period for which the tax is collected.

Section 18. Every retail merchant, as hereinafter defined, in order to ascertain the amount of taxes due and payable under section 17 of this act, shall file with the state board of assessment and review, within thirty (30) days from the close of each quarterly period for which such tax is due, a written report verified by the affidavit of the owner, or if a corporation, by an officer, or agent or manager in charge, on such forms as it may prescribe, giving the name, number and location of its store or stores, as hereinafter defined, the name and post office address of its owner, the name and address of its officer, manager or agent in charge of its business at each separate store, the nature and kind of business, the total gross sales of all kinds during the preceding quarterly period, and such other facts bearing on the matter of taxation as the state board of assessment and review may require. With such report, the retail merchant shall remit to the board of assessment and review the total tax due thereon, as herein and hereby imposed; and said board shall account for and disburse the same as hereinafter provided in part seven of this act.

The state board of assessment and review may, in any case, require such additional information as it may deem necessary to enable it to perform its duties prescribed herein. It shall be the duty of the state board of assessment and review, from such quarterly reports and from such additional information as it may obtain, to ascertain and determine the amount of taxes due for the preceding three months, and to collect the same from every such retail merchant.

Digitized by Google

PART FOUR—FRANCHISE TAX

Section 19. From and after the thirtieth day of June, 1933, all "business concerns," as hereinafter defined, shall pay to the state board of assessment and review (to be accounted for and disbursed by it, as hereinafter provided in part seven of this act), in consideration for the privilege of carrying on its business, in whole or in part, in this state, as a gainful pursuit, business or vocation, either for itself, or as broker, factor, or commission merchant, a franchise or privilege tax, based on the volume of its business, and at the respective rates as hereinafter provided.

Such tax shall be paid quarterly and the amount thereof for each such business concern shall be determined by multiplying the gross income, or value, as hereinafter defined, of its business transacted during the last preceding three months, at the respective rates hereinafter set forth.

(a). For each business concern engaging or continuing within this state in the business of mining and producing for sale, profit, or use, any coal, limestone, sand or other mineral product, or felling trees and producing timber for sale, profit or use, the amount of such tax shall be equal to the value of the articles produced, as shown by the gross proceeds derived from the sale thereof by the producer (except as hereinafter provided), multiplied by the respective rates as follows: coal, eighty-four one hundredths (84/100) of one (1) per centum; limestone, sand or other mineral product, nine-tenths (9/10) of one (1) per centum; timber, nine-tenths (9/10) of one (1) per centum. The measure of this tax is the value of the entire production in this state, regardless of the place of sale or the fact that deliveries may be made to points outside of this state.

(b). For each business concern engaging or continuing within this state in the business of manufacturing, compounding, or preparing for sale, profit, or use, any article, or articles, substance, or substances, commodity, or commodities, the amount of such tax shall be equal to the value of the articles manufactured, compounded, or prepared for sale, as shown by the gross proceeds derived from the sale thereof by the manufacturer or person compounding or preparing the same (except as hereinafter provided), multiplied by a rate of twenty-one hundredth (21/100) of one per centum.

If any person liable for any tax under paragraph (a) or (b) shall ship or transport his products, or any part thereof, out of the state without making sale of such products, the value of the products or articles in the condition or form in which they existed when transported out of the state shall be the basis of calculation for the assessment of the tax imposed in said paragraphs; and the state board of assessment and review shall prescribe equitable and uniform rules for ascertaining such value.

In determining value, however, as regards sales from one to another of affiliated companies, or persons, or under other circumstances where the relation between the buyer and seller is such that the gross proceeds from the sale are not indicative of the true value of the subject matter of the sale, the state board of assessment and review shall prescribe uniform and equitable rules for determining the value upon which such privilage tax shall be levied, corresponding as nearly as possible to the gross proceeds from the sale of similar products of like quality or character by the other

Digitized by Google

taxpayers, where no common interest exists between the buyer and seller, but otherwise under similar circumstances and conditions.

(c). For each business concern engaging or continuing within this state in the business of selling any tangible property whatsoever, real or personal, there is likewise hereby levied, and shall be collected, a tax equivalent to two-fifths (2/5) of one (1) per centum of the gross income of the business; provided, however, that in the case of a wholesaler or jobber, the tax shall be equal to one-tenth (1/10) of one per centum of the gross income of the business. The classification of wholesaler or jobber shall be used only by a person doing a regularly organized wholesale or jobbing business, known to the trade as such, and not selling such property to the consumer in retail transactions.

(d). Upon persons engaging or continuing within this state in their respective businesses, there is likewise hereby levied and shall be collected, taxes on account of the business engaged in, equal to the gross income of the business multiplied by the respective rates as follows: banks, three-fifths (3/5) of one per centum; street railroads, four-fifths (4/5) of one per centum; other public service companies or utilities four-fifths (4/5) of one per centum; telephone, telegraph, express, electric light and power companies, one and one-fifth (1 1/5) of one per centum; companies operating pipe lines carrying oil or gas, two (2) per centum; railroads, two (2) per centum.

The term "public service companies or utilities", as used in this section, shall include every individual, co-partnership, corporation, joint stock company, syndicate or association engaged in any business whose property is dedicated to the public use, or whose charges or rates for the furnishing of its products or service is or may be subject to regulation by this state, or by any of its governmental subdivisions.

The term "gross income" of a railroad or railway corporation, street railway corporation, bus line, motor freight carrier, telegraph and telephone company, freight line and equipment company, sleeping car company, express company, electric transmission line, pipe line company, private car lines, and other common carriers, is hereby declared and shall be construed to mean all income from business beginning and ending within this state, and a proportion based upon the proportion of the mileage within this state to the entire mileage over which such business is done, of income on all interstate business passing through, into, or out of this state.

(e). Upon every business concern engaging or continuing within this state in the business of contracting and building, the tax shall be equal to three-fifths (3/5) of one per centum of the gross income of the business.

(f). Upon every person engaging or continuing within this state in the business of operating a theatre, opera house, moving picture show, vaudeville, amusement park, dance hall, skating rink, race track, or any other place at which amusements are offered the public, the tax shall be equal to two (2) per centum of the gross income of any such business.

(g). Upon every person engaging or continuing within this state in any business not included in the preceding paragraphs of this section, there is likewise hereby levied, and shall be collected, a tax equal to three-fifths (3/5) of one per centum of the gross income of any such business.

Digitized by Google

(h). For each domestic insurance company or association doing business in this state, the tax shall be two-fifths (2/5) of one per centum of the gross premiums received from residents of this state, less dividends paid in cash or applied toward payment of premiums, and less reinsurance premiums paid to licensed companies.

Nothing herein contained shall be construed so as to require the use of any gross income in the measure of the tax levied under paragraphs (c), (d), (e), (f), and (g), of this section that has been included in the measure of the tax levied under sections seventeen (17) and eighteen (18) of this act.

All persons exercising any rights or privileges taxable under paragraphs (a), (b), (c), (d), (e), (f), or (g), and who produce minerals or timber, the production of which is taxable under paragraph (a), and use or consume same in their business, shall be deemed to be engaged in the business of mining and producing minerals or timber for sale, profit or use, and shall be required to pay a tax thereon and make returns on account of the production of said minerals or timber, showing the gross proceeds therefrom or the equivalent thereof, in accordance with uniform and equitable rules for determining the value upon which such privilege tax shall be levied, corresponding as nearly as possible to the gross proceeds from the sale of similar products of like quality or character by other taxpayers, which rules the State Board of Assessment and Review shall prescribe.

The terms "person" and "business concern", as used in this section, shall include any individual, firm, co-partnership, joint adventure, association, corporation, trust, or any other group or combination acting as a unit, and the plural as well as the singular number, unless the intention to give a more limited meaning is disclosed by the context.

Section 20. If, after the thirtieth (30th) day of June, 1933, any person, as hereinbefore defined, shall engage or continue in any business for which a franchise or privilege tax is imposed by this act, he shall be deemed to have applied for and to have obtained from this state such a franchise, or license, to engage in and to conduct such business for the current tax year, upon the condition that he shall pay the tax accruing to this state under the provisions of this act; and he shall hereby be licensed to engage in and conduct such business.

Section 21. There are, however, exempted from the provisions of this act: Labor, agriculture and horticultural societies and organizations not operated for profit; cemetery companies which are organized and operated exclusively for the benefit of their members; corporations, associations, or societies organized and operated exclusively for religious, charitable, scientific or educational purposes; business leagues, chambers of commerce, boards of trade, civic leagues, and organizations operated exclusively for the benefit of the community and for the promotion of social welfare; provided, however, that none of said companies, organizations, corporations or societies named in this section are organized for profit and no part of the income of which inures to the benefit of any private stockholder or individual.

Section 22. On or before thirty (30) days after the end of the tax year,

Digitized by Google

each business concern, as hereinbefore defined, liable for the payment of a tax under section nineteen (19) of this act, shall make a return showing the gross proceeds of sales, or gross income of business, as the case may be, and compute the amount of tax chargeable against it in accordance with the provisions of this act, and deduct the amount of quarterly payments, (as hereinbefore provided), and transmit to the State Board of Assessment and Review with its report a remittance covering the residue of the tax chargeable against it. Such return shall be verified by oath of the taxpayer, if made by an individual, or by oath of the president, vice president, secretary or treasurer of a corporation, if made on behalf of a corporation. If made on behalf of a partnership, joint adventure, association, trust, or any other group or combination acting as a unit, any individual delegated by such firm, partnership, joint adventure, association, trust, or any other group or combination acting as a unit, shall make the oath on behalf of the taxpayer. If for any reason it is not practicable for the individual taxpayer to make the oath, the same may be made by any duly authorized agent. On application of any taxpayer, and for good cause shown, the board may grant such reasonable additional time as it may deem advisable within which to make the annual return.

PART FIVE—DEFINITIONS

Section 23. The following words, as used in this act, shall mean:

(a). The word "board" or "state board" means the state board of assessment and review.

(b). The words "retail merchant" shall mean and include every person, firm, association, partnership or corporation opening, establishing, operating or maintaining any "store", as defined herein, for the purpose of selling goods, wares, merchandise and other personal property at retail in this state, and so selling same, except those actually engaged in gardening or farming and selling garden or farm products raised by them in this state. The term "store", as used in Part Three of this act, shall be construed to mean and include any store or stores, or any mercantile establishment or establishments, doing business in this state, which are owned, operated, maintained or controlled by the same "retail merchant", as defined herein, either domestic or foreign, in which goods, wares or merchandise of any kind are sold at retail. The provisions of Part Three of this act shall be construed to apply to every "retail merchant" and "store", as defined herein, including those controlled or held with others by majority stock ownership, or ultimately controlled or directed by one management or association of ultimate management.

(c). The term "gross income", as used in Part Three and Four of this act, means the value proceeding or accruing from the sale of tangible property (real or personal), or service, or both, and all receipts, actual or accrued, by reason of the investment of the capital of the business engaged in, including interest, discount, rentals, royalties, fees, or other emoluments however designated and without any deduction on account of the cost of property sold, the cost of materials used, labor costs, interest or discount paid, or any other expense whatsoever; and without

Digitized by Google

any deductions on account of losses; also receipts of income derived from any source whatsoever and however received or represented (excepting only value proceeding or accruing from the sales of intangible property, but including gross profits from such sales), unless exempted by the laws of the United States. Provided, however, that the amount of cigarette, oleomargarine, and gasoline taxes, both the Iowa tax and United States Government tax on gasoline, collected from the purchaser or consumer of such articles during the taxpayer's tax payment period, shall be deducted from the gross income of each vendor thereof. The board shall by regulation prescribe the form and method of reporting and deducting such taxes.

(d). The term "business" shall include all activities engaged in, or caused to be engaged in, with the object of gain, benefit or advantage, either direct or indirect, and not excepting sub-activities producing marketable commodities used or consumed in the main business activity, each of which sub-activities shall be considered business engaged in, and taxable in the class in which it falls.

(e). The term "sale" or "sales" includes the exchange of properties as well as the sale thereof for money, every closed transaction constituting a sale.

(f). The term "gross proceeds of sales" means the value proceeding or accruing from the sale of tangible property, without any deduction on account of the cost of property sold, expenses of any kind, or losses.

(g). The word "taxpayer" means any person liable for any tax under the provisions of this act.

(h). "Taxable income", as used in Part Two of this act, means all net income after the exemption allowed by said Part Two have been deducted.

(i). The word "corporation", as used in Parts Three and Four of this act, shall include joint stock companies, limited partnerships, syndicates and associations organized for pecuniary profit.

(j). The words "domestic insurance corporation" mean any insurance corporation organized under the laws of this state.

(k). The word "fiduciary" means a guardian, trustee, executor, administrator, receiver, conservator, or any person, whether individual or corporate, acting in any fiduciary capacity for any person, trust or estate.

(l). The word "paid", for the purpose of the deductions under this act, means "paid or accrued" or "paid or incurred", and the terms "paid or incurred" and "paid or accrued" shall be construed according to the method of accounting upon the basis of which the net income is computed under this act. The term "received", for the purpose of the computation of net income under this act, means "received or accrued", and the term "received or accrued" shall be construed according to the method of accounting upon the basis of which the net income is computed under this act.

(m). The word "resident" applies only to individuals and includes, for the purpose of determining liability for the tax imposed by this act upon or with reference to the income of any tax year, any individual

Digitized by Google

domiciled in this state, and any other individual who maintains a permanent place of abode within this state, and spends in the aggregate more than six months of the tax year within this state.

(n). The word "individual" means a natural person.

(o). The word "dividend" means any cash distribution made by a corporation out of its earnings or profits to its shareholders or members.

PART SIX—COLLECTION OF TAXES

Section 24. The personal income tax may be paid in two installments, each consisting of one-half of the total amount of the tax. The first installment shall be remitted with the return, and the second installment shall be paid on or before six months after the date fixed for filing the return; provided, however, that in case the total amount of the tax shall be ten dollars or less, the whole amount of such tax shall be paid at the time of filing the return. All other taxes imposed by this act shall be paid quarterly.

When, at the request of the taxpayer, the time for filing the return or report is extended, interest at the rate of six per centum (6%) per annum on the amount of tax then due, from the time when the return was originally required to be filed to the time of payment, shall be added and paid.

In the event any taxpayer fails or refuses to make any report or return or fails or refuses to pay any tax reported, or fails or refuses to do or perform any act or thing required to be done or performed under the provisions of this act, or under the provisions of any rule or regulation promulgated or prescribed hereunder, the board shall make such report, or perform such act and compute the amount of tax due; and there is hereby imposed upon such taxpayer failing or refusing to perform such act or pay such tax a penalty in the amount of twenty (20) per centum of the amount of the tax which otherwise should have been paid or reported or shown, in addition to other penalties herein prescribed.

Section 25. As soon as practicable after the return is filed, the board shall examine it and determine the correct amount of tax, and the amount so determined by the board shall be the tax. If the tax found due shall be greater than the amount theretofore paid, the excess shall be paid within ten days after notice of the amount shall be mailed by the board to such taxpayers.

Section 26. If the taxpayer shall make any error in computing the tax assessable against him, the board shall correct such error, or reassess the proper amount of taxes, and notify the taxpayer of its action by mailing to him promptly a copy of the corrected assessment, and any additional tax for which such taxpayer may be liable shall be paid within ten days after the mailing of such statement.

Section 27. If the return or the report is made in good faith, and the understatement of the tax is not due to any fault of the taxpayer, there shall be no penalty or additional tax added because of the understatement, but interest shall be added to the amount of the deficiency at the rate of one-half of one per centum (½%) for each month or fraction of a month.

Digitized by Google

If the understatement is due to negligence on the part of the taxpayer, but without intent to defraud, there shall be added to the amount of the deficiency five percentum (5%) thereof, and in addition, interest at the rate of one-half of one per centum (½%) per month or fraction of a month.

If the understatement is found by the board to be false or fraudulent, with intent to evade the tax, the tax on the additional business or income discovered to be taxable shall be doubled, and an additional one per centum (1%) per month or fraction of a month shall be added.

The interest provided for in this section shall, in all cases, be computed from the date the return or report was originally required to be filed to the date of payment.

If the amount of tax, as determined by the board, shall be less than the amount theretofore paid, the excess shall be refunded, under such regulations as may be prescribed by the board.

All payments received for any tax due under this act shall be credited, first, to penalty and interest accrued, and second to tax due.

Section 28. If from an examination of the return or otherwise the board discovers that the business or income of any taxpayer, or any portion thereof, has not been assessed, it may, at any time within two years after the time when the return was due, compute the tax and give notice to the taxpayer of the proposed assessment, and the taxpayer shall thereupon have an opportunity, within thirty (30) days, to file an appeal with the board, and a hearing shall be granted and a final decision thereon shall be made by the board as soon as possible. The limitation of two years for the assessment of such tax or additional tax shall not apply to the assessment of additional taxes upon fraudulent returns. After the expiration of thirty (30) days from such notification, if no appeal has been filed, or after such hearing, if such appeal has been filed, the board shall assess the income of such taxpayer or any portion thereof which it determines has not theretofore been assessed, and shall give notice to the taxpayer so assessed of the amount of the tax and interest and penalties, if any, and the amount thereof shall be due and payable within ten (10) days from the date of such notice. The provisions of this act with respect to revision and appeal shall apply to a tax so assessed. No additional tax amounting to less than five ($5.00) dollars shall be assessed.

Section 29. If any tax imposed by this act, or any portion of such tax, be not paid within sixty (60) days after the same becomes due, the board may issue a warrant under its official seal, directed to the sheriff of any county of this state, commanding him to levy upon and sell a sufficient portion of the real and personal property of the taxpayer found within his county, for the payment of the amount of such tax, with the added penalties, interest, and the cost of executing the warrant, and to return such warrants to the board and pay to it the money collected by virtue thereof within a time therein specified, not less than sixty days from the date of the warrant. The sheriff shall, within five (5) days after the receipt of such warrant, file with the clerk of the district court of his county a copy thereof, and thereupon the clerk shall enter in the judgment docket, in the column for judgment debtors, the name of the taxpayer

Digitized by Google

mentioned in the warrant, and in appropriate columns, the amount of the tax or portion thereof and penalties, for which the warrant is issued, and the date when such copy is filed, and thereupon the amount of such warrant, so docketed, shall become a lien upon the title to and interest in real property of the taxpayer against whom it is issued, in the same manner as a judgment duly docketed in the office of such clerk. Such sheriff thereupon shall proceed upon the same in all respects, with like effect and in the same manner as prescribed by law relative to executions issued upon judgments of a court of record, and shall be entitled to the same fees for his services in executing the warrant, to be collected in the same manner.

Section 30. Every tax imposed by this act, and all increases, interest and penalties thereon, shall become, from the time it is due and payable, a personal debt from the person or persons liable to pay the same due to this state, and all property of the taxpayer, whether exempt from execution or not, shall be liable for satisfaction of the debt.

Section 31. Any tax, as herein provided, which has been reported and not paid, or the amount found to be due by the board under the provisions of this act, shall be a lien upon any and all real and personal property within this state of the delinquent taxpayer, which lien shall be preserved and enforced, and such delinquent tax shall be collected, in the same manner and at the same time as liens and taxes upon real and personal property and moneys and credits are preserved, enforced and collected under the provisions of existing law.

Section 32. Action may be brought at any time by the attorney general of this state, and shall be brought by him upon the request of the board, in the name of the state, to recover the amount of any taxes, penalties, and interest due under this act.

Section 33. No final account of a fiduciary shall be allowed by any court unless such account shows, and the judge of said court finds, that all taxes imposed by the provisions of this act upon said fiduciary, which have become payable, have been paid, and that all taxes which may become due are secured by bond, deposit or otherwise. The certificate of the board and the receipt for the amount of the tax therein certified shall be conclusive as to the payment of the tax, to the extent of said certificate.

For the purpose of facilitating the settlement and distribution of estates held by fiduciaries, the board may, on behalf of this state, agree upon the amount of taxes at any time due, or to become due, from such fiduciaries under the provisions of this act, and payment in accordance with such agreement shall be full satisfaction of the taxes to which the agreement relates.

Section 34. If any taxpayer, without intent to evade any tax imposed by this act, shall fail to file a report of business or return of income, or pay a tax, if one is due, at the time required by or under the provisions of this act, but shall voluntarily file a corrected report of business or return of income and pay the tax due, within sixty (60) days thereafter, there shall be added to and made a part of the tax an additional amount equal to five (5) percentum thereof.

If any taxpayer wilfully fails to file a report of business or a return

Digitized by Google

of income, or to pay a tax, if one is due, within sixty (60) days of the time requried by or under the provisions of this act, the tax rates shall be increased by twenty (20) per centum.

If any taxpayer fails to file a return or a report within sixty (60) days of the time prescribed by this act, any judge of the district court, upon petition of the board, shall, after hearing thereon, issue a writ of mandamus requiring such person to file a return. The notice of such hearing shall be returnable not later than ten (10) days after the filing of the petition. The petition shall be heard and determined on the return day, or on such day thereafter as the court or judge shall fix, having regard to the speediest possible determination of the case, consistent with the rights of the parties.

Any person who, without fraudulent intent, fails to pay any tax or to make, render, sign or verify any return or report, or to supply any information within the time required by or under the provisions of this act, shall be liable to a penalty of not more than one thousand ($1000.00) dollars, to be recovered by the attorney general, in the name of the state, by action in any court of competent jurisdiction.

Any person, who with intent to evade any requirement of this act or any lawful requirement of the board, shall fail to pay any tax or to make, sign or verify any return, or to supply any information required by or under the provisions of this act, shall be guilty of a misdemeanor and punished accordingly. Any person, officer, director, trustee or agent, who with intent to evade any of the requirements of this act, or any lawful requirement of the board, shall make, render, sign or verify any false or fraudulent report, return, or statement, or shall supply any false or fraudulent information, or who shall aid, abet, direct, cause, or who shall procure anyone so to do, shall be liable to a penalty of not more than five thousand ($5000.00) dollars, to be recovered by the attorney general, in the name of the state, by action in any court of competent jurisdiction, and shall also, upon conviction, be punished by imprisonment in the penitentiary for a term of not less than one (1) nor more than three (3) years, and by a fine of not less than one thousand ($1000.00) dollars nor more than five thousand ($5000.00) dollars.

The failure to do any act required by or under the provisions of this act shall be deemed an act committed at the office of the board. The certificate of the board to the effect that a tax has not been paid, that a return has not been filed or that information has not been supplied, as required by or under the provisions of this act, shall be prima facie evidence that such tax has not been paid, that such return has not been filed or that such information has not been supplied.

If any taxpayer who has failed to file a return or make a report or who has filed an incorrect or insufficient return or report, and has been notified by the board of his delinquency refuses or neglects, within twenty (20) days after such notice, to file a proper return or report, or files a fraudulent return or report, the board shall determine the tax of such taxpayer, according to its best information and belief, and assess the same at not more than double the amount so determined. The board may, in its discretion, allow further time for filing a return in such case.

Digitized by Google

Section 35. Any taxpayer may appeal to the board for revision of the tax assessed against him at any time within one (1) year from the time of the filing of the report or return, or from the date of the notice of the assessment of any additional tax. The board shall grant a hearing thereon and if, upon such hearing, it shall determine that the tax is excessive or incorrect, it shall reassess the same according to law and the facts and adjust the computation of the tax accordingly. The board shall notify the taxpayer of its findings and shall refund to the taxpayer the amount, if any, paid in excess of the tax found by it to be due, with interest at six (6) percentum per annum.

Section 36. The determination of the board, upon application made by a taxpayer for revision of any tax, may be reviewed in any court of competent jurisdiction by a complaint filed by the taxpayer against the board in the county in which the taxpayer resides or has his principal place of business, within sixty (60) days after notice by the board of its determination, given as provided in the next preceding section.

Thereupon, appropriate proceedings shall be had and the relief, if any, to which the taxpayer may be found entitled may be granted, and any such taxes, interest or penalties paid, found by the court to be in excess of those legally assessed, shall be ordered refunded to the taxpayer, with interest at six per centum (6%) per annum from time of payment. An appeal may be taken by the taxpayer, or the board, to the Supreme Court in the manner that appeals are taken in suits in equity, irrespective of the amounts involved.

Section 37. The board shall administer, enforce, collect, and receipt for the taxes herein imposed. Each member of the board shall give bond shall be paid by the state. Such bond shall be subject to the signed as surety by an association or corporation authorized to do a fidelity insurance business in this state, and the reasonable cost of such bond shall be paid by the state. Such bond shall be subjected to the approval of the governor, and shall be filed in the office of the secretary of state. The board may for administrative purposes divide the state into districts, provided, that in no case shall a county be divided in forming a district.

The board is hereby authorized to make and modify such rules and regulations as it may deem necessary to insure the proper administration and enforcement of this act. Such rules and regulations shall be in full force and effect from and after their publication in two newspapers published in and of general circulation in this state, and until repealed or amended.

Section 38. The board, for the purpose of ascertaining the correctness of any return or for the purpose of making an estimate of the taxable income of any taxpayer, shall have power to examine, or cause to be examined by any agent or representative designated by it, books, papers, records or memoranda; to require by subpoena the attendance and testimony of witnesses; to issue and sign subpoenas; administer oaths and affirmations; to examine witnesses and receive evidence; to compel witnesses to produce for examination books, papers, records and documents relating to any matter which it shall have the authority to investigate or determine.

Digitized by Google

In all cases where it finds that the taxpayer has not properly reported, or made his returns, as provided by law, and in all hearings where it decides a matter against the taxpayer, the board shall tax the costs to the taxpayer; otherwise, they shall be taxed to this state.

The fees and mileage to be paid witnesses and taxed as costs shall be the same as prescribed by law in proceedings in the courts of record of this state in civil cases.

When the costs are taxed to the taxpayer, they shall be added to the taxes assessed against such taxpayer, and shall be collected in the same manner.

In case of disobedience to a subpoena, the board may invoke the aid of any court of competent jurisdiction in requiring the attendance and testimony of witnesses and production of records, books, papers and documents, and such court may issue an order requiring the person to appear before the board and give evidence or produce records, books, papers and documents, as the case may be, and any failure to obey such order of court may be punished by the court as a contempt thereof.

Testimony on hearings before the board may be taken by deposition as in civil cases, and any person may be compelled to appear and testify in the same manner as witnesses may be compelled to appear and testify, as hereinbefore provided.

Section 39. The board is hereby authorized to examine the books, records, papers, files and equipment of any retail merchant, as defined in this act, and, to that end, shall have the power to examine witnesses under oath, to verify the accuracy of any return made under the provisions of this act, or to ascertain whether or not any tax is due under the provisions of this act by any retail merchant; and in the collection of such tax, the board shall have power and authority to institute legal proceedings for the purpose of ascertaining the amount of tax due and for the collection thereof, with penalties thereon, and the board shall be vested with all the powers under the laws of this state for the collection of taxes. The board, at or after the commencement of an action for the purpose of collecting the amount of tax due, and penalties and interest due thereon, may have an attachment against the property of the defendant, including garnishees, without the execution of a bond, upon the filing of an affidavit showing the nature of the claim, that it is just, also the sum which the board believes the plaintiff ought to recover, and that the collection of the demand will be endangered by delay in obtaining judgment or a return of no property found.

Section 40. The board may appoint and remove such agents, auditors, clerks and employees as it may deem necessary, such persons to have such duties and powers as the board may, from time to time, prescribe.

The salaries of all agents and employees shall be fixed by the board, subject to the approval of the executive council.

All such agents and employees shall be allowed such reasonable and necessary traveling and other expenses as may be incurred in the performance of their duties.

The board may require such of its officers, agents, and employees as

Digitized by Google

it may designate to give bond for the faithful performance of their duties, in such sum and with such sureties as it may determine, and the state shall pay the premiums on such bonds.

Section 41. All officers empowered by law to administer oaths, and all agents, auditors, and such other employees as the board may designate, shall have the power to administer an oath to any person or take the acknowledgment of any person with respect to any return or report, required by this act or by the rules and regulations of the board.

Section 42. The board shall prepare and publish annually statistics with respect to the operation of this act, including amounts collected, classification of taxpayers, and such other facts as are deemed pertinent and valuable.

Section 43. (a). Except in accordance with proper judicial order, or as otherwise provided by law, it shall be unlawful for the board, any deputy, agent, auditor or other officer or employee, to divulge or make known in any manner any information set forth or disclosed in any report or return required under this act. Nothing herein contained shall be construed to prohibit the publication of statistics so classified as to prevent the identification of particular reports or returns and the items thereof, or the inspection by the attorney general, or other legal representatives of the state, of the report or return of any taxpayer who shall bring action to set aside or review the tax based thereon, or against whom an action or proceeding has been instituted to recover any tax or any penalty imposed by this act. Reports and returns shall be preserved for four (4) years, and thereafter until the board orders them destroyed. Nothing herein contained shall be construed to prohibit the delivery to a taxpayer, or to his duly authorized representative, of a certified copy of any return or report filed in connection with his tax.

(b). Any person violating paragraph (a) of this section shall be deemed guilty of a misdemeanor; and, upon conviction thereof, if the offender be an officer or employee of this state, he shall be dismissed from office and shall be disqualified from holding any public office in this state for a period of five (5) years thereafter.

(c). Every taxpayer shall, upon request of the board, furnish a copy of the return for the corresponding year which he has filed, or may file, with the federal government of the United States, showing his gross and net income and how obtained, and the several sources from which derived.

Section 44. The board is hereby authorized to grant a refund of any taxes erroneously or illegally assessed or collected, and all taxes determined by it to be unjustly assessed, or excessive in amount, or in any manner wrongfully collected under this act. Such refunds shall be ordered only after claims therefor have been filed by the taxpayer, and after hearing, investigation, or other proofs under oath, as the board may require. No claim for refund shall be allowed by the board unless a claim therefor has been filed, under oath, with the board within one (1) year after the payment of said tax, penalty or interest thereon. Upon final determination by the board that such refund shall be allowed, the board shall certify the amount thereof and the name of the claimant to the

Digitized by Google

auditor of state, who, shall, upon receipt of such certificate, draw his warrant upon the treasurer of state therefor, and the treasurer of state shall pay the same out of any funds in the state treasury not otherwise appropriated.

PART SEVEN—DISTRIBUTION OF TAX

Section 45. All revenue arising under the operation of this act and collected by the board shall be by it deposited daily with the treasurer of state to be carried by him as a special tax fund entirely separate from all other revenues of the state, which fund shall be distributed from time to time by said board in accordance with the provisions of this act on warrants drawn by the auditor of state upon direction of the board, which shall, upon presentation, be paid by the treasurer of state out of said special fund.

Section 46. All the revenue derived from the specific taxes imposed on net personal incomes by the provisions of part two of this act shall be used, first, for the operation, support and maintenance of the state government, and the several departments thereof, including the educational institutions under the jurisdiction of the state board of education, and the institutions under the jurisdiction of the board of control of state institutions, and, second, the balance, if any, shall be allocated, distributed and paid, in the manner as hereinafter provided in the next following section of this act, to the treasurers of the several consolidated school districts and school districts containing mining camp schools, in proportion to the population of such school districts. If the revenue derived from the tax imposed under the provisions of part two of this act shall not be sufficient for the operation, support and maintenance of the state government and the several departments thereof, including the educational institutions under the jurisdiction of the state board of education and the institutions under the jurisdiction of the board of control of state institutions, the additional funds necessary for such purposes shall be transferred from the special tax fund derived from the taxes imposed by parts three and four of this act, and the same shall replace funds heretofore raised by direct taxation for state purposes, and hereafter no direct taxes shall be levied or collected for state purposes, as herein enumerated, except to the extent that the funds hereby allocated for such purposes shall be insufficient.

Section 47. The remaining portion of such special tax fund shall be for the exclusive use of the several taxing districts of this state, and the board shall quarterly, on the fifteenth (15th) days of January, April, July and October of each year, allocate such special tax fund to said taxing districts, in proportion to the population thereof, and shall certify to the auditor of state the amounts so allocated to each district, who shall draw and forward his warrants therefor to the treasurer of each such taxing district. The treasurer of each such taxing district, upon receipt of such warrants, shall allocate the amounts thereof to the various funds of the district, in proportion to the amounts levied for such funds collected by direct taxation on property.

Section 48. The provisions of this act are severable, and if any section or sections, paragraph, or paragraphs, sentence or sentences,

Digitized by Google

clause or clauses, word or words of this act shall be held to be unconstitutional by the valid judgment or decree or any court of competent jurisdiction, such particular section or sections, paragraph or paragraphs, sentence or sentences, clause or clauses, word or words may be rejected without affecting the remainder of the act, and the decisions of the courts shall not affect or impair any of the remaining sections, paragraphs, sentences, clauses or words of this act. It is hereby declared that it is the legislative intent that this act and each word, clause, sentence, paragraph and section thereof would have been enacted had such unconstitutional section or sections, paragraph or paragraphs, sentence or sentences, clause or clauses, word or words not been included.

Section 49. All acts, or parts of acts, in conflict herewith are hereby repealed. L. D. TETER.

On motion of McFarlane of Black Hawk, the House recessed until 9:00 a. m. Tuesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 7, 1933.

LEGISLATIVE DAY OF MONDAY, MARCH 6, 1933.

The House reconvened at the expiration of the recess, Speaker Miller in the chair.

Prayer was offered by W. L. Ewing, D. D., Pastor of the Grace Methodist Episcopal Church, Des Moines, Iowa.

Journal of March 6 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Fabritz of Wapello for the day, on request of Malone of Cass.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring prohibition. Beswick, from citizens of Van Buren county; Bowers, from citizens of Union county; Bruce, from citizens of Pocahontas county; Crouch, from citizens of Greene county; Cunningham, from citizens of Polk county; Grell, from citizens of Scott county; Humeston, from citizens of Wayne county; Jensen, from citizens of Audubon county; McCreery, from citizens of Linn county; Malone, from citizens of Cass county; Mercer, from citizens of Johnson county; Mitchell, from citizens of Webster county; Peaco, from citizens of Clinton county; Porter, from citizens of Delaware county; Sours, from citizens of Floyd county; Stiger, from citizens of Tama county; Stimpson, from citizens of Cass county. Referred to police regulation, suppression of crime and intemperance.

Opposing special tax on chain stores. Bonnstetter, from citizens of Kossuth county; Cunningham, from citizens of Polk county; Ellsworth, from citizens of Hardin county; Hough, from citizens

Digitized by Google

of Fayette county; Koch, from citizens of Bremer county; McFarlane, from citizens of Black Hawk county; Osborn, from citizens of Decatur county; Snyder, from citizens of Hamilton county; Speidel, from citizens of Washington county. Referred to ways and means.

Favoring special tax on chain stores. Bonnstetter, from business men of Kossuth county; Durant, from business men of Hancock county; Ellsworth, from business men of Hardin county; Hanson, from business men of Winnebago county; Moore, from business men of Benton county; Stiger, from business men of Tama county. Referred to ways and means.

Favoring appropriation for child welfare. Metcalf, from citizens of Muscatine county; Mitchell, from citizens of Webster county. Referred to child welfare.

Favoring change in collection of automobile license. Beswick, from citizens of Van Buren county; Swift, from citizens of Dubuque county. Referred to motor vehicles and transportation.

Opposing House Files Nos. 44, 36, 4 and 82. Wiese and Grell of Scott, from P. T. A. of Hayes school, Rockingham school, Jackson school, Taylor school and P. T. A. of Scott county. Referred to schools and textbooks.

Opposing prohibition. Bouska, from citizens of Howard county; Grell of Scott, from Davenport Turner Society and Davenport Moose Lodge No. 28. Referred to police regulation, suppression of crime and intemperance.

Favoring gross income tax. Hanson, from citizens of Winnebago county; Wenig, from citizens of Clay county; Fabritz, from citizens of Wapello county. Referred to ways and means.

Opposing Senate File No. 131. Gallagher, from citizens of Iowa county; Swift, from citizens of Jackson county; Grell of Scott, from the Cooperative Legislative Council. Referred to reduction of public expenditures.

Favoring shortening high school courses. McKinnon, from citizens of Henry county. Referred to schools and textbooks.

Approving Senate File No. 102. Swift, from citizens of Jackson county. Referred to motor vehicles and transportation.

Digitized by Google

Opposing special tax on portable mills. Peaco, from citizens of Clinton county. Referred to ways and means.

Favoring certification of teachers. Felter, from citizens of Warren county. Referred to schools and textbooks.

Opposing repeal of cattle test law. Wiese of Scott, from Alphia Chapter of Delphian Society of Davenport. Referred to animal industry.

Favoring optional routing of rural pupils. Gallagher of Iowa from the school board of the Consolidated school of Hilton, Iowa. Referred to schools and textbooks.

Opposing House File No. 19. Peaco, from citizens of Clinton county. Referred to tax reduction.

Opposing repeal of law allowing gas tax refunds. Lookingbill, from citizens of Story county. Referred to motor vehicles and transportation.

Opposing Senate File No. 112. Dean of Cerro Gordo, from Employees Central Battery Electric Company of Mason City. Referred to ways and means.

Favoring Senate File No. 131. Fabritz, from citizens of Wapello county. Referred to tax reduction.

Opposing Senate File No. 141. Peaco, from citizens of Clinton county. Referred to schools and textbooks.

Opposing House File No. 265. Hopp, from citizens of Mills county. Referred to motor vehicles and transportation.

Favoring taxation of exempt property. Ellsworth, from citizens of Hardin county. Referred to tax reduction.

Favoring House File No. 301. McFarlane, from citizens of Black Hawk county. Referred to public health.

Opposing Senate File No. 140. Jensen, from citizens of Audubon county. Referred to schools and textbooks.

REPORTS OF COMMITTEES

Stiger of Tama, from the committee on judiciary, submitted the following reports:

Digitized by Google

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 60, an act to repeal section eleven thousand four hundred twenty-nine (11,429), Code, 1931, relating to the trial of cases to a jury and to enact a substitute therefor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 312, a bill for an act to clarify and harmonize the law with reference to school elections; to amend sections forty-one hundred twenty-nine (4129), forty-one hundred thirty, (4130), forty-one hundred forty-one (4141), forty-one hundred forty-two (4142), forty-one hundred fifty (4150), forty-one hundred fifty-one (4151), forty-one hundred fifty-three (4153), forty-one hundred seventy-one (4171), forty-one hundred seventy-eight (4178), forty-two hundred sixteen-c one (4216-c1), forty-two hundred sixteen c-two (4216-c2), forty-two hundred sixteen c-twenty-four (4216-c24), forty-two hundred sixteen c-twenty-nine (4216-c29), forty-two hundred sixteen c-thirty (4216-c30), forty-two hundred seventeen (4217), forty-two hundred eighteen (4218), forty-two hundred nineteen (4219), forty-two hundred twenty-three a-two (4223-a2), etc., beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

SPECIAL COMMITTEE APPOINTED

Foster of Cedar called the attention of the House to the fact that the Chief Engineer of the Highway Commission had complied with the provisions of House Concurrent Resolution No. 21 and placed in the hands of the Speaker of the House certain reports and papers requested in said resolution and moved that the Speaker appoint a committee of six to which committee said reports and documents be referred for its consideration and make a report thereon to the House not later than two weeks from this date.

Motion prevailed and the Speaker appointed as such committee Alesch of Plymouth, Garner of Butler, Yager of Dickinson, Grell of Scott, Foster of Cedar, and Durant of Hancock.

CONSIDERATION OF BILLS

Senate File No. 167, a bill for an act to increase the amount of

Digitized by Google

statutory exemption from execution for residents who are the heads of families and to provide for the selection of such exempt property, was taken up for consideration.

Mitchell of Webster moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 56.

Aldrich	Fuester	Malone	Smith
Alesch	Garner	Maniece	Snyder
Beath	Grell	Metcalf	Sours
Beswick	Hanson of Lyon	Mitchell	Speidel
Bonnstetter	Hanson of	Moore of Benton	Stansell
Burgess	Winnebago	Moore of	Stanzel
Craven	Hough	Harrison	Stewart
Cunningham	Jenkins	Mooty	Stiger
Davis	Jensen	Ostby	Stimpson
Dean	Koch	Rawlings	Strachan
Donlon	Lichty	Reed	Weed
Dreessen	McCreery	Rice	Wenig
Elliott	McDermott	Roe	Yager
Foster	McKinnon	Schroeder	Zylstra
Frizzell	McLean		

The nays were, 43.

Augustine	Fuelling	McCarthy	Swift of Dubuque
Bouska	Gallagher	McFarlane	Swift of Jackson
Bowers	Gissel	Mercer	Teter
Brady	Gittinger	Millhone	Thies
Bruce	Grau	Osborn	Thiessen
Casey	Hartman	Paisley	Treimer
Dole	Hook	Peaco	Wiese
Doran	Hopp	Porter	Willis
Durant	Humeston	Ryder	Wolf
Ellsworth	Johnson	Schmitz	Zinse
Felter	Lookingbill	Sheridan	

Absent or not voting, 9.

Crouch	Falvey	Hultman	Peet
Ditto	Goode	Laughlin	Mr. Speaker
Fabritz			

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

Mitchell of Webster moved that the vote by which Senate File No. 167 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 206, a bill for an act to amend the law as it apears in sections fifty-four hundred twenty-five (5425) and fifty-

Digitized by Google

four hundred forty-nine (5449) of the Code, 1931, relating to annual license fees for German shepherd dogs, commonly known as police dogs, with report of committee recommending passage, was taken up for consideration.

Gallagher of Iowa moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 84.

Aldrich	Foster	McLean	Snyder
Alesch	Frizzell	Malone	Speidel
Beath	Fuelling	Mercer	Stansell
Beswick	Fuester	Metcalf	Stanzel
Bonnstetter	Gallagher	Millhone	Stewart
Bouska	Garner	Mitchell	Stiger
Bowers	Gittinger	Mooty	Stimpson
Brady	Grell	Osborn	Strachan
Bruce	Hanson of Lyon	Ostby	Swift of Dubuque
Burgess	Hartman	Paisley	Swift of Jackson
Casey	Hook	Peaco	Teter
Craven	Hough	Peet	Thies
Cunningham	Hultman	Porter	Treimer
Dean	Jenkins	Rawlings	Weed
Ditto	Jensen	Reed	Wenig
Dole	Johnson	Rice	Wiese
Donlon	Koch	Roe	Willis
Doran	Laughlin	Ryder	Wolf
Ellsworth	Lookingbill	Schmitz	Yager
Falvey	McCarthy	Sheridan	Zylstra
Felter	McDermott	Smith	Mr. Speaker

The nays were, 14.

Davis	Humeston	Maniece	Sours
Durant	Lichty	Moore of Benton	Thiessen
Grau	McFarlane	Moore of Harrison	Zipse
Hopp	McKinnon		

Absent or not voting, 10.

Augustine	Elliott	Goode	McCreery
Crouch	Fabritz	Hanson of Winnebago	Schroeder
Dreessen	Gissel		

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

Gallagher of Iowa moved that the vote by which House File No. 206 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 293, a bill for an act to amend section eighty-nine hundred six (8906) of the 1931 Code of Iowa, providing for the organization of mutual insurance companies in the State of

Digitized by Google

Iowa requiring assets in a minimum amount before authority to do business is granted, and to provide for contributions, was taken up for consideration.

Ditto of Osceola moved to defer action. Motion prevailed.

INTRODUCTION OF BILLS

House File No. 529, by Wiese of Scott, a bill for an act to legalize the proceedings of the City Council of the City of Davenport, Iowa, a municipal corporation by virtue of a special charter, relating to the improvement of certain streets and one alley by paving, without having obtained jurisdiction therefore as provided by Sections six thousand nine hundred thirteen (6913), six thousand nine hundred fourteen (6914), and six thousand nine hundred fifteen (6915), Chapter three hundred twenty-nine (329) of the Code, 1927, and any and all other irregularities, and legalizing the special improvement bonds issued to pay for said improvements as provided by Sections six thousand nine hundred twenty-five (6925), and six thousand nine hundred twenty six (6926) of the Code, 1927.

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

House File No. 530, by Smith of Cherokee, a bill for an act to amend Chapter Two Hundred Fifty-Two A1 (252-A1) of the Code of Iowa, 1931, by adding thereto provisions making it unlawful for motor common carriers of passengers to haul other than United States mail, newspapers, and the personal baggage of passengers.

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

House File No. 531, by Smith of Cherokee, a bill for an act to amend Section Five thousand and sixty seven-d4 (5067-d4) of the Code of Iowa, 1931, relating to the maximum length of motor vehicles used as common carriers of passengers.

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

McFarlane of Black Hawk moved that the House adjourn until Tuesday, March 7 at 10:30 a. m. Motion prevailed.

House reconvened on the legislative day of March 7, 1933, Speaker Miller in the chair.

Digitized by Google

CONSIDERATION OF BILLS

House File No. 101, a bill for an act to amend the law as it appears in section ninety-four hundred twenty (9420) of the code, 1931, relating to interest on chattel loans up to three hundred ($300.00) dollars, with report of committee recommending amendment and passage, was taken up for consideration.

Cunningham of Polk moved that action be deferred until the return of Fabritz of Wapello. Motion prevailed.

SENATE FILE REREFERRED

Metcalf of Muscatine moved that Senate File No. 122 be rereferred to the committee on departmental affairs. Motion prevailed.

HOUSE FILE INDEFINITELY POSTPONED

Hanson of Winnebago moved that the report of the committee recommending indefinite postponement of House File No. 251 be rejected. Motion lost and the report of the committee was adopted and House File No. 251 was indefinitely postponed.

CONSIDERATION OF BILLS

House File No. 40, a bill for an act to amend sections forty-one hundred seventy-nine (4179) and forty-one hundred eighty-one (4181), code 1931, relating to transportation in consolidated school districts, with report of committee recommending passage, was taken up for consideration.

Jenkins of Louisa moved that the amendment proposed by him, found on page 250 of the Journal of February 1, be adopted.

Durant of Hancock moved to amend the amendment to House File No. 40 in section 1, line 6 by striking the word "two" and inserting in lieu thereof the words "one and one half". Amendment to amendment adopted.

Millhone of Page moved the previous question on the pending amendment and the main question. Motion prevailed.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 91.

Aldrich	Beswick	Bowers	Casey
Augustine	Bonnstetter	Bruce	Craven
Beath	Bouska	Burgess	Crouch

Digitized by Google

Cunningham	Grell	McKinnon	Smith
Davis	Hanson of Lyon	Malone	Snyder
Dean	Hanson of Winnebago	Mercer	Sours
Dole	Hartman	Metcalf	Speidel
Donlon	Hook	Millhone	Stansell
Doran	Hopp	Mitchell	Stanzel
Dreessen	Hough	Moore of Harrison	Stewart
Durant	Hultman	Mooty	Stiger
Elliott	Humeston	Osborn	Strachan
Ellsworth	Jenkins	Peaco	Swift of Dubuque
Falvey	Jensen	Peet	Swift of Jackson
Felter	Johnson	Porter	Thies
Foster	Koch	Rawlings	Treimer
Frizzell	Laughlin	Reed	Weed
Fuelling	Lichty	Rice	Wenig
Fuester	Lookingbill	Roe	Wiese
Gallagher	McCarthy	Ryder	Yager
Garner	McDermott	Schmitz	Zipse
Gissel	McFarlane	Schroeder	Zylstra
Gittinger			Mr. Speaker
Grau			

The nays were, 12.

Ditto	Maniece	Paisley	Thiessen
McCreery	Moore of Benton	Sheridan	Willis
McLean	Ostby	Stimpson	Wolf

Absent or not voting, 5.

Alesch	Fabritz	Goode	Teter
Brady			

Amendment adopted.

Malone of Cass moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 101.

Aldrich	Dreessen	Hook	Mercer
Augustine	Durant	Hopp	Metcalf
Beath	Elliott	Hough	Millhone
Beswick	Ellsworth	Hultman	Mitchell
Bonnstetter	Falvey	Humeston	Moore of Benton
Bouska	Felter	Jenkins	Moore of Harrison
Bowers	Frizzell	Jensen	Mooty
Bruce	Fuelling	Johnson	Osborn
Burgess	Fuester	Koch	Paisley
Casey	Gallagher	Laughlin	Peaco
Craven	Garner	Lichty	Peet
Crouch	Gissel	Lookingbill	Porter
Cunningham	Gittinger	McCarthy	Rawlings
Davis	Grau	McDermott	Reed
Dean	Grell	McFarlane	Rice
Ditto	Hanson of Lyon	McKinnon	Roe
Dole	Hanson of Winnebago	McLean	Ryder
Donlon	Hartman	Malone	Schmitz
Doran		Maniece	

Digitized by Google

Schroeder	Stanzel	Teter	Willis
Sheridan	Stewart	Thies	Wolf
Smith	Stiger	Thiessen	Yager
Snyder	Stimpson	Treimer	Zipse
Sours	Strachan	Weed	Zylstra
Speidel	Swift of Dubuque	Wenig	Mr. Speaker
Stansell	Swift of Jackson	Wiese	

The nays were, 3.

Foster	McCreery	Ostby

Absent or not voting, 4.

Alesch	Brady	Fabritz	Goode

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

House File No. 220, a bill for an act to amend section sixty-nine hundred forty-six (6946), Code, 1931, relating to exemptions from taxation, with report of committee recommending passage, was taken up for consideration.

Hopp of Mills moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 77.

Aldrich	Fuelling	Mercer	Sheridan
Augustine	Fuester	Metcalf	Smith
Beswick	Gallagher	Millhone	Snyder
Bonnstetter	Garner	Mitchell	Stanzel
Bouska	Gissel	Moore of Benton	Stewart
Bowers	Hook	Moore of Harrison	Stiger
Brady	Hopp	Mooty	Stimpson
Bruce	Hough	Osborn	Strachan
Burgess	Hultman	Ostby	Teter
Casey	Jenkins	Paisley	Thies
Craven	Jensen	Peaco	Thiessen
Cunningham	Johnson	Peet	Weed
Ditto	Koch	Porter	Wenig
Doran	Laughlin	Rawlings	Wiese
Dreessen	Lichty	Reed	Willis
Durant	McCreery	Roe	Wolf
Elliott	McDermott	Ryder	Yager
Ellsworth	McFarlane	Schroeder	Zipse
Falvey	McKinnon		Zylstra
Felter	Malone		

The nays were, 25.

Beath	Gittinger	Lookingbill	Sours
Crouch	Grau	McCarthy	Speidel
Davis	Hanson of Lyon	McLean	Stansell
Dole	Hanson of Winnebago	Maniece	Swift of Dubuque
Donlon	Hartman	Rice	Treimer
Foster	Humeston	Schmitz	Mr. Speaker
Frizzell			

Digitized by Google

Absent or not voting, 6.

Alesch	Fabritz	Grell	Swift of Jackson
Dean	Goode		

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

House File No. 226, a bill for an act to amend section three hundred two (302), code 1931, relating to the furnishing by the Executive Council to the offices and departments of all articles and supplies required for public use, with report of committee recommending passage, was taken up for consideration.

Bonnstetter of Kossuth moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 101.

Aldrich	Frizzell	McCreery	Smith
Augustine	Fuelling	McDermott	Snyder
Beath	Fuester	McKinnon	Sours
Beswick	Gallagher	McLean	Speidel
Bonnstetter	Garner	Malone	Stansell
Bouska	Gissel	Maniece	Stanzel
Bowers	Gittinger	Mercer	Stewart
Brady	Grau	Metcalf	Stiger
Bruce	Grell	Millhone	Stimpson
Burgess	Hanson of Lyon	Moore of Benton	Strachan
Casey	Hanson of Winnebago	Moore of Harrison	Swift of Dubuque
Craven	Hartman	Mooty	Swift of Jackson
Crouch	Hook	Ostby	Teter
Cunningham	Hopp	Paisley	Thies
Davis	Hough	Peaco	Thiessen
Dean	Hultman	Peet	Treimer
Ditto	Humeston	Porter	Weed
Dole	Jenkins	Rawlings	Wenig
Donlon	Jensen	Reed	Wiese
Doran	Johnson	Rice	Willis
Dreessen	Koch	Roe	Wolf
Durant	Laughlin	Ryder	Yager
Ellsworth	Lichty	Schmitz	Zipse
Falvey	Lookingbill	Schroeder	Zylstra
Felter	McCarthy	Sheridan	Mr. Speaker
Foster			

The nays were, 1.

Osborn

Absent or not voting, 6.

Alesch	Fabritz	McFarlane	Mitchell
Elliott	Goode		

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

Digitized by Google

House File No. 227, a bill for an act to amend section three hundred two (302), code 1931, relating to the furnishing of articles and supplies to officers and departments of the State, with report of committee recommending passage, was taken up for consideration.

Bonnstetter of Kossuth moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 98.

Aldrich	Foster	McCreery	Schroeder
Augustine	Frizzell	McDermott	Smith
Beath	Fuelling	McKinnon	Snyder
Beswick	Fuester	Malone	Sours
Bonnstetter	Gallagher	Maniece	Stansell
Bouska	Garner	Mercer	Stanzel
Bowers	Gissel	Metcalf	Stewart
Brady	Gittinger	Millhone	Stimpson
Bruce	Grau	Mitchell	Strachan
Burgess	Grell	Moore of Benton	Swift of Dubuque
Casey	Hanson of Lyon	Moore of Harrison	Swift of Jackson
Craven	Hartman	Mooty	Teter
Crouch	Hook	Osborn	Thies
Cunningham	Hopp	Ostby	Thiessen
Davis	Hough	Paisley	Treimer
Dean	Hultman	Peaco	Weed
Ditto	Humeston	Peet	Wenig
Dole	Jenkins	Porter	Wiese
Donlon	Jensen	Rawlings	Willis
Doran	Johnson	Reed	Wolf
Dreessen	Koch	Rice	Yager
Durant	Laughlin	Roe	Zipse
Ellsworth	Lichty	Ryder	Zylstra
Falvey	Lookingbill	Schmitz	Mr. Speaker
Felter	McCarthy		

The nays were, none.

Absent or not voting, 10.

Alesch	Goode	McFarlane	Speidel
Elliott	Hanson of Winnebago	McLean	Stiger
Fabritz		Sheridan	

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

SPECIAL COMMITTEE APPOINTED

As provided in House Joint Resolution No. 7, Speaker Miller appointed as members of the committee, Dr. Munger of Spencer, Millhone of Page, and Speidel of Washington.

Digitized by Google

CONSIDERATION OF BILLS

House File No. 308, a bill for an act to amend section eleven hundred sixty-six (1166), code 1931, relating to nepotism, was taken up for consideration.

Goode of Davis called up the amendment filed by him and found on page 467 of the Journal of February 17 and moved its adoption. Amendment adopted.

Malone of Cass moved that the Chief Clerk be instructed to correct line six of the bill. Motion prevailed.

Jensen of Audubon moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 80.

Augustine	Fuester	McKinnon	Snyder
Beath	Gallagher	McLean	Sours
Bonnstetter	Gittinger	Malone	Speidel
Bouska	Grell	Maniece	Stansell
Bowers	Hanson of Lyon	Mercer	Stanzel
Bruce	Hanson of Winnebago	Mitchell	Stewart
Casey	Hartman	Moore of Benton	Strachan
Craven	Hook	Moore of Harrison	Swift of Dubuque
Crouch	Hopp	Osborn	Swift of Jackson
Davis	Hough	Peaco	Teter
Dean	Humeston	Peet	Thies
Ditto	Jenkins	Porter	Treimer
Dole	Jensen	Reed	Weed
Donlon	Johnson	Rice	Wenig
Doran	Lichty	Roe	Wiese
Durant	Lookingbill	Schmitz	Willis
Ellsworth	McCarthy	Schroeder	Wolf
Falvey	McCreery	Sheridan	Yager
Felter	McDermott	Smith	Zipse
Frizzell	McFarlane		Zylstra
Fuelling			

The nays were, 17.

Aldrich	Hultman	Millhone	Ryder
Beswick	Koch	Mooty	Stiger
Dreessen	Laughlin	Ostby	Thiessen
Foster	Metcalf	Paisley	Mr. Speaker
Grau			

Absent or not voting, 11.

Alesch	Cunningham	Garner	Rawlings
Brady	Elliott	Gissel	Stimpson
Burgess	Fabritz	Goode	

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

Digitized by Google

House File No. 127, a bill for an act to amend Section forty-six hundred forty-four-c nineteen (4644-c19), Code, 1931, relating to the employment of the county engineer, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Gissel of Buchanan the amendments proposed by the committee, found on page 450 of the Journal of February 17, were adopted.

McKinnon of Henry moved to defer action.

Johnson of Linn moved as a substitute motion that the bill be laid on the table.

A roll call was demanded and on the question "Shall House File No. 127 be laid on the table?"

The ayes were, 22.

Aldrich	Laughlin	Mercer	Sheridan
Bruce	Lichty	Osborn	Swift of Dubuque
Hough	Lookingbill	Peaco	Wiese
Humeston	McCreery	Peet	Wolf
Jensen	McFarlane	Ryder	Yager
Johnson	McLean		

The nays were, 78.

Augustine	Falvey	McDermott	Snyder
Beath	Felter	McKinnon	Sours
Beswick	Foster	Malone	Speidel
Bonnstetter	Frizzell	Maniece	Stansell
Bouska	Fuelling	Metcalf	Stanzel
Bowers	Fuester	Millhone	Stewart
Brady	Garner	Mitchell	Stiger
Casey	Gissel	Moore of Benton	Stimpson
Craven	Gittinger	Moore of Harrison	Strachan
Crouch	Grau	Mooty	Swift of Jackson
Cunningham	Grell	Ostby	Teter
Davis	Hanson of Lyon	Paisley	Thies
Dean	Hanson of Winnebago	Porter	Thiessen
Ditto	Hartman	Reed	Treimer
Dole	Hook	Rice	Weed
Donlon	Hopp	Roe	Wenig
Doran	Jenkins	Schmitz	Willis
Dreessen	Koch	Schroeder	Zipse
Durant	McCarthy	Smith	Zylstra
Ellsworth			Mr. Speaker

Absent or not voting, 8.

Alesch	Elliott	Gallagher	Hultman
Burgess	Fabritz	Goode	Rawlings

Motion to lay on the table lost.

Digitized by Google

A roll call was demanded on the previous question and on the question "Shall action on House File No. 127 be deferred?"

The ayes were, 37.

Aldrich	Hansen of Lyon	Moore of Benton	Schroeder
Beath	Hultman	Moore of Harrison	Sheridan
Beswick	Jenkins	Osborn	Stimpson
Bowers	Jensen	Paisley	Swift of Dubuque
Bruce	Lookingbill	Peaco	Swift of Jackson
Casey	McFarlane	Porter	Wiese
Cunningham	McKinnon	Rawlings	Wolf
Dreessen	Malone	Ryder	Yager
Durant	Mercer		Zylstra
Gallagher	Millhone		

The nays were, 62.

Augustine	Fuelling	Laughlin	Speidel
Bonnstetter	Fuester	Lichty	Stansell
Bouska	Garner	McCarthy	Stanzel
Brady	Gissel	McLean	Stewart
Craven	Gittinger	Maniece	Stiger
Davis	Grau	Metcalf	Strachan
Dean	Grell	Mitchell	Teter
Ditto	Hanson of Winnebago	Mooty	Thies
Dole	Hartman	Ostby	Thiessen
Donlon	Hook	Peet	Treimer
Doran	Hopp	Reed	Weed
Ellsworth	Hough	Rice	Wenig
Falvey	Humeston	Roe	Willis
Felter	Johnson	Schmitz	Zipse
Foster	Koch	Smith	Mr. Speaker
Frizzell		Sours	

Absent or not voting, 9.

Alesch	Elliott	Goode	McDermott
Burgess	Fabritz	McCreery	Snyder
Crouch			

Motion to defer action lost.

Gissel of Buchanan moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 78.

Augustine	Dean	Foster	Hanson of Winnebago
Beath	Ditto	Frizzell	Hartman
Beswick	Dole	Fuelling	Hook
Bonnstetter	Donlon	Fuester	Hopp
Bowers	Doran	Gallagher	Hough
Brady	Dreessen	Garner	Humeston
Casey	Durant	Gissel	Koch
Craven	Ellsworth	Gittinger	Laughlin
Cunningham	Falvey	Grau	McCarthy
Davis	Felter	Grell	

Digitized by Google

McDermott	Mooty	Smith	Teter
McKinnon	Ostby	Snyder	Thies
Malone	Paisley	Sours	Thiessen
Maniece	Porter	Speidel	Preimer
Metcalf	Reed	Stansell	Weed
Millhone	Rice	Stanzel	Wenig
Mitchell	Roe	Stewart	Willis
Moore of Benton	Schmitz	Stiger	Wolf
Moore of Harrison	Schroeder	Strachan	Zipse
	Sheridan	Swift of Jackson	Zylstra

The nays were, 21.

Aldrich	Johnson	McLean	Rawlings
Bouska	Lichty	Mercer	Ryder
Bruce	Lookingbill	Osborn	Swift of Dubuque
Hanson of Lyon	McCreery	Peaco	Wiese
Jenkins	McFarlane	Peet	Yager
Jensen			

Absent or not voting, 9.

Alesch	Elliott	Goode	Stimpson
Burgess	Fabritz	Hultman	Mr. Speaker
Crouch			

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

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that he had on February 21 approved House Files Nos. 240 and 37; on February 24, he had approved House Files Nos. 194 and 145; and on February 25, he had approved House Files Nos. 129 and 78 and House Joint Resolution No. 7.

EXPLANATION OF VOTE

In explanation of my having voted "no" on Senate File No. 167, see the following cases: Foster vs. Byrne, 76 Iowa 295; Willard vs. Sturm, 96 Iowa 555; Smith vs. Spillman, 1 American Law Reports 136, and the annotations at 143.

L. D. TETER.

AMENDMENTS FILED

Lichty of Black Hawk filed the following amendment to House File No. 389:

Strike out all after the enacting clause and insert in lieu thereof the following:

"Section 1. Chapter two hundred fifty-one (251), Code, 1931, is hereby amended by inserting after section forty-nine hundred twenty (4920) the following section:

"4920-e1. Well-drilling equipment when mounted upon trailer equipped with solid rubber or pneumatic tires and not exceeding in weight ten thousand pounds, the trailer shall be licensed at annual rate at ten dollars

Digitized by Google

($10.00), such equipment when in excess of above weight or of the motor vehicles laws relating to length and width shall be permitted to operate upon the highways of the State of Iowa only upon issuance of a special permit by the Motor Vehicle Department."

Amend the title by striking out "section forty-nine hundred eight (4908) and forty-nine hundred twelve (4912)," and inserting in lieu thereof "chapter two hundred fifty-one (251),".

On motion of Peaco of Clinton, the House adjourned until 9:00 a. m. Wednesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 8, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend DeLoss Morkin, Pastor of Church of Christ, College Avenue, Des Moines, Iowa.

Journal of March 7 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Craven of Jasper for part of the day, on request of Koch of Bremer.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Opposing special tax on portable mills. Miller, from citizens of Shelby county; Schmitz, from citizens of Winneshiek county. Referred to ways and means.

Approving prohibition. Beswick, from citizens of Van Buren county; Cunningham, from citizens of Polk county; Humeston, from citizens of Wayne county; McDermott, from citizens of Adair county; Sours, from citizens of Floyd county; Thies, from citizens of Pottawattamie county. Referred to police regulation, suppression of crime and intemperance.

Opposing special tax on chain stores. Cunningham, from citizens of Polk county; Mooty, from citizens of Grundy county; McCarthy, from citizens of Woodbury county; Millhone, from citizens of Page county; Sheridan, from citizens of Lee county; Sours, from citizens of Floyd county. Referred to ways and means.

Favoring special tax on chain stores. Aldrich, from citizens of Wright county; Dean, from citizens of Cerro Gordo county; Wolf, from citizens of Franklin county. Referred to ways and means.

Digitized by Google

Favoring House File No. 516 with reference to the care of indigent persons. Foster, from 168 citizens of Cedar county. Referred to county and township organization.

Favoring taxing property now exempt. Ellsworth, from citizens of Hardin county. Referred to ways and means.

Favoring reduction of interest rates on small loans. Johnson, from citizens of Linn county. Referred to judiciary.

Gallagher of Iowa filed a resolution from the Iowa Taxpayers' League endorsing the Gross Income Tax Plan of raising revenue. Referred to ways and means.

Favoring House File No. 250. McKinnon, from citizens of Henry county. Referred to ways and means.

Opposing truck restrictions. Rawlings, from citizens of Monona county. Referred to motor vehicles and transportation.

Favoring Senate File No. 131. Cunningham, from 176 members of Polk County Farm Improvement Association. Referred to tax reduction.

Favoring general salary slash and certain school measures. Osborn, from citizens of Decatur county. Referred to schools and textbooks.

Favoring appropriation for child welfare. Wiese of Scott from Delphian Society of Davenport. Referred to child welfare.

REPORTS OF COMMITTEES

Roe of Allamakee, from the committee on compensation of public officers, submitted the following report:

MR. SPEAKER: Your committee on compensation of public officers to whom was referred House File No. 514, a bill for an act to amend section fifty-one hundred ninety-one (5191), Code 1931, relating to compensation of sheriffs for feeding and lodging prisoners, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

OVE T. ROE, *Chairman.*

Report adopted.

Donlon of Palo Alto, from the committee on ways and means, submitted the following report:

MR. SPEAKER: Your committee on ways and means to whom was referred House File No. 369, a bill for an act to impose a license fee tax

Digitized by Google

upon alcohol, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. H. DONLON, *Chairman.*

Passed on file.

Fabritz of Wapello, from the committee on fish and game, submitted the following report:

MR. SPEAKER: Your committee on fish and game to whom was referred House File No. 147, a bill for an act to amend section fifty-four hundred thirteen (5413), Code, 1931, relating to the bounties on wild animals, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. E. H. FABRITZ, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on fish and game to whom was referred House File No. 223, a bill for an act to amend section fifty-four hundred thirteen (5413), Code, 1931, relating to bounties for wild animals caught and killed within the county beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. H. FABRITZ, *Chairman.*

Report adopted.

Jensen of Audubon, from the committee on schools and textbooks, submitted the following reports:

MR. SPEAKER: Your committee on schools and textbooks to whom was referred House File No. 190, a bill for an act to amend the law relating to changing school district boundary lines and to fix a minimum limitation upon the size of independent school districts, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. T. G. JENSEN, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on schools and textbooks to whom was referred House File No. 222, a bill for an act to amend sections (4179), 4181, 4182 and 4233 of the 1931 Code of Iowa, to provide that transportation of school children shall be optional with the school board concerned, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. T. G. JENSEN, *Chairman.*

Passed on file.

Digitized by Google

REPORT OF COMMITTEE

Grell of Scott, McFarlane of Black Hawk, and Schroeder of Carroll from the committee appointed to redraft House Concurrent Resolution No. 11, reported that it had had the same under consideration and submitted the following as a substitute for the original resolution:

REDRAFT OF HOUSE CONCURRENT RESOLUTION NO. 11

Memorializing Congress and the President of the United States, to enact Senate Bill No. 1197, known as the Frazier Bill,

***Whereas*, the pressure of an intense economic crisis has completely disrupted our financial stability and caused thousands of families to lose their farms and homes as a result of the low prices of farm products and high interest rates on their credits, and caused millions of men and women to lose their employment and to be without the necessities of life, and**

***Whereas*, it is within the power of the Congress to provide through the government agencies now in existence the necessary money and credit to relieve the distress,**

***Whreas*, it is within the functions of the Federal Government to redress such grievance through the machinery of the Federal Farm Loan system, the Federal Reserve Banking system and the Postal saving depository system. Therefore,**

***Be It Resolved by the House of Representatives of the State of Iowa, the Senate concurring*, That we earnestly request and urge Congress and the President of the United States to speedily enact and sign Senate Bill No. 1197, known as the Frazier Refinancing Bill.**

***Be It Further Resolved*, That a copy of this Resolution be sent to the Congressmen from Iowa and to the President of the United States.**

House Concurrent Resolution No. 11 was on motion adopted as redrafted.

HOUSE FILE NO. 135 PLACED ON THE CALENDAR

Hook of Taylor asked and obtained unanimous consent that House File No. 135 be withdrawn from the committee on fish and game and placed on the calendar.

HOUSE FILE NO. 201 INDEFINITELY POSTPONED

Craven of Jasper moved to reject the report of the committee recommending indefinite postponement for House File No. 201. Motion lost and House File No. 201 was indefinitely postponed.

AMENDMENT WITHDRAWN

Crouch of Greene asked and obtained unanimous consent to

Digitized by Google

withdraw the amendment to House File No. 261 filed by him and found in the Journal of February 23.

CONSIDERATION OF HOUSE CONCURRENT RESOLUTION NO. 14

Fabritz of Wapello called up House Concurrent Resolution No. 14 found in the Journal of February 24 and moved its adoption. Motion prevailed and House Concurrent Resolution No. 14 was adopted.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 235, a bill for an act relating to moneys and credits.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 236, a bill for an act relating to assessment rolls and books and as to furnishing and preserving schedules in connection with said assessment rolls and assessment books.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 237, a bill for an act relating to the time of filing of reports by the public utility companies.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 239, a bill for an act relating to reduction and limitation of military exemptions.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 240, a bill for an act relating to taxable property.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked

Senate File No. 242, a bill for an act relating to the appointment of trustees of county public hospitals. BYRON G. ALLEN, *Secretary*.

CONSIDERATION OF HOUSE CONCURRENT RESOLUTION NO. 15

Teter of Marion called up House Concurrent Resolution No. 15 found in the Journal of March 6 and moved its adoption. A roll call was demanded and on the question "Shall House Concurrent Resolution No. 15 be adopted?"

Digitized by Google

The ayes were, 35.

Aldrich	Foster	McKinnon	Reed
Alesch	Gittinger	Malone	Rice
Bonnstetter	Hanson of	Mitchell	Roe
Bruce	Winnebago	Moore of Benton	Snyder
Craven	Hook	Moore of	Sours
Davis	Hough	Harrison	Stimpson
Dean	Hultman	Mooty	Teter
Dole	Jensen	Osborn	Thies
Fabritz	Koch	Paisley	Thiessen
Falvey			

The nays were, 70.

Augustine	Frizzell	McCreery	Speidel
Beath	Fuelling	McDermott	Stanzel
Beswick	Fuester	McFarlane	Stewart
Bouska	Gallagher	McLean	Stiger
Bowers	Garner	Maniece	Strachan
Brady	Gissel	Mercer	Swift of Dubuque
Burgess	Grau	Metcalf	Swift of Jackson
Casey	Grell	Millhone	Treimer
Crouch	Hanson of Lyon	Ostby	Weed
Cunningham	Hartman	Peaco	Wenig
Ditto	Hopp	Peet	Wiese
Donlon	Humeston	Rawlings	Willis
Doran	Jenkins	Ryder	Wolf
Dreessen	Johnson	Schmitz	Yager
Durant	Laughlin	Schroeder	Zipse
Elliott	Lichty	Sheridan	Zylstra
Ellsworth	Lookingbill	Smith	Mr. Speaker
Felter	McCarthy		

Absent or not voting, 3.

Goode	Porter	Stansell

So the resolution failed to pass.

Elliott of Polk moved that the report of the committee recommending indefinite postponement to House File No. 123 be rejected.

On the question "Shall the report of the committee be adopted?" a roll call was demanded.

The ayes were, 53.

Aldrich	Garner	Metcalf	Ryder
Beath	Grau	Millhone	Sheridan
Beswick	Hartman	Mitchell	Snyder
Bonnstetter	Hough	Moore of Benton	Stiger
Bruce	Jenkins	Moore of	Swift of Dubuque
Burgess	Jensen	Harrison	Swift of Jackson
Casey	Johnson	Osborn	Thiess
Crouch	Koch	Ostby	Treimer
Cunningham	McCreery	Paisley	Weed
Dean	McDermott	Peet	Wiese
Dole	McFarlane	Porter	Willis
Ellsworth	McLean	Rawlings	Wolf
Felter	Maniece	Reed	Mr. Speaker
Frizzell	Mercer		

Digitized by Google

The nays were, 51.

Alesch	Falvey	Hultman	Schroeder
Augustine	Foster	Humeston	Smith
Bouska	Fuelling	Laughlin	Sours
Bowers	Fuester	Lichty	Stanzel
Brady	Gallagher	Lookingbill	Stewart
Craven	Gissel	McCarthy	Stimpson
Davis	Gittinger	McKinnon	Strachan
Donlon	Grell	Malone	Teter
Doran	Hanson of Lyon	Mooty	Thiessen
Dreessen	Hanson of Winnebago	Peaco	Wenig
Durant	Hook	Rice	Yager
Elliott	Hopp	Roe	Zipse
Fabritz		Schmitz	Zylstra

Absent or not voting, 4.

Ditto	Goode	Speidel	Stansell

Motion prevailed and House File No. 123 was indefinitely postponed.

CONSIDERATION OF BILLS

House File No. 311, a bill for an act to repeal section forty-seven hundred fifty-five-b thirty-eight (4755-b38), code, 1931; to repeal section five thousand ninety-three-a one (5093-a1), code, 1931, and enact a substitute therefor; to amend sections five thousand ninety-three-a five (5093-a5) and five thousand ninety-three-a nine (5093-a9), and chapter two hundred fifty-one-A one (251-A1), code, 1931; relating to license fees on motor fuel and providing penalties thereunder, was taken up for consideration.

Mercer of Johnson moved to amend Section 7 of the amendment to House File No. 311 by striking out the "period (.)" at the end thereof and inserting the following:

"or to motor fuel used in municipal fire department apparatus."

Motion prevailed and the amendment to the amendment was adopted.

Reed of Mahaska called up the amendment to the amendment filed by him and found on page 626 of the Journal of March 6 and moved its adoption.

McFarlane of Black Hawk moved to amend the amendment by striking from line one the word "three" and inserting in lieu thereof the word "four". The Speaker ruled the amendment out of order, being of the third degree.

Foster of Cedar moved the previous question. Motion prevailed.

Digitized by Google

On the question "Shall the amendment to the amendment be adopted?" a roll call was demanded.

The ayes were, 66:

Aldrich	Garner	McDermott	Schmitz
Alesch	Gittinger	Malone	Schroeder
Bonnstetter	Grau	Metcalf	Sheridan
Bowers	Grell	Mitchell	Snyder
Brady	Hanson of	Moore of Benton	Speidel
Craven	Winnebago	Moore of	Stanzel
Crouch	Hartman	Harrison	Stewart
Davis	Hook	Osborn	Stimpson
Dean	Hopp	Ostby	Strachan
Doran	Hough	Paisley	Swift of Dubuque
Dreessen	Hultman	Peaco	Swift of Jackson
Durant	Humeston	Peet	Treimer
Elliott	Jensen	Rawlings	Weed
Fabritz	Johnson	Reed	Wenig
Frizzell	Koch	Rice	Willis
Fuelling	Lookingbill	Roe	Wolf
Fuester	McCarthy	Ryder	Zipse

The nays were, 36:

Augustine	Donlon	Laughlin	Porter
Beath	Ellsworth	Lichty	Smith
Beswick	Falvey	McCreery	Sours
Bouska	Felter	McFarlane	Stiger
Bruce	Foster	McKinnon	Teter
Burgess	Gallagher	McLean	Thies
Casey	Gissel	Maniece	Thiessen
Ditto	Hanson of Lyon	Millhone	Wiese
Dole	Jenkins	Mooty	Zylstra

Absent or not voting, 6.

Cunningham	Mercer	Yager	Mr. Speaker
Goode	Stansell		

Amendment to the amendment adopted.

Swift of Jackson moved the previous question. Motion prevailed.

On the question "Shall the substitute amendment as amended be adopted?" a roll call was demanded.

The ayes were, 68.

Aldrich	Ditto	Garner	Koch
Alesch	Doran	Gittinger	Laughlin
Beswick	Dressen	Grau	Lichty
Bonnstetter	Elliott	Hanson of Lyon	Lookingbill
Bouska	Ellsworth	Hanson of	McCarthy
Bruce	Fabritz	Winnebago	McCreery
Burgess	Falvey	Hook	McDermott
Casey	Frizzell	Hopp	McLean
Craven	Fuester	Hultman	Malone
Dean	Gallagher	Humeston	Maniece

Digitized by Google

Metcalf	Reed	Speidel	Thies
Mitchell	Rice	Stanzel	Thiessen
Moore of Harrison	Roe	Stewart	Treimer
Osborn	Ryder	Stiger	Weed
Paisley	Schroeder	Stimpson	Wenig
Peaco	Sheridan	Strachan	Wolf
Peet	Snyder	Swift of Jackson	Yager
	Sours		

The nays were, 34.

Augustine	Felter	Johnson	Smith
Beath	Foster	McKinnon	Swift of Dubuque
Bowers	Fuelling	Mercer	Teter
Brady	Gissel	Moore of Benton	Wiese
Crouch	Grell	Mooty	Willis
Davis	Hartman	Ostby	Zipse
Dole	Hough	Porter	Zylstra
Donlon	Jenkins	Schmitz	Mr. Speaker
Durant	Jensen		

Absent or not voting, 6.

Cunningham	McFarlane	Rawlings	Stansell
Goode	Millhone		

Substitute amendment as amended was adopted.

Grau of Buena Vista moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 48.

Aldrich	Fuester	Maniece	Snyder
Alesch	Garner	Metcalf	Speidel
Bonnstetter	Gittinger	Mitchell	Stanzel
Bruce	Grau	Moore of Harrison	Stewart
Burgess	Hanson of Lyon	Paisley	Strachan
Craven	Hanson of Winnebago	Peaco	Thiessen
Crouch	Laughlin	Rawlings	Treimer
Dean	Lookingbill	Reed	Wenig
Ditto	McCarthy	Rice	Willis
Doran	McCreery	Roe	Wolf
Elliott	McDermott	Schroeder	Yager
Falvey	Malone		Mr. Speaker
Frizzell			

The nays were, 57.

Augustine	Durant	Hopp	McLean
Beath	Ellsworth	Hough	Mercer
Beswick	Fabritz	Hultman	Millhone
Bouska	Felter	Humeston	Moore of Benton
Bowers	Foster	Jenkins	Mooty
Brady	Fuelling	Jensen	Osborn
Casey	Gallagher	Johnson	Ostby
Davis	Gissel	Koch	Peet
Dole	Grell	Lichty	Porter
Donlon	Hartman	McFarlane	Ryder
Dreessen	Hook	McKinnon	Schmitz

Digitized by Google

Sheridan	Stimpson	Teter	Wiese
Smith	Swift of Dubuque	Thies	Zipse
Sours	Swift of Jackson	Weed	Zylstra
Stiger			

Absent or not voting, 3.

Cunningham	Goode	Stansell

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

McKinnon of Henry moved that the vote by which House File No. 311 failed to pass the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

ADDITIONAL COPIES ORDERED PRINTED

Zylstra of Sioux asked and obtained unanimous consent to have one thousand (1,000) additional copies printed of House File No. 199 as passed.

CONSIDERATION OF SENATE AMENDMENTS

On request of Fabritz of Wapello unanimous consent having been given, House File No. 238, an act to amend section seventeen hundred three-d twelve (1703-d12) and to repeal sections seventeen hundred six (1706), seventeen hundred seven (1707), seventeen hundred fifteen (1715), seventeen hundred eighteen (1718), seventeen hundred eighteen-c one (1718-c1), seventeen hundred nineteen (1719), seventeen hundred nineteen-a one (1719-a1), seventeen hundred twenty (1720) to seventeen hundred twenty-four (1724), inclusive, seventeen hundred twenty-four-c one (1724-c1), seventeen hundred twenty-five (1725) to seventeen hundred thirty-three (1733), inclusive, seventeen hundred thirty-three-c one (1733-c1), seventeen hundred thirty-four (1734) to seventeen hundred forty (1740), inclusive, seventeen hundred forty-seven (1747) to seventeen hundred sixty-one (1761), inclusive, seventeen hundred sixty-three (1763) to seventeen hundred sixty-six (1766), inclusive, seventeen hundred sixty-six-a one (1766-a1), seventeen hundred sixty-six-a two (1766-a2), seventeen hundred sixty-six-c one (1766-c1) to seventeen hundred sixty-six-c four (1766-c4), inclusive, seventeen hundred sixty-six-d one (1766-d1), seventeen hundred sixty-seven (1767), seventeen hundred sixty-seven-c one (1767-c1), seventeen hundred sixty-seven-c two (1767-c2), seventeen hundred sixty-seven-a one (1767-a1) to seventeen

Digitized by Google

hundred sixty-seven-a four (1767-a4), inclusive, seventeen hundred sixty-eight (1768), seventeen hundred sixty-eight-c one (1768-c1), seventeen hundred sixty-nine (1769), to seventeen hundred seventy-two (1772), inclusive, seventeen hundred seventy-two-c one (1772-c1), seventeen hundred seventy-two-c two (1772-c2), seventeen hundred seventy-three (1773) to seventeen hundred seventy-six (1776), inclusive, seventeen hundred seventy-nine (1779), and seventeen hundred eighty-three (1783), all of the Code, 1931, and to enact substitutes therefor, relating to the protection of fish, game, and fur-bearing animals, and to the powers of the state fish and game commission in relation thereto, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS

SENATE AMENDMENT TO TITLE OF HOUSE FILE NO. 238

Amend by striking the title and inserting in lieu thereof the following:

A bill for an act to amend section seventeen hundred three-d twelve (1703-d12) and to repeal sections seventeen hundred six (1706), seventeen hundred seven (1707), seventeen hundred fifteen (1715), seventeen hundred eighteen (1718), seventeen hundred eighteen-c one (1718-c1), seventeen hundred nineteen (1719), seventeen hundred nineteen-a one (1719-a1), seventeen hundred twenty (1720) to seventeen hundred twenty-four (1724), inclusive, seventeen hundred twenty-four-c one (1724-c1), seventeen hundred twenty-five (1725) to seventeen hundred thirty-three (1733), inclusive, seventeen hundred thirty-three-c one (1733-c1), seventeen hundred thirty-four (1734) to seventeen hundred forty (1740), inclusive, seventeen hundred forty-seven (1747) to seventeen hundred sixty-one (1761), inclusive, seventeen hundred sixty-three (1763) to seventeen hundred sixty-six (1766), inclusive, seventeen hundred sixty-six-a one (1766-a1), seventeen hundred sixty-six-a two (1766-a2), seventeen hundred sixty-six-c one (1766-c1) to seventeen hundred sixty-six-c four (1766-c4), inclusive, seventeen hundred sixty-six-d one (1766-d1), seventeen hundred sixty-seven (1767), seventeen hundred sixty-seven-c one (1767-c1), seventeen hundred sixty-seven-c two (1767-c2), seventeen hundred sixty-seven-a one (1767-a1) to seventeen hundred sixty-seven-a four (1767-a4), inclusive, seventeen hundred sixty-eight (1768), seventeen hundred sixty-eight-c one (1768-c1), seventeen hundred sixty-nine (1769) to seventeen hundred seventy-two (1772), inclusive, seventeen hundred seventy-two-c one (1772-c1), seventeen hundred seventy-two-c two (1772-c2), seventeen hundred seventy-three (1773) to seventeen hundred seventy-six (1776), inclusive, seventeen hundred seventy-nine (1779), and seventeen hundred eighty-three (1783), all of the code, 1931, and to provide for additional powers for the State Fish and Game Commission; and to provide for the method of adoption of rules and regulations by the State Fish and Game Commission; to amend Section One thousand seven hundred and eighty-

Digitized by Google

nine (1789) of the Code of 1931, so as to fix penalties for the violations of the rules of the State Fish and Game Commission; to give the State Fish and Game Commission power to regulate game management areas; to provide for the seizure of illegal devices, contrivances and materials used to violate regulations and statutes; to provide a method of procedure for hearings upon such seizures, and for the confiscation and destruction of property so seized; to prohibit the fishing, trapping, hunting and other pursuits affecting wild life, except under license; to fix and determine the amounts of the various licenses to be collected; to provide for the issuance of licenses; to give the Court the right to revoke or suspend licenses; to provide exceptions to license requirements; to define guns, limit their uses, and place a limit upon shipments of fish and game.

SENATE AMENDMENT TO HOUSE FILE NO. 238

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section seventeen hundred three-d twelve (1703-d12), Code 1931, is hereby amended by striking out all of paragraph "5" and by inserting in lieu thereof the following, to-wit:

"5. Adopt rules and regulations for the propagation, the protection, the trapping, hunting, pursuing, catching, killing, fishing for, or the taking in any manner of, or the selling or transportation of all or any portion of, or the use or the having possession of any fish, birds, mussels, furbearing, or other animals, the protection of which may be advisable throughout, or in portions of the state, whenever after investigation, such regulations shall be desirable for the proper use and conservation of the resources of the state."

Sec. 2. Upon the adoption of such rules and regulations as provided for the preceding Section, they shall be published in at least two newspapers of general circulation in the territory to be affected thereby, at least two weeks prior to the time when they shall become effective, which time shall be specified in such rules and regulations; after which publication they shall be filed in the office of the Secretary of State, and shall be of the same force and effect as statutes, and may be altered, amended and revoked in the same manner as provided for their promulgation. Provided, however, that nothing contained herein shall authorize the said Fish and Game Commission to adopt any rule or regulation inconsistent with the statutes.

Sec. 3. Section one thousand seven hundred and eighty-nine (1789), Code 1931, is hereby amended, by inserting after the comma (,) after the word "Chapter" in line nine (9) thereof, the following: "or by the rules and regulations adopted by the Fish and Game Commission,". Also, by inserting after the word "Chapter" in line six (6) thereof, the following: "or of the rules and regulations adopted by the Fish and Game Commission".

Sec. 4. Sections seventeen hundred six (1706), seventeen hundred seven (1707), seventeen hundred fifteen (1715), seventeen hundred eighteen (1718), seventeen hundred eighteen-c one (1718-c1), seventeen hundred nineteen (1719), seventeen hundred nineteen-a1 (1719-a1), seven-

Digitized by Google

teen hundred twenty (1720) to seventeen hundred twenty-four (1724), inclusive, seventeen hundred twenty-four-c one (1724-c1), seventeen hundred twenty-five (1725) to seventeen hundred thirty-three (1733), inclusive, seventeen hundred thirty-three-c one (1733-c1), seventeen hundred thirty-four (1734) to seventeen hundred forty (1740), inclusive, seventeen hundred forty-seven (1747) to seventeen hundred sixty-one (1761), inclusive, seventeen hundred sixty-three (1763) to seventeen hundred sixty-six (1766), inclusive, seventeen hundred sixty-six-a one (1766-a1), seventeen hundred sixty-six-a two (1766-a2), seventeen hundred sixty-six-c one (1766-c1) to seventeen hundred sixty-six-c four (1766-c4), inclusive, seventeen hundred sixty-six-d one (1766-d1), seventeen hundred sixty-seven (1767), seventeen hundred sixty-seven-c one (1767-c1), seventeen hundred sixty-seven-c two (1767-c2), seventeen hundred sixty-seven-a one (1767-a1) to seventeen hundred sixty-seven-a four (1767-a4), inclusive, seventeen hundred sixty-eight (1768), seventeen hundrd sixty-eight-c one (1768-c1), seventeen hundred sixty-nine (1769) to seventeen hundred seventy-two (1772), inclusive, seventeen hundred seventy-two-c one (1772-c1), seventeen hundred seventy-two-c two (1772-c2), seventeen hundred seventy-three (1773) to seventeen hundred seventy-six (1776), inclusive, seventeen hundred seventy-nine (1779), and seventeen hundred eighty-three (1783), all of the Code, 1931, are hereby repealed.

Sec. 5. Whenever the Fish and Game Commission shall establish and create a game management area upon any public lands or waters, or with the consent of the owner thereof upon any private lands or waters, it shall with the consent of such owner, if any, have the right to post and prohibit, and to regulate or limit such lands or waters against trespassing, and/or against hunting, fishing or trapping, and any violation thereof shall be unlawful.

Sec. 6. Illegal devices—Seizures. Any device, contrivance or material used to violate any regulation adopted by the Fish and Game Commission, or any other provision of this Chapter, is hereby declared to be a public nuisance, and it shall be the duty of the State Game Warden and his deputies, or any peace officer, to seize such devices, contrivances or materials so used, without warrant or process, and to deliver them to some Magistrate having jurisdiction.

Sec. 7. Hearing and Notice. Said magistrate, upon said delivery being made to him, shall docket the proceeding and fix a day and hour for hearing thereon which shall not be more than ten nor less than three days after said delivery. Written notice of the time and place of said hearing shall be personally served upon the person from whom the aforesaid articles or things were taken if such person is found in the county, otherwise, said notice shall be served by posting the same in some conspicuous place as near as reasonably possible to the place where the seizure was made. Said notice shall be so served at least two full days prior to said hearing.

Sec. 8. Trial and Appeal. Trial of said cause shall be, so far as practicable, by the same procedure as is provided in Chapter 96 of the Code of 1931, so far as the same is applicable, and except as hereinafter provided.

Sec. 9. Confiscation—destruction. On said hearing, said magistrate may order such devices, contrivances or materials confiscated and de-

Digitized by Google

stroyed, or, placed at the disposal of the state fish and game warden who may either use or sell the same, depositing the proceeds of such sale in the fish and game protection fund.

Sec. 10. Except as otherwise provided in this chapter no person shall fish, trap, hunt, pursue, catch, kill or take in any manner, or use or have possession of, or sell or transport all or any portion of any wild animal, bird, game or fish, the protection and regulation of which is desirable for the conservation of the resources of the state, without first procuring a license or certificate so to do and the payment of a fee as follows:

Hunting and fishing license: All persons legal residents of the state except as otherwise provided	$ 1.00
Hunting license: Nonresident or alien	15.00
Fishing license: Six-day license for nonresident or alien	1.00
Fishing license for longer than six days for nonresident or alien	3.00
Game Breeder's license	2.00
Trapping license for legal resident of state over the age of sixteen (16) using not more than fifteen traps	1.00
Trapping license for legal resident of state using more than fifteen traps	10.00
Trapping license for nonresident or alien	25.00
Fur Dealers' license	10.00
Agents or Representatives of fur dealers' certificate	1.00
Net or seine licenses for residents of state:	
Each 300 feet or fraction thereof of trammel net	10.00
Each 500 feet or fraction thereof of seine	15.00
Each pound net with less than 100 feet lead on each side	3.00
Each pound net with more than 100 feet lead on each side	6.00
Each bait, dip, hook or fyke net used for commercial purposes	1.00
Fees for net and seine licenses issued to nonresidents of state shall be double that required of residents.	
Mussel licenses: Legal residents	2.00
Mussel licenses: Nonresidents	25.00
Wholesale fishmarket or fishpeddlers' license	10.00
Peddlers employed by wholesale fishmarket certificate	1.00
Scientific collectors' license	2.00

Sec. 11. Blanks. The State game warden shall provide blanks for, and determine in addition to the following requirements, the method of issuing licenses.

Sec. 12. Issuance of licenses. All licenses other than hunting, fishing and trapping licenses shall be issued by the state game warden upon application to the departmental office at Des Moines.

Hunting, fishing, and trapping licenses shall be issued by the recorder of each county.

Sec. 13. Depositaries. The county recorder may designate various depositaries for the sale of such licenses other than the office of the county recorder. The state fish and game warden may designate depositaries other than those designated by the recorders of the various counties, but in so doing the interest of the state shall be fully protected either by a sufficient cash deposit or a satisfactory bond. Depositaries designated

Digitized by Google

by the county recorder or the state game warden may have the privilege of charging an additional five per cent (5%) of the cost of each license to be retained for the service rendered in issuing the license.

Sec. 14. Duty and responsibility. The county recorder shall be responsible for all fees for the issuance of hunting and fishing licenses sold through his office, or issued through his office and sold by others. All unused license blanks shall be surrendered to the county recorder upon his demand.

Sec. 15. Lost blanks. When license blanks in the possession of the county recorder or depositaries are accidentally destroyed either by fire or theft, the holder of such blanks shall only be relieved from accountability upon the presentation of satisfactory proof and the filing of a bond to the state game warden that such blanks have actually been so destroyed.

Sec. 16. Accounting. Within five days after the end of each month each county recorder shall remit to the state game warden, all duplicate licenses and all fees for such licenses issued during the previous month. On or before the tenth day of April each year, each county recorder shall remit to the state game warden all unused license blanks for the previous year, and he shall make a final accounting for all license fees received for that period.

Sec. 17. Duplicate issuance. All licenses shall be issued in duplicate, one copy of which shall be given to the applicant, one shall be forwarded to the state game warden, and the license stub shall be retained in the office of the county recorder.

Sec. 18. Term of license. Every license shall expire on April first following its issuance.

Sec. 19. Form and contents of license. All hunting, fishing and trapping licenses shall contain a general description. Such licenses shall be upon such forms as the Commission shall adopt. The occupation, address and the signature of the applicant and all signatures and other writing shall be in ink. All licenses shall bear a facsimile signature of the state game warden and the signature of the recorder in which it is issued. All licenses shall clearly indicate the nature of the privilege granted and all applicants for licenses shall be provided with a summary of the regulations of the state fish and game department.

Sec. 20. Wrongful use. The use of a license by a person other than that to whom issued shall nullify said license and such use shall constitute a misdemeanor.

Sec. 21. Revocation by court. Upon the conviction of a licensee of any violation of chapter eighty-six (86) of the Code, or of this act, or of any rule or regulation adopted by the state fish and game commission, the magistrate may, as a part of the judgment, revoke the license of said licensee, or suspend the same for any definite period.

Sec. 22. Record of revocation. Whenever a license is revoked the date and cause of such revocation shall be noted on the stub retained by the county recorder and upon the duplicate on file in the departmental office. The department may refuse the issuance of a new license to any person whose license has theretofore been revoked.

Sec. 23. Exceptions to license requirements. Any person may possess

Digitized by Google

not more than two game birds or fur-bearing animals confined as pets without being required to purchase a license as a game breeder, but he shall not be allowed to increase his stock beyond the original number nor shall he be allowed to kill or sell such stock.

Owners or tenants of land, and their children, may hunt, fish or trap upon such lands and may shoot ground squirrels, gophers or woodchucks upon adjacent roads without securing a license so to do.

No female resident of the state shall be required to have a fishing license, nor shall a male resident of the state under sixteen (16) years of age be required to have a license to fish in the waters of the state.

Sec. 24. Gun defined and restriction and use thereof. The word "gun" as used in this chapter, shall include every kind of a gun or rifle, except a revolver or pistol, and shall include those provided with pistol mountings which are designed to shoot shot cartridges.

No person, except as permitted by law, shall have or carry any gun in or on any vehicle on any public highway, unless such gun be taken down or contained in a case, and the barrels and magazines thereof be unloaded.

No person shall use a swivel gun, nor any other firearm, except such as is commonly shot from the shoulder or hand, in the hunting, killing or pursuit of game, and no such gun shall be larger than No. 10 gauge.

Sec. 25. Limit of shipment. No person, except as otherwise provided, shall ship, carry or transport in any one day, game, fish, birds, or animals, except fur-bearing animals in excess of the number legally permitted to be in possession of such a person.

Mr. Fabritz moved that the House refuse to concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 1.

Wenig

The nays were, 101.

Aldrich	Dreessen	Hartman	Millhone
Alesch	Durant	Hook	Mitchell
Augustine	Elliott	Hopp	Moore of Benton
Beath	Ellsworth	Hough	Moore of Harrison
Beswick	Fabritz	Hultman	Mooty
Bonnstetter	Falvey	Humeston	Osborn
Bouska	Felter	Jenkins	Ostby
Bowers	Foster	Jensen	Paisley
Brady	Frizzell	Koch	Peaco
Bruce	Fuelling	Laughlin	Peet
Burgess	Fuester	Lichty	Porter
Casey	Gallagher	Lookingbill	Rawlings
Crouch	Garner	McCarthy	Reed
Cunningham	Gissel	McCreery	Rice
Davis	Gittinger	McDermott	Roe
Dean	Grau	McFarlane	Ryder
Ditto	Grell	Malone	Schmitz
Dole	Hanson of Lyon	Maniece	Schroeder
Donlon	Hanson of Winnebago	Mercer	Sheridan
Doran		Metcalf	

Digitized by Google

Smith	Stiger	Thies	Wolf
Snyder	Stimpson	Thiessen	Yager
Sours	Strachan	Treimer	Zipse
Speidel	Swift of Dubuque	Weed	Zylstra
Stanzel	Swift of Jackson	Wiese	Mr. Speaker
Stewart	Teter	Willis	

Absent or not voting, 6.

Craven	Johnson	McLean	Stansell
Goode	McKinnon		

So the House failed to concur in Senate amendments to House File No. 238.

SENATE MESSAGES CONSIDERED

Senate File No. 242, a bill for an act to amend section fifty-three hundred fifty-five (5355) of the Code, 1931, relating to the appointment of trustees of county public hospitals.

Read first and second times and referred to committee on public health.

Senate File No. 240, a bill for an act to amend section sixty-nine fifty-three (6953), of the code, 1931, relating to taxable property.

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

Senate File No. 239, a bill for an act to amend section sixty-nine forty-seven (6947), of the code, 1931, relating to reduction and limitation of military exemptions.

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

Senate File No. 237, a bill for an act to amend section sixty-nine eighty-two-D1 (6982-D1), and section sixty-nine eighty-two-D2 (6982-D2), of the code, 1931, relating to the time of filing of reports by the public utility companies.

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

Senate File No. 236, a bill for an act to amend sections seventy-one fifteen (7115), seventy-one sixteen (7116), and seventy-one eighteen (7118), of the code, 1931, relating to assessment rolls and books and as to furnishing and preserving schedules in connection with said assessment rolls and assessment books.

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

Digitized by Google

Senate File No. 235, a bill for an act to amend chapter three thirty-two (332), of the code, 1931, relating to moneys and credits.

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

INTRODUCTION OF BILLS

House File No. 532, by committee on motor vehicles and transportation, a bill for an act to repeal section forty-nine hundred fifteen (4915), Code, 1931, relating to the licensing of motor trucks operated in cities and towns.

Read first and second times and passed on file.

House File No. 533 by committee on tax reduction, a bill for an act to require the Executive Council of the State of Iowa and all State Institutions and State Purchasing Agents, to accept competitive bids for all supplies, including office equipment and machinery purchased by them and that home owned business institutions be given preference when the bids are equal.

Read first and second times and passed on file.

House File No. 534 by committee on schools and textbooks, a bill for an act to amend section forty-two hundred sixty-seven (4267), code, 1931, relating to high schools established in townships.

Read first and second times and passed on file.

On motion of McFarlane of Black Hawk the House recessed until 3:00 p. m.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Ostby of Worth for afternoon, on request of Swift of Jackson.

HOUSE FILES REREFERRED

On request of Johnson of Linn House Files Nos. 474 and 475 were recalled from the committee on insurance and rereferred to the committee on judiciary.

On motion of Stiger of Tama the House recessed until 4:30 this afternoon.

Digitized by Google

The time of recess having expired the House reconvened, Speaker Miller in the chair.

An emergency insurance bill was read for information.

Stiger of Tama moved that the House recess until the sound of the gavel.

The House reconvened at the fall of the gavel, Speaker Miller in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 415, a bill for an act relating to insurance.

BYRON G. ALLEN, *Secretary.*

Swift of Jackson moved that the House adjourn until 9:00 a. m. Thursday.

On the question "Shall the House adjourn until 9:00 a. m. Thursday?" a roll call was demanded.

The ayes were, 34.

Aldrich	Gittinger	McKinnon	Stanzel
Alesch	Grau	McLean	Swift of Jackson
Beath	Hanson of Winnebago	Maniece	Teter
Bonnstetter	Hook	Metcalf	Thies
Bruce	Hopp	Paisley	Wenig
Durant	Hough	Rice	Wiese
Falvey	Hultman	Roe	Zipse
Felter	Humeston	Sheridan	Zylstra
Foster		Speidel	

The nays were, 57.

Augustine	Frizzell	Mercer	Smith
Beswick	Fuelling	Millhone	Snyder
Bouska	Gallagher	Mitchell	Sours
Bowers	Gissel	Moore of Benton	Stewart
Brady	Grell	Moore of Harrison	Stiger
Burgess	Hanson of Lyon	Mooty	Stimpson
Casey	Hartman	Osborn	Swift of Dubuque
Cunningham	Jenkins	Peet	Thiessen
Davis	Koch	Porter	Treimer
Ditto	Laughlin	Rawlings	Weed
Dole	Lichty	Reed	Willis
Donlon	McCreery	Schmitz	Wolf
Doran	McDermott	Schroeder	Yager
Dressen	McFarlane		Mr. Speaker
Ellsworth	Malone		

Digitized by Google

Absent or not voting, 17.

Craven	Fuester	Johnson	Peaco
Crouch	Garner	Lookingbill	Ryder
Dean	Goode	McCarthy	Stansell
Elliott	Jensen	Ostby	Strachan
Fabritz			

Motion lost.

SENATE MESSAGES CONSIDERED

Senate File No. 415, a bill for an emergency act to authorize the Commissioner of Insurance with the approval of the Governor, to make, rescind, alter and amend rules and regulations, respecting the payment of premiums to, the withdrawal of funds from or payment of funds by or to fire, life, accident, tornado, hail and all other insurance companies, associations and fraternal benefit societies; to suspend all laws and parts of laws in conflict therewith while such rules and regulations continue in effect; to provide for notice of such rules and regulations; to prevent actions at law or in equity asking for relief contrary to the rules and regulations of the Insurance Commissioner provided for herein; to provide a penalty for the violation of such rules and regulations of the Insurance Commissioner provided for here; to provide a penalty for violation of such rules and regulations; and providing for termination of the Emergency.

Read first and second times.

Gallagher of Iowa asked and obtained unanimous consent to suspend the rules prohibiting the second and third reading on the same day and the bill be taken up for immediate consideration.

Mitchell of Webster moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?"

The ayes were, 80.

Aldrich	Cunningham	Falvey	Hanson of
Augustine	Davis	Felter	Winnebago
Beath	Dean	Frizzell	Hartman
Beswick	Ditto	Fuelling	Hopp
Bouska	Dole	Gallagher	Hough
Bowers	Donlon	Garner	Jenkins
Brady	Doran	Gissel	Koch
Burgess	Dreessen	Gittinger	Laughlin
Casey	Ellsworth	Grell	Lichty
Crouch	Fabritz	Hanson of Lyon	Lookingbill

Digitized by Google

McCreery	Moore of Harrison	Schroeder	Thies
McDermott	Mooty	Snyder	Thiessen
McFarlane	Osborn	Sours	Treimer
McKinnon	Peaco	Speidel	Weed
Malone	Peet	Stanzel	Wenig
Mercer	Porter	Stewart	Wiese
Metcalf	Rawlings	Stiger	Willis
Millhone	Reed	Stimpson	Wolf
Mitchell	Roe	Strachan	Yager
Moore of Benton	Schmitz	Swift of Dubuque	Mr. Speaker
		Teter	

The nays were, 17.

Alesch	Hook	Maniece	Smith
Bonnstetter	Humeston	Paisley	Swift of Jackson
Bruce	McCarthy	Rice	Zipse
Foster	McLean	Sheridan	Zylstra
Grau			

Absent or not voting, 11.

Craven	Fuester	Jensen	Ryder
Durant	Goode	Johnson	Stansell
Elliott	Hultman	Ostby	

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

McFarlane of Black Hawk moved that the vote by which Senate File No. 415 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

McFarlane of Black Hawk moved that the House recess until the sound of the gavel and that when the House adjourn, it be until 9:30 a. m. Thursday. Motion prevailed.

AMENDMENTS FILED

Grell of Scott filed the following amendment to substitute for substitute for Senate File No. 131:

Amend Senate File No. 131, Section 1, line three by inserting after the comma after the word cities "but not including corporate funds of Incorporated towns of one thousand population or less".

Grell of Scott (by request) filed the following amendment to Senate File No. 131:

Amend Senate File No. 131 by striking out in line three after the word "state," "including Special Charter Cities".

Beswick of Van Buren filed the following amendment to the substitute for Senate File No. 131:

Amend the Substitute for Senate File No. 131, as follows:

1. From section one (1), line four (4), strike the word "total" and insert in lieu thereof the word "average".

Digitized by Google

2. From section one (1), line five (5), strike the word and figures "year 1930" and insert in lieu thereof the words and figures "years 1925 to 1932 both inclusive".

3. From section two (2), lines two (2) and three (3), strike the words and figures "year 1930 were low, as compared with its levies for the year immediately preceding and the year immediately following" and insert in lieu thereof the words and figures "years 1925 to 1932 both inclusive were too low".

The following amendment to House File No. 377 was filed at the desk:

Amend House File No. 377 by striking out all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Section thirty-two hundred ninety-d one (3290-d1), Code, 1931, is hereby amended by adding thereto the following to wit:

"The board shall, each fiscal year, set aside the following respective sums for fire protection at the institutions indicated, which sums in each instance shall be set aside from the fund for the maintenance of the institution in question and shall, in each instance, be used, or so much thereof as may be necessary, to discharge, the contract entered into hereunder on behalf of said insttituion, to wit:

Soldiers' Home	$ 700.00
Soldiers' Orphans' Home	700.00
Juvenile Home	500.00
Institution for Feeble-minded Children	600.00
State Sanatorium	500.00
Training School for Boys	600.00
Training School for Girls	300.00
Mount Pleasant State Hospital	700.00
Independence State Hospital	800.00
Clarinda State Hospital	600.00
Cherokee State Hospital	1000.00
Hospital for Epileptics and School for Feeble-minded	700.00
State Penitentiary	900.00
Men's Reformatory	700.00
Women's Reformatory	300.00

Sec. 2. Section thirty-nine hundred forty-four-d one (3944-d1), Code, 1931, is hereby amended by adding thereto the following, to wit:

"The board shall, each fiscal year, set aside the following respective sums for fire protection at the institutions indicated, which sum in each instance shall be set aside from the fund for the maintenance of the institution in question and shall, in each instance, be used, or so much thereof as may be necessary, to discharge the contract entered into hereunder on behalf of said institution, to wit:

State University of Iowa	$5000.00
State College of Agriculture and Mechanic Arts	2800.00
Iowa State Teachers College	1000.00
State School for the Blind	1000.00
State School for the Deaf	4500.00

Digitized by Google

Augustine of Ringgold filed the following amendment to House File No. 261:

Amend House File No. 261 by striking from Section One (1), Line Twenty-two (22), after the word "mentioned" the period and quotation marks (.") and substituting in lieu thereof the following: ", provided. however, that the above definition shall not include the practice of chiropractic as defined in Section Twenty-five Hundred Fifty-Five (2555), Code, 1931."

The House reconvened at the sound of the gavel, Speaker Miller in the chair.

HOUSE FILES WITHDRAWN

Malone of Cass asked and obtained unanimous consent to withdraw House Files Nos. 21, 22 and 66 from the committee on compensation of public officers and from the further consideration of the House.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled: Senate File Nos. 167 and 415.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: Senate Files Nos. 167 and 415.

The Speaker announced that the House stand adjourned until 9:30 a. m. Thursday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 9, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend A. R. Weed, Pastor of the West Star and Worthington Churches, Winterset, Iowa.

Journal of March 8 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Ryder of Dubuque indefinitely, on request of Swift of Dubuque; Jenkins of Louisa for the week, on request of Snyder of Hamilton.

PETITIONS AND MEMORIALS

The following petitions were received and referreed to the designated committees:

Opposing special chain store legislation. Johnson, from citizens of Linn county; Lichty, from citizens of Black Hawk county; Rice, from citizens of Keokuk county; Wiese, from citizens of Scott county; Zipse, from citizens of Chickasaw county. Referred to ways and means.

Favoring prohibition. Rice, from citizens of Keokuk county; Stiger, from citizens of Tama county; Swift, from citizens of Jackson county; Treimer, from citizens of O'Brien county. Referred to police regulation, suppression of crime and intemperance.

Favoring House File No. 250. Doran, from citizens of Boone county; Gittinger, from citizens of Lucas county. Referred to ways and means.

Opposing repeal of gasoline tax refund. Weed, from citizens of Madison county. Referred to motor vehicle and transportation.

Approving appropriation for bureau of maternity. Wiese of

Digitized by Google

Scott, from Davenport International Relations Study Group. Referred to child welfare.

Opposing repeal of Bergman Secondary Road Control Bill. Hanson of Lyon, from Lyon County Board of Supervisors. Referred to roads and highways.

REPORTS OF COMMITTEES

Hopp of Mills, from the committee on constitutional amendments, submitted the following report:

MR. SPEAKER: Your committee on constitutional amendments to whom was referred House Joint Resolution No. 5, proposing an amendment to article three of the constitution of Iowa, by striking Section 35 thereof and adopting a substitute therefor, relating to number of members in the House of Representatives and the apportionment thereof, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. R. C. HOPP, *Chairman.*

Passed on file.

Ditto of Osceola, from the committee on departmental affairs, submitted the following reports:

MR. SPEAKER: Your committee on departmental affairs to whom was referred House File No. 264, a bill for an act to amend House File Twenty (20), as passed by the Forty-fifth (45) General Assembly, relating to the powers and duties of the executive council, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. O. J. DITTO, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on departmental affairs to whom was referred House File No. 354, a bill for an act to amend section thirty-seven hundred eighty-two (3782), relating to the Board of Parole, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. O. J. DITTO, *Chairman.*

Report adopted.

Stiger of Tama, from the committee on judiciary, submitted the following reports:

MR. SPEAKER: Your committee on judiciary, to whom was referred House File No. 336, a bill for an act to amend section fifty-hundred ninety-three-a-five (5093-a5), Code, 1931, to provide for proper forms in reporting tax on motor vehicle fuel imported and sold in Iowa, beg leave to report

Digitized by Google

they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary, to whom was referred House File No. 339, a bill for an act to amend section seven thousand two hundred thirty-seven (7237), Code, 1931, relating to remission of taxes in case of loss, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary, to whom was referred House File No. 349, a bill for an act to amend section fifty-five hundred eighty-seven (5587), Code, 1931, relating to township licenses of places of amusement, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary, to whom was referred House File No. 381, a bill for an act amending section thirty eight hundred one (3801), Code, 1931, relating to the custody of persons paroled by the court, and providing for the appointment by the court of two regular parole officers to whom persons may be paroled, in counties having a population of one hundred twenty-five thousand (125,000) or more, and providing for their compensation, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary, to whom was referred House File No. 389, a bill for an act to amend sections forty-nine hundred eight (4908) and forty-nine hundred twelve (4912), Code 1931, relating to license fees for well drills, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on judiciary, to whom was referred House File No. 366, a bill for an act to amend section ten thousand two hundred ninety-six (10,296), code, 1931, relating to limitation on action and to prevent tolling of the statute by certain contingencies, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary, to whom was referred House File No. 364, a bill for an act authorizing the Board of Supervisors of Tama County, Iowa, to make certain refunds of taxes to the taxpayers of the Montour Independent School District, located in said Tama County, Iowa, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Stewart of Calhoun, from the committee on police regulation, suppression of crime and intemperance, submitted the following report:

MR. SPEAKER: Your committee on police regulations and the suppression of crime and intemperance, to whom was referred House File No. 209, a bill for an act to amend section twelve thousand nine hundred thirty-seven (12937), Code, 1931, relating to concealed weapons and firearms, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. ANDREW STEWART, *Chairman.*

Report adopted.

Augustine of Ringgold, from the committee on motor vehicles and transportation, submitted the following report:

MR. SPEAKER: Your committee on motor vehicles and transportation, to whom was referred House File No. 246, a bill for an act to amend the law as it appears in Section fifty hundred sixty-five (5065), Code, 1931, relating to the maximum weight and load of vehicles and combinations and the maximum load of trailers, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend House File No. 246 by striking out all after the enacting clause and substituting in lieu thereof the following:

Section 1. That section fifty sixty-five (5065) of the Code of Iowa, 1931, be amended, revised and codified to read as follows:

Section 5065. (a) The total maximum load on any one wheel of any

Digitized by Google

vehicle (except vehicles operated exclusively for the transportation of passengers and mail or light express by a common carrier under a certificate issued by the board of Railroad Commissioners) including the weight of the vehicle and the load is carries, shall be four tons for vehicles equipped with pneumatic tires or three and one-half tons for vehicles equipped with solid rubber tires, provided the total maximum weight of any such vehicle or combination of vehicles and load shall not in any event exceed fifteen tons.

(b) The total maximum load on any one wheel of any vehicle operated exclusively for the transportation of passengers and mail or light express by a common carrier under a certificate issued by the board of Railroad Commissioners, including the weight of the vehicle and the load it carries, shall be four and one-half tons, provided the total maximum weight of any such vehicle or combination of vehicles and load shall not in any event exceed sixteen tons.

(c) Two or more wheels on the same end of a given axle shall be considered as one wheel.

Amend the title to read as follows: An act to amend, revise and codify section fifty sixty-five (5065) of the Code, 1931, relating to the maximum weight and load of motor vehicles. F. D. AUGUSTINE, *Chairman.*

Report adopted.

INTRODUCTION OF BILLS

House File No. 535, by committee on claims, a bill for an act to make an appropriation to R. Kamminga, Administrator of the Estate of Michael Barry, deceased.

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

House File No. 536, by committee on banks and banking, a bill for an act to amend section seventy-four hundred twenty-d six (7420-d6), Code, 1931, relating to interest on bank deposits of public funds.

Read first and second times and passed on file.

HOUSE FILE NO. 116 PLACED ON CALENDAR

Strachan of Humboldt asked and obtained unanimous consent to have House File No. 116 recalled from the committee on ways and means and placed on the calendar.

CONSIDERATION OF BILLS

The time having arrived for Special Order No. 2, House File No. 101, a bill for an act to amend the law as it appears in section

Digitized by Google

ninety-four hundred twenty (9420) of the code, 1931, relating to interest on chattel loans up to three hundred ($300.00) dollars, with report of committee recommending amendment and passage, was taken up for consideration.

Ellsworth of Hardin moved that the amendments proposed by the committee, found on page 415 of the journal of February 15, be adopted. Motion lost.

Fabritz of Wapello called up the amendment filed by him and found on page 628 of the Journal of March 6 and moved its adoption.

Zylstra of Sioux moved to amend the amendment to section 9420 e-4 by adding thereto:

"that in no case shall such maximum rate exceed two and one-half per cent (2½) per month"; also to

amend section 9420 e-6 by changing three and one-half per cent (3½%) per month in the last sentence to two and one-half per cent (2½%) per month.

On the question "Shall the amendment to the amendment be adopted?" a roll call was demanded.

The ayes were, 28.

Beath	Frizzell	McLean	Strachan
Davis	Gissel	Ostby	Swift of Dubuque
Dean	Goode	Paisley	Teter
Doran	Grau	Peet	Weed
Ellsworth	Hook	Porter	Yager
Falvey	Laughlin	Snyder	Zipse
Foster	McKinnon	Stewart	Zylstra

The nays were, 75.

Aldrich	Felter	Lookingbill	Roe
Alesch	Fuelling	McCarthy	Schmitz
Beswick	Fuester	McCreery	Schroeder
Bonnstetter	Gallagher	McDermott	Sheridan
Bouska	Garner	McFarlane	Smith
Bowers	Gittinger	Malone	Sours
Brady	Grell	Maniece	Speidel
Bruce	Hanson of Lyon	Mercer	Stansell
Burgess	Hanson of Winnebago	Metcalf	Stanzel
Casey	Hartman	Millhone	Stiger
Craven	Hopp	Mitchell	Stimpson
Crouch	Hough	Moore of Benton	Swift of Jackson
Cunningham	Hultman	Moore of Harrison	Thies
Ditto	Humeston	Mooty	Thiessen
Dole	Jensen	Osborn	Treimer
Donlon	Johnson	Peaco	Wenig
Dreessen	Koch	Reed	Wiese
Durant	Lichty	Rice	Willis
Elliott			Wolf
Fabritz			

Digitized by Google

Absent or not voting, 5.

Augustine	Rawlings	Ryder	Mr. Speaker
Jenkins			

Amendment to the amendment lost.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 35:

Brady	Gittinger	Maniece	Sheridan
Bruce	Hartman	Mercer	Stiger
Casey	Koch	Millhone	Swift of Dubuque
Cunningham	Laughlin	Mitchell	Swift of Jackson
Ditto	Lichty	Moore of Benton	Teter
Elliott	McCarthy	Moore of	Wenig
Fabritz	McCreery	Harirson	Wiese
Falvey	McFarlane	Peaco	Willis
Fuelling	Malone	Porter	Mr. Speaker

The nays were, 69.

Aldrich	Felter	Jensen	Schroeder
Alesch	Foster	Johnson	Smith
Beath	Frizzell	Lookingbill	Snyder
Beswick	Fuester	McDermott	Sours
Bonstetter	Gallagher	McKinnon	Speidel
Bouska	Garner	McLean	Stanzel
Bowers	Gissel	Metcalf	Stewart
Burgess	Goode	Mooty	Stimpson
Craven	Grau	Osborn	Strachan
Crouch	Grell	Ostby	Thies
Davis	Hanson of Lyon	Paisley	Thiessen
Dean	Hanson of	Peet	Treimer
Dole	Winnebago	Rawlings	Weed
Donlon	Hook	Reed	Wolf
Doran	Hopp	Rice	Yager
Dreessen	Hough	Roe	Zipse
Durant	Hultman	Schmitz	Zylstra
Ellsworth	Humeston		

Absent or not voting, 4.

Augustine	Jenkins	Ryder	Stansell

Amendment lost.

Hanson of Winnebago moved to amend House File No. 101 by striking from line seven of the original bill the words "one and one-half" and inserting in lieu thereof the word "two".

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 71.

Beath	Bruce	Crouch	Doran
Bouska	Burgess	Cunningham	Durant
Bowers	Casey	Donlon	

Digitized by Google

Ellsworth	Hanson of Winnebago	Maniece	Smith
Fabritz	Hopp	Mercer	Snyder
Falvey	Hultman	Metcalf	Speidel
Felter	Jensen	Mitchell	Stanzel
Frizzell	Johnson	Moore of Benton	Stiger
Fuelling	Koch	Moore of Harrison	Stimpson
Fuester	Laughlin	Mooty	Strachan
Roe	Lichty	Paisley	Swift of Dubuque
Gallagher	Lookingbill	Peet	Swift of Jackson
Garner	McCreery	Rawlings	Teter
Gissel	McDermott	Reed	Thies
Gittinger	McFarlane	Rice	Treimer
Goode	McKinnon	Roe	Weed
Grau	McLean	Schmitz	Wiese
Hanson of Lyon	Malone	Sheridan	Yager
			Zylstra

The nays were, 28.

Aldrich	Dean	Hough	Schroeder
Alesch	Dole	Humeston	Sours
Beswick	Dreessen	McCarthy	Stewart
Bonnstetter	Foster	Osborn	Thiessen
Brady	Grell	Ostby	Willis
Craven	Hartman	Peaco	Wolf
Davis	Hook	Porter	Zipse

Absent or not voting, 9.

Augustine	Jenkins	Ryder	Wenig
Ditto	Millhone	Stansell	Mr. Speaker
Elliott			

Amendment adopted.

Hanson of Lyon moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 93.

Alesch	Durant	Hopp	Moore of Benton
Beath	Elliott	Hough	Mooty
Beswick	Ellsworth	Hultman	Osborn
Bonnstetter	Falvey	Humeston	Ostby
Bouska	Felter	Jensen	Paisley
Bowers	Frizzell	Johnson	Peet
Bruce	Fuelling	Koch	Porter
Burgess	Fuester	Laughlin	Rawlings
Casey	Gallagher	Lichty	Reed
Craven	Garner	Lookingbill	Rice
Crouch	Gissel	McDermott	Roe
Cunningham	Gittinger	McFarlane	Schmitz
Davis	Goode	McKinnon	Schroeder
Dean	Grau	McLean	Smith
Ditto	Grell	Malone	Snyder
Dole	Hanson of Lyon	Maniece	Sours
Donlon	Hanson of Winnebago	Mercer	Speidel
Doran	Hook	Metcalf	Stansell
Dreessen		Mitchell	Stanzel

Digitized by Google

Stewart	Swift of Jackson	Weed	Yager
Stiger	Teter	Wiese	Zipse
Stimpson	Thies	Willis	Zylstra
Strachan	Thiessen	Wolf	Mr. Speaker
Swift of Dubuque	Treimer		

The nays were, 8.

Aldrich	Foster	Moore of Harrison	Peaco
Brady	McCarthy		
Fabritz	McCreery		

Absent or not voting, 7.

Augustine	Jenkins	Ryder	Wenig
Hartman	Millhone	Sheridan	

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

Johnson of Linn moved that the vote by which House File No. 101 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

The time having arrived for Special Order No. 3, House File No. 350, a bill for an emergency act relating to the extension of the period of redemption of real estate in all real estate foreclosure actions now pending where deeds of conveyance have not been granted, with report of committee without recommendation, was taken up for consideration.

Doran of Boone moved to amend House File No. 350 by inserting a comma (,) at the end of line 15, section 1 and adding thereto the following:

"and shall make such provision for the preservation of said property as will be just and equitable during the redemption period."

Amendment adopted.

Fuester of Ida moved the previous question. Motion lost.

HOUSE FILE NO. 396 REREFERRED

Ditto of Osceola moved to withdraw House File No. 396 from the committee on judiciary and refer it to the committee on insurance. Motion prevailed.

AMENDMENTS FILED

Rice of Keokuk filed the following amendment to the substitute for Senate File No. 131:

Amend Substitute for Senate File No. 131 by adding, after the word

Digitized by Google

"outstanding" in line 23 of Section 1, the following: "; and provided that the limitation herein imposed shall not be held to require any school district, in either the year 1933 or the year 1934, to reduce its general fund levy below Six Hundred Dollars ($600.00) for each school conducted in the district, exclusive of the amount required by such district to pay tuition for its students attending high school in other school districts".

Stiger of Tama filed the following amendment to House File No. 364:

Amend House File No. 364 by adding thereto the following.

"Sec. 2. This act being deemed of immediate importance shall be in full force and effect after its passage and publication in the Tama News-Herald, a newspaper published at Tama, Iowa, and in the Marshalltown Times-Republican, a newspaper published at Marshalltown, Iowa."

McFarlane of Black Hawk filed the following amendment to House File No. 119:

Amend House File No. 119 by Gallagher by adding as Section Four (4) the following: "Provided however, that equipment and supplies purchased by municipal water works systems shall be exempted from the provisions of this act".

Renumber the following section.

MOTION TO RECONSIDER

I move to reconsider the vote by which the report of the committee on cities and towns indefinitely postponing House File No. 123 was adopted.

T. G. JENSEN.

AMENDMENT FILED

Fuester of Ida filed the following amendment to House File No. 350:

Amend House File No. 350 by striking out all after the enacting clause and substituting in lieu thereof the following:

Section 1. Whereas, in view of the economic depression which for some time has prevailed and now prevails throughout this state and the nation, numerous past and threatened sacrifices of the ownership of property, because of sales thereof under foreclosure, have created a public emergency in connection with such sales, the evils attendant upon which, under the economic circumstances and conditions now and for some time heretofore existing, are not confined to those persons and the dependents of those persons who have sustained or may sustain such sacrifices, but touch the interests of every inhabitant of the state and jeopardize the present and future welfare of the state as a whole, now, therefore, to meet the emergency in connection with such sales past and threatened, and as far as possible to obviate or annul such sacrifices, the general assembly, in the exercise of the police power, acting for the general welfare of the entire people of the state, does hereby enact as follows:

Sec. 2. Any owner of property who, at the time when this act takes effect, has a right to redeem said property from sale under foreclosure,

Digitized by Google

the period for redeeming said property from such sale not then having expired, may file with the clerk of the district court, in the county in which the property is situated, at any time prior to a five-day period immediately preceding the day on which, according to the law as it has heretofore existed, such right will expire, a notice to the effect that said owner in good faith intends to redeem the property from the sale before the first day of March, 1935. Within five days after filing such notice such owner shall mail a copy of same to every other person who has a right to redeem the property from such sale, and to whoever has become a purchaser thereof at or after such sale, and after filing and mailing of notice as aforesaid, no instrument of conveyance or transfer of said property, or any muniment whatsoever of title thereto, shall be given or executed, before the said first day of March, 1935, to any person whomsoever, without such owner's consent in writing, filed with said clerk, but this provision shall not be construed to prevent the assignment of a certificate of sale.

Sec. 3. If when this act takes effect the five-day period mentioned in section 2 hereof is in progress, the owner may file such notice at any time within such period or with thirty days after the expiration thereof, and shall after filing the notice serve the same as in said section 2 provided, and the filing and serving of the notice shall have the same effect as the filing and serving of notice pursuant to said section 2.

Sec. 4. If, when notice is filed pursuant to either section 2 or section 3 hereof, the owner is in possession of the property, the possession thereof shall not be taken from him, prior to the first day of March, 1935, without his consent in writing, filed with the clerk of the district court, in the county in which the property is situated, but any other person having any interest in the sale or redemption of the property may file with the said clerk a motion for an order making such terms and conditions attendant upon the owner's possession as shall, in conformity with principles of equity, be proper under the circumstances of the particular case and just to all parties concerned. Such motion may be heard by the court or a judge thereof. The provisions of Chapter 492 of the Code of 1931 shall govern the filing and service of such motion. Nothing herein contained shall authorize the court to deprive the owner of possession for noncompliance with any of the terms or conditions imposed by the order, but such noncompliance, if wilful, shall be dealt with as contempt of court.

Sec. 5. If, when notice is filed pursuant to either section 2 or section 3 hereof, the owner is not in possession of the property, he may file with the clerk of the district court, in the county in which the property is situated, a motion for an order granting him such possession, which order the court may grant or withhold on such terms and conditions as shall, in conformity with principles of equity, be proper under the circumstances of the particular case and just to all parties concerned. Such motion may be heard by the court or a judge thereof. The provisions of Chapter 492 of the Code of 1931 shall govern the filing and service of such motion.

Sec. 6. Any person who, after this act takes effect, shall as owner of property become entitled to redeem same from sale under foreclosure, shall be entitled to file and serve a notice as provided in section 2 hereof, and the provisions of sections 4 and 5 hereof shall apply to the matter.

Digitized by Google

Sec. 7. When pursuant to any part of this act, notice such as is mentioned in section 2 hereof is filed, if any person other than the owner shall then have a right to redeem the property, such right shall be suspended until the first day of March, 1935, from and including which date he shall again have such right, during a period of three months.

Sec. 8. In lieu of the notice specified in section 2, section 3 or section 6 hereof, the owner may file, and serve on every other person having an interest in the property or the sale thereof under foreclosure, a demand that such person appear before the district court or a judge thereof, in the county in which the property is situated, to discuss the foreclosure, sale and redemption of said property, with a view to agreeing upon a renewal or extension of the period of redemption, and adjusting by conciliation and consent, with the aid of the court or judge, all matters and questions pertaining to such foreclosure, sale and redemption. Such demand shall be served as a notice of notion is served pursuant to Chapter 492 of the Code of 1931, and hearing thereof may be either in court or at chambers. An order embodying the agreement, if any, resulting from the hearing, shall be made by the court or judge. If any person served with notice of hearing fail to appear thereat, he shall be deemed bound by any agreement reached by those who attend said hearing. The demand may make proposals, in which case any person who fails to attend the hearing, after being served with due notice thereof, may be taken to have accepted such proposals.

Sec. 9. An order of a court or judge, made pursuant to this act, making terms and conditions attendant upon an owner's possession, or granting or withholding possession, shall be deemed appealable under section 12823 of the Code of 1931.

Sec. 10. The right of a court or judge to withhold decision of a motion until such court or judge shall feel that the motion has been sufficiently under its or his advisement, is hereby specially confirmed with respect to every motion which may be made pursuant to this act.

Sec. 11. If the Supreme Court of the State of Iowa shall declare any part of this act unconstitutional, any other part or parts hereof, unless also declared unconstitutional, shall be and continue, nevertheless, in full force and effect. If the said court shall declare any part of this act unconstitutional in any certain connection, such part shall nevertheless be and continue in full force and effect in every other connection in which it is not also declared unconstitutional. The word "part," as here used, shall mean any phrase, clause, sentence, paragraph or section of this act.

Sec. 12. This act shall be interpreted with the utmost liberality, according to its spirit and intent, with a view to promoting and conserving the public welfare through relieving and ameliorating the situation and condition of mortgagors and others whom the emergency in connection with sales under foreclosure most directly and immediately effects.

Sec. 13. All acts and parts of acts in conflict with this act are suspended while this act is in effect.

Sec. 14. Inasmuch as this act is passed in the exercise of the police power, to meet a public emergency, and is deemed an act of immediate importance, it shall, if it is approved by the governor, be in full force and effect as soon as it is published in ....., a newspaper pub-

Digitized by Google

lished at ....., and ....., a newspaper published at .....

Also further amend the bill by striking the title therefrom and substituting the following therefor:

A bill for an act to meet, by the exercise of the police power of the state, the existing emergency in connection with sales of property under foreclosure, and to obviate or annul the sacrifice of such property because of such sales past and threatened, through providing for extending or renewing the period of redemption, and by promoting conciliation and agreement among persons interested in such sales.

Ditto of Osceola moved that the House adjourn until 9:00 a. m. Friday. Motion prevailed and the House stood adjourned.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 10, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend Gordon Dale Cox, Ex-army Chaplain, Ottumwa, Iowa.

Journal of March 9 corrected and approved.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring prohibition. Bowers, from citizens of Union county; Crouch, from citizens of Greene county; Mercer, from citizens of Johnson county; Moore, from citizens of Harrison county; Treimer, from citizens of O'Brien county; Zipse, from citizens of Chickasaw county. Referred to police regulation, suppression of crime and intemperance.

Favoring Senate File No. 265. Snyder, from citizens of Hamilton county; Metcalf, from citizens of Muscatine county. Referred to tax reduction.

Opposing special tax on chain stores. Beswick, from citizens of Van Buren county; Koch, from citizens of Bremer county. Referred to ways and means.

Favoring House File No. 250. Craven, from citizens of Jasper county; Falvey, from citizens of Monroe county. Referred to ways and means.

Opposing prohibition. Miller of Shelby, from Burlington Aerie No. 150 F. O. E. Referred to police regulation, suppression of crime and intemperance.

Opposing House File No. 266. Moore, from citizens of Harrison county. Referred to judiciary.

Digitized by Google

Favoring appropriations for the State Board of Health. Smith, from citizens of Cherokee county. Referred to public health.

Opposing restrictions on trucks. Rawlings, from citizens of Monona county. Referred to motor vehicles and thansportation.

Deploring defeat of many suggestions made by committee on tax reduction. Burgess of Woodbury, from Sioux City Real Estate Association. Referred to tax reduction.

Urging legislation favorable to secondary road construction. Wiese of Scott from the six highway district. Referred to roads and highways.

Opposing House File No. 51. Swift, from citizens of Dubuque county. Referred to schools and textbooks.

Demanding 50% reduction in license fees for trucks and cars. Moore from Farmers Holiday Association of Harrison county. Referred to motor vehicles and transportation.

Favoring House File No. 215, Senate File No. 195 and House Joint Resolution No. 6. Lookingbill, from citizens of Story county. Referred to schools and textbooks.

Opposing repeal of gasoline tax refund law. Weed, from citizens of Madison county. Referred to motor vehicles and transportation.

REPORTS OF COMMITTEES

Augustine of Ringgold, from the committee on motor vehicles and transportation, submitted the following report:

MR. SPEAKER: Your committee on motor vehicles and transportation to whom was referred House File No. 93, a bill for an act to amend sections forty-nine hundred eight (4908) and forty-nine hundred nine (4909), Code, 1931, relating to motor vehicle license fees, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend House File No. 93 by striking all of said bill following the enacting clause and inserting in lieu thereof the following:

"Section 1. That section forty-nine hundred ten (4910), Code, 1931, be repealed and the following enacted in lieu thereof:

"Section 4910. Automatic Reduction. After said motor vehicle has been registered four times, that part of the license fee which is based on the value of said vehicle shall be seventy-five per cent of the rate as fixed when new; after five times, fifty per cent; after six times, twenty-five per cent."

Digitized by Google

Also amend the title of said bill to read as follows:

"An act to repeal section forty-nine hundred ten (4910), Code, 1931, and to enact a substitute therefor relating to motor vehicle license fees."

F. D. AUGUSTINE, *Chairman.*

Report adopted.

Ellsworth of Hardin, from the committee on banks and banking, submitted the following report:

MR. SPEAKER: Your committee on banks and banking to whom was referred House File No. 459, a bill for an act relating to the issuance of bonds by municipal or governmental subdivisions of this state and providing for offering of same to public in denominations of $50, $100, $500, and $1000, beg leave to report they have had the some under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. O. ELLSWORTH, *Chairman.*

Passed on file.

Ditto of Osceola, from the committee on departmental affairs, submitted the following report:

MR. SPEAKER: Your committee on departmental affairs to whom was referred House File No. 281, a bill for an act to amend Sections seventy-four hundred twenty-d one (7420-d1) and seventy-four hundred twenty-d eight (7420-d8), Code 1931, relating to the deposit of Public Funds, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

O. J. DITTO, *Chairman.*

Report adopted.

Moore of Harrison, from the committee on conservation of resources, submitted the following report:

MR. SPEAKER: Your committee on conservation of resources to whom was referred House File No. 342, a bill for an act to relinquish any claim, right, title or interest for or interest for or on behalf of the State of Iowa in and to certain real estate now known as Flanders-Bixby State Park in Marion County, Iowa, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

R. G. MOORE, *Chairman.*

Report adopted.

Donlon of Palo Alto, from the committee on ways and means, submitted the following reports:

MR. SPEAKER: Your committee on ways and means to whom was referred House File No. 270, a bill for an act to prescribe a system for the taxation of real and personal property and the privilege of doing business within this state measured by the gross income therefrom and to tax such

Digitized by Google

gross income; to define such gross income and other terms used herein; to prescribe the manner of reporting such income, and the assessing, levying, collecting and disbursing such tax; to levy and assess such tax; to reduce ad valorem taxes; and to provide penalties for the violation of this act, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendation. P. H. DONLON, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on ways and means to whom was referred House File No. 204, a bill for an act to provide necessary revenue for the State of Iowa and all of its subdivisions, or parts thereof, including its schools and the schools of any and all of its subdivisions by the imposition and the collection of a general gross retail sales tax upon all individuals, partnerships, corporations, joint stock companies, syndicates or associations and persons, for the privilege of bartering, selling and/or exchanging, within this Sttae, any and all kinds of property, commodities, articles, goods, wares, merchandise, bonds, stocks, securities, and/or other evidences of property, or interest in property and/or interest in property and/or selling or otherwise disposing of any and all kinds of service and the personal earnings of individuals, within the State of Iowa; to provide for the ascertainment, assessment and collection of said taxes, etc., beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

P. H. DONLON, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on ways and means to whom was referred House File No. 250, a bill for an act defining pipe line companies, and to impose an excise tax upon all pipe line companies, to be based upon the gross receipts of said pipe line companies on intra-state business, which shall be paid into the general fund of the state of Iowa, and providing for the making of reports to the State Board of Assessment and Review, and to provide for the payment, collection and distribution of said excise tax, and to provide penalties for violation thereof, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. P. H. DONLON, *Chairman.*

Report adopted.

Gissel of Buchanan, from the committee on board of control, submitted the following report:

MR. SPEAKER: Your committee on board of control to whom was referred Senate File No. 217, a bill for an act to repeal sections 3399, 3406, 3474, 4072, 4073, and to enact sections 3601, 3703, and 3720; and to repeal sections 3407, 3408, and 4074, all of the Code, 1931, relating to the liability

Digitized by Google

of counties to the state for expense pertaining to the keep of pupils, etc. beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. W. H. GISSEL, *Chairman.*

Report adopted.

Jensen of Audubon, from the committee on schools and textbooks, submitted the following report:

MR. SPEAKER: Your committee on schools and textbooks to whom was referred House File No. 252, a bill for an act to amend the law as it appears in sections forty-two hundred sixty-eight (4268), forty-two hundred seventy-three (4273) and forty-three hundred twelve (4312), of the code, 1931, relating to school age, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendation. T. G. JENSEN, *Chairman.*

Report adopted.

INVITATION TO ADDRESS JOINT ASSEMBLY

Doran of Boone moved that Robert B. Handy, Jr., National Adjutant of Veterans of Foreign Wars, be given the opportunity to address the House between 9:45 and 10:00 a. m. Saturday morning, March 11, 1933, with the Senate invited as guests. Motion prevailed.

HOUSE FILE NO. 203 INDEFINITELY POSTPONED

Ostby of Worth moved that the report of the committee recommending indefinite postponement of House File No. 203 be rejected and the bill placed on the calendar.

On the question "Shall the report of the committee be adopted?" a roll call was demanded.

The ayes were, 55.

Alesch	Ellsworth	Lookingbill	Sours
Augustine	Falvey	McCreery	Stewart
Beath	Felter	McDermott	Strachan
Bowers	Fuelling	McFarlane	Swift of Dubuque
Brady	Gallagher	McLean	Swift of Jackson
Burgess	Gissel	Malone	Teter
Casey	Grau	Mercer	Thiessen
Crouch	Hanson of Lyon	Millhone	Treimer
Davis	Hartman	Mitchell	Wiese
Dean	Hough	Moore of Benton	Willis
Ditto	Hultman	Porter	Wolf
Dole	Jensen	Rawlings	Yager
Doran	Johnson	Schroeder	Mr. Speaker
Durant	Lichty	Smith	

Digitized by Google

The nays were, 36.

Aldrich	Garner	Metcalf	Schmitz
Beswick	Gittinger	Moore of	Snyder
Bonnstetter	Hanson of	Harrison	Speidel
Bouska	Winnebago	Osborn	Stansell
Craven	Hook	Ostby	Stanzel
Dreessen	Hopp	Peaco	Thies
Elliott	Humeston	Reed	Weed
Fabritz	McCarthy	Rice	Wenig
Foster	McKinnon	Roe	Zipse
Frizzell	Maniece		

Absent or not voting, 17.

Bruce	Grell	Mooty	Sheridan
Cunningham	Jenkins	Paisley	Stiger
Donlon	Koch	Peet	Stimpson
Fuester	Laughlin	Ryder	Zylstra
Goode			

So the report of the committee was adopted and House File No. 203 was indefinitely postponed.

Thies of Pottawattamie offered the following resolution and asked unanimous consent for its immediate consideration:

HOUSE RESOLUTION NO. 24

Whereas, The Honorable John H. Jenks, who was a member of the House of Representatives in the Twenty-eighth and Twenty-ninth General Assemblies from Pottawattamie County, died on May 31st, 1931, therefore,

Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That a committee of three be appointed to draft suitable resolutions to be presented to the House in commemoration of his life and services.

Unanimous consent having been granted for the immediate consideration of the resolution, Mr. Thies moved its adoption. Motion prevailed and House Resolution No. 24 was adopted. The Speaker appointed as members of such committee, Thies of Pottawattamie, Brady of Pottawattamie and Moore of Harrison.

Thies of Pottawattamie offered the following resolution and asked unanimous consent for its immediate consideration:

HOUSE RESOLUTION NO. 25

Whereas, The Honorable John T. Hazen, who was a member of the House of Representatives in the Thirty-fourth and Thirty-fifth General Assemblies from Pottawattamie County, died on June 29, 1931, therefore,

Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That a committee of three be appointed to draft suitable resolutions to be presented to the House in commemoration of his life and services.

Digitized by Google

Unanimous consent having been granted for the immediate consideration of the resolution, Mr. Thies moved its adoption. Motion prevailed and House Resolution No. 25 was adopted. The Speaker appointed as members of such committee, Thies of Pottawattamie, Brady of Pottawattamie and Moore of Harrison.

HOUSE CONCURRENT RESOLUTION NO. 17

Alesch of Plymouth, Hanson of Lyon and Maniece of Emmett offered House Concurrent Resolution No. 17, a Concurrent Resolution memorializing the Congress of the United States to speedily enact legislation for relief of Agriculture and other industries in distress. Laid over under Rule 34.

HOUSE CONCURRENT RESOLUTION NO. 18

House Concurrent Resolution No. 18 memorializing the Congress of the United States to adopt a "Stamp-note" plan, the "Clair Plan" and requesting the President of the United States to call an international monetary conference for the establishment of an international medium of settlement of exchange balance, was offered by Zylstra of Sioux. The resolution was laid over under Rule 34.

HOUSE CONCURRENT RESOLUTION NO. 19

House Concurrent Resolution No. 19, a concurrent resolution requesting the United States Senate to ratify the treaty whereby the United States would complete its adherence to the World Court, was offered by Donlon of Palo Alto. The resolution was laid over under Rule 34.

INTRODUCTION OF BILLS

House File No. 537, by committee on claims, a bill for an act to make appropriation to J. W. Arnett, for injuries received at Ft. Madison.

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

HOUSE FILE NO. 426 WITHDRAWN

Teter of Marion asked and obtained unanimous consent to withdraw House File No. 426 from the committee on departmental affairs and from the further consideration of the House.

Digitized by Google

PRINTING OF RESOLUTIONS OMITTED FROM JOURNAL

Bowers of Union moved that House Concurrent Resolutions Nos. 17, 18 and 19 not be printed in the Journal. Motion prevailed.

CONSIDERATION OF BILLS

The House resumed consideration of House File No. 350, a bill for an emergency act relating to the extension of the period of redemption of real estate in all real estate foreclosure actions now pending where deeds of conveyance have not been granted.

Fuester of Ida asked and obtained unanimous consent to withdraw the amendment to House File No. 350 filed by him and found on page 708 of the Journal of March 9.

Fuester of Ida moved to amend House File No. 350 by adding immediately after the word "period" in the amendment adopted by the House on March 9th as shown on page 707 of the House Journal, the following:

", and to this end the court may, in his discretion, in order to carry out the foregoing powers, appoint a receiver of said real estate, and invest said receiver with such powers as the court may find will be just and equitable to all parties to the proceeding."

Amendment adopted.

Fuester of Ida moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 103.

Aldrich	Donlon	Grau	McDermott
Alesch	Doran	Grell	McFarlane
Augustine	Dreessen	Hanson of Lyon	McKinnon
Beath	Durant	Hanson of Winnebago	McLean
Beswick	Elliott	Hartman	Malone
Bonnstetter	Ellsworth	Hook	Maniece
Bouska	Fabritz	Hough	Mercer
Bowers	Falvey	Hultman	Metcalf
Bruce	Felter	Humeston	Millhone
Burgess	Foster	Jensen	Mitchell
Casey	Frizzell	Johnson	Moore of Benton
Craven	Fuelling	Koch	Moore of Harrison
Crouch	Fuester	Laughlin	Mooty
Cunningham	Gallagher	Lichty	Osborn
Davis	Garner	Lookingbill	Ostby
Dean	Gissel	McCarthy	Paisley
Ditto	Gittinger	McCreery	Peaco
Dole	Goode		

Digitized by Google

Peet	Smith	Strachan	Wenig
Porter	Snyder	Swift of Dubuque	Wiese
Rawlings	Sours	Swift of Jackson	Willis
Reed	Speidel	Teter	Wolf
Rice	Stanzel	Thies	Yager
Roe	Stewart	Thiessen	Zipse
Schmitz	Stiger	Treimer	Zylstra
Schroeder	Stimpson	Weed	Mr. Speaker
Sheridan			

The nays were, none.

Absent or not voting, 5.

Brady	Jenkins	Ryder	Stansell
Hopp			

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

CALL OF THE HOUSE

We the undersigned, hereby request a call of the House for the consideration of Senate substitute for Senate File No. 131:

I. M. REED
C. E. MALONE — BEN B. DORAN
OVE T. ROE — L. D. TETER

The roll was called and the following members were absent, having been previously excused: Jenkins of Louisa, Ryder of Dubuque.

By unanimous consent they were excused from the call of the House.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate insists on its amendments to House File No. 238 relating to fish and game, and requests a conference committee; the President pro tem has appointed as members of such committee, on the part of the Senate, Senators Fisch, Hicklin, Knudson, and Stevens of Wapello.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 241, a bill for an act relating to domestic insurance companies' tax on gross premiums.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 74, a bill for an act with reference to the withholding of marriage licenses.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 256, a bill for an act to authorize any city of the second

Digitized by Google

class to pledge annually, certain portions of the net income of its municipally-owned electric light and power plant for the purpose of borrowing money. BYRON G. ALLEN, *Secretary.*

CONFERENCE COMMITTEE APPOINTED

The Speaker appointed as members of the conference committee to consider House File No. 238, Bonnstetter of Kossuth, McFarlane of Black Hawk, Wenig of Clay and Maniece of Emmett.

CONSIDERATION OF BILLS

Senate Substitute for Senate File No. 131, a bill for an act relating to taxation, and to make mandatory reductions of the total tax levies in the taxing districts of the state, including special charter cities, for the years 1933 and 1934, providing for exceptions thereto, providing for powers and duties of the budget director and prescribing procedure therefor, was taken up for consideration.

Teter of Marion asked and obtained unanimous consent to withdraw the amendment filed by him and found on page 636 of the Journal of March 6.

Sheridan of Lee called up the amendment filed by him and found on page 600 of the Journal of February 24 and moved its adoption.

Sheridan of Lee asked and obtained unanimous consent to withdraw the second part of this amendment.

Fabritz of Wapello moved the previous question on the amendment.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 37.

Beath	Felter	Laughlin	Paisley
Beswick	Foster	Lichty	Peet
Bowers	Gallagher	Lookingbill	Sheridan
Bruce	Gittinger	McCarthy	Sours
Burgess	Goode	McDermott	Strachan
Casey	Grau	McFarlane	Swift of Dubuque
Cunningham	Hartman	Mercer	Treimer
Davis	Hultman	Millhone	Wenig
Dean	Johnson	Mooty	Yager
Elliott			

Digitized by Google

The nays were, 69.

Aldrich	Fuelling	Maniece	Speidel
Alesch	Fuester	Metcalf	Stansell
Augustine	Garner	Mitchell	Stanzel
Bonnstetter	Gissel	Moore of Benton	Stewart
Bouska	Grell	Moore of Harrison	Stiger
Brady	Hanson of Lyon	Osborn	Stimpson
Craven	Hanson of Winnebago	Ostby	Swift of Jackson
Crouch	Hook	Peaco	Teter
Ditto	Hopp	Porter	Thies
Dole	Hough	Rawlings	Thiessen
Donlon	Humeston	Reed	Weed
Doran	Jensen	Rice	Wiese
Dreessen	Koch	Roe	Willis
Durant	McCreery	Schmitz	Wolf
Ellsworth	McKinnon	Schroeder	Zipse
Fabritz	McLean	Smith	Zylstra
Falvey	Malone	Snyder	Mr. Speaker
Frizzell			

Absent or not voting, 2.

Jenkins	Ryder

Amendment lost.

Swift of Jackson called up the amendment filed by him and found on page 626 of the Journal of March 6 and moved its adoption.

Swift of Jackson asked and obtained unanimous consent to add to the second part of the amendment the words "from taxation".

Febritz of Wapello in the chair.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 62.

Beath	Felter	Lookingbill	Schmitz
Beswick	Foster	McCarthy	Schroeder
Bonnstetter	Frizzell	McDermott	Sheridan
Bowers	Fuelling	McFarlane	Sours
Bruce	Gallagher	Maniece	Stansell
Burgess	Gittinger	Mercer	Stiger
Casey	Goode	Metcalf	Strachan
Craven	Grau	Millhone	Swift of Dubuque
Cunningham	Hanson of Lyon	Moore of Harrison	Swift of Jackson
Davis	Hanson of Winnebago	Mooty	Treimer
Dean	Hartman	Ostby	Weed
Dole	Hultman	Paisley	Wenig
Donlon	Johnson	Peaco	Wiese
Durant	Laughlin	Peet	Willis
Elliott	Lichty	Porter	Yager
Falvey			Zylstra

Digitized by Google

The nays were, 44.

Aldrich	Fuester	McKinnon	Smith
Alesch	Garner	McLean	Snyder
Augustine	Gissel	Malone	Speidel
Bouska	Grell	Miller	Stanzel
Brady	Hook	Mitchell	Stewart
Crouch	Hopp	Moore of Benton	Stimpson
Ditto	Hough	Osborn	Teter
Doran	Humeston	Rawlings	Thies
Dreessen	Jensen	Reed	Thiessen
Ellsworth	Koch	Rice	Wolf
Fabritz	McCreery	Roe	Zipse

Absent or not voting, 2.

Jenkins	Ryder

Amendment adopted.

Malone of Cass moved that the call of the House be raised to be renewed upon the reconvening of the House.

SENATE MESSAGES CONSIDERED

Senate File No. 256, a bill for an act to authorize any city of the second class having a population of five thousand (5,000) and not more than six thousand (6,000) to pledge, annually, certain portions of the net income of its municipally-owned electric light and power plant for the purpose of borrowing money with which to pay the cost of constructing a municipal hospital, and providing for a vote of the electors thereon.

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

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committe on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled, House Files Nos. 241 and 74.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

Strachan of Humboldt moved that the House adjourn until 9:00 a. m. Saturday.

McFarlane of Black Hawk moved to amend the motion by striking the words "9:00 a. m. Saturday" and inserting in lieu thereof the words "1:30 p. m. today".

Digitized by Google

McCreery of Linn moved as a substitute to all pending motions that the House adjourn until 9:00 a. m. Saturday.

The chair ruled Mr. McCreery's substitute motion out of order.

Amendment adopted.

The motion of Strachan of Humboldt as amended by McFarlane of Black Hawk prevailed and the House stood adjourned until 1:30 p. m.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

A Call of the House was again ordered.

CALL OF THE HOUSE

The roll was called and the following members were absent: Jenkins of Louisa, Ostby of Worth and Ryder of Dubuque.

Felter of Warren moved that Mr. Ostby be excused from the Call of the House, Mr. Jenkins and Mr. Ryder having been previously excused. Motion prevailed.

McDermott of Adair moved to reconsider the vote by which the Swift amendment to the Senate substitute for Senate File No. 131, passed the House.

Fabritz of Wapello moved that the House resolve itself into a committee of the whole in executive session except that the authors of the bill be invited to address the committee.

On the question "Shall the House resolve itself into a committee of the whole?" a roll call was demanded.

The ayes were, 42.

Aldrich	Garner	McLean	Smith
Alesch	Goode	Malone	Stanzel
Brady	Hook	Metcalf	Stewart
Craven	Hopp	Mitchell	Stiger
Crouch	Hough	Ostby	Stimpson
Ditto	Humeston	Rawlings	Thiessen
Donlon	Jensen	Reed	Willis
Doran	Koch	Rice	Wolf
Fabritz	McCreery	Roe	Zylstra
Falvey	McDermott	Schroeder	Mr. Speaker
Fuester	McKinnon		

Digitized by Google

The nays were, 63.

Augustine	Foster	Lookingbill	Sheridan
Beath	Frizzell	McCarthy	Snyder
Beswick	Fuelling	McFarlane	Sours
Bonnstetter	Gallagher	Maniece	Speidel
Bouska	Gissel	Mercer	Stansell
Bowers	Gittinger	Millhone	Strachan
Bruce	Grau	Moore of Benton	Swift of Dubuque
Burgess	Grell	Moore of	Swift of Jackson
Casey	Hanson of Lyon	Harrison	Teter
Cunningham	Hanson of	Mooty	Thies
Davis	Winnebago	Osborn	Treimer
Dean	Hartman	Paisley	Weed
Dressen	Hultman	Peaco	Wenig
Durant	Johnson	Peet	Wiese
Elliott	Laughlin	Porter	Yager
Ellsworth	Lichty	Schmitz	Zipse
Felter			

Absent or not voting, 3.

Dole	Jenkins	Ryder

Motion lost.

Rice of Keokuk moved the previous question on the motion to reconsider. Motion prevailed.

On the question "Shall the adoption of the Swift amendment be reconsidered?"

The ayes were, 65.

Aldrich	Fuester	Malone	Smith
Alesch	Garner	Maniece	Snyder
Augustine	Gissel	Metcalf	Speidel
Bonnstetter	Goode	Mitchell	Stanzel
Bouska	Grell	Moore of Benton	Stewart
Brady	Hanson of Lyon	Moore of	Stiger
Craven	Hook	Harrison	Stimpson
Crouch	Hopp	Mooty	Teter
Ditto	Hough	Osborn	Thies
Doran	Humeston	Porter	Weed
Dreessen	Jensen	Rawlings	Wenig
Ellsworth	Johnson	Reed	Willis
Fabritz	Koch	Rice	Wolf
Falvey	McCreery	Roe	Yager
Foster	McDermott	Schmitz	Zipse
Frizzell	McKinnon	Schroeder	Mr. Speaker
Fuelling	McLean		

The nays were, 40.

Beath	Dean	Grau	McCarthy
Beswick	Dole	Hanson of	McFarlane
Bowers	Donlon	Winnebago	Mercer
Bruce	Durant	Hartman	Millhone
Burgess	Elliott	Hultman	Paisley
Casey	Felter	Laughlin	Peaco
Cunningham	Gallagher	Lichty	Peet
Davis	Gittinger	Lookingbill	Sheridan

Digitized by Google

Sours	Swift of Dubuque	Thiessen	Wiese
Stansell	Swift of Jackson	Treimer	Zylstra
Strachan			

Absent or not voting, 3.

Jenkins	Ostby	Ryder

Motion to reconsider prevailed.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 24.

Beath	Durant	Lookingbill	Sours
Beswick	Falvey	McCarthy	Stansell
Bowers	Felter	Mercer	Strachan
Bruce	Gallagher	Paisley	Swift of Dubuque
Cunningham	Gittinger	Peaco	Swift of Jackson
Dean	Laughlin	Sheridan	Yager

The nays were, 79.

Aldrich	Fuester	McFarlane	Schroeder
Alesch	Garner	McKinnon	Smith
Augustine	Gissel	McLean	Snyder
Bonnstetter	Goode	Malone	Speidel
Bouska	Grau	Maniece	Stanzel
Brady	Grell	Metcalf	Stewart
Burgess	Hanson of Lyon	Millhone	Stiger
Casey	Hanson of	Mitchell	Stimpson
Craven	Winnebago	Moore of Benton	Teter
Davis	Hartman	Moore of	Thies
Ditto	Hook	Harrison	Thiessen
Dole	Hough	Mooty	Treimer
Donlon	Hultman	Osborn	Weed
Doran	Humeston	Peet	Wenig
Dreessen	Jensen	Porter	Wiese
Elliott	Johnson	Rawlings	Willis
Ellsworth	Koch	Reed	Wolf
Fabritz	Lichty	Rice	Zipse
Foster	McCreery	Roe	Zylstra
Frizzell	McDermott	Schmitz	Mr. Speaker
Fuelling			

Absent or not voting, 5.

Crouch	Jenkins	Ostby	Ryder
Hopp			

Amendment lost.

Brady of Pottawattamie called up the amendment filed by him and found on page 627 of the Journal of March 6 and moved the adoption of amendment No. 1.

On the question "Shall amendment No. 1 be adopted?" a roll call was demanded.

Digitized by Google

The ayes were, 77.

Aldrich	Elliott	McCreery	Schroeder
Alesch	Ellsworth	McDermott	Sheridan
Augustine	Fabritz	McFarlane	Smith
Bonnstetter	Foster	McLean	Sours
Bouska	Fuelling	Malone	Speidel
Bowers	Gallagher	Maniece	Stansell
Brady	Gissel	Mercer	Stiger
Bruce	Gittinger	Metcalf	Strachan
Burgess	Grau	Millhone	Swift of Dubuque
Casey	Hanson of Lyon	Moore of Benton	Swift of Jackson
Craven	Hanson of Winnebago	Moore of Harrison	Teter
Cunningham	Hartman	Mooty	Thies
Davis	Hultman	Paisley	Treimer
Dean	Johnson	Peet	Wenig
Ditto	Koch	Porter	Wiese
Dole	Laughlin	Rawlings	Willis
Donlon	Lichty	Rice	Wolf
Doran	Lookingbill	Roe	Zylstra
Dreessen	McCarthy	Schmitz	Mr. Speaker
Durant			

The nays were, 27.

Beath	Goode	McKinnon	Stewart
Beswick	Grell	Mitchell	Stimpson
Crouch	Hook	Osborn	Thiessen
Felter	Hopp	Peaco	Weed
Frizzell	Hough	Reed	Yager
Fuester	Humeston	Snyder	Zipse
Garner	Jensen	Stanzel	

Absent or not voting, 4.

Falvey	Jenkins	Ostby	Ryder

Amendment adopted.

Brady of Pottawattamie moved that amendment No. 2 be adopted. Motion prevailed and amendment No. 2 was adopted.

Brady of Pottawattamie moved that amendment No. 3 be adopted.

On the question "Shall amendment No. 3 be adopted?" a roll call was demanded.

The ayes were, 75.

Aldrich	Davis	Gissel	Lookingbill
Alesch	Dean	Gittinger	McCarthy
Augustine	Ditto	Grau	McCreery
Beath	Dole	Hanson of Winnebago	McDermott
Beswick	Donlon	Hartman	McFarlane
Bonnstetter	Durant	Hopp	McKinnon
Bouska	Elliott	Hultman	McLean
Bowers	Ellsworth	Johnson	Malone
Brady	Fabritz	Koch	Maniece
Bruce	Felter	Laughlin	Mercer
Burgess	Fuelling	Lichty	Metcalf
Cunningham	Gallagher		Millhone

Digitized by Google

Moore of Benton	Rawlings	Sours	Thies
Moore of Harrison	Reed	Stansell	Treimer
Mooty	Rice	Stiger	Wenig
Osborn	Roe	Strachan	Willis
Peaco	Schmitz	Swift of Dubuque	Wolf
Peet	Smith	Swift of Jackson	Yager
Porter	Snyder	Teter	Mr. Speaker

The nays were, 29.

Casey	Garner	Jensen	Stewart
Craven	Goode	Mitchell	Stimpson
Crouch	Grell	Paisley	Thiessen
Doran	Hanson of Lyon	Schroeder	Weed
Dreessen	Hook	Sheridan	Wiese
Foster	Hough	Speidel	Zipse
Frizzell	Humeston	Stanzel	Zylstra
Fuester			

Absent or not voting, 4.

Falvey	Jenkins	Ostby	Ryder

Amendment adopted.

Strachan of Humboldt asked and obtained unanimous consent to withdraw the amendment filed by him and found on page 627 of the Journal of March 6.

Stiger of Tama moved to amend Section two (2) of Senate substitute for Senate File No. 131 by inserting after the comma (,) following the word necessity in line four (4) thereof:

"or in any case where a taxing district makes a showing of emergency and strict necessity,".

Amendment adopted.

Rice of Keokuk called up the amendment filed by him and found in the Journal of March 9 and moved its adoption. Amendment adopted.

Cunningham of Polk moved to amend Senate Subtitute for Senate File No. 131 by adding in line 11, section 1 following the figures "1931" the words:

"nor care of the sick poor as provided in section 5353 of the Code, 1931."

Amendment adopted.

Rice of Keokuk moved the previous question.

Fabritz moved as a substitute motion the previous question on the bill and all pending amendments. Motion prevailed.

Digitized by Google

Beswick of Van Buren called up the amendment filed by him and found in the Journal of March 8 and moved its adoption.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 10.

Beswick	Gittinger	Peaco	Strachan
Durant	Mercer	Schroeder	Swift of Jackson
Foster	Paisley		

The nays were, 94.

Aldrich	Falvey	Lichty	Schmitz
Alesch	Felter	Lookingbill	Sheridan
Augustine	Frizzell	McCarthy	Smith
Beath	Fuelling	McCreery	Snyder
Bonnstetter	Fuester	McDermott	Sours
Bouska	Gallagher	McFarlane	Speidel
Bowers	Garner	McKinnon	Stansell
Brady	Gissel	McLean	Stanzel
Bruce	Goode	Malone	Stewart
Burgess	Grau	Maniece	Stiger
Casey	Grell	Metcalf	Stimpson
Craven	Hanson of Lyon	Millhone	Swift of Dubuque
Crouch	Hanson of Winnebago	Mitchell	Teter
Cunningham	Hartman	Moore of Benton	Thiessen
Davis	Hook	Moore of Harrison	Treimer
Dean	Hopp	Mooty	Weed
Ditto	Hough	Osborn	Wenig
Dole	Hultman	Peet	Wiese
Donlon	Humeston	Porter	Willis
Doran	Jensen	Rawlings	Wolf
Dreessen	Johnson	Reed	Yager
Elliott	Koch	Rice	Zipse
Ellsworth	Laughlin	Roe	Zylstra
Fabritz			Mr. Speaker

Absent or not voting, 4.

Jenkins	Ostby	Ryder	Thies

Amendment lost.

Grell of Scott asked and obtained unanimous consent to withdraw the amendments filed by him on March 8 and found in the Journal of that date.

Johnson of Linn moved to amend the Senate substitute for Senate File No. 131 by striking from section two (Sec. 2) beginning in line eleven (11) thereof the following:

"The approval of the budget director shall be given only after a public hearing to the taxpayers of the taxing district involved and upon at least ten days' published notice thereof given by the director in one of the official county newspapers of the county, of the time and place of said hearing."

Digitized by Google

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 62.

Aldrich	Felter	Lookingbill	Sheridan
Augustine	Foster	McCreery	Snyder
Beath	Frizzell	McFarlane	Sours
Beswick	Fuelling	Maniece	Speidel
Bouska	Gallagher	Mercer	Stansell
Bowers	Gissel	Metcalf	Strachan
Brady	Gittinger	Millhone	Swift of Jackson
Burgess	Goode	Moore of Benton	Thies
Casey	Grau	Mooty	Treimer
Cunningham	Hanson of Lyon	Osborn	Weed
Davis	Hanson of	Peaco	Wenig
Dean	Winnebago	Peet	Wiese
Dole	Hartman	Porter	Yager
Donlon	Jensen	Rice	Zipse
Elliott	Johnson	Roe	Zylstra
Ellsworth	Lichty	Schmitz	

The nays were, 39.

Alesch	Falvey	McCarthy	Smith
Bonnstetter	Fuester	McDermott	Stanzel
Bruce	Garner	McKinnon	Stewart
Craven	Hook	McLean	Stiger
Crouch	Hopp	Malone	Stimpson
Ditto	Hough	Mitchell	Swift of Dubuque
Doran	Hultman	Paisley	Thiessen
Dreessen	Humeston	Rawlings	Willis
Durant	Koch	Reed	Wolf
Fabritz	Laughlin	Schroeder	

Absent or not voting, 7.

Grell	Moore of	Ostby	Teter
Jenkins	Harrison	Ryder	Mr. Speaker

Amendment adopted.

Doran of Boone moved to amend Senate Substitute for Senate File No. 131, by inserting after the comma (,) following the word "necessity" and before the word "made" in Line 7 of Section 2, the following:

"or upon showing of necessity arising from the fact that a substantially larger portion of its general fund is required to pay tuition for students attending high school in other school districts than was required in 1931,".

Amendment adopted.

Malone of Cass moved to amend Senate Substitute for Senate File No. 131 by adding the following:

Sec. 4. This act being deemed of immediate importance shall be in full force and effect after its passage and publication in the Ottumwa Daily

Digitized by Google

Courier, a newspaper published at Ottumwa, Iowa, and in the Atlantic News Telegraph, a newspaper published in the city of Atlantic, Iowa.

Amendment adopted.

Malone of Cass moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 101.

Aldrich	Frizzell	McCreery	Sheridan
Alesch	Fuelling	McDermott	Smith
Augustine	Gallagher	McFarlane	Snyder
Beath	Garner	McKinnon	Sours
Bonnstetter	Gissel	McLean	Speidel
Bouska	Gittinger	Malone	Stansell
Bowers	Goode	Maniece	Stanzel
Brady	Grau	Mercer	Stewart
Bruce	Grell	Metcalf	Stiger
Burgess	Hanson of Lyon	Millhone	Stimpson
Casey	Hanson of Winnebago	Mitchell	Strachan
Craven		Moore of Benton	Swift of Dubuque
Crouch	Hartman	Moore of Harrison	Swift of Jackson
Cunningham	Hook		Teter
Davis	Hopp	Mooty	Thies
Dean	Hough	Osborn	Thiessen
Ditto	Hultman	Paisley	Treimer
Dole	Humeston	Peaco	Weed
Doran	Jensen	Peet	Wenig
Dreessen	Jenkins	Porter	Wiese
Durant	Johnson	Rawlings	Willis
Elliott	Koch	Reed	Wolf
Ellsworth	Laughlin	Rice	Yager
Fabritz	Lichty	Roe	Zipse
Falvey	Lookingbill	Schmitz	Mr. Speaker
Felter	McCarthy	Schroeder	

The nays were, 4.

Beswick	Foster	Fuester	Zylstra

Absent or not voting, 3.

Donlon	Ostby	Ryder

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

Ditto of Osceola moved that the vote by which Senate Substitute for Senate File No. 131 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Febritz of Wapello moved that the call of the House be now raised. Motion prevailed.

Digitized by Google

HOUSE FILE NO. 92 WITHDRAWN

Alesch of Plymouth asked and obtained unanimous consent to withdraw House File No. 92 from the judiciary committee and from the further consideration of the House.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House Files Nos. 241 and 74.

EXPLANATION OF VOTE

I supported Senate Substitute for Senate File No. 131 for two reasons: First, because of its general tax levy reduction principles; and, second, by reason of my assurance that later, and by this 45th General Assembly, a tax revision measure will be passed which will not affect levies, but will produce revenues sufficient to take care of reasonable needs of all our public schools and subdivisions of this state, as conditions may require.

L. D. TETER.

McFarlane of Black Hawk moved that the House adjourn until 9:00 a. m. Saturday. Motion prevailed.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 11, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend Henry McCraven, pastor of the African Methodist Episcopal church, Des Moines, Iowa.

Journal of March 10 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Millhone of Page for the day, on request of Speidel of Washington.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring prohibition. Thiessen, from citizens of Clinton county; Treimer, from citizens of O'Brien county. Referred to police regulation, suppression of crime and intemperance.

Favoring House File No. 163. Hanson of Winnebago, from city council of Forest City. Referred to cities and towns.

Favoring Harrington gross income tax bill. Ellsworth from citizens of Hardin county. Referred to ways and means.

Favoring repeal of primary election law. Fuester, from citizens of Ida county. Referred to elections.

Opposing chain store tax. Fuester, from citizens of Ida county. Referred to ways and means.

Favoring House File No. 250. Fabritz, from citizens of Wapello county. Referred to ways and means.

REPORTS OF COMMITTEES

Hopp of Mills, from the committee on constitutional amendments, submitted the following report:

Digitized by Google

MR. SPEAKER: Your committee on Constitutional Amendments to whom was referred House Joint Resolution No. 6, ratifying a proposed amendment to the constitution of the United States of America, relative to the labor of persons under eighteen years of age, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. R. C. HOPP, *Chairman.*

Passed on file.

Stiger of Tama, from the committee on judiciary, submitted the following report:

MR. SPEAKER: Your committee on Judiciary, to whom was referred House File No. 363, an act to amend section thirty-six hundred forty-three (3643), code, 1931, further defining who shall be considered a widow and entitled to pension, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on Judiciary, to whom was referred House File No. 213, an act to protect trust funds set aside for the care, upkeep, and maintenance of graves and burial places, and to grant to such funds a preference in the settlement of the affairs of insolvent banking institutions, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend by inserting after the comma following the word "company" in line six (6) of section one (1) the following words "under trust agreement between said bank and trust company and such depositor,".

Further amend by striking from line nine (9) in section one (1) the following words "other depositor in, or".

Further amend by striking the comma following the word "of" in line ten (10) of section one (1).

C. B. STIGER, *Chairman.*

Report adopted:

Also:

MR. SPEAKER: Your committee on Judiciary, to whom was referred House File 417, an act to amend section seventy-four hundred twenty-d one (4720-d1), code, 1931, relating to deposits of public funds, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Digitized by Google

Amend by striking lines four (4) and five (5) and substituting therefor the following: "The term public funds shall include all funds deposited with any of said officers by virtue of their office."

C. B. STIGER, *Chairman.*

Report adopted:

Also:

MR. SPEAKER: Your committee on Judiciary, to whom was referred House File No. 340, an act to amend chapter four hundred ninety-six (496), code, 1931, to provide for the entering of judgment notwithstanding the verdict in certain cases and to prescribe the practice in such cases upon review by the Supreme Court, and to repeal all acts and parts of acts inconsistent with the provisions of this act, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted:

Also:

MR. SPEAKER: Your committee on Judiciary, to whom was referred House file No. 343, an act to amend section seventy-four hundred and twenty-b3 (7420-b3), code, 1931, relating to anticipatory warrants, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on Judiciary, to whom was referred House File No. 382, an act to provide against discrimination or monopoly in the sale of replacement and repair parts of machines and mechanical devices, and for the regulation of the distribution and sale of same, and providing penalties for the violation of this act, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on Judiciary, to whom was referred House File No. 529, an act to legalize the proceedings of the City Council of the City of Davenport, Iowa, a municipal corporation by virtue of a special charter, relating to the improvement of certain streets and one alley by paving, without having obtained jurisdiction therefor as provided by Section six thousand nine hundred thirteen (6913), six thousand nine hundred fourteen (6914), and six thousand nine hundred fifteen

Digitized by Google

(6915), Chapter three hundred twenty-nine (329) of the Code, 1927, and any and all other irregularities, and legalizing the special improvement bonds issued to pay for said improvements as provided by section six thousand nine hundred twenty-five (6925), and six thousand nine hundred twenty-six (6926) of the Code, 1927, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Gallagher of Iowa, from the committee on insurance, submitted the following report:

MR. SPEAKER: Your committee on Insurance, to whom was referred Senate File No. 209, a bill for an act to repeal section eighty-six hundred fifty-four (8654) of the Code of Iowa, 1931, and to enact a substitute therefor, providing for the valuation of policies of life insurance and annuities, and prescribing the basis for ascertaining the reserve value of policies issued by and in force in life insurance companies, both domestic and foreign, which are or may hereafter be authorized to transact business in the State of Iowa, and to amend section eighty-six hundred fifty-five (8655) of the Code of Iowa, 1931, providing for a deposit with the commissioner of insurance to cover such valuation, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

1. Amend section one (1) by striking the words "and annuities" from line fourteen (14).

2. Beginning with the word "shall" in line sixteen (16) strike out all up to and including the word "reserve" in line nineteen (19) and insert in lieu thereof the following: "shall be the American Experience Table of Mortality and 4½% interest".

J. P. GALLAGHER, *Chairman.*

Report adopted.

Roe of Allamakee, from the committee on compensation of public officers, submitted the following report:

MR. SPEAKER: Your committee on Compensation of Public Officers, to whom was referred House File No. 296, by Reed, a bill for an act to amend section forty-six hundred thirty-two (4632), Code of 1931, relating to compensation of Chief Engineer of the State Highway Commission, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

OVE T. ROE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on Compensation of Public Officers

Digitized by Google

to whom was referred House File No. 297, by Reed, a bill for an act to amend section thirty-nine hundred twenty-one (3921), Code of 1931, relating to placing a limit on compensations received by Presidents, Superintendents, Professors, Instructors, Directors, Officers and employees of Institutions governed by the State Board of Education, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. OVE T. ROE, *Chairman.*

Report adopted.

Durant of Hancock, from the committee on public health, submitted the following report:

MR. SPEAKER: Your committee on Public Health, to whom was referred House File No. 301, a bill for an act to amend section twenty-one hundred thirty-six (2136), Code, 1931, relating to the persons to whom permit holders may sell intoxicating liquor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. S. B. DURANT, *Chairman.*

Report adopted.

McFarlane of Black Hawk, from the committee on printing, submitted the following report:

MR. SPEAKER: Your committee on Printing, to whom was referred House File No. 71, an act to amend section 5411, Code 1931, relating to publishing proceedings of Boards of Supervisors, etc., beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

1. Amend Section 1 by changing the semicolon (;) to a period (.) after the word "report" in line 9 and strike out the remainder of the section.

2. Amend Sec. 2 by striking out the last three words in line 10 and all of lines 11, 12, and 13 and inserting in lieu thereof the following: "The County Auditor shall furnish a copy of such proceedings to be published, within one week following the adjournment of the Board."

ARCH W. MCFARLANE, *Chairman.*

Report adopted.

PLACING OF PICTURES OF PRESIDENT AND VICE-PRESIDENT

Malone of Cass stated to the House that through the courtesy of the Register and Tribune, Des Moines, Iowa, he had secured pictures of the newly elected president and vice-president of the United States and asked and obtained unanimous consent that these pictures might be hung in their proper places at this time.

Digitized by Google

He further designated the Speaker of the House and Swift of Jackson as a committee to place the picture of President Franklin D. Roosevelt to the right of the Speaker's station, and the Speaker Pro Tem and Representative Garner of Butler as a committee to place the picture of the Vice-President John N. Garner to the left of the Speaker's station.

RESIGNATION OF COMMITTEE CLERK

MR. SPEAKER: I hereby resign my position as committee clerk in the House of the Forty-fifth General Assembly. DOROTHY LING.

MR. SPEAKER: Your House committee on committee clerks beg leave to report that there has been a vacancy created, by the resignation of Dorothy Ling and we hereby name Darline Warner to fill said vacancy.

F. D. AUGUSTINE
LEROY MERCER
OVE T. ROE

OATH OF OFFICE

Miss Darline Warner appeared at the desk and took and subscribed to the following oath:

I do solemnly swear that I will support the Constitution of the United States and the State of Iowa, and that I will faithfully perform the duties of my office to the best of my ability, so help me God.

DARLINE WARNER.

HOUSE FILE NO. 286 PLACED ON CALENDAR

Peaco of Clinton asked and obtained unanimous consent that House File No. 286 be withdrawn from the committee on roads and highways and placed on the calendar.

HOUSE FILE NO. 119 WITHDRAWN

Gallagher of Iowa asked and obtained unanimous consent to withdraw House File No. 119 from the further consideration of the House.

CONSIDERATION OF HOUSE CONCURRENT RESOLUTION NO. 18

Zylstra of Sioux called up House Concurrent Resolution No. 18, a summary of which is found on page 718 of the Journal of March 10, and moved its adoption. Motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

Wenig of Clay asked and obtained unanimous consent to call

Digitized by Google

Senate File No. 256 from the committee on cities and towns and take it up for consideration at this time.

Senate File No. 256, a bill for an act to authorize any city of the second class having a population of five thousand (5,000) and not more than six thousand (6,000) to pledge, annually, certain portions of the net income of its municipally-owned electric light and power plant for the purpose of borrowing money with which to pay the cost of constructing a municipal hospital, and providing for a vote of the electors thereon, was taken up for consideration.

Wenig of Clay moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 93.

Aldrich	Felter	Lichty	Schroeder
Alesch	Foster	Lookingbill	Smith
Augustine	Frizzell	McCarthy	Sours
Beath	Fuelling	McDermott	Speidel
Beswick	Fuester	McFarlane	Stansell
Bonnstetter	Gallagher	McKinnon	Stanzel
Bouska	Garner	McLean	Stewart
Bowers	Gissel	Maniece	Stimpson
Bruce	Gittinger	Mercer	Strachan
Burgess	Goode	Metcalf	Swift of Dubuque
Casey	Grau	Mitchell	Swift of Jackson
Craven	Grell	Moore of Benton	Teter
Cunningham	Hanson of Lyon	Mooty	Thies
Davis	Hanson of Winnebago	Ostby	Thiesse n
Dean	Hartman	Paisley	Treimer
Dole	Hook	Peaco	Weed
Donlon	Hough	Peet	Wenig
Doran	Hultman	Porter	Wiese
Dreessen	Humeston	Rawlings	Willis
Durant	Jensen	Reed	Yager
Elliott	Johnson	Rice	Zipse
Ellsworth	Koch	Roe	Zylstra
Fabritz	Laughlin	Schmitz	Mr. Speaker
Falvey			

The nays were, none.

Absent or not voting, 15.

Brady	Jenkins	Moore of Harrison	Sheridan
Crouch	McCreery	Osborn	Snyder
Ditto	Malone	Ryder	Stiger
Hopp	Millhone		Wolf

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

Digitized by Google

Johnson of Linn moved that the House extend a vote of congratulation to Donlon of Palo Alto on his seventy-second birthday. Motion prevailed.

INVITATION TO ADDRESS JOINT ASSEMBLY

Doran of Boone asked and obtained unanimous consent to invite Mr. George Brobeck, National Inspector of the Veterans of Foreign Wars of Minneapolis, Minnesota, to address the House.

Foster of Cedar moved that Mr. Doran be appointed as a committee of one to escort Mr. Brobeck to the Speaker's chair. Motion prevailed.

Mr. Brobeck then addressed the House.

CONSIDERATION OF BILLS

House File No. 210, a bill for an act to repeal section fifty-six hundred thirty-two (5632), Code, 1931, and enacting a substitute therefor, making the election of the police judge optional in cities of the first class, with report of committee recommending passage was taken up for consideration.

Mercer of Johnson moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 95.

Aldrich	Elliott	Hough	Moore of Harrison
Alesch	Ellsworth	Hultman	Mooty
Augustine	Fabritz	Humeston	Ostby
Beath	Falvey	Jensen	Paisley
Beswick	Felter	Johnson	Peaco
Bonnstetter	Foster	Koch	Peet
Bouska	Frizzell	Laughlin	Porter
Bowers	Fuelling	Lichty	Rawlings
Brady	Fuester	Lookingbill	Reed
Bruce	Gallagher	McCarthy	Rice
Burgess	Garner	McCreery	Roe
Casey	Gissel	McDermott	Schmitz
Craven	Gittinger	McFarlane	Schroeder
Crouch	Goode	McKinnon	Smith
Cunningham	Grau	McLean	Snyder
Davis	Grell	Malone	Speidel
Dole	Hanson of Lyon	Maniece	Stansell
Donlon	Hanson of Winnebago	Mercer	Stewart
Doran	Hartman	Metcalf	Stiger
Dreessen	Hook	Mitchell	Stimpson
Durant		Moore of Benton	

Digitized by Google

Swift of Dubuque	Thiessen	Wenig	Yager
Swift of Jackson	Treimer	Wiese	Zipse
Teter	Weed	Wolf	Zylstra
Thies			

The nays were, none.

Absent or not voting, 13.

Dean	Millhone	Sheridan	Strachan
Ditto	Osborn	Sours	Willis
Hopp	Ryder	Stanzel	Mr. Speaker
Jenkins			

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

House File No. 157, a bill for an act to amend section forty-six hundred forty-four-c eight (4644-c8), Code, 1931, relating to the secondary road construction fund, with report of committee recommending passage was taken up for consideration.

Laughlin of Fremont moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 96.

Aldrich	Felter	McCarthy	Snyder
Alesch	Foster	McDermott	Sours
Augustine	Frizzell	McFarlane	Speidel
Beath	Fuelling	McLean	Stansell
Beswick	Fuester	Malone	Stanzel
Bonnstetter	Gallagher	Mercer	Stewart
Bouska	Garner	Metcalf	Stiger
Bowers	Gissel	Mitchell	Stimpson
Brady	Gittinger	Moore of Benton	Strachan
Bruce	Goode	Moore of Harrison	Swift of Dubuque
Burgess	Grau	Mooty	Swift of Jackson
Casey	Grell	Ostby	Teter
Craven	Hanson of Lyon	Paisley	Thies
Crouch	Hanson of Winnebago	Peaco	Thiessen
Cunningham	Hartman	Peet	Treimer
Davis	Hook	Porter	Weed
Dean	Hough	Rawlings	Wenig
Dole	Hultman	Reed	Wiese
Donlon	Humeston	Rice	Willis
Doran	Jensen	Roe	Wolf
Dreessen	Koch	Schmitz	Yager
Durant	Laughlin	Schroeder	Zipse
Elliott	Lichty	Smith	Zylstra
Ellsworth	Lookingbill		Mr. Speaker
Fabritz			

The nays were, none.

Digitized by Google

Absent or not voting, 12.

Ditto	Jenkins	McKinnon	Osborn
Falvey	Johnson	Maniece	Ryder
Hopp	McCreery	Millhone	Sheridan

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

Senate File No. 18, a bill for an act to repeal section three hundred ninety-seven d one (397-d1), Code, 1931, with reference to the auditing of state institutions, with report of committee recommending passage, was taken up for consideration.

Goode of Davis moved to defer action on Senate File No. 18 until after action is had on House File No. 303.

Jensen of Audubon moved the previous question. Motion prevailed.

On the question "Shall action be deferred?" a roll call was demanded.

The ayes were, 30.

Augustine	Felter	Jensen	Sours
Beath	Foster	Johnson	Stanzel
Bowers	Goode	McCreery	Strachan
Bruce	Grau	McKinnon	Weed
Crouch	Hanson of Winnebago	Peet	Wenig
Doran	Hough	Porter	Zipse
Durant	Hultman	Roe	Zylstra
Ellsworth		Smith	

The nays were, 69.

Aldrich	Fuester	Maniece	Sheridan
Alesch	Gallagher	Mercer	Snyder
Beswick	Garner	Metcalf	Speidel
Bonnstetter	Gissel	Mitchell	Stansell
Bouska	Gittinger	Moore of Benton	Stewart
Brady	Hanson of Lyon	Moore of Harrison	Stiger
Burgess	Hartman	Mooty	Stimpson
Casey	Hook	Osborn	Swift of Dubuque
Craven	Hopp	Ostby	Swift of Jackson
Cunningham	Humeston	Paisley	Thies
Davis	Koch	Peaco	Thiessen
Dole	Lichty	Rawlings	Treimer
Dreessen	Lookingbill	Reed	Wiese
Elliott	McCarthy	Rice	Willis
Fabritz	McDermott	Schmitz	Wolf
Falvey	McFarlane	Schroeder	Yager
Frizzell	McLean		Mr. Speaker
Fuelling	Malone		

Absent or not voting, 9.

Dean	Grell	Laughlin	Ryder
Ditto	Jenkins	Millhone	Teter
Donlon			

Digitized by Google

Motion lost.

Sours of Floyd moved to amend Senate File No. 18 as follows:

Insert after Section one, as Section two the following:
"That Sections three hundred forty-four (344) Code, 1931, be and the same is hereby repealed." Renumber the following section.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 68.

Aldrich	Felter	Lichty	Snyder
Alesch	Foster	Lookingbill	Sours
Beath	Frizzell	McCreery	Stansell
Beswick	Fuester	McDermott	Stanzel
Bonnstetter	Gallagher	McFarlane	Stewart
Bouska	Garner	McLean	Stimpson
Bowers	Gissel	Metcalf	Strachan
Bruce	Gittinger	Mitchell	Teter
Burgess	Goode	Moore of Benton	Thies
Casey	Grau	Mooty	Treimer
Crouch	Grell	Peet	Weed
Cunningham	Hanson of Lyon	Porter	Wenig
Dean	Hanson of Winnebago	Rawlings	Wiese
Dole	Hough	Reed	Yager
Donlon	Jensen	Schmitz	Zipse
Durant	Johnson	Schroeder	Zylstra
Elliott		Smith	Mr. Speaker
Ellsworth			

The nays were, 31.

Brady	Hook	Maniece	Rice
Craven	Hopp	Mercer	Speidel
Davis	Hultman	Moore of Harrison	Stiger
Doran	Humeston	Osborn	Swift of Dubuque
Dreessen	Koch	Ostby	Swift of Jackson
Fabritz	McCarthy	Paisley	Thiessen
Falvey	McKinnon	Peaco	Willis
Fuelling	Malone		Wolf

Absent or not voting, 9.

Augustine	Jenkins	Millhone	Ryder
Ditto	Laughlin	Roe	Sheridan
Hartman			

Amendment adopted.

Malone of Cass moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 95.

Aldrich	Beath	Bouska	Brady
Alesch	Beswick	Bowers	Bruce

Digitized by Google

Burgess	Gittinger	McLean	Snyder
Casey	Goode	Malone	Sours
Craven	Grau	Maniece	Speidel
Crouch	Grell	Mercer	Stansell
Cunningham	Hanson of Lyon	Metcalf	Stewart
Davis	Hanson of	Mitchell	Stiger
Dean	Winnebago	Moore of Benton	Stimpson
Dole	Hook	Moore of	Swift of Dubuque
Donlon	Hopp	Harrison	Swift of Jackson
Dreessen	Hough	Mooty	Teter
Durant	Hultman	Ostby	Thies
Elliott	Humeston	Paisley	Thiessen
Ellsworth	Jensen	Peaco	Treimer
Fabritz	Johnson	Peet	Weed
Falvey	Koch	Porter	Wenig
Felter	Lichty	Rawlings	Wiese
Foster	Lookingbill	Reed	Willis
Frizzell	McCarthy	Rice	Wolf
Fuelling	McCreery	Roe	Yager
Fuester	McDermott	Schmitz	Zipse
Gallagher	McFarlane	Schroeder	Zylstra
Garner	McKinnon	Smith	Mr. Speaker
Gissel			

The nays were, 4.

Doran	Osborn	Stanzel	Strachan

Absent or not voting, 9.

Augustine	Hartman	Laughlin	Ryder
Bonnstetter	Jenkins	Millhone	Sheridan
Ditto			

So the bill having received a constitutional majority was declared to have passed the House.

On request of Goode of Davis unanimous consent was given the Chief Clerk to amend the title as follows:

Amend the title, line one, by inserting after "(397-d1)" the following: "and section three hundred forty-four (344),".

The title as amend was agreed to.

Sours of Floyd moved that the vote by which Senate File No. 18 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

HOUSE FILES WITHDRAWN

Malone of Cass asked and obtained unanimous consent to withdraw House File No. 18 from the further consideration of the House.

Stiger of Tama asked and obtained unanimous consent to withdraw House File No. 185 from the further consideration of the House.

Hanson of Winnebago asked and obtained unanimous consent to withdraw House File No. 303 from the committee on departmental affairs and from further consideration of the House.

Digitized by Google

CONSIDERATION OF HOUSE CONCURRENT RESOLUTION NO. 19

Donlon of Palo Alto called up House Concurrent Resolution No. 19, a summary of which is found in the Journal of March 10, and moved its adoption. Motion prevailed and the resolution was adopted.

Foster of Cedar, Dreessen of Crawford, Donlon of Palo Alto, Grell of Scott and McKinnon of Henry offered the following resolution:

HOUSE CONCURRENT RESOLUTION NO. 20

Whereas, information has been brought to our attention that there will be in the City of Des Moines, Iowa, on Monday, March 13th, groups of farmers in the interest of their welfare,

Be It, Therefore, Resolved by the House, the Senate Concurring, That a committee of three be named, two from the House and one from the Senate, to communicate and invite said farmers and their leaders to meet and address the General Assembly at a Joint Session at 1:15 P. M., on Monday, March 13th.

Foster asked and obtained unanimous consent to consider the Concurrent Resolution at this time.

Resolution adopted.

CONSIDERATION OF BILLS

House File No. 299, a bill for an act to prohibit the fraudulent advertising or selling of seed corn represented to be hybrid unless it represents the first generation of a cross between strains of different parentage and involving inbred lines of corn or their combination and prescribing a penalty therefor, with report of committee recommending passage, was taken up for consideration.

Dean of Cerro Gordo moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 90.

Aldrich	Bonnstetter	Casey	Ditto
Alesch	Bouska	Craven	Dole
Augustine	Bowers	Cunningham	Donlon
Beath	Bruce	Davis	Doran
Beswick	Burgess	Dean	Dreessen

Digitized by Google

Durant	Hough	Moore of Harrison	Speidel
Elliott	Hultman	Mooty	Stewart
Falvey	Humeston	Osborn	Stiger
Felter	Jensen	Ostby	Stimpson
Foster	Johnson	Paisley	Strachan
Frizzell	Koch	Peaco	Swift of Dubuque
Fuelling	Lichty	Peet	Swift of Jackson
Fuester	Lookingbill	Porter	Teter
Gallagher	McCarthy	Rawlings	Thies
Gissel	McCreery	Reed	Treimer
Gittinger	McDermott	Rice	Weed
Grau	McFarlane	Roe	Wenig
Grell	McLean	Schmitz	Wiese
Hanson of Lyon	Malone	Schroeder	Willis
Hanson of Winnebago	Maniece	Smith	Wolf
Hook	Metcalf	Snyder	Yager
Hopp	Mitchell	Sours	Zylstra
	Moore of Benton		Mr. Speaker

The nays were, 4.

Ellsworth	Goode	McKinnon	Zipse

Absent or not voting, 14.

Brady	Hartman	Millhone	Stansell
Crouch	Jenkins	Ryder	Stanzel
Fabritz	Laughlin	Sheridan	Thiessen
Garner	Mercer		

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

House File No. 130, a bill for an act to amend section twenty hundred twenty-three-a one (2023-a1), Code, 1931, relating to the taxation of costs in actions and proceedings under the statutes relating to intoxicating liquors, and to the commission on fines imposed and collected under said statutes, with report of committee recommending passage, was taken up for consideration.

Stiger of Tama in the chair.

Durant of Hancock moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 79.

Aldrich	Cunningham	Ellsworth	Hook
Alesch	Davis	Falvey	Hopp
Beath	Dean	Felter	Hough
Beswick	Ditto	Foster	Hultman
Bonnstetter	Dole	Frizzell	Humeston
Bouska	Donlon	Gissel	Jensen
Bowers	Doran	Gittinger	Johnson
Burgess	Dreessen	Goode	Koch
Casey	Durant	Grau	Lichty
Craven	Elliott	Hanson of Lyon	McCarthy

Digitized by Google

McCreery	Moore of Benton	Schroeder	Thies
McDermott	Ostby	Smith	Thiessen
McFarlane	Paisley	Snyder	Treimer
McKinnon	Peaco	Sours	Weed
Malone	Peet	Speidel	Wenig
Maniece	Porter	Stanzel	Wiese
Metcalf	Rawlings	Stewart	Willis
Mitchell	Reed	Stimpson	Wolf
Moore of Harrison	Rice	Swift of Dubuque	Yager
	Roe	Swift of Jackson	Zylstra

The nays were, 5.

Bruce	Mooty	Strachan	Zipse
Fuester			

Absent or not voting, 24.

Augustine	Grell	Lookingbill	Ryder
Brady	Hanson of Winnebago	McLean	Schmitz
Crouch	Hartman	Mercer	Sheridan
Fabritz	Jenkins	Miller	Stansell
Fuelling	Laughlin	Millhone	Stiger
Gallagher		Osborn	Teter
Garner			

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

INTRODUCTION OF BILLS

House File No. 538, by the committee on insurance, an act to repeal section nine thousand thirty-five (9035) of the 1931 code of Iowa, and to substitute in lieu thereof an act to provide for conditions under which policies of insurance may be issued by mutual assessment associations to require assets in a minimum amount, and to provide for contributions thereto, and to provide for the number of preliminary applications.

Read first and second times and passed on file.

AMENDMENTS FILED

Gallagher of Iowa filed the following amendment:

Amend House File No. 253 by inserting in line nine (9) of Section one (1) following the word "amendments" the words "in six point type".

Gallagher of Iowa filed the following amendment:

Amend House File No. 252 by adding the following section:
"Sec. 4. The minimum school age in all corporations conducting a kindergarten course shall be five years."

Gallagher of Iowa filed the following amendments to House File No. 208:

Digitized by Google

1. Amend section seven (7) line six (6) by inserting after the period the following:

"Nominations for delegates shall be double the number to which the precinct is entitled, and no voter present at the caucus shall be permitted to nominate more than one delegate."

2. Amend section eighteen (18) line seven (7) by striking the word "recorder" and inserting in lieu thereof the word "auditor".

3. Amend section twenty-six (26) by inserting in line three (3) immediately following the period (.) the following:

"Only delegates present in the County Convention shall be voted upon as delegates to the State Convention."

4. Amend section thirty-two (32) line four (4) by striking the word "nominations" and inserting in lieu thereof the word "nomination".

5. Amend section forty-four (44) line ten (10) by striking the words "if so desired".

6. Amend section forty-six (46) line six (6) by striking the word "six" and inserting in lieu thereof the word "sex".

7. Amend section twenty-six (26) line eight (8) by striking the word "canvas" and inserting in lieu thereof the word "canvass".

Jensen of Audubon moved that the House adjourn until 9:00 a. m. Monday.

Stanzell of Sac moved to amend the motion by striking the words "9:00 a. m." and inserting in lieu thereof the words "10:00 a. m.". Amendment adopted. The motion as amended prevailed and the House stood adjourned until 10:00 a. m. Monday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 18, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend Levi P. Goodwin, Pastor of the Wesley Methodist Episcopal Church, Des Moines, Iowa.

Journal of March 11 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Jenkins of Louisa for the day, on request of Snyder of Hamilton.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring compulsory military training. Gissel, from citizens of Buchanan county. Referred to state educational institutions.

Favoring taxation of property now exempt. Alesch, from citizens of Plymouth county. Referred to tax reduction.

Favoring special tax on chain stores. Ostby, from business men of Worth county. Referred to ways and means.

Opposing Senate File No. 140. Hough, from citizens of Fayette county. Referred to schools and textbooks.

Opposing special tax on portable mills. Casey, from citizens of Mitchell county. Referred to ways and means.

Favoring House File No. 250. Humeston, from citizens of Wayne county; Cunningham, from citizens of Polk county. Referred to ways and means.

Favoring prohibition. Jensen, from citizens of Audubon county. Referred to police regulation, suppression of crime and intemperance.

Digitized by Google

Favoring Harrington gross income tax bill. Fabritz, from citizens of Wapello county. Referred to ways and means.

REPORTS OF COMMITTEES

Stiger of Tama, from the committee on judiciary, submitted the following report:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 385, a bill for an act to create a lien for services rendered in the favor of licensed veterinarians, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Bonnstetter of Kossuth, from the committee on appropriations, submitted the following report:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 348, a bill for an act to make an appropriation to G. G. Gregg, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend the title by striking the period (.) at the end thereof and adding the following: "for damage for loss of corn because of insufficient opening in bridge on Highway No. 32, near Oakland, Iowa.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Doran of Boone, from the committee on military, submitted the following report:

MR. SPEAKER: Your committee on military affairs to whom was referred House File No. 410, a bill for an act to amend sections fifty-three hundred eighty-eight (5388) and fifty-three hundred ninety (5390), Code, 1931, relating to the relief for soldiers, sailors, and marines, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

BEN B. DORAN, *Chairman.*

Report adopted.

Hook of Taylor, from the committee on county and township organization, submitted the following reports:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 333, a bill for an act to amend section fifty-two hundred forty-two (5242) of the Code of 1931 in relation

Digitized by Google

to the duties of those employed as assistants and clerks in county offices, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. S. HOOK, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 326, a bill for an act to amend section fifty-one hundred eighty-seven (5187), Code, 1931, relating to the appointment and duties of bailiffs, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. S. HOOK, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 318, a bill for an act to amend sections fifty-four hundred thirteen (5413), and fifty-four hundred seventeen (5417), Code, 1931, relating to bounties on wild animals, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Strike out all after the enacting clause and substitute in lieu the following:

"Section 1. Section fifty-four hundred thirteen (5413) is amended by striking the word "ten" in line 9 and inserting in lieu thereof the word "five".

Amend the title by striking therefrom "and fifty-four hundred seventeen (5417),". CHAS. S. HOOK, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 388, a bill for an act to amend Chapter one hundred ninety-nine (199), of the Code of Iowa of 1931, and to provide methods for apportioning among the several counties of the State the cost of treatment of indigent persons at the Hospital of the College of Medicine of the State University, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

CHAS. S. HOOK, *Chairman.*

Report adopted.

Also:

Digitized by Google

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 448, a bill for an act to amend section ten hundred forty-three (1043) of the Code of 1931 in relation to costs of contesting elections of county officers, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. CHAS. S. HOOK, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 360, a bill for an act to authorize the issuance of bonds for the purpose of replacing county public hospital buildings destroyed by fire, tornado, or other act of God, to provide the procedure for such authorization, and to authorize a levy of taxes for the retirement of said bonds and the interest thereon, and to this end to amend sections fifty-three hundred forty-eight (5348), and fifty-three hundred fifty-three (5353), Code, 1931, relating to such hospitals, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. S. HOOK, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 433, a bill for an act to amend section fifty-one hundred eleven (5111), Code, 1931, relating to the division of townships into supervisor districts, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. S. HOOK, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 418, a bill for an act to provide for the expense of the bonds of the county auditors, clerks, recorders, attorneys, sheriffs and superintendent of schools, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. S. HOOK, *Chairman.*

Passed on file.

Mitchell of Webster, from the committee on commerce and trade, submitted the following reports:

Digitized by Google

MR. SPEAKER: Your committee on commerce and trade to whom was referred House File No. 105, a bill for an act to license all mercantile establishments and providing for the collection and distribution of license fee, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend House File No. 105 by adding after the period (.) following the word "establishments" in line seven (7) of section five (5) thereof, the following:

"However, the provisions of this act shall not apply to cooperative associations or corporations organized under the laws of Iowa, Chapters three hundred eighty-nine (389) and three hundred ninety (390), Code, 1931 (not for pecuniary profit)." JOHN H. MITCHELL, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on commerce and trade to whom was referred House File No. 271, a bill for an act to declare that the production, distribution and consumption of alcohol derived from grain produced in this state is clothed with a public interest; to provide for the use of alcohol in motor vehicle fuel and the proportion thereof; to prohibit the sale of motor vehicle fuel in this state which does not contain the required percentage of alcohol; to define fuel alcohol; to delegate to the executive council the right to regulate the production and sale of alcohol; to license those engaged in such business, and require a license fee thereof; to limit the profits derived from such business, and to recapture excess profits; to appropriate funds for the administration of this act; to declare an emergency; and to provide penalties for the violation thereof, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. JOHN H. MITCHELL, *Chairman.*

Passed on file.

INTRODUCTION OF BILLS

House File No. 539, by committee on schools and textbooks, a bill for an act to amend section forty-two hundred sixty-seven-b one (4267-b1), Code, 1931, relating to Junior Colleges, to provide for the temporary suspension of same.

Read first and second times and passed on file.

HOUSE FILES PLACED ON CALENDAR

Thiessen of Clinton asked and obtained unanimous consent to have House File No. 379 withdrawn from the committee on roads and highways and placed on the calender.

Digitized by Google

Stanzel of Sac asked and obtained unanimous consent to have House File No. 197 withdrawn from the committee on ways and means and placed on the calendar.

Swift of Jackson asked and obtained unanimous consent to have House File No. 273 withdrawn from the committee on public health and placed on the calendar.

CONSIDERATION OF BILLS

House File No. 315, a bill for an act prohibiting cities or towns from closing or vacating, without the consent of the State Board of Conservation, any roads, highways or streets which are within three hundred (300) feet of a state-owned lake or river, was taken up for consideration.

Sours of Floyd moved to amend House File No. 315 by striking from line six the following words "Board of Conservation" and inserting in lieu thereof the words "Executive Council". Amendment lost.

Moore of Harrison moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 84.

Aldrich	Fabritz	Lookingbill	Roe
Alesch	Falvey	McCarthy	Schmitz
Augustine	Felter	McCreery	Schroeder
Beath	Fuelling	McDermott	Smith
Beswick	Fuester	McKinnon	Snyder
Bonnstetter	Gallagher	McLean	Speidel
Bouska	Gissel	Maniece	Stansell
Bowers	Gittinger	Mercer	Stanzel
Brady	Grau	Metcalf	Stewart
Bruce	Grell	Millhone	Strachan
Burgess	Hanson of Lyon	Moore of Benton	Swift of Jackson
Casey	Hanson of Winnebago	Moore of Harrison	Teter
Craven	Hartman	Ostby	Thies
Cunningham	Hook	Paisley	Thiessen
Davis	Hopp	Peaco	Treimer
Dean	Hough	Peet	Wenig
Dole	Hultman	Porter	Wiese
Donlon	Jensen	Rawlings	Willis
Doran	Johnson	Reed	Yager
Durant	Koch	Rice	Zylstra
Elliott	Laughlin		Mr. Speaker
Ellsworth			

Digitized by Google

The nays were, 10.

Crouch	Humeston	Stimpson	Weed
Foster	Mooty	Swift of Dubuque	Zipse
Frizzell	Sours		

Absent or not voting, 14.

Ditto	Jenkins	Mitchell	Sheridan
Dreessen	Lichty	Osborn	Stiger
Garner	McFarlane	Ryder	Wolf
Goode	Malone		

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

House File No. 231, a bill for an act to authorize cities having permanent registration to establish a permanent registration fund, providing that all moneys received from the city or county shall be placed in said fund, and providing that this section be placed in the Code immediately following section seven hundred eighteen-b eighteen (718-b18) as section seven hundred eighteen-e one (718-e1), with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Cunningham of Polk the amendments proposed by the committee, found on page 473 of the journal of February 18, were adopted.

Cunningham of Polk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 97.

Aldrich	Donlon	Hanson of Lyon	Malone
Alesch	Doran	Hanson of Winnebago	Maniece
Augustine	Dreessen	Hartman	Mercer
Beath	Durant	Hook	Metcalf
Beswick	Elliott	Hopp	Millhone
Bonnstetter	Ellsworth	Hough	Mitchell
Bouska	Fabritz	Hultman	Moore of Benton
Bowers	Falvey	Humeston	Moore of Harrison
Brady	Felter	Jensen	Mooty
Bruce	Foster	Johnson	Paisley
Burgess	Frizzell	Koch	Peaco
Casey	Fuelling	Lookingbill	Peet
Craven	Fuester	McCarthy	Porter
Crouch	Gallagher	McCreery	Rawlings
Cunningham	Garner	McDermott	Reed
Davis	Gissel	McFarlane	Roe
Dean	Gittinger	McKinnon	Schmitz
Ditto	Grau	McLean	Schroeder
Dole	Grell		

Digitized by Google

Smith	Stewart	Thies	Willis
Snyder	Stiger	Thiessen	Wolf
Sours	Strachan	Treimer	Yager
Speidel	Swift of Dubuque	Weed	Zylstra
Stansell	Swift of Jackson	Wenig	Mr. Speaker
Stanzel	Teter	Wiese	

The nays were, 1.

Zipse

Absent or not voting, 10.

Goode	Lichty	Rice	Sheridan
Jenkins	Osborn	Ryder	Stimpson
Laughlin	Ostby		

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

House File No. 272, a bill for an act to amend section eighty-eight hundred eighty-one (8881), Code, 1931, to provide for the ownership, operation or disposition of hospitals, asylums, sanitariums, schools or homes by Fraternal Societies having transformed under the provisions of sections eighty-eight hundred sixty-nine (8869) to eighty-eight hundred eighty-four (8884), Code, 1931, inclusive, with report of committee recommending passage, was taken up for consideration.

Mercer of Johnson moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 100.

Aldrich	Durant	Hook	Metcalf
Alesch	Elliott	Hopp	Millhone
Augustine	Ellsworth	Hough	Mitchell
Beath	Fabritz	Hultman	Moore of Benton
Beswick	Falvey	Humeston	Moore of Harrison
Bonnstetter	Felter	Jensen	Mooty
Bouska	Foster	Johnson	Osborn
Bowers	Frizzell	Koch	Ostby
Brady	Fuelling	Laughlin	Peaco
Bruce	Fuester	Lichty	Peet
Burgess	Gallagher	Lookingbill	Porter
Casey	Garner	McCarthy	Rawlings
Craven	Gissel	McCreery	Reed
Crouch	Gittinger	McDermott	Rice
Cunningham	Grau	McFarlane	Roe
Ditto	Grell	McKinnon	Schmitz
Dole	Hanson of Lyon	McLean	Schroeder
Donlon	Hanson of Winnebago	Malone	Smith
Doran	Hartman	Maniece	Snyder
Dreessen		Mercer	

Digitized by Google

Sours	Stimpson	Thiessen	Willis
Speidel	Strachan	Treimer	Wolf
Stansell	Swift of Dubuque	Weed	Yager
Stanzel	Swift of Jackson	Wenig	Zylstra
Stewart	Teter	Wiese	Mr. Speaker
Stiger	Thies		

The nays were, 1.

Zipse

Absent or not voting, 7.

Davis	Goode	Paisley	Sheridan
Dean	Jenkins	Ryder	

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

Mercer of Johnson moved that the vote by which House File No. 272 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 64, a bill for an act to repeal section seventy-three hundred forty-five (7345), Code 1931, and to enact a substitute therefor relating to relief from appraisal of estates for inheritance tax purposes, with report of committee recommending passage, was taken up for consideration.

Johnson of Linn moved to amend House File No. 64 by inserting after the word "finds" in line four, section one the words "with the approval of the court,".

Johnson of Linn asked and obtained unanimous consent to withdraw the amendment.

Millhone of Page moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 100.

Aldrich	Crouch	Fabritz	Grell
Alesch	Cunningham	Falvey	Hanson of Lyon
Augustine	Davis	Felter	Hanson of Winnebago
Beath	Dean	Fuelling	Hartman
Beswick	Ditto	Frizzell	Hook
Bonnstetter	Dole	Fuester	Hopp
Bouska	Donlon	Gallagher	Hough
Bowers	Doran	Garner	Hultman
Brady	Dreessen	Gissel	Humeston
Bruce	Durant	Gittinger	Jensen
Burgess	Elliott	Goode	Johnson
Casey	Ellsworth	Grau	

Digitized by Google

Koch	Mitchell	Schroeder	Teter
Lichty	Moore of Benton	Smith	Thies
Lookingbill	Moore of	Snyder	Thiessen
McCarthy	Harrison	Sours	Treimer
McCreery	Mooty	Speidel	Weed
McDermott	Osborn	Stansell	Wenig
McFarlane	Peaco	Stanzel	Wiese
McKinnon	Peet	Stewart	Willis
McLean	Porter	Stiger	Wolf
Malone	Rawlings	Stimpson	Yager
Maniece	Reed	Strachan	Zipse
Mercer	Rice	Swift of Dubuque	Zylstra
Metcalf	Roe	Swift of Jackson	Mr. Speaker
Millhone	Schmitz		

The nays were, none.

Absent or not voting, 8.

Craven	Jenkins	Ostby	Ryder
Foster	Laughlin	Paisley	Sheridan

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

House File No. 83, a bill for an act to provide for and authorize the making of releases, satisfactions, assignments and discharges of liens and encumbrances upon real and personal property upon the records of any county by fiduciary officers, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Reed of Mahaska the amendments proposed by the committee, found on page 516 of the Journal of February 21, were adopted.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 85.

Aldrich	Davis	Fuelling	Johnson
Alesch	Dean	Garner	Koch
Augustine	Ditto	Gittinger	Lichty
Bonnstetter	Dole	Goode	McCarthy
Bouska	Donlon	Grell	McCreery
Bowers	Doran	Hanson of Lyon	McDermott
Brady	Dreessen	Hartman	McFarlane
Bruce	Durant	Hook	McLean
Burgess	Ellsworth	Hopp	Malone
Casey	Fabritz	Hough	Maniece
Craven	Falvey	Hultman	Metcalf
Crouch	Felter	Humeston	Millhone
Cunningham	Frizzell	Jensen	Mitchell

Digitized by Google

Moore of Benton	Reed	Stansell	Thiessen
Moore of Harrison	Rice	Stanzel	Treimer
Mooty	Roe	Stewart	Weed
Ostby	Schmitz	Stiger	Wenig
Peaco	Schroeder	Strachan	Wiese
Peet	Smith	Swift of Dubuque	Willis
Porter	Snyder	Swift of Jackson	Wolf
Rawlings	Sours	Thies	Yager
	Speidel		

The nays were, 12.

Beath	Foster	Hanson of Winnebago	Stimpson
Beswick	Gallagher	Lookingbill	Teter
Elliott	Grau	McKinnon	Zipse

Absent or not voting, 11.

Fuester	Laughlin	Paisley	Zylstra
Gissel	Mercer	Ryder	Mr. Speaker
Jenkins	Osborn	Sheridan	

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

MOTION TO RECONSIDER CALLED UP

Thiessen of Clinton called up the motion to reconsider the vote by which House File No. 181 failed to pass the House found in the Journal of February 20 and moved its adoption.

Reed of Mahaska moved the previous question. Motion prevailed.

On the question "Shall House File No. 181 be reconsidered?"

The ayes were, 86.

Aldrich	Felter	McCarthy	Smith
Alesch	Foster	McDermott	Snyder
Augustine	Frizzell	McKinnon	Sours
Beath	Fuelling	McLean	Stansell
Beswick	Fuester	Malone	Stanzel
Bonnstetter	Gallagher	Mercer	Stewart
Bouska	Garner	Metcalf	Stiger
Bowers	Gissel	Millhone	Strachan
Bruce	Goode	Mitchell	Swift of Dubuque
Burgess	Grell	Moore of Benton	Swift of Jackson
Casey	Hanson of Winnebago	Moore of Harrison	Teter
Craven	Hartman	Mooty	Thies
Cunningham	Hook	Osborn	Thiessen
Dean	Hopp	Ostby	Treimer
Ditto	Hough	Peaco	Weed
Dole	Humeston	Peet	Wenig
Donlon	Jensen	Porter	Wiese
Doran	Johnson	Rawlings	Willis
Dreessen	Laughlin	Reed	Wolf
Durant	Lichty	Roe	Yager
Fabritz	Lookingbill	Schmitz	Zipse
Falvey			Mr. Speaker

Digitized by Google

The nays were, 10.

Brady	Gittinger	Hultman	Rice
Davis	Grau	Maniece	Stimpson
Ellsworth	Hanson of Lyon		

Absent or not voting, 12.

Crouch	Koch	Paisley	Sheridan
Elliott	McCreery	Ryder	Speidel
Jenkins	McFarlane	Schroeder	Zylstra

Motion to reconsider prevailed.

House File No. 181, a bill for an act to amend section eighty-seven hundred seventy-six (8776), Code of Iowa, 1931, by increasing the amount of an insurance policy which shall be exempt when payable to the surviving widow to Fifteen thousand Dollars ($15,000.00), was taken up for consideration.

Snyder of Hamilton moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 79.

Aldrich	Foster	McCarthy	Roe
Alesch	Frizzell	McDermott	Schmitz
Augustine	Fuelling	McLean	Smith
Beath	Fuester	Malone	Snyder
Beswick	Gallagher	Maniece	Sours
Bonnstetter	Garner	Mercer	Stansell
Bouska	Gissel	Metcalf	Stewart
Bowers	Goode	Millhone	Stiger
Bruce	Grell	Mitchell	Strachan
Burgess	Hanson of Winnebago	Moore of Benton	Swift of Dubuque
Casey	Hartman	Moore of Harrison	Swift of Jackson
Craven	Hook	Mooty	Teter
Cunningham	Hough	Osborn	Thiessen
Dean	Jensen	Ostby	Treimer
Ditto	Johnson	Peaco	Weed
Donlon	Koch	Peet	Wenig
Doran	Laughlin	Porter	Wiese
Dreessen	Lichty	Rawlings	Willis
Fabritz	Lookingbill	Reed	Wolf
Falvey			Yager
Felter			

The nays were, 18.

Brady	Gittinger	McCreery	Stanzel
Davis	Grau	McFarlane	Stimpson
Dole	Hanson of Lyon	McKinnon	Thies
Durant	Hultman	Rice	Zipse
Ellsworth	Humeston		

Absent or not voting, 11.

Crouch	Jenkins	Schroeder	Zylstra
Elliott	Paisley	Sheridan	Mr. Speaker
Hopp	Ryder	Speidel	

Digitized by Google

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

HOUSE FILE WITHDRAWN

McLean of Marshall asked and obtained unanimous consent to withdraw House File No. 466 from the committee on insurance and from the further consideration of the House.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

House Concurrent Resolution No. 20 relating to the appointment of a committee to communicate with and invite a group of farmers, meeting in Des Moines, March 13th, to meet with the General Assembly at a joint session at 1:15 P. M. on that day.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 245, a bill for an act relating to insurance, and providing a penalty for failure to file policies or permits.

Also, that the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution No. 19 requesting the United States Senate to ratify the treaty whereby the United States would complete its adherence to the World Court.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 29, a bill for an act relating to the county budget.

Also, that the Senate refuses to concur in the House amendments to Substitute for Senate File No. 131, in which the concurrence of the Senate was asked:

Substitute for Senate File No. 131, a bill for an act, to make mandatory reductions of the total tax levies in the taxing districts of the state, for the years 1933 and 1934, providing for exceptions thereto, and providing for powers and duties of the budget director.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 466, a bill for an act relating to state and savings banks and trust companies entering the Federal Reserve system.

BYRON G. ALLEN, *Secretary.*

CONFERENCE COMMITTEE APPOINTED

Malone of Cass moved that the House insist that the Senate concur in the amendments adopted to Senate Substitute for

Digitized by Google

Senate File No. 131 and that the Speaker appoint a conference committee.

On the question "Shall the House insist on the amendments?"

The ayes were, 90.

Aldrich	Fabritz	McCreery	Snyder
Alesch	Felter	McDermott	Sours
Augustine	Frizzel	McFarlane	Speidel
Beath	Fuelling	McKinnon	Stansell
Beswick	Gallagher	McLean	Stanzel
Bonnstetter	Garner	Malone	Stewart
Bouska	Goode	Maniece	Stiger
Bowers	Grau	Mercer	Strachan
Brady	Hanson of Lyon	Millbone	Swift of Dubuque
Bruce	Hanson of Winnebago	Moore of Benton	Swift of Jackson
Burgess	Hartman	Moore of Harrison	Teter
Casey	Hook	Mooty	Thies
Craven	Hough	Osborn	Thiessen
Cunningham	Hultman	Ostby	Treimer
Davis	Humeston	Peaco	Weed
Dean	Jensen	Porter	Wenig
Ditto	Johnson	Rawlings	Wiese
Dole	Koch	Reed	Willis
Donlon	Laughlin	Rice	Wolf
Dreessen	Lichty	Roe	Yager
Durant	Lookingbill	Schmitz	Zipse
Elliott	McCarthy	Schroeder	Zylstra
Ellsworth			Mr. Speaker

The nays were, 8.

Doran	Gittinger	Hopp	Smith
Foster	Grell	Metcalf	Stimpson

Absent or not voting, 10.

Crouch	Gissel	Paisley	Ryder
Falvey	Jenkins	Peet	Sheridan
Fuester	Mitchell		

Motion prevailed and the Speaker appointed as members of such committee Teter of Marion, Rice of Keokuk, Swift of Jackson and Reed of Mahaska.

SENATE MESSAGES CONSIDERED

Ellsworth of Hardin asked and obtained unanimous consent to consider Senate File No. 466 at this time.

Senate File No. 466, a bill for an act to repeal Section Ninety-two hundred sixty-nine (9269) of the Code, 1931, and enact a substitute therefor, relating to state and savings banks and trust companies entering the Federal Reserve system.

Read first and second times and passed on file.

Mr. Ellsworth asked and obtained unanimous consent that the

Digitized by Google

rules be suspended prohibiting a second and third reading on the same day.

CONSIDERATION OF BILLS

Senate File No. 466, a bill for an act to repeal Section ninety-two hundred sixty-nine (9269) of the Code, 1931, and enact a substitute therefor, relating to state and savings banks and trust companies entering the Federal Reserve system, was taken up for considertion.

Ellsworth of Hardin moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 103.

Aldrich	Foster	McCarthy	Schroeder
Alesch	Frizzell	McCreery	Smith
Augustine	Fuelling	McDermott	Snyder
Beath	Fuester	McFarlane	Sours
Beswick	Gallagher	McKinnon	Speidel
Bonnstetter	Garner	McLean	Stansell
Bouska	Gissel	Malone	Stanzel
Bowers	Gittinger	Maniece	Stewart
Brady	Goode	Mercer	Stiger
Bruce	Grau	Metcalf	Stimpson
Burgess	Grell	Millhone	Strachan
Casey	Hanson of Lyon	Mitchell	Swift of Dubuque
Craven	Hanson of Winnebago	Moore of Benton	Swift of Jackson
Crouch	Hartman	Moore of Harrison	Teter
Cunningham	Hook	Mooty	Thies
Davis	Hopp	Osborn	Thiessen
Dean	Hough	Ostby	Treimer
Dole	Hultman	Peaco	Weed
Donlon	Humeston	Peet	Wenig
Doran	Jensen	Porter	Wiese
Dreessen	Johnson	Rawlings	Willis
Durant	Koch	Reed	Wolf
Elliott	Laughlin	Rice	Yager
Ellsworth	Lichty	Roe	Zipse
Fabritz	Lookingbill	Schmitz	Zylstra
Falvey			Mr. Speaker
Felter			

The nays were, none.

Absent or not voting, 5.

Ditto	Paisley	Ryder	Sheridan
Jenkins			

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

Digitized by Google

House File No. 124, a bill for an act to amend Section twelve thousand forty-one (12041), Code, 1931, relating to the appointment of referees in probate matters, with report of committee recommending amendment and passage, was taken up for consideration.

Casey of Mitchell called up the amendment to the committee amendment filed by him and found on page 546 of the Journal of February 22 and moved its adoption. Amendment to committee amendment adopted.

On motion of Ellsworth of Hardin the amendments proposed by the committee, found on page 516 of the Journal of February 21, were adopted.

Casey of Mitchell called up the amendment filed by him and found on page 546 of the Journal of February 22 and moved its adoption. Amendment adopted.

Casey of Mitchell moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 94.

Aldrich	Falvey	Laughlin	Roe
Alesch	Felter	Lichty	Schmitz
Augustine	Frizzell	Lookingbill	Schroeder
Beath	Fuelling	McCarthy	Smith
Beswick	Fuester	McCreery	Snyder
Bonnstetter	Gallagher	McDermott	Sours
Bouska	Garner	McKinnon	Speidel
Bowers	Gissel	McLean	Stansell
Bruce	Gittinger	Mercer	Stewart
Burgess	Goode	Metcalf	Stimpson
Casey	Grau	Millhone	Strachan
Crouch	Grell	Mitchell	Swift of Dubuque
Cunningham	Hanson of Lyon	Moore of Benton	Swift of Jackson
Davis	Hanson of Winnebago	Moore of Harrison	Teter
Dean	Hartman	Mooty	Thies
Ditto	Hook	Osborn	Thiessen
Dole	Hopp	Ostby	Treimer
Donlon	Hough	Peaco	Weed
Doran	Hultman	Peet	Wenig
Dreessen	Humeston	Porter	Wiese
Durant	Jensen	Rawlings	Willis
Elliott	Johnson	Reed	Zipse
Ellsworth	Koch	Rice	Zylstra
Fabritz			Mr. Speaker

The nays were, none.

Digitized by Google

Absent or not voting, 14.

Brady	McFarlane	Ryder	Stiger
Craven	Malone	Sheridan	Wolf
Foster	Maniece	Stanzel	Yager
Jenkins	Paisley		

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

Ditto of Osceola asked and obtained unanimous consent to consider House File No. 264 at this time.

House File No. 264, a bill for an act to amend House File Twenty (20), as passed by the Forty-fifth (45) General Assembly, relating to the powers and duties of the Executive Council, with report of committee recommending passage, was taken up for consideration.

Ditto of Osceola moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 101.

Aldrich	Falvey	Lichty	Schroeder
Alesch	Felter	Lookingbill	Smith
Augustine	Foster	McCarthy	Snyder
Beath	Frizzell	McCreery	Sours
Beswick	Fuelling	McDermott	Speidel
Bonnstetter	Fuester	McFarlane	Stansell
Bouska	Gallagher	McKinnon	Stewart
Bowers	Garner	McLean	Stiger
Brady	Gissel	Malone	Stimpson
Bruce	Gittinger	Maniece	Strachan
Burgess	Goode	Mercer	Swift of Dubuque
Casey	Grau	Metcalf	Swift of Jackson
Craven	Grell	Millhone	Teter
Crouch	Hanson of Lyon	Mitchell	Thies
Cunningham	Hanson of Winnebago	Moore of Benton	Thiessen
Davis	Hartman	Moore of Harrison	Treimer
Dean	Hook	Mooty	Weed
Ditto	Hopp	Osborn	Wenig
Dole	Hough	Peaco	Wiese
Donlon	Hultman	Peet	Willis
Doran	Humeston	Porter	Wolf
Dreessen	Jensen	Rawlings	Yager
Durant	Johnson	Reed	Zipse
Elliott	Koch	Roe	Zylstra
Ellsworth	Laughlin	Schmitz	Mr. Speaker
Fabritz			

The nays were, none.

Absent or not voting, 7.

Jenkins	Paisley	Ryder	Stanzel
Ostby	Rice	Sheridan	

Digitized by Google

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

SUSPENSION OF RULE 44

Bonnstetter of Kossuth asked and obtained unanimous consent that Rule 44 be suspended and that the appropriations committee be given until March 22 to make its report.

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 13th day of March, 1933, sent to the Governor for his approval, House Files Nos. 241 and 74. WM. KOCH, *Chairman.*

Report adopted.

COMMUNICATION FROM SECRETARY OF STATE

The following communication was received from the office of the Secretary of State:

I, Mrs. Alex Miller, Secretary of State of the State of Iowa, Custodian of the Acts and Resolutions introduced and passed by the General Assemblies,

Do hereby certify that the attached instrument in writing is a true and correct copy of

SENATE JOINT RESOLUTION NO. 2

as passed by the Forty-fourth General Assembly, providing that the same be referred to the Forty-fifth General Assembly.

I do further certify that the above Resolution has been published in accordance with Chapter 6, Section 69, Code of Iowa, as shown by the Affidavits of Publication on file in this office.

In testimony whereof, I have hereunto set my hand and affixed my official seal this 9th day of January, A. D. 1933.

MRS. ALEX MILLER, *Secretary of State.*

SENATE RESOLUTION NO. 2 AS PASSED BY THE 44th GENERAL ASSEMBLY

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

Section 1. That the following amendment to article three (3) of the constitution of the state of Iowa, be and the same is hereby proposed:

That section twelve (12) of article three (3) of the constitution of the state of Iowa be stricken and the following adopted as a substitute therefor:

"The general assembly shall, by general law, and in such manner as it

Digitized by Google

may see fit, provide for the filling of vacancies in the membership of either house."

Sec. 2. Be it further resolved that the foregoing amendment be and the same is hereby referred to the legislature to be chosen at the next general election for members for the next general assembly, and that the secretary of state cause the same to be published for three (3) months previous to the date of said election, as provided by law.

ARCH W. MCFARLANE, *President of the Senate.*
FRANCIS JOHNSON, *Speaker of the House.*

I hereby certify that this Resolution originated in the Senate and is known as Senate Joint Resolution No. 2.

WALTER H. BEAM, *Secretary of the Senate.*

On motion of Jensen of Audubon, the House recessed until 1:15 p. m.

AFTERNOON SESSION

The time of recess having expired, the House reconvened, Speaker Miller in the chair.

Foster of Cedar moved that a committee of three be appointed to notify the Senate that the House was ready to receive them in joint session. Motion prevailed and the Speaker appointed as such committee, Foster of Cedar, Rice of Keokuk, and Garner of Butler.

Foster of Cedar, from the committee appointed to notify the Senate that the House was ready to receive them in joint session, reported that they had performed their duty. The report was accepted and the committee discharged.

The Sergeant-at-arms announced the arrival of the President of the Senate, the Secretary of the Senate, and the Honorable Body of the Senate.

The President of the Senate was escorted to the Speaker's station, the Secretary to the Chief Clerk's desk, and the members of the Senate took seats in the west side of the chamber.

JOINT SESSION

In accordance with the concurrent resolution duly adopted, the joint convention was called to order, Lieutenant Governor Kraschel presiding.

Digitized by Google

Lieutenant Governor Kraschel announced a quorum present and the joint convention duly organized.

Lieutenant Governor Kraschel introduced Clyde L. Herring, Governor of Iowa, who welcomed the members of the Farmers' Holiday Association.

Lieutenant Governor Kraschel then introduced the following speakers: Mr. G. F. Miller, President Iowa Farmers' Union; Mr. John Chalmers of Madrid, President of the Farmers' Holiday Association; Mr. Fred Bloss, Legislative Representative of the Holiday Association, who in turn presided. Mr. Bloss introduced the following speakers: Mr. Clifton Savery of Logan; Mr. A. J. Johnson of Moorehead; Mr. Lawrence Gasper of Grandville; Mr. B. C. Martz of Hampton; Mr. Fred Jones of Ottumwa; and Mr. Wallace M. Short of Sioux City.

Senator Knudson moved that the joint convention be now dissolved. Motion prevailed.

The House reconvened, Speaker Miller in the chair.

AMENDMENTS FILED

Cunningham of Polk filed the following amendment to House File No. 133:

Amend House File No. 133 by adding thereto the following section:

Section 4. Nothing in this act shall be construed as applying to Commercial Feeds as defined in Section 3113 of the code of 1931.

Malone of Cass filed the following amendment:

Amend the title to the amended substituted House File No. 67 by striking out the words and figures "Fifty-four hundred two (5402)" in line four and striking out the words and figures "fifty-four hundred ten (5410)" in line five.

Paisley of Lee filed the following amendment:

Amend the amended substituted House File No. 67 by adding thereto as Section 18 the following:

"Sec. 18. Amend Section fifty-three hundred ninety-eight (5398), Code, 1931, by adding after the word "counties" in line four the following: "having a population of more than fifty thousand".

On motion of Malone of Cass the House adjourned until 9:00 a. m. Tuesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 14, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. Wm. A. Knight, Pastor of the Highland Park Church of Christ, Des Moines, Iowa.

Journal of March 13 corrected and approved.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring taxation of property now exempt. Alesch, from citizens of Plymouth county. Tax reduction.

Opposing laws allowing exploitation of children in industrial labor. McFarlane, of Black Hawk, from members of the Women's Class of the First Congregational Church and voters of Cedar Falls. Child welfare.

Opposing prohibition. Burgess, from citizens of Woodbury county; Ditto, from citizens of Osceola county; Fabritz, from citizens of Wapello county. Police regulation, suppression of crime and intemperance.

Favoring prohibition. Beswick, from citizens of Van Buren county; Zipse, from citizens of Chickasaw county. Police regulation, suppression of crime and intemperance.

Opposing House File No. 131. Hough, from citizens of Fayette county. Judiciary.

Favoring gross income tax and replacement of property tax with dollar turnover tax. Roe, from citizens of Allamakee county. Ways and means.

Opposing special chain store tax. Humeston, from citizens of

Digitized by Google

Wayne county; Casey, from citizens of Mitchell county. Ways and means.

Favoring gross income tax bill. Frizzell of Poweshiek, from members of the Taxpayer's League of Poweshiek county; Dean, from citizens of Cerro Gordo county. Ways and means.

REPORTS OF COMMITTEES

Treimer of O'Brien, from the committee on telephone, telegraph and express, submitted the following report:

MR. SPEAKER: Your committee on telephone, telegraph and express to whom was referred House File No. 167, a bill for an act to amend section sixty one hundred forty three (6143) of code 1931, relating to public utilities and to the powers of cities and towns, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. WM. TREIMER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on telephone, telegraph and express to whom was referred House File No. 166, a bill for an act to amend section sixty one hundred twenty seven (6127), sixty one hundred thirty four d-six (6134-d6), sixty one hundred thirty five (6135), sixty one hundred forty-two (6142) of the code of 1931, relating to public utilities and to the power of cities and towns, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. WM. TREIMER, *Chairman.*

Passed on file.

COMMITTEE REPORT REJECTED

Mooty of Grundy moved that the report of the committee recommending indefinite postponement of House Files Nos. 166 and 167 be rejected. Motion prevailed and the report of the committee was rejected.

CONSIDERATION OF SENATE AMENDMENTS

On request of Malone of Cass, unanimous consent having been given, House File No. 29, a bill for an act to repeal section fifty-two hundred sixty-c ten (5260-c10), code 1931, and enact a substitute therefor, relating to the county budget and providing penalty for violation thereof, with Senate amendments, was taken up and the amendments read and considered.

Digitized by Google

SENATE AMENDMENT TO HOUSE FILE NO. 29

Amend by striking from line seven (7) of section one (1) the words "for that year".

Mr. Malone moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 87.

Aldrich	Felter	Lichty	Schmitz
Alesch	Foster	Lookingbill	Schroeder
Augustine	Frizzell	McCarthy	Smith
Beath	Fuelling	McCreery	Snyder
Beswick	Fuester	McDermott	Speidel
Bonnstetter	Gallagher	McLean	Stansell
Bouska	Garner	Malone	Stewart
Bowers	Gissel	Maniece	Stimpson
Brady	Gittinger	Mercer	Strachan
Bruce	Goode	Metcalf	Swift of Dubuque
Burgess	Grau	Millhone	Swift of Jackson
Casey	Grell	Mitchell	Teter
Craven	Hanson of	Moore of Benton	Thiessen
Cunningham	Winnebago	Mooty	Treimer
Davis	Hartman	Paisley	Weed
Dean	Hook	Peaco	Wenig
Dole	Hopp	Peet	Wiese
Donlon	Hough	Porter	Willis
Doran	Hultman	Rawlings	Wolf
Dreessen	Jensen	Reed	Yager
Durant	Koch	Rice	Zipse
Ellsworth	Laughlin	Roe	Mr. Speaker

The nays were, 1.

Ostby

Absent or not voting, 20.

Crouch	Humeston	Moore of	Sours
Ditto	Jenkins	Harrison	Stanzel
Elliott	Johnson	Osborn	Stiger
Fabritz	McFarlane	Ryder	Thies
Falvey	McKinnon	Sheridan	Zylstra
Hanson of Lyon			

So the House concurred in Senate amendments to House File No. 29.

SENATE MESSAGES CONSIDERED

Senate File No. 245, a bill for an act to amend chapter four hundred four (404), code of Iowa for 1931, to provide a penalty for failure to file policies or permits, as provided in that chapter.

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

Digitized by Google

CONSIDERATION OF BILLS

House File No. 46, a bill for an act to authorize the school board in one or more districts to enter into a contract jointly or individually with the board of another district to provide for elementary and secondary school facilities including transportation under certain conditions for the children of their respective districts, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Foster of Cedar the amendments proposed by the committee, found on page 431 of the Journal of February 16, were adopted.

Foster of Cedar moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 99.

Aldrich	Foster	McCreery	Schroeder
Alesch	Frizzell	McDermott	Sheridan
Augustine	Fuelling	McFarlane	Smith
Beath	Fuester	McKinnon	Snyder
Beswick	Gallagher	McLean	Sours
Bonnstetter	Gissel	Malone	Speidel
Bouska	Gittinger	Maniece	Stanzel
Bowers	Goode	Mercer	Stansell
Brady	Grau	Metcalf	Stewart
Bruce	Grell	Millhone	Stimpson
Burgess	Hanson of Lyon	Mitchell	Strachan
Casey	Hanson of Winnebago	Moore of Benton	Swift of Dubuque
Craven		Moore of Harrison	Swift of Jackson
Crouch	Hartman	Mooty	Teter
Cunningham	Hook	Osborn	Thies
Davis	Hopp	Paisley	Thiessen
Dean	Hough	Peaco	Treimer
Ditto	Hultman	Peet	Weed
Dole	Humeston	Porter	Wiese
Donlon	Jenkins	Rawlings	Willis
Doran	Jensen	Reed	Wolf
Dreessen	Koch	Rice	Yager
Durant	Laughlin	Roe	Zipse
Elliott	Lichty	Schmitz	Zylstra
Ellsworth	Lookingbill		Mr. Speaker
Felter			

The nays were, none.

Absent or not voting, 9.

Fabritz	Johnson	Ostby	Stiger
Falvey	McCarthy	Ryder	Wenig
Garner			

Digitized by Google

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

Malone of Cass moved that the vote by which House File No. 46 passed the House be reconsidered and that the motion to reconsider be laid on the table. Motion prevailed.

HOUSE FILE PLACED ON CALENDAR

Fuester of Ida moved that House File No. 261 be withdrawn from the committee on public health and placed on the calendar. Motion prevailed.

CONSIDERATION OF BILLS

House File No. 67, a bill for an act to amend sections five hundred fifty-one (551), twenty-two hundred thirty-five (2235), four thousand eighty-six (4086), forty-three hundred fifty-six (4356), forty-four hundred fifty-one (4451), forty-four hundred seventy-three (4473), forty-six hundred eighty (4680), fifty-one hundred thirty-one (5131), fifty-three hundred ninety-eight (5398), fifty-three hundred forty (5340), fifty-three hundred ninety-nine (5399), fifty-four hundred two (5402), fifty-four hundred sixty-one (5461), fifty-four hundred ten (5410), fifty-four hundred sixty-eight (5468), fifty-five hundred thirty-three (5533), fifty-six hundred sixty-three (5663), fifty-six hundred seventy-nine (5679), six thousand seventy (6070), sixty-one hundred forty-five (6145), sixty-two hundred forty-four (6244), sixty-three hundred four (6304), sixty-four hundred ninety-nine (6499), sixty-five hundred eight (6508), sixty-five hundred eighty-four (6584), all of the code 1931, with reference to the changing and fixing the time for the publication of legal and official notices, the number of official newspapers and the designation thereof, with report of committee recommending amendment and passage, was taken up for consideration.

Malone of Cass asked and obtained unanimous consent to withdraw the amendment to House File No. 67 filed by him and found on page 575 of the Journal of February 23.

Paisley of Lee called up the amendment filed by him and found on page 768 of the Journal of March 13 and moved its adoption. Amendment to amendment adopted.

Digitized by Google

Paisley of Lee asked and obtained unanimous consent to withdraw the amendment filed by him and found on page 170 of the Journal of January 24.

Peet of Guthrie moved to amend the committee amendment to House File No. 67 as follows:

Amend section 8, line 2, by inserting after the word "and" the words "ending with".

Amend Section 5 by striking the figure "5", line one, and inserting "4" and renumbering balance of the sections.

Amend the amendment to the title by striking out the following: "fifty-four hundred sixty-one (5461)".

Amendment to committee amendment adopted.

Malone of Cass called up the amendment filed by him and found on page 768 of the Journal of March 13 and moved its adoption. Amendment adopted.

Brady of Pottawattamie asked and obtained unanimous consent to withdraw his amendment to House File No. 67 filed in the Journal of January 20.

On motion of Peet of Guthrie the amendments proposed by the committee, as amended, found on page 513 of the Journal of February 21, were adopted.

Peet of Guthrie moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 101.

Aldrich	Ditto	Gissel	Lichty
Alesch	Dole	Gittinger	Lookingbill
Augustine	Donlon	Goode	McCreery
Beath	Doran	Grau	McDermott
Beswick	Dreessen	Hanson of Lyon	McFarlane
Bonnstetter	Durant	Hanson of Winnebago	McKinnon
Bouska	Elliott	Hartman	McLean
Bowers	Ellsworth	Hook	Malone
Brady	Fabritz	Hopp	Maniece
Bruce	Falvey	Hough	Metcalf
Burgess	Felter	Hultman	Millhone
Casey	Foster	Humeston	Mitchell
Craven	Frizzell	Jenkins	Moore of Benton
Crouch	Fuelling	Jensen	Moore of Harrison
Cunningham	Fuester	Koch	Mooty
Davis	Gallagher	Laughlin	Osborn
Dean	Garner		

Digitized by Google

Ostby	Schroeder	Stimpson	Wenig
Paisley	Sheridan	Strachan	Wiese
Peet	Smith	Swift of Dubuque	Willis
Porter	Snyder	Swift of Jackson	Wolf
Rawlings	Sours	Teter	Yager
Reed	Speidel	Thies	Zipse
Rice	Stansell	Thiessen	Zylstra
Roe	Stanzel	Treimer	Mr. Speaker
Schmitz	Stewart	Weed	

The nays were, 1.

Peaco

Absent or not voting, 6.

Grell	McCarthy	Ryder	Stiger
Johnson	Mercer		

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 79, a bill for an act relating to mandatory and optional secondary road levies.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 40, a bill for an act relating to transportation in consolidated districts. WALTER H. BEAM, *Assistant Secretary.*

CONSIDERATION OF SENATE AMENDMENTS

On request of Speidel of Washington, unanimous consent having been given, House File No. 79, a bill for an act to amend section forty-six hundred forty-four-c seventeen (4644-c17), code 1931, relating to the levies for secondary road maintenance and construction, and to abate any and all road levies made for road purposes in 1932 to be collected in 1933, and to limit expenditures for road purposes on secondary roads, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 79

Amend Section 1 by inserting the word "state" before the word "budget" in line four (4).

Amend Section 3 by striking the period (.) at end of sentence of line eight (8), inserting a comma (,), and adding the following, "or may transfer to the poor fund of such county the whole or part of any moneys

Digitized by Google

collected in 1933, from the levy required under section forty-six hundred forty-four-c fifteen (4644-c15), Code of 1931".

Mr. Speidel moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 91.

Aldrich	Falvey	Lichty	Schmitz
Alesch	Felter	Lookingbill	Schroeder
Augustine	Foster	McCreery	Smith
Beath	Frizzell	McDermott	Snyder
Beswick	Fuelling	McFarlane	Sours
Bonnstetter	Fuester	McKinnon	Speidel
Bouska	Gallagher	McLean	Stansell
Bowers	Gissel	Malone	Stanzel
Brady	Gittinger	Maniece	Stewart
Burgess	Goode	Metcalf	Stimpson
Casey	Grau	Millhone	Swift of Dubuque
Craven	Hanson of Lyon	Mitchell	Teter
Cunningham	Hanson of Winnebago	Moore of Benton	Thies
Davis	Hartman	Mooty	Thiessen
Dean	Hook	Osborn	Treimer
Dole	Hopp	Ostby	Weed
Donlon	Hough	Peaco	Wiese
Doran	Hultman	Peet	Willis
Dreessen	Humeston	Porter	Wolf
Durant	Jenkins	Rawlings	Yager
Elliott	Jensen	Reed	Zipse
Ellsworth	Koch	Rice	Zylstra
Fabritz		Roe	Mr. Speaker

The nays were, none.

Absent or not voting, 17.

Bruce	Johnson	Moore of Harrison	Stiger
Crouch	Laughlin	Paisley	Strachan
Ditto	McCarthy	Ryder	Swift of Jackson
Garner	Mercer	Sheridan	Wenig
Grell			

So the House concurred in Senate amendments to House File No. 79.

CONSIDERATION OF SENATE AMENDMENTS

On request of Jensen of Audubon, unanimous consent having been given, House File No. 40, a bill for an act to amend sections forty-one hundred seventy-nine (4179) and forty-one hundred eighty-one (4181), code 1931, relating to transportation in consolidated school districts, with Senate amendments ,was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 40

Strike all after the enacting clause and insert in lieu thereof the following:

Digitized by Google

"Section 1. Section forty-one hundred seventy-nine (4179), code 1931, is amended by striking out the word 'shall' in line two (2) of said section and inserting in lieu thereof the word 'may'.

"Sec. 2. Section forty-one hundred eighty (4180), code 1931, is amended by inserting immediately after the word 'board' in line one (1) the following:

', if it furnishes transportation,'.

"Sec. 3. Section forty-one hundred eighty-one (4181), code 1931, is amended as follows:

1. Insert immediately after the word 'board' in line one (1) the following: ', if it furnishes transportation,'.

2. Strike out the word 'shall' in line nine (9) and insert in lieu thereof the word 'may'.

"Sec. 4. Section forty-one hundred eighty-two (4182), code 1931, is amended by striking from lines one (1) and two (2) the words: 'of any school corporation maintaining a consolidated school', and inserting in lieu thereof the following: ', if it furnishes transportation,'."

Mr. Jensen moved that the House refuse to concur in the Senate amendments.

Foster of Cedar moved the previous question. Motion prevailed.

On the question, "Shall the House concur?"

The ayes were, 2.

Dole Sheridan

The nays were, 100.

Aldrich	Foster	McDermott	Schroeder
Alesch	Frizzell	McFarlane	Smith
Augustine	Fuelling	McKinnon	Snyder
Beath	Fuester	McLean	Sours
Beswick	Gallagher	Malone	Speidel
Bonnstetter	Garner	Maniece	Stansell
Bouska	Gissel	Mercer	Stanzel
Bowers	Gittinger	Metcalf	Stewart
Brady	Goode	Millhone	Stimpson
Bruce	Grau	Mitchell	Strachan
Burgess	Grell	Moore of Benton	Swift of Dubuque
Casey	Hanson of Lyon	Moore of Harrison	Swift of Jackson
Craven	Hanson of Winnebago	Mooty	Teter
Cunningham	Hartman	Osborn	Thies
Davis	Hook	Ostby	Thiessen
Dean	Hopp	Paisley	Treimer
Ditto	Hough	Peaco	Weed
Donlon	Hultman	Peet	Wenig
Doran	Humeston	Porter	Wiese
Dreessen	Jenkins	Rawlings	Willis
Durant	Jensen	Reed	Wolf
Elliott	Laughlin	Rice	Yager
Ellsworth	Lichty	Roe	Zipse
Fabritz	Lookingbill	Schmitz	Zylstra
Falvey	McCreery		Mr. Speaker
Felter			

Digitized by Google

Absent or not voting, 6.

Crouch	Koch	Ryder	Stiger
Johnson	McCarthy		

So the House refused to concur in Senate amendments to House File No. 40.

CONSIDERATION OF BILLS

House File No. 192, a bill for an act prohibiting the unlawful use, manufacture, preparation, or possession of stench bombs, tear bombs, or any liquid, gaseous, or solid substance with intent to throw, drop, pour, explode, deposit, release discharge or expose any such noxious, annoying, offensive or dangerous substance in any public place, with report of committee recommending passage, was taken up for consideration.

Ellsworth of Hardin called up the amendment filed by him and found on page 575 of the Journal of February 23 and moved its adoption. Amendment adopted.

Ellsworth of Hardin moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 99.

Aldrich	Felter	Lookingbill	Schroeder
Alesch	Foster	McCarthy	Sheridan
Augustine	Frizzell	McCreery	Smith
Beath	Fuelling	McDermott	Snyder
Beswick	Fuester	McFarlane	Sours
Bonnstetter	Gallagher	McKinnon	Speidel
Bouska	Garner	McLean	Stansell
Bowers	Gissel	Mercer	Stanzel
Brady	Gittinger	Metcalf	Stewart
Bruce	Goode	Millhone	Stimpson
Burgess	Grau	Mitchell	Strachan
Casey	Grell	Moore of Benton	Swift of Dubuque
Craven	Hanson of Lyon	Moore of Harrison	Swift of Jackson
Cunningham	Hanson of Winnebago	Mooty	Teter
Davis	Hartman	Osborn	Thies
Dean	Hook	Ostby	Thiessen
Ditto	Hopp	Paisley	Treimer
Dole	Hough	Peaco	Weed
Donlon	Hultman	Porter	Wenig
Doran	Humeston	Rawlings	Wiese
Dreessen	Jenkins	Reed	Wolf
Durant	Jensen	Rice	Yager
Elliott	Laughlin	Roe	Zipse
Ellsworth	Lichty	Schmitz	Zylstra
Fabritz			Mr. Speaker
Falvey			

The nays were, none.

Digitized by Google

Absent or not voting, 9.

Crouch	Malone	Peet	Stiger
Johnson	Maniece	Ryder	Willis
Koch			

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

House File No. 235, a bill for an act to amend sections fifty-three hundred fourteen (5314), fifty-three hundred sixteen (5316), and fifty-three hundred nineteen (5319), Code, 1931, and to repeal sections fifty-three hundred eleven (5311) to fifty-three hundred thirteen, (5313), inclusive, Code, 1931, all relating to settlement of poor persons, was taken up for consideration.

Cunningham of Polk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 96.

Aldrich	Falvey	McCarthy	Schmitz
Alesch	Felter	McCreery	Schroeder
Augustine	Frizzell	McDermott	Sheridan
Beath	Fuelling	McFarlane	Smith
Beswick	Gallagher	McLean	Snyder
Bouska	Garner	Malone	Sours
Bowers	Gissel	Maniece	Speidel
Brady	Gittinger	Mercer	Stansell
Bruce	Goode	Metcalf	Stanzel
Burgess	Grell	Millhone	Stewart
Casey	Hanson of Lyon	Mitchell	Stimpson
Craven	Hanson of Winnebago	Moore of Benton	Strachan
Crouch	Hartman	Moore of Harrison	Swift of Dubuque
Cunningham	Hook	Mooty	Swift of Jackson
Davis	Hough	Osborn	Thies
Dean	Hultman	Paisley	Thiessen
Ditto	Humeston	Peaco	Treimer
Dole	Jenkins	Peet	Weed
Donlon	Jensen	Porter	Wenig
Doran	Johnson	Rawlings	Wiese
Dreessen	Koch	Reed	Willis
Durant	Laughlin	Rice	Wolf
Elliott	Lichty	Roe	Zylstra
Ellsworth	Lookingbill		Mr. Speaker
Fabritz			

The nays were, 8.

Foster	Hopp	Ostby	Yager
Grau	McKinnon	Teter	Zipse

Absent or not voting, 4.

Bonnstetter	Fuester	Ryder	Stiger

Digitized by Google

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

House File No. 52, a bill for an act to amend sections three hundred sixty-nine (369), three hundred seventy-five (375), and forty-three hundred eighty-six (4386), code 1931, and to repeal sections forty-three hundred fifteen (4315) and forty-three hundred ninety-two (4392), code 1931, relating to the method of estimating and certifying the school budget, with report of committee recommending passage, was taken up for consideration.

Hanson of Lyon moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 97.

Alesch	Foster	Lichty	Schroeder
Beath	Frizzell	Lookingbill	Sheridan
Beswick	Fuelling	McCarthy	Smith
Bonnstetter	Fuester	McCreery	Snyder
Bouska	Gallagher	McDermott	Sours
Bowers	Garner	McFarlane	Speidel
Brady	Gissel	McKinnon	Stanzel
Bruce	Gittinger	McLean	Stewart
Burgess	Goode	Malone	Stimpson
Casey	Grau	Metcalf	Swift of Dubuque
Craven	Grell	Millhone	Swift of Jackson
Crouch	Hanson of Lyon	Mitchell	Teter
Cunningham	Hanson of Winnebago	Moore of Benton	Thies
Davis	Hartman	Moore of Harrison	Thiessen
Dean	Hook	Mooty	Treimer
Ditto	Hopp	Osborn	Weed
Dole	Hough	Peaco	Wenig
Donlon	Hultman	Peet	Wiese
Doran	Humeston	Porter	Willis
Dreessen	Jenkins	Rawlings	Wolf
Durant	Jensen	Reed	Yager
Elliott	Johnson	Rice	Zipse
Ellsworth	Koch	Roe	Zylstra
Fabritz	Laughlin	Schmitz	Mr. Speaker
Falvey			

The nays were, 3.

Aldrich	Ostby	Strachan

Absent or not voting, 8.

Augustine	Maniece	Paisley	Stansell
Felter	Mercer	Ryder	Stiger

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

Digitized by Google

House File No. 237, a bill for an act to amend the law as it appears in section forty-two hundred thirty (4230), code, 1931, relating to the election of a superintendent of schools, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Jenkins of Louisa, the amendments proposed by the committee, found on page 531 of the Journal of February 22, were adopted.

Jenkins of Louisa moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 97.

Aldrich	Falvey	McCarthy	Schroeder
Alesch	Felter	McCreery	Sheridan
Augustine	Foster	McFarlane	Snyder
Beath	Fuelling	McLean	Speidel
Beswick	Fuester	Malone	Stansell
Bonnstetter	Gallagher	Maniece	Stanzel
Bouska	Garner	Mercer	Stewart
Bowers	Gissel	Metcalf	Stimpson
Bruce	Gittinger	Millhone	Strachan
Burgess	Goode	Mitchell	Swift of Dubuque
Casey	Grau	Moore of Benton	Swift of Jackson
Craven	Hanson of Lyon	Moore of Harrison	Teter
Crouch	Hanson of Winnebago	Mooty	Thies
Cunningham	Hartman	Osborn	Thiessen
Davis	Hook	Ostby	Treimer
Dean	Hopp	Paisley	Weed
Ditto	Hough	Peaco	Wenig
Dole	Hultman	Peet	Wiese
Donlon	Humeston	Porter	Willis
Doran	Jenkins	Rawlings	Wolf
Dreessen	Johnson	Reed	Yager
Durant	Laughlin	Rice	Zipse
Elliott	Lichty	Roe	Zylstra
Ellsworth	Lookingbill	Schmitz	Mr. Speaker
Fabritz			

The nays were, none.

Absent or not voting, 11.

Brady	Jensen	McKinnon	Sours
Frizzell	Koch	Ryder	Stiger
Grell	McDermott	Smith	

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

House Joint Resolution No. 4, a joint resolution agreeing to a proposed amendment to article three (3) of the constitution of

Digitized by Google

the state of Iowa, by striking therefrom section twelve (12) thereof, relating to the filling of vacancies in either house of the general assembly, and adopting a substitute therefor, with report of committee recommending passage, was taken up for consideration.

Hanson of Lyon moved that the joint resolution be read a third time now and placed upon its passage, which motion prevailed and the joint resolution was read a third time, as follows:

HOUSE JOINT RESOLUTION NO. 4

Joint Resolution agreeing to a proposed amendment to article three (3) of the constitution of the state of Iowa, by striking therefrom section twelve (12) thereof, relating to the filling of vacancies in either house of the general assembly, and adopting a substitute therefor.

Whereas, by senate joint resolution number two (2) of the forty-fourth (44th) general assembly an amendment to the constitution of the state of Iowa was proposed; and

Whereas, the said proposed amendment was agreed to by a majority of the members elected to the house of representatives of said forty-fourth (44th) general assembly and entered upon its official printed journal at pages 1828 and 1829 with the yeas and neas taken thereon, and was agreed to by a majority of the members elected to the senate of said forty-fourth (44th) general assembly and entered upon its official printed journal at pages 361 and 362 with the yeas and nays taken thereon; and

Whereas, said proposed amendment was in words and figures as follows, to wit:

That section twelve (12) of article three (3) of the constitution of the state of Iowa be stricken and the following adopted as a substitute therefor:

"The General Assembly shall, by general law, and in such manner as it may see fit, provide for the filling of vacancies in the membership of either house."; and

Whereas, the said resolution and proposed amendment have been published as provided by law and have been referred to this, the forty-fifth (45th), general assembly, for action thereon; now, therefore,

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

Section 1. That the proposed amendment to the constitution of the state of Iowa contained in and proposed by said senate joint resolution number two (2) of the forty-fourth (44th) general assembly, being in words and figures as follows, to wit:

That section twelve (12) of article three (3) of the constitution of the state of Iowa be stricken and the following adopted as a substitute therefor:

"The General Assembly shall, by general law, and in such manner as it may see fit, provide for the filling of vacancies in the membership of either house." be and the same is hereby agreed to, enacted, and adopted by the forty-fifth (45th) general assembly.

Digitized by Google

On the question "Shall the joint resolution pass?"

The ayes were, 16.

Craven	Hook	Metcalf	Speidel
Ellsworth	Hough	Moore of Harrison	Stanzel
Fabritz	Hultman	Paisley	Thies
Grau	Jenkins		Treimer
Hanson of Lyon			

The nays were, 82.

Aldrich	Elliott	Lichty	Roe
Alesch	Falvey	Lookingbill	Schmitz
Augustine	Felter	McCarthy	Schroeder
Beath	Foster	McDermott	Snyder
Beswick	Frizzell	McFarlane	Sours
Bonnstetter	Fuelling	McKinnon	Stansell
Bouska	Fuester	McLean	Stewart
Bowers	Gallagher	Malone	Strachan
Brady	Garner	Maniece	Swift of Dubuque
Bruce	Gissel	Mercer	Swift of Jackson
Burgess	Gittinger	Millhone	Teter
Casey	Goode	Mitchell	Thiessen
Crouch	Grell	Moore of Benton	Weed
Cunningham	Hanson of Winnebago	Mooty	Wenig
Davis	Hartman	Osborn	Wiese
Dean	Hopp	Ostby	Willis
Dole	Humeston	Peaco	Wolf
Donlon	Jensen	Peet	Yager
Doran	Johnson	Porter	Zipse
Dreessen	Laughlin	Rawlings	Zylstra
Durant		Reed	

Absent or not voting, 10.

Ditto	Rice	Smith	Stimpson
Koch	Ryder	Stiger	Mr. Speaker
McCreery	Sheridan		

So House Joint Resolution No. 4 failed to pass the House.

Johnson of Linn moved that the vote by which House Joint Resolution No. 4 failed to pass the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 225, a bill for an act to legalize the extension of the corporate limits of the town of Dedham, Carroll County, Iowa, and legalize the operations of same.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 260, a bill for an act relating to complaints by property

Digitized by Google

owners to the local board of review, and to appeals from said board to the district court. WALTER H. BEAM, *Assistant Secretary.*

SENATE MESSAGE CONSIDERED

Senate File No. 260, a bill for an act to amend sections seventy-one hundred thirty-two (7132), and seventy-one hundred thirty-three (7133), Code, 1931, relating to complaints by property owners to the local board of review, and to appeals from said board to the district court.

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

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, Senate Files Nos. 256 and 466.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: Senate Files Nos. 256 and 466.

AMENDMENTS FILED

Ditto of Osceola filed the following amendment to House File No. 133:

Amend House File No. 133 by adding thereto the following section:
"Section 4. Nothing in this Act shall be construed as applying to Commercial Feeds as defined in Section 3113 of the Code 1931."

Cunningham of Polk filed the following amendment to House File No. 399:

Amend House File No. 399 by striking Section I.

Sours of Floyd filed the following amendment:

Amend House File No. 39, Section one (1), line six (6), by inserting between the words "the" and "schools" the words "township and rural independent district".

On motion of Rice of Keokuk, the House adjourned until 9:00 a. m. Wednesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 15, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. A. R. Weed, Pastor of the West Star and Worthington Churches, Winterset, Iowa.

Journal of March 14 corrected and approved.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Opposing prohibition. Bonnstetter, from citizens of Kossuth county; Brady and Thies, from citizens of Pottawattamie county; Gallagher, from citizens of Iowa county; Grau, from citizens of Buena Vista county; McKinnon, from citizens of Henry county. Referred to police regulation, suppression of crime and intemperance.

Opposing special tax on chain stores. Lichty, from citizens of Black Hawk county; Osborn, from citizens of Decatur county. Referred to ways and means.

Favoring taxation of property now exempt. Snyder, from citizens of Hamilton county. Referred to tax reduction.

Favoring legislation permitting secondary road construction. Swift of Jackson, from the sixth highway district. Referred to roads and highways.

Favoring principle involved in teacher's certificates. Porter, from citizens of Delaware county. Referred to schools and textbooks.

Opposing closing certain rural schools. Swift, from citizens of Jackson county. Referred to schools and textbooks.

Digitized by Google

REPORTS OF COMMITTEES

Thiessen of Clinton, from the committee on elections, submitted the following reports:

MR. SPEAKER: Your committee on elections to whom was referred House File No. 177, a bill for an act to amend sections seven hundred eighteen-b-seven (718-b7) and seven hundred eighteen-b-eleven (718-b11), Code 1931, relating to Permanent Registration, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. J. H. THIESSEN, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on elections to whom was referred House File No. 506, a bill for an act to make ineligible to vote at any election all inmates of county homes for the poor and to prohibit solicitation of political support from such inmates and to provide penatlies for the violation of this act, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. J. H. THIESSEN, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on elections to whom was referred House File No. 196, a bill for an act to repeal section seven hundred forty-nine (749) to and including section seven hundred sixty (760) of the Code 1931, relating to official ballots, and to enact and substitute therefor; and to amend section seven hundred seventy-five (775) of the Code 1931, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendation. J. H. THIESSEN, *Chairman.*

Report adopted.

Bonnstetter of Kossuth, from the committee on appropriations, submitted the following reports:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 537, a bill for an act to make an appropriation to J. W. Arnett, for injuries received at Ft. Madison, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 535, a bill for an act to make an appropriation

Digitized by Google

to R. Kamminga, administrator of the Estate of Michael Barry, deceased, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend lines 14 and 15 of section 1 by striking the name J. W. Arnett and substituting in lieu thereof the name R. Kamminga.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Augustine of Ringgold, from the committee on motor vehicles and transportation, submitted the following report:

MR. SPEAKER: Your committee on motor vehicles and transportation to whom was referred House File No. 265, a bill for an act relating to motor trucks, except such motor trucks as operate between fixed termini and are subject to the provisions of chapter two hundred fifty-two A two (252-A2) of the Code, 1931, providing for the levy and collection of a tax to be paid for the use of the highways, to aid in the construction, maintenance and repair of the highways and for the administration of this act; empowering the secretary of state to make rules and regulations for the operation of such trucks and to carry out the provisions of the act and enforcement thereof, fixing penalties for the violation of the act and rules and regulations made thereunder, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

F. D. AUGUSTINE, *Chairman.*

Passed on file.

COMMITTEE REPORT REJECTED

Sours of Floyd moved that the report of the committee recommending indefinite postponement of House File No. 265 be rejected.

Grau of Buena Vista moved the previous question. Motion prevailed.

On the question "Shall the committee report be adopted?" a roll call was demanded.

The ayes were, 37.

Augustine	Felter	McCreery	Schmitz
Bouska	Gallagher	Malone	Stanzel
Brady	Grell	Mercer	Stimpson
Burgess	Hook	Metcalf	Swift of Dubuque
Casey	Hopp	Moore of Harrison	Thies
Crouch	Hultman	Osborn	Treimer
Davis	Jensen	Ostby	Wolf
Dean	Johnson	Porter	Yager
Ditto	Laughlin		Mr. Speaker
Dole	Lichty		

Digitized by Google

The nays were, 63.

Aldrich	Falvey	Koch	Smith
Alesch	Foster	Lookingbill	Schroeder
Beath	Frizzell	McDermott	Snyder
Beswick	Fuelling	McFarlane	Sours
Bonnstetter	Garner	McKinnon	Speidel
Bowers	Gissel	McLean	Stansell
Bruce	Gittinger	Maniece	Stewart
Craven	Goode	Moore of Benton	Stiger
Cunningham	Grau	Mooty	Strachan
Donlon	Hanson of Lyon	Paisley	Swift of Jackson
Doran	Hanson of Winnebago	Peaco	Teter
Dreessen	Hartman	Peet	Weed
Durant	Hough	Rawlings	Wenig
Elliott	Humeston	Reed	Wiese
Ellsworth	Jenkins	Rice	Willis
Fabritz		Roe	Zipse

Absent or not voting, 8.

Fuester	Millhone	Ryder	Thiessen
McCarthy	Mitchell	Sheridan	Zylstra

Report of the committee was rejected.

REPORTS OF COMMITTEES

Fabritz of Wapello, from the committee on fish and game, submitted the following reports:

MR. SPEAKER: Your committee on fish and game to whom was referred House File No. 91, a bill for an act to repeal section seventeen hundred thirty-four (1734), Code 1931, relating to the use of fishing tackle and troutlines and throw lines, and to enact a substitute therefore, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. E. H. FABRITZ, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on fish and game to whom was referred House File No. 186, a bill for an act to amend section seventeen hundred sixty-six-A-1 (1766-A1), Code, 1931, relating to zones, and the killing, trapping, or snaring oppossum or raccoon, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. E. H. FABRITZ, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on fish and game to whom was referred House File No. 247, a bill for an act to fix responsibility for loss of domestic animals by gunshot wounds by careless hunters on posted lands, beg leave to report they have had the same under consideration and have

Digitized by Google

instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. E. H. FABRITZ, *Chairman.*

Passed on file.

Donlon of Palo Alto, from the committee on ways and means, submitted the following reports:

MR. SPEAKER: Your committee on ways and means to whom was referred Senate File No. 240, a bill for an act to amend section sixty-nine fifty-three (6953), of the code, 1931, relating to taxable property, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. P. H. DONLON, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on ways and means to whom was referred House File No. 508, a bill for an act to tax incomes derived from tax free securities, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. H. DONLON, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on ways and means to whom was referred House File No. 526, a bill for an act to repeal sections forty-nine hundred nine (4909) and forty-nine hundred ten (4910), Code, 1931, and enact a substitute therefor, relating to the reduction of certain automobile license fees and to replace same by one cent additional tax on gasoline used, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

P. H. DONLON, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on ways and means to whom was referred Senate File No. 236, a bill for an act to amend sections 7115, 7116, and 7118, of the code, 1931, relating to assessment rolls and books and as to furnishing and preserving schedules in connection with said assessment rolls and assessment books, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend by striking from line four (4) of section two (2) the word "prescribed" and inserting in lieu thereof the word "preceding".

P. H. DONLON, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on ways and means to whom was referred House File No. 402, a bill for an act for the levy of a tax on the gross income of persons, corporations, and others, and providing for the collection of such tax and prescribing penalties for the non-payment of such tax, and to replace property taxes, and to repeal all laws, and parts of laws, in conflict therewith, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendation. P. H. DONLON, *Chairman.*

Report adopted.

Willis of Dallas, from the committee on cities and towns, submitted the following reports:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 424, a bill for an act to empower cities and towns operating their own waterworks to provide for the certification to the County Treasurer of unpaid water rentals, to provide for the entering of said rentals against the real estate to which the water was furnished and to provide a lien against said real estate for the amount of said rentals, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. BLAKE WILLIS, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 487, a bill for an act to amend section sixty-four hundred seventy-four, (6474) of the Code, 1931 relating to restricted residence districts, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. BLAKE WILLIS, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 358, a bill for an act to amend section fifty-nine hundred and three c ten (5903-c10), of the Iowa Code of 1931 relating to the power of cities and towns to lease all or any portion of real estate owned or used for airport purpose, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

BLAKE WILLIS, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 384, a bill for an act to authorize the Board of

Digitized by Google

Waterworks Trustees of the City of Des Moines to furnish exhaust steam for heating the clubhouse of the Des Moines Chapter of the Izaak Walton League, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommndation that the same do pass. BLAKE WILLIS, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 441, a bill for an act to amend section fifty-nine hundred sixty-four (5964) of the Iowa Code, 1931 relating to payment of assessments for sidewalks, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

BLAKE WILLIS, *Chairman.*

Report adopted.

Osborn of Decatur, from the committee on state educational institutions, submitted the following reports:

MR. SPEAKER: Your committee on state educational institutions to whom was referred House File No. 401, a bill for an act relating to the perpetuation of credits earned by students in institutions of higher learning which may be discontinued, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended, the bill do pass:

1. Amend House File No. 401 by striking the words "registrar of the State University" wherever they appear and insert in lieu thereof "State Superintendent of Public Instruction."
2. Amend Section 3, line 3, by inserting after the word "which" the words "are, or".
3. Strike all of Sections 5, 6 and 7. WALTER OSBORN, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on state educational institutions to whom was referred House File No. 317, a bill for an act to amend section thirty-nine hundred twenty-one (3921) of the Code of 1931 as to powers and duties of State Board of Education so as to provide that the taking of instruction in military tactics, science or training shall be optional with any student, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendation. WALTER OSBORN, *Chairman.*

Report adopted.

Craven of Jasper, from the committee on animal industry, submitted the following report:

Digitized by Google

MR. SPEAKER: Your committee on animal industry to whom was referred House File No. 416, a bill for an act to provide for the weighing, grading, feeding, docking and watering of livestock at packing plants, slaughtering houses and concentration points, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. E. CRAVEN, *Chairman.*

Report adopted.

HOUSE FILE NO. 368 PLACED ON CALENDAR

Alesch of Plymouth asked and obtained unanimous consent to withdraw House File No. 368 from the committee on judiciary and place it on the calendar.

Grell of Scott moved that the statements adopted by the Farmers' Holiday Association be printed in the Journal. Motion lost.

INTRODUCTION OF BILLS

House File No. 540, by committee on insurance, a bill for an act requiring the filing of schedules of rates and rules by insurance companies, associations and inter-insurance exchanges, prohibiting rebating and discrimination, and providing penalties for the violation thereof.

Read first and second times and passed on file.

House File No. 541, by the committee on banks and banking, a bill for an act to amend section ninety-two hundred thirty-nine-a two (9239-a2), Code, 1931, relating to the agreement by public bodies covering claims against banks and trust companies; by extending the provisions thereof to all state, national and private banks in the State of Iowa, and by making the provisions thereof applicable to reorganizations made pursuant to Senate File No. 111, Acts of the Forty-fifth General Assembly of Iowa.

Read first and second times and passed on file.

House File No. 542, by the committee on insurance, a bill for an act to amend chapter three hundred ninety-eight (398), code 1931, to require the approval of all forms of policies of life insurance issued by companies organized under the laws of this state and insuring the lives of non-residents of this state without securing authority to do business in the state of the policyholder's residence; and to require that such policy forms shall conform to the laws of this state.

Read first and second times and passed on file.

Digitized by Google

House File No. 543, by the committee on insurance, a bill for an act to amend section eighty-nine hundred eighty-eight (8988), code, 1931, relating to the approval by the commissioner of insurance of policy forms issued by insurance companies doing business under chapter four hundred four (404) code, 1931, and to regulate the issuance of policy forms to non-residents of this state.

Read first and second times and passed on file.

House File No. 544, by the committee on schools and textbooks, a bill for an act to provide for the certification and training of teachers in the public schools; to repeal section thirty-eight hundred fifty-eight (3858), code 1931, and to enact a substitute therefor, to repeal sections thirty-eight hundred sixty-two (3862) to thirty-eight hundred seventy-two (3872) inclusive, code 1931, and to enact a substitute therefor, the repeal to be effective July 1, 1935; to repeal sections thirty-eight hundred seventy-eight (3878) and four thousand ninety-seven (4097), code 1931, and to enact substitutes therefor; to amend sections thirty-eight hundred seventy-six (3876) and thirty-eight hundred ninety-nine (3899), code 1931, all sections relating to the training and certification of teachers.

Read first and second times and passed on file.

House File No. 545, by committee on schools and textbooks, a bill for an act permitting the consolidation of two contiguous independent school districts, having a population in excess of fifteen thousand (15,000) persons in each district and the boundary lines of which lie within the corporate boundary of a city of the first class, for administration purposes.

Read first and second times and passed on file.

Malone of Cass offered the following concurrent resolution and asked unanimous consent for its immediate consideration:

HOUSE CONCURRENT RESOLUTION NO. 21

Whereas, we are in need of further information regarding the State Institutions before we complete our appropriations to these different Institutions, therefore,

Be It Resolved by the Members of the House, with the Senate concurring, That we ask the State Board of Education to furnish this needed information to the appropriation committees of both the House and Senate. We request that they meet in joint session with the members of these committees and with the presidents of the State Institutions and

Digitized by Google

give to the committees definite information regarding the salaries of the faculties of our State Educational Institutions for the coming year.

Unanimous consent having been granted for the immediate consideration of the resolution, Mr. Malone moved its adoption. Motion prevailed and House Concurrent Resolution No. 21 was adopted.

MOTION TO RECONSIDER LOST

Stansell of Clarke moved that the motion to reconsider the vote by which House File No. 260 failed to pass the House be taken from the table. Motion lost.

CONSIDERATION OF BILLS

House File No. 293, a bill for an act to amend section eighty-nine hundred six (8906) of the 1931 Code of Iowa, providing for the organization of mutual insurance companies in the State of Iowa requiring assets in a minimum amount before authority to do business is granted, and to provide for contributions, was taken up for consideration.

Reed of Mahaska moved to amend House File No. 293 by adding as section two the following:

"Nothing in this act shall apply to farm mutual insurance companies or mutual fraternal beneficial societies."

Renumber the following sections.

Amendment adopted.

Johnson of Linn moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 82.

Aldrich	Dole	Garner	Jenkins
Augustine	Donlon	Gissel	Jensen
Beath	Doran	Gittinger	Johnson
Beswick	Dreessen	Goode	Koch
Bouska	Durant	Grau	Laughlin
Bowers	Elliott	Hanson of Winnebago	Lichty
Bruce	Ellsworth	Hartman	Lookingbill
Burgess	Fabritz	Hook	McCreery
Casey	Falvey	Hopp	McDermott
Crouch	Frizzell	Hough	McFarlane
Cunningham	Fuelling	Hultman	McKinnon
Davis	Fuester	Humeston	Malone
Dean	Gallagher		Maniece

Digitized by Google

Mercer	Peet	Sours	Teter
Metcalf	Porter	Speidel	Thiessen
Millhone	Reed	Stansell	Weed
Mitchell	Roe	Stewart	Wenig
Mooty	Schmitz	Stiger	Wiese
Osborn	Schroeder	Stimpson	Yager
Ostby	Sheridan	Strachan	Mr. Speaker
Peaco	Snyder	Swift of Dubuque	

The nays were, 20.

Bonnstetter	McCarthy	Rice	Treimer
Craven	Moore of Benton	Smith	Willis
Ditto	Moore of	Stanzel	Wolf
Felter	Harrison	Swift of Jackson	Zipse
Fuster	Paisley	Thies	Zylstra
Hanson of Lyon			

Absent or not voting, 6.

Alesch	Grell	Rawlings	Ryder
Brady	McLean		

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

House File No. 373, a bill for an act to amend section fourteen hundred nine (1409), Code, 1931, and to repeal section fourteen hundred ten (1410), Code 1931, and enact a substitute therefor, relating to the appointment of trustees for incompetent persons entitled to workmen's compensation and to the compensation to be paid such trustees, was taken up for consideration.

Hanson of Lyon moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?".

The ayes were, 90.

Aldrich	Durant	Hartman	Millhone
Augustine	Elliott	Hook	Mitchell
Beath	Ellsworth	Hopp	Moore of Benton
Beswick	Fabritz	Hough	Moore of
Bonnstetter	Falvey	Hultman	Harrison
Bouska	Felter	Humeston	Mooty
Bowers	Frizzell	Jenkins	Osborn
Bruce	Fuelling	Jensen	Ostby
Burgess	Fuester	Johnson	Paisley
Casey	Garner	Koch	Peaco
Craven	Gissel	McCreery	Peet
Crouch	Gittinger	McDermott	Porter
Cunningham	Goode	McFarlane	Rawlings
Davis	Grau	McKinnon	Reed
Ditto	Grell	Malone	Rice
Dole	Hanson of Lyon	Maniece	Roe
Doran	Hanson of	Mercer	Schmitz
Dreessen	Winnebago	Metcalf	Schroeder

Digitized by Google

Smith	Stanzel	Thies	Willis
Snyder	Stewart	Thiessen	Wolf
Sours	Stiger	Treimer	Yager
Speidel	Stimpson	Weed	Zylstra
Stansell	Swift of Dubuque	Wiese	Mr. Speaker

The nays were, 5.

Foster	Teter	Wenig	Zipse
Gallagher			

Absent or not voting, 13.

Alesch	Laughlin	McCarthy	Sheridan
Brady	Lichty	McLean	Strachan
Dean	Lookingbill	Ryder	Swift of Jackson
Donlon			

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

House File No. 39, a bill for an act to amend section forty-one hundred twenty-two (4122), code 1931, relating to the duties of the county board of education and to provide for centralized purchasing of school supplies, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Malone of Cass the amendments proposed by the committee, found on page 555 of the Journal of February 23, were adopted.

Sours of Floyd called up the amendment filed by him and found on page 784 of the Journal of March 14 and moved its adoption. Motion prevailed.

Ditto of Osceola moved to amend House File No. 39 by striking all of section two. Motion prevailed.

Reed of Mahaska moved the previous question. Motion prevailed.

Malone of Cass moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 23.

Davis	Hanson of Lyon	McLean	Speidel
Ellsworth	Hook	Malone	Stimpson
Fabritz	Jensen	Metcalf	Swift of Jackson
Falvey	McCreery	Osborn	Zylstra
Fuester	McDermott	Reed	Mr. Speaker
Grau	McKinnon	Snyder	

Digitized by Google

The nays were, 80.

Aldrich	Felter	McCarthy	Sheridan
Augustine	Foster	McFarlane	Smith
Beath	Frizzell	Maniece	Sours
Beswick	Fuelling	Mercer	Stansell
Bonnstetter	Gallagher	Millhone	Stanzel
Bouska	Garner	Mitchell	Stewart
Bowers	Gissel	Moore of Benton	Stiger
Brady	Gittinger	Moore of	Strachan
Bruce	Goode	Harrison	Swift of Dubuque
Burgess	Grell	Mooty	Teter
Casey	Hanson of	Ostby	Thies
Crouch	Winnebago	Paisley	Thiessen
Cunningham	Hartman	Peaco	Treimer
Dean	Hopp	Peet	Weed
Ditto	Hough	Porter	Wenig
Dole	Hultman	Rawlings	Wiese
Donlon	Humeston	Rice	Willis
Doran	Jenkins	Roe	Wolf
Dreessen	Koch	Schmitz	Yager
Durant	Lichty	Schroeder	Zipse
Elliott	Lookingbill		

Absent or not voting, 5.

Alesch	Johnson	Laughlin	Ryder
Craven			

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

Sours of Floyd moved that the vote by which House File No. 39 failed to pass the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 88, a bill for an act to amend chapter five hundred twenty-five (525) of Code, 1931, providing for limiting personal deficiency judgments in the foreclosure of real estate mortgages, with report of committee recommending passage, was taken up for consideration.

Mitchell of Webster called up the amendment filed by him and found on page 527 of the Journal of February 21 and moved its adoption. Amendment adopted.

Mitchell of Webster moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 100.

Aldrich	Bonnstetter	Brady	Casey
Beath	Bouska	Bruce	Craven
Beswick	Bowers	Burgess	Crouch

Digitized by Google

Cunningham	Grell	Metcalf	Speidel
Davis	Hanson of Lyon	Mitchell	Stansell
Ditto	Hanson of	Moore of Benton	Stanzel
Dole	Winnebago	Moore of	Stewart
Donlon	Hartman	Harrison	Stiger
Doran	Hook	Mooty	Stimpson
Dreessen	Hopp	Osborn	Strachan
Durant	Hough	Ostby	Swift of Dubuque
Elliott	Hultman	Paisley	Swift of Jackson
Ellsworth	Humeston	Peaco	Teter
Fabritz	Jenkins	Peet	Thies
Falvey	Jensen	Porter	Thiessen
Felter	Koch	Rawlings	Treimer
Foster	Laughlin	Reed	Weed
Frizzell	Lichty	Rice	Wenig
Fuelling	McCarthy	Roe	Wiese
Fuester	McCreery	Schmitz	Willis
Gallagher	McDermott	Schroeder	Wolf
Garner	McFarlane	Sheridan	Yager
Gissel	McKinnon	Smith	Zipse
Gittinger	McLean	Snyder	Zylstra
Goode	Maniece	Sours	Mr. Speaker
Grau	Mercer		

The nays were, none.

Absent or not voting, 8.

Alesch	Dean	Lookingbill	Millhone
Augustine	Johnson	Malone	Ryder

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

Mitchell of Webster moved that the vote by which House File No. 88 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 151, a bill for an act to repeal sections ten thousand two hundred fifty (10250) to ten thousand two hundred sixty (10260), inclusive, Code, 1931, and to enact substitutes therefor, relating to the management of state, county, and municipally owned real estate, with report of committee recommending passage, was taken up for consideration.

Stiger of Tama moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill wss read a third time.

On the question "Shall the bill pass?"

The ayes were, 83.

Aldrich	Beswick	Brady	Cunningham
Alesch	Bonnstetter	Burgess	Davis
Augustine	Bouska	Casey	Ditto
Beath	Bowers	Craven	Dole

Digitized by Google

Donlon	Hopp	Metcalf	Speidel
Doran	Hough	Millhone	Stansell
Dreessen	Hultman	Mitchell	Stanzel
Durant	Humeston	Moore of Benton	Stiger
Elliott	Jenkins	Moore of Harrison	Stimpson
Ellsworth	Jensen	Mooty	Strachan
Fabritz	Koch	Osborn	Swift of Dubuque
Felter	Laughlin	Paisley	Teter
Frizzell	Lichty	Peaco	Thies
Fuelling	McCarthy	Peet	Thiessen
Gallagher	McCreery	Porter	Treimer
Gittinger	McDermott	Rawlings	Wenig
Goode	McFarlane	Rice	Wiese
Grau	McKinnon	Schmitz	Willis
Grell	Malone	Schroeder	Wolf
Hanson of Lyon	Maniece	Snyder	Yager
Hartman	Mercer		Zylstra

The nays were, 13.

Crouch	Gissel	Smith	Swift of Jackson
Foster	Reed	Sours	Weed
Fuester	Roe	Stewart	Zipse
Garner			

Absent or not voting, 12.

Bruce	Hanson of Winnebago	Lookingbill	Ryder
Dean	Hook	McLean	Sheridan
Falvey	Johnson	Ostby	Mr. Speaker

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 46, a bill for an act to authorize the school board in one or more districts to enter into a contract jointly or individually with the board of another district to provide for elementary school facilities.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 47, a bill for an act relating to school privileges under certain conditions.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 48, a bill for an act relating to high school tuition.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 50, a bill for an act relating to tax-free lands.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

Digitized by Google

House File No. 242, a bill for an act relating to group life, health, and accident insurance.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 52, a bill for an act relating to the method of estimating and certifying the school budget.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 56, a bill for an act relating to the printing of court calendars.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 83, a bill for an act relating to appraisal for inheritance tax purposes.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 197, a bill for an act relating to changing the boundary lines of school districts in certain cases.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 267, a bill for an act relating to the duration of judgments and the limitations of actions on judgments.

BYRON G. ALLEN, *Secretary*.

SENATE AMENDMENTS TO HOUSE FILE NO. 242

1. Amend by adding after line 21 of paragraph 3 of section 3 the following:

"4. Fraternal societies or associations and any subordinate lodges or branches thereof; provided, however, that the requirement for not less than fifty members shall not apply thereto."

2. Amend by striking out the period (.) after the word "company" in line 4 of section 4 and inserting in lieu thereof a comma (,) followed by the words "and members of fraternal societies or associations, or any subordinate lodges or branches thereof."

3. Amend by adding after the period (.) following the word "termination" in line 37 of paragraph 4 of section 5 the following: "Provided, however, that the provision for issuing a policy to the employee upon termination of his employment shall not be required in policies issued to fraternal societies or associations or subordinate lodges or branches thereof, but such policies shall provide that in case the member changes his membership to another lodge or branch of the same society or association, his individual certificate hereinafter referred to may be transferred with his membership."

HOUR FOR SPECIAL PROGRAM CHANGED

Donlon of Palo Alto asked and obtained unanimous consent to change the hour of the special St. Patrick's Day Program from 10:00 o'clock to 9:30 o'clock.

Digitized by Google

MOTION TO DRAW UP NEW BILL

Hook of Taylor moved that the Chief Clerk be instructed to draw up a new bill in place of House File No. 324. Motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, House Files Nos. 29, 79 and 225.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House Files Nos. 29, 79 and 225.

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 15th day of March, 1933, sent to the Governor for his approval: House Files Nos. 29, 79 and 225. WM. KOCH, *Chairman.*

Report adopted.

CONSIDERATION OF BILLS

House File No. 162, a bill for an act to amend section eight thousand five hundred eight-three (8583), Code, 1931, relating to the dissolution of certain corporations not for pecuniary profit, with report of committee recommending passage, was taken up for consideration.

Cunningham of Polk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 30.

Bouska	Dole	Garner	Grell
Burgess	Felter	Goode	Hanson of Lyon
Cunningham	Gallagher	Grau	Hartman

51

Digitized by Google

Hough	Mitchell	Speidel	Treimer
Lichty	Moore of Benton	Stansell	Weed
McFarlane	Mooty	Stiger	Willis
McLean	Osborn	Swift of Jackson	Zylstra
Millhone	Schmitz		

The nays were, 60.

Aldrich	Durant	Koch	Sheridan
Alesch	Ellsworth	Laughlin	Smith
Augustine	Falvey	McCarthy	Stanzel
Beath	Foster	McKinnon	Stewart
Beswick	Fuelling	Maniece	Stimpson
Bonnstetter	Fuester	Metcalf	Strachan
Bowers	Gissel	Moore of Harrison	Swift of Dubuque
Bruce	Gittinger	Paisley	Teter
Casey	Hanson of Winnebago	Peaco	Thies
Craven	Hook	Peet	Thiessen
Crouch	Hopp	Porter	Wenig
Davis	Hultman	Reed	Wiese
Dean	Humeston	Rice	Wolf
Donlon	Jenkins	Roe	Yager
Doran	Jensen		Zipse
Dreessen			

Absent or not voting, 18.

Brady	Johnson	Mercer	Schroeder
Ditto	Lookingbill	Ostby	Snyder
Elliott	McCreery	Rawlings	Sours
Fabritz	McDermott	Ryder	Mr. Speaker
Frizzell	Malone		

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

Reed of Mahaska moved that the vote by which House File No. 162 failed to pass the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Senate File No. 91, a bill for an act to repeal sections twenty-five hundred twenty-three-c two (2523-c2) and twenty-nine hundred twenty-three-d one (2923-d1), Code, 1931, relating to appropriations of public funds, with report of committee recommending passage, was taken up for consideration.

Ellsworth of Hardin moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 81.

Aldrich	Bowers	Crouch	Donlon
Augustine	Burgess	Cunningham	Doran
Beswick	Casey	Davis	Dreessen
Bouska	Craven	Dole	Durant

Digitized by Google

Elliott	Humeston	Ostby	Stiger
Ellsworth	Jenkins	Paisley	Stimpson
Fabritz	Jensen	Peaco	Strachan
Falvey	Koch	Peet	Swift of Dubuque
Felter	Laughlin	Porter	Swift of Jackson
Fuelling	Lichty	Rawlings	Teter
Gallagher	McDermott	Reed	Thiessen
Garner	McFarlane	Roe	Treimer
Gissel	McKinnon	Schmitz	Weed
Gittinger	McLean	Schroeder	Wenig
Goode	Mercer	Sheridan	Wiese
Grau	Metcalf	Smith	Willis
Grell	Millhone	Snyder	Wolf
Hartman	Moore of Benton	Stansell	Yager
Hook	Mooty	Stanzel	Zylstra
Hough	Osborn	Stewart	Mr. Speaker
Hultman			

The nays were, 6.

Dean	Fuester	Hanson of Winnebago	Sours
Foster			Zipse

Absent or not voting, 21.

Alesch	Frizzell	McCarthy	Moore of Harrison
Beath	Hanson of Lyon	McCreery	Rice
Bonnstetter	Hopp	Malone	Ryder
Brady	Johnson	Maniece	Speidel
Bruce	Lookingbill	Mitchell	Thies
Ditto			

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

House File No. 205, a bill for an act to amend the law as it appears in section seventy-eight hundred twenty-seven (7827) of the Code, 1931, relating to compensation of appraisers in condemnation proceedings, with report of committee recommending passage, was taken up for consideration.

Gallagher of Iowa moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 100.

Aldrich	Craven	Durant	Gallagher
Augustine	Crouch	Elliott	Garner
Beath	Cunningham	Ellsworth	Gissel
Beswick	Davis	Fabritz	Grau
Bonnstetter	Dean	Falvey	Grell
Bouska	Ditto	Felter	Hanson of Lyon
Bowers	Dole	Foster	Hanson of Winnebago
Bruce	Donlon	Frizzell	Hartman
Burgess	Doran	Fuelling	Hook
Casey	Dreessen	Fuester	

Digitized by Google

Hopp	Maniece	Rice	Swift of Dubuque
Hough	Mercer	Roe	Swift of Jackson
Hultman	Metcalf	Schmitz	Teter
Humeston	Millhone	Schroeder	Thies
Jenkins	Mitchell	Sheridan	Thiessen
Jensen	Moore of Benton	Smith	Treimer
Koch	Moore of Harrison	Snyder	Weed
Laughlin	Mooty	Sours	Wenig
Lichty	Osborn	Speidel	Wiese
McCarthy	Paisley	Stansell	Willis
McCreery	Peaco	Stanzel	Wolf
McDermott	Peet	Stewart	Yager
McFarlane	Porter	Stiger	Zipse
McKinnon	Rawlings	Stimpson	Zylstra
McLean	Reed	Strachan	Mr. Speaker
Malone			

The nays were, 2.

Gittinger	Ostby

Absent or not voting, 6.

Alesch	Goode	Lookingbill	Ryder
Brady	Johnson		

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

SENATE MESSAGES CONSIDERED

Senate File No. 267, a bill for an act relating to the duration of judgments and the limitations of actions on judgments and fixing the time within which certain judgments may be enforced and executions issued thereon.

Read first and second times and referred to committee on emergency legislation.

Senate File No. 197, a bill for an act relating to changing the boundary lines of school districts in certain cases.

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

Senate File No. 83, a bill for an act to repeal sections seventy-three hundred twenty-one (7321) and seventy-three hundred forty-five (7345), code of 1931, and to enact a substitute therefor, relating to appraisal for inheritance tax purposes.

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

Senate File No. 56, a bill for an act to amend section eleven

Digitized by Google

thousand four hundred forty-one (11,441), of the code 1931, relating to the printing of court calendars.

Read first and second times and referred to committee on tax reduction.

Senate File No. 52, a bill for an act to amend sections three hundred sixty-nine (369), three hundred seventy-five (375), and forty-three hundred eighty-six (4386), code 1931, and to repeal sections forty-three hundred fifteen (4315) and forty-three hundred ninety-two (4392), code 1931, relating to the method of estimating and certifying the school budget.

Read first and second times and referred to committee on tax reduction.

AMENDMENTS FILED

Fabritz of Wapello filed the following amendment to House File No. 372:

Amend House File No. 372 by inserting in Line 14 of Section one (1) after the word "coal" the following: "on the basis of heat units contained therein".

Goode of Davis filed the following amendment to House File No. 536:

Amend House File No. 536 by adding after line seven (7), section one (1), thereof the following:

"provided that there is no other bank in the same county not operating under Senate File No. 111."

Bonnstetter of Kossuth filed the following amendment to House File No. 73:

Amend House File No. 73 by inserting as Section 71 the following:

"All appropriations made by this act may be available by such department, bureau, board, commission or institution as named herein only upon a sworn statement made by the head of the department, bureau, board, commission or institution, that all money received from unexpended appropriations, miscellaneous receipts, fees or other income, has been expended. The sworn statement shall be made to the Auditor of State who shall disburse to the department, bureau, board or commission such part of the appropriations as he deems necessary. All unexpended balances from this appropriation shall revert to the general fund of the state."

Renumber section 71 as section 72.

McFarlane of Black Hawk filed the following amendment to House File No. 164:

Amend House File No. 164 by striking all after the enacting clause and inserting in lieu thereof the following:

Digitized by Google

"Section 1. On those portions of the primary roads where, in the judgment of the State Highway Commission, there is sufficient pedestrian traffic to constitute a dangerous condition, and particularly in the vicinity of cities and towns, the State Highway Commission shall erect suitable signs directing pedestrian traffic to walk on its left-hand side of the road so as to face oncoming vehicular traffic."

Amend the title to read as follows: "An act to provide for the erection of signs at certain points on primary roads directing pedestrian traffic to walk on its left-hand side of the road, facing traffic."

On motion of Jensen of Audubon, the House adjourned until 9:00 a. m. Thursday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 16, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. Walter F. Kieker, Evangelical Lutheran Church, Walnut, Iowa.

Journal of March 15 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Bruce of Pocahontas for the day, on request of Strachan of Humboldt; Koch of Bremer for the day, on request of Stiger of Tama.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Approving prohibition. Aldrich, from citizens of Wright county; Elliott, from citizens of Polk county; Mercer, from citizens of Johnson county. Referred to police regulation, suppression of crime and intemperance.

Opposing prohibition. Craven, from citizens of Jasper county; Dreessen, from citizens of Crawford county. Referred to police regulation, suppression of crime and intemperance.

Favoring reduction of automobile license fees. Burgess, from citizens of Woodbury county; Rawlings, from citizens of Monona county. Referred to motor vehicles and transportation.

Opposing special tax on chain stores. Cunningham, from citizens of Polk county; Stiger, from citizens of Tama county. Referred to ways and means.

Favoring taxation of property now exempt. Gissel, from citizens of Buchanan county. Referred to tax reduction.

Digitized by Google

Favoring appropriation for bureau of maternity. Malone, from citizens of Cass county. Referred to child welfare.

Opposing Senate File No. 140. Rawlings, from citizens of Monona county. Schools and textbooks.

Favoring bill to regulate length and weight of trucks. Dreessen, from citizens of Crawford county. Motor vehicles and transportation.

Favoring House File No. 246. Thiessen and Peaco, from citizens of Clinton county. Motor vehicles and transportation.

Favoring Senate Files 125, 141 and 175 and House File No. 246. Aldrich, from citizens of Wright county. Motor vehicles and transportation.

Favoring Senate Files Nos. 125 and 175 and House File No. 246. Brady, from citizens of Pottawattamie county. Referred to motor vehicles and transportation.

Favoring House Files Nos. 246, 250 and 265. Moore of Benton, from citizens of Belle Plaine. Motor vehicles and transportation.

Opposing Senate File 407. Durant, from citizens of Hancock county. Commerce and trade.

REPORTS OF COMMITTEES

Ditto of Osceola, from the committee on departmental affairs, submitted the following reports:

MR. SPEAKER: Your committee on departmental affairs to whom was referred House File No. 86, a bill for an act to amend Sections (1063), Code 1931, and to repeal Sections three hundred nine (309) to three hundred seventeen (317) inc., Code 1931, and to enact a substitute therefore, relating to the office of Director of the Budget, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. O. J. DITTO, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on departmental affairs to whom was referred House File No. 294, a bill for an act to amend Section three hundred ninety-seven d1 (397-d1), Code 1931, relating to the remuneration of public accountants in auditing state institutions, beg leave to report they have had the same under consideration and have instructed me to

Digitized by Google

report the same back to the House with the recommendation that the same be indefinitely postponed. O. J. DITTO, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on departmental affairs to whom was referred House File No. 295, a bill for an act to amend Sections thirty-eight hundred thirty-five (3835) and thirty-eight hundred thirty-six (3836), Code 1931, relating to chief clerk and inspectors in the office of Superintendent of Public Instruction, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. O. J. DITTO, *Chairman.*

Passed on file.

Stiger of Tama, from the committee on judiciary, submitted the following reports:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 195, a bill for an act providing against deficiency judgments in cases of foreclosures of mortgages on real estate given for the purchase price of said real estate, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 332, a bill for an act to amend section twelve thousand forty-one (12041), code, 1931, relating to the appointment of Referees, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 440, a bill for an act to amend section eleven thousand six hundred ninety-three (11693) of the code, 1931, pertaining to the appointment of receivers, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred

Digitized by Google

House File No. 453, a bill for an act to amend section ninety-two hundred eighty-three (9283), Code, 1931, relating to intentional fraud in relation to the means or liabilities of bank or trust companies, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 477, a bill for an act to amend section twelve thousand three hundred seventy-six (12376) of the code, 1931, pertaining to the taxing of judgments, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 128, a bill for an act to provide for liens in favor of hospitals furnishing care, treatment and maintenance for persons injured in accidents, said liens to be against any claim, demand, verdict or order, in favor of the injured person or in case of death, his estate, heirs or legal representatives, against other persons, or corporations for damages on account of negligence causing the injuries or death, and upon the proceeds of the settlements of any such claims or demands, verdicts or orders, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Strike all after the enacting clause and substitute therefor the following:

Sec. 1. Every person, firm, charitable association, corporation, or other institution maintaining a hospital in the state of Iowa, including state, county and municipal hospitals, shall be entitled to a lien upon any and all rights of action, suits, claims, counterclaims or demands of any person admitted to any such hospital and receiving treatment, care and maintenance therein, on account of any personal injuries received in any accident as a result of the negligence of any person, firm or corporation, which any such injured person may or shall have, assert or maintain against any other person, firm or corporation for damages on account of such injuries, said lien to be for the amount of the regular and customary charges of such hospital for such treatment, care and maintenance.

Sec. 2. The lien of any such hospital shall attach to any judgment made or rendered in any action or proceeding before any court of record in the state of Iowa, in any suit, action or proceeding brought by such injured person, or by the estate of such injured person in case of death as a result of such injuries, against any other person, firm or corporation

Digitized by Google

for the recovery of damages on account of injuries received in any such accident, as well as the proceeds of any settlement thereof, or the settlement of any such claim or demand effected by or for any such injured person, with any other person, firm or corporation whose negligence is claimed or alleged to have been the cause of the said accident, resulting in injury or death.

Sec. 3. No release, compromise settlement or satisfaction of any kind or nature of any claim, demand, or judgment, made or rendered as hereinbefore mentioned, executed by any such person, on account of any such injuries, or by his or her estate, heirs or legal representatives for death caused by such injuries, shall be valid or effectual as against said lien between the parties thereto, their heirs, legal representatives, successors, or assigns, unless prior to the execution and delivery therof, all such charges of any such hospital filing a lien as herein provided shall have been paid in full.

Sec. 4. Every person, firm, charitable association, corporation or other institution, maintaining or operating a hospital, who wishes to avail themselves of a lien shall, within ten (10) days after the admission of the injured person in such hospital, file with the clerk of the district court of the county in which the injured person is permitted by law to commence a court action against the person, firm or corporation whose negligence is claimed or alleged to have been the cause of said accident, resulting in injury or death, a notice in writing setting forth:

1. The name and address of the hospital filing the lien.
2. The name and address of the person, firm or corporation alleged to be liable to the injured person for the injuries received, if known.
3. The name and address of the injured person.
4. The date of the accident and where the same occurred. After the filing of such notice it shall be the duty of such hospital to mail, postage prepaid, a copy of such notice, with a statement of the date of the filing thereof to the person, firm or corporation, if known, claimed or alleged to be liable to make payment of damages for the injuries sustained by such injured person.

Sec. 5. The clerk of the district court shall endorse upon every notice of claim for a lien filed in his office, the date and hour of filing, and make an abstract thereof in the hospital lien book kept for that purpose; said book shall be properly indexed by the name of the injured person designated in the said notice and shall contain the following items concerning such claim:

1. The name of the hospital, by whom filed.
2. The date and hour of filing.
3. The name of the injured person.
4. The name of the said person, firm or corporation, if known.

The hospital filing said notice of lien, shall pay the clerk of the district court the sum of one dollars ($1.00) for filing and endorsing each notice of lien.

Sec. 6. In addition to any other remedies provided by law that the said hospital may pursue, the said lien for which the said notice is given may be enforced in the following manner, to-wit:

1. The said hospital may establish the amount of and enforce the said

Digitized by Google

lien by equitable proceedings in any county where the said notice is filed, joining as parties defendant the said injured person and, if known, the said person, firm or corporation alleged to be liable to the said injured person for the said injuries.

2. The said hospital, in addition to the said equitable proceedings, may by action at law establish and recover the amount of the said lien against any person, firm or corporation that after the filing of the said notice of lien shall take or accept a release, compromise settlement or satisfaction of any kind or nature of the injured person's claim, demand or judgment and does not within ten (10) days thereafter discharge the said lien and recovery may be had in the same action against the said injured person for the amount of the lien so established.

3. No suit or action herein provided to enforce the said lien can be commenced after two (2) years from the date of the said injuries and the said hospital must commence a suit or action thereon within thirty (30) days from and after written demand has been served upon the said hospital in the manner provided for the service of an original notice by the said injured person or the said person, firm or corporation named in the said notice. A copy of the said demand with a verified return of service thereon may be filed with the clerk and the said lien shall cease within thirty (30) days from the date of service as shown thereon unless the said action or suit is commenced within that period.

Sec. 7. To discharge any notice of lien filed under the provisions of this law, the hospital authorities upon payment of settlement of its charges for hospital services to the injured person shall file in the office of the clerk of the district court where said notice of claim has been filed, a duly acknowledged certificate to the effect that the claim of such hospital has been duly paid or released which shall authorize the clerk of the district court in whose office said notice of lien has been filed to discharge the same; and thereupon said clerk shall enter upon the margin of the hospital lien book in which said hospital lien notice has been entered a memorandum of such filing and the date when such certificate was filed in his office; which certificate and entry shall constitute a discharge of the lien, for which the clerk shall receive the sum of fifty cents ($.50). Failure on the part of the hospital to file said certificate within a period of ten (10) days from and after the hospital has received the said payment or settlement of its charges, shall subject said hospital to a penalty of twenty-five dollars ($25.00) which may be recovered by the county attorney and paid into the school fund.

Sec. 8. Nothing in this act shall apply to common carriers or employers covered by workmen's compensation.

Sec. 9. This act being deemed of immediate importance shall be in full force and effect after its passage and publication in the Jasper County Mirror, a newspaper published at Monroe, Iowa, and in the Ft. Dodge Messenger, a newspaper published at Ft. Dodge, Iowa.

Further amend by striking said title and substitute in lieu thereof the following:

"An Act to provide for liens in favor of hospitals furnishing care, treatment and maintenance for persons injured in accidents, said liens

Digitized by Google

to be against any claim, demand, or judgment, in favor of the injured person or in case of death, his estate, heirs or legal representatives, against other persons, or corporations for damages on account of negligence causing the injuries or death, and upon the proceeds of the settlements of any such claim, demand, or judgment."

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 421, a bill for an act to repeal sections eighty-three hundred thirty-eight d-two (8338-d2), eighty-three hundred thirty-eight d-three (8338-d3), and eighty-three hundred thirty-eight d-ten (8338-d10), Code, 1931, and enact substitutes therefor, requiring pipe line companies to secure a certificate of convenience and necessity for the construction of pipe lines and providing when certificates shall be issued, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Add to Sec. 3 as additional sub-sections the following:

Section 3A.

"When a permit has been granted, actual construction work shall begin within thirty (30) days from the time such permit is granted and such work shall continue until completed without unnecessary delay, which conditions and restrictions shall be incorporated in the permit. Like terms and conditions shall apply to permits heretofore granted and shall be in full force and effect from and after the date when notice has been given by the Board of Railroad Commissioners to such permit holders. A failure to comply with such restrictions by any permit holder shall forfeit all rights theretofore obtained or incident thereto by virtue of such permit."

Section 3B.

"Before the Board of Railroad Commissioners exercises its discretion to grant a permit the applicant shall show to the satisfaction of the board that the applicant is such person or corporation who has the right to exercise the right of eminent domain, or that the applicant has obtained the right to construct its pipe line over and across the proposed route."

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 305, a bill for an act to amend section six thousand nine hundred forty-three c-twenty-seven (6943-c27) of the code, 1931, relating to the state board of assessment and review, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 423, a bill for an act to amend section seventy-three hundred ninety-eight (7398), code, 1931, relating to responsibilities of the counties to the state with reference to the funds of the state in closed banks within said counties, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 452, a bill for an act to repeal chapter four hundred sixteen (416), Code, 1931, relating to bank and trust companies as fiduciaries, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 475, a bill for an act to provide for the regulation, supervision and licensing of persons, firms, corporations or associations, which sell, or offer for sale, memberships or certificates of membership entitling the holders thereof to purchase, either from the issuer or someone designated by the issuer, merchandise, materials, equipment or services on a fixed basis, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Laughlin of Fremont, from the committee on roads and highways, submitted the following reports:

MR. SPEAKER: Your committee on roads and highways to whom was referred House File No. 495, a bill for an act to amend section 4561, Code of 1931, relating to the width of roads, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. E. P. LAUGHLIN, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on roads and highways to whom was referred House File No. 392, a bill for an act to abolish the State Highway Commission and Custodian of Public Grounds and creating a Department of Public Works, beg leave to report they have had the same under con-

Digitized by Google

sideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend the title, lines 18 and 25 by striking out the word "amend" and inserting "repeal".

Lines 19 and 26, insert after the comma (,) the following: "and enact a substitute therefor". E. P. LAUGHLIN, *Chairman.*

Report adopted.

Rawlings of Monona, from the committee on agriculture, submitted the following reports:

MR. SPEAKER: Your committee on agriculture to whom was referred House File No. 214, a bill for an act to provide for the reduction of grain crop acreage and for the eradication of noxious weeds, by fixing the taxable valuation of land removed from crop production for these purposes, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

ED RAWLINGS, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on agriculture to whom was referred House File No. 438, a bill for an act to encourage the reduction of acreage of agricultural land devoted to the production of annual crops, and providing for the reduction of the assessed valuation for taxation purposes of land withdrawn from the production of such crops, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. ED RAWLINGS, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on agriculture to whom was referred House File No. 491, a bill for an act to amend chapter two hundred (200), Code of 1931, relating to fees received for judging live-stock and exhibits at fairs and live-stock expositions by professors, instructors and directors of the State College of Agriculture and Mechanical Arts, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. ED RAWLINGS, *Chairman.*

Passed on file.

Willis of Dallas, from the committee on cities and towns, submitted the following reports:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 304, a bill for an act to amend the law as it appears in Sec. sixty-one hundred forty-two (6142) of the Code, 1931 relating

Digitized by Google

to rents, rates and charges of municipally owned heating plants, water works, gas works or electric light or power plants, and to provide for the assessment, certification and collection of special taxes for such rents, rates or charges remaining unpaid for a period of three months after same are due, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

BLAKE WILLIS, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 447, a bill for an act to prohibit the engaging in any business of a private nature by any municipality created under the laws of this state, any political sub-division of this state, any corporation, board, or trustee charged with the administration of any state institution, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. BLAKE WILLIS, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 461, a bill for an act to amend chapter two hundred ninety-two (292) Code, 1931, granting to cities and towns the power to regulate, license and tax itinerant motor trucks used in the delivery of merchandise, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. BLAKE WILLIS, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 481, a bill for an act to amend Sec. fifty-six hundred eighty-three (5683) Code, 1931 relating to annual appropriations by cities and towns to pay dues to the League of Iowa Municipalities, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. BLAKE WILLIS, *Chairman.*

Report adopted.

Jensen of Audubon, from the committee on schools and textbooks, submitted the following reports:

MR. SPEAKER: Your committee on schools and textbooks to whom was referred House File No. 435, a bill for an act to amend section forty-two hundred seventy-seven (4277) of the code, 1931, relating to the payment of high-school tuition fees, beg leave to report they have had the same

Digitized by Google

under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. T. G. JENSEN, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on schools and textbooks to whom was referred House File No. 289, a bill for an act to amend sections forty hundred ninety-seven (4097), forty hundred ninety-nine (4099), forty-one hundred (4100), and forty-one hundred one (4101), code 1931, relating to the election of the county superintendent of schools, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. T. G. JENSEN, *Chairman.*

Report adopted.

Hook of Taylor, from the committee on county and township organization, submitted the following reports:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 323, a bill for an act to amend section fifty-two hundred twenty-eight (5228), Code, 1931, relating to the amount of the county attorney's salary, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Section fifty-two hundred twenty-eight (5228), code, 1931, is amended by striking from line one (1) of the fourth (4th) paragraph of sub-section ten (10) the words 'any county' and inserting in lieu thereof the words 'counties over fifty thousand population'."

C. S. HOOK, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 327, a bill for an act to amend section fifty-two hundred thirty (5230), code, 1931, relating to the amount of the salary of the clerk of the district court in counties where the district court is held in two places, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend House File No. 327 by striking all after the enacting clause and substituting therefor the following:

"Section 1. That section fifty-two hundred thirty (5230), Code, 1931, be amended by striking line one of paragraph twelve (12) the words "any

Digitized by Google

county" and substituting in lieu thereof the words "counties over fifty thousand population,". C. S. HOOK, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 330, a bill for an act to amend section fifty-two hundred twenty-two (5222) Code, 1931, relating to the amount of the county treasurer's salary in counties having a special charter city, or two places of holding district court, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Strike out the second amendment to section one (1) and insert in lieu thereof the following:

"2. Insert after the word "counties" in line one (1), paragraph two (2), sub-section thirteen (13) the following: 'over fifty thousand population,'." C. S. HOOK, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on county and township organization to whom was referred House File No. 335, a bill for an act to amend section fifty-two hundred twenty-six (5226) Code, 1931, relating to the amount of the sheriff's salary, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend House File No. 335 by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Section fifty-two hundred twenty-six (5226), Code, 1931, is hereby amended by striking from line one of sub-section eleven (11) the words "any county" and inserting in lieu thereof the words "counties of fifty thousand population,". C. S. HOOK, *Chairman.*

Report adopted.

Gallagher of Iowa, from the committee on insurance, submitted the following reports:

MR. SPEAKER: Your committee on insurance to whom was referred Senate File No. 210, a bill for an act to amend section eighty-nine hundred forty (8940), subsection five (5), paragraph d, of the 1931 code of Iowa, relating to kinds of insurance, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. P. GALLAGHER, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on insurance to whom was referred House File No. 397, a bill for an act to amend section ninety hundred fifty-five (9055), and to repeal section ninety hundred forty-three (9043), code, 1931, and to enact a substitute in lieu thereof relating to associations engaged in the writing of hail insurance and to provide for limited assessments; to fix time of closing books, the minimum percentage which shall be returned to members through payment of losses and dividends from the income for each year; to provide for contributions to an emergency or surplus fund, and to provide the date on which hail losses shall be due and payable, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. J. P. GALLAGHER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on insurance to whom was referred House File No. 419, a bill for an act to amend section eighty-six hundred sixty-six (8666), code of Iowa for 1931, to prohibit the making of misleading representations or incomplete comparisons of policies or certificates of insurance to any person insured, for the purpose of inducing such person to lapse, forfeit or surrender insurance, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. J. P. GALLAGHER, *Chairman.*

Report adopted.

McFarlane of Black Hawk, from the committee on printing, submitted the following reports:

MR. SPEAKER: Your committee on printing to whom was referred House File No. 476, a bill for an act to define the requirements of a legal newspaper for publication of legal notices, etc., beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. ARCH W. MCFARLANE, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on printing to whom was referred House File No. 479, a bill for an act to amend Section Forty-two hundred sixteen-c three (4216-c3) of Chapter two hundred eleven (211), Code, 1931, relating to calling of school elections and publication of notice thereof, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Strike all of Section three (3). ARCH W. MCFARLANE, *Chairman.*

Report adopted.

Digitized by Google

Augustine of Ringgold, from the committee on motor vehicles and transportation, submitted the following report:

MR. SPEAKER: Your committee on motor vehicles and transportation to whom was referred House File No. 427, a bill for an act to require power brake devised on motor vehicle trailers and semitrailers drawn or operated over highways of the State, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

F. D. AUGUSTINE, *Chairman.*

Report adopted.

Durant of Hancock, from the committee on public health, submitted the following report:

MR. SPEAKER: Your committee on public health to whom was referred Senate File No. 192, a bill for an act to amend the provisions of paragraph two (2), section twenty-five hundred seventy-five (2575), of the Code, 1931, relating to those persons not engaged in the practice of optometry, and providing for the revocation of license of any licensed optometrist who shall practice or advertise as practicing his profession under a false name or as the agent or employee of an unlicensed person, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

S. B. DURANT, *Chairman.*

Report adopted.

Malone of Cass, from the committee on tax reduction, submitted the following report:

MR. SPEAKER: Your committee on tax reduction to whom was referred House File No. 486, a bill for an act relating to taxation, and providing for the payment of taxes in quarterly installments, and to amend section seventy-two hundred ten (7210) of the code, 1931, and repeal sections seventy-two hundred eleven (7211) and seventy-two hundred fourteen (7214) of the code, 1931, and to enact substitutes therefor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

C. E. MALONE, *Chairman.*

Report adopted.

HOUSE FILES REREFERRED

Malone of Cass asked and obtained unanimous consent to have House File No. 513 withdrawn from the committee on tax reduction and referred to the committee on judiciary.

Mercer of Johnson asked and obtained unanimous consent to have House File No. 401 rereferred to the committee on state educational institutions.

Digitized by Google

HOUSE FILE NO. 249 PLACED ON CALENDAR

Doran of Boone asked and obtained unanimous consent to have House File No. 249 withdrawn from the committee on roads and highways and placed on the calendar.

Dole of Jefferson offered the following Concurrent Resolution:

HOUSE CONCURRENT RESOLUTION NO. 22

Whereas, the Twenty-sixth General Assembly of the State of Iowa, in the year 1897, by Concurrent Resolution, adopted the Wild Rose as the state flower of Iowa, the record of which is duly recorded in Senate Journal, pages 1124 and 1164, and in House Journal, page 1025; and

Whereas, many states have not only adopted certain named flowers as their state flowers, but have also adopted certain named birds as their state birds, and

Whereas, the Iowa Ornithological Union, an association comprising students and lovers of birds, residing within our state, at their annual meeting held in Des Moines, Iowa, in May, 1932, by resolution and vote, designated the Eastern Goldfinch as their choice for a state bird, and recommended that said Eastern Goldfinch be adopted as the official state bird of Iowa, therefore,

Be It Resolved by the House of Representatives, the Senate concurring, That the Eastern Goldfinch, Spinus tristis tristis, is hereby designated and shall hereafter be officially known as the state bird of Iowa.

Laid over under Rule 34.

Grell of Scott offered the following Concurrent Resolution:

HOUSE CONCURRENT RESOLUTION NO. 23

Whereas, the Farmers Holiday Association in its recent meeting in Des Moines adopted the following resolution, which was read to a joint convention of the 45th General Assembly on Monday, March 13th:

The Farmers Holiday Association, of Iowa, meeting in Des Moines on March 13, 1933, is convened for the specific purpose of demanding legislative justice at the hands of the Forty-fifth General Assembly of Iowa.

We are, first of all, loyal American citizens, proud of this great nation and our state. Our organization recognizes no race, creed, color, economic interest or political affiliation to the exclusion of any other. We are American freemen demanding our inalienable right to "life, liberty and the pursuit of happiness." We do not desire to seek redress of our wrongs and grievances through force except as a last resort.

We demand that the Iowa Legislature, now convened in regular session, immediately enact into laws pending legislation which has for its purpose relief of the farm debtor and relief for the overburdened taxpayers of the state.

Digitized by Google

We demand exactly the same consideration that has been given the banks and insurance companies—full and complete moratoriums without expensive receiverships. We demand the repeal of House File 193 and the enactment of House File 218. We have lost all patience and respect for those who apply the test of constitutionality to farm legislation to the exclusion of the same test for other groups.

We demand that revision of tax laws be predicated upon ability to pay, and if this Legislature is unable to revise tax laws on this basis we insist there be no revision. We do not propose to be administered a dose of chloroform under the guise of tax revision.

We demand that those institutions, corporations and individuals, now escaping their fair share of the tax burden, be made to pay. We demand that legislation be enacted stopping the further issuance or sale of tax free securities.

We demand that all mandatory levies be repealed, except those levies absolutely necessary to sustain actual state and county government, and those levies necessary to pay the principal and interest of debts already outstanding.

We demand that the emasculation of bills, designed for the relief of the farmer and the taxpayers of this state, be stopped.

We serve notice that we are watching the voting records of our legislators as we have never before watched them.

If the Congress of the United States has failed by May 3, 1933, to enact legislation providing justice for the American farmer, we shall then prepare to strike and hold our products from the markets, and we call upon Governor Clyde Herring to declare an embargo upon the shipments of all food products out of Iowa, and we call upon him to use his influence in bringing about the same embargo action on the part of all the governors of the middle west states.

We are agriculture, bankrupt and facing eviction from our homes. We have pleaded with our legislators in years past for justice. We are now demanding and we propose to have just plain simple justice, therefore,

Be It Resolved by the House, the Senate concurring, That we heartily endorse and commend the recommendations contained in the foregoing resolution and pledge our support to the legislation referred to therein.

Laid over under Rule 34.

CONSIDERATION OF SENATE FILE NO. 52

Malone of Cass asked and obtained unanimous consent for the suspension of the rules and the withdrawal of Senate File No. 52, a bill for an act to amend sections three hundred sixty-nine (369), three hundred seventy-five (375), and forty-three hundred eighty-six (4386), code 1931, and to repeal sections forty-three hundred fifteen (4315) and forty-three hundred ninety-two (4392), code 1931, relating to the method of estimating and certifying the school budget, from the committee on tax reduction and for its immediate consideration by the House.

Digitized by Google

McFarlane of Black Hawk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 97.

Augustine	Frizzell	McCreery	Smith
Beath	Fuelling	McFarlane	Snyder
Beswick	Gallagher	McKinnon	Sours
Bonnstetter	Garner	McLean	Speidel
Bouska	Gissel	Malone	Stansell
Bowers	Gittinger	Maniece	Stanzel
Brady	Goode	Mercer	Stewart
Burgess	Grau	Metcalf	Stiger
Casey	Grell	Millhone	Stimpson
Craven	Hanson of Lyon	Mitchell	Strachan
Crouch	Hanson of Winnebago	Moore of Benton	Swift of Dubuque
Cunningham	Hartman	Moore of Harrison	Swift of Jackson
Davis	Hook	Mooty	Teter
Ditto	Hopp	Osborn	Thies
Dole	Hough	Ostby	Thiessen
Donlon	Hultman	Paisley	Treimer
Doran	Humeston	Peaco	Weed
Dreessen	Jenkins	Peet	Wenig
Durant	Jensen	Porter	Wiese
Elliott	Johnson	Rawlings	Willis
Ellsworth	Laughlin	Reed	Wolf
Fabritz	Lichty	Roe	Yager
Falvey	Lookingbill	Schmitz	Zipse
Felter	McCarthy	Schroeder	Zylstra
Foster			

The nays were, none.

Absent or not voting, 11.

Aldrich	Dean	McDermott	Sheridan
Alesch	Fuester	Rice	Mr. Speaker
Bruce	Koch	Ryder	

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

Malone of Cass moved that the vote by which Senate File No. 52 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

HOUSE FILE NO. 162 RECONSIDERED

Reed of Mahaska moved that the motion to reconsider the vote by which House File No. 162 failed to pass the House be taken from the table.

On the question "Shall the motion to reconsider House File No. 162 be taken from the table?" a roll call was demanded.

Digitized by Google

The ayes were, 94.

Aldrich	Foster	McCreery	Smith
Alesch	Frizzell	McDermott	Snyder
Augustine	Fuelling	McFarlane	Sours
Beath	Gallagher	McKinnon	Speidel
Beswick	Garner	McLean	Stansell
Bonnstetter	Gissel	Malone	Stanzel
Bouska	Gittinger	Maniece	Stewart
Bowers	Goode	Mercer	Stiger
Burgess	Grau	Metcalf	Stimpson
Crouch	Grell	Millhone	Strachan
Cunningham	Hanson of Lyon	Mitchell	Swift of Dubuque
Davis	Hanson of Winnebago	Moore of Benton	Swift of Jackson
Dean	Hartman	Moore of Harrison	Thies
Ditto	Hook	Mooty	Thiessen
Dole	Hopp	Osborn	Treimer
Donlon	Hough	Paisley	Weed
Doran	Hultman	Peaco	Wenig
Dreessen	Jenkins	Peet	Wiese
Durant	Jensen	Porter	Willis
Elliott	Johnson	Reed	Wolf
Ellsworth	Lichty	Roe	Yager
Fabritz	Lookingbill	Schmitz	Zipse
Falvey	McCarthy	Schroeder	Zylstra
Felter			Mr. Speaker

The nays were, 2.

Craven	Humeston

Absent or not voting, 12.

Brady	Fuester	Ostby	Ryder
Bruce	Koch	Rawlings	Sheridan
Casey	Laughlin	Rice	Teter

Motion prevailed.

Reed of Mahaska moved to reconsider the vote by which House File No. 162 failed to pass the House. Motion prevailed.

Reed of Mahaska moved to reconsider the vote by which House File No. 162 passed to its third reading. Motion prevailed.

Reed of Mahaska moved to amend House File No. 162 by substituting a comma for the period after the word "him" in line 16 of said bill, and by adding thereto the following:

"and has been voted by the local lodges or organizations or the supreme lodge or governing body as provided by Section 8862, Code 1931.

Amendment adopted.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 96.

Aldrich	Foster	McDermott	Schroeder
Alesch	Frizzell	McFarlane	Sheridan
Augustine	Fuelling	McKinnon	Smith
Beath	Gallagher	McLean	Snyder
Beswick	Garner	Malone	Speidel
Bonnstetter	Gissel	Maniece	Stansell
Bouska	Gittinger	Mercer	Stanzel
Bowers	Goode	Metcalf	Stewart
Burgess	Grau	Millhone	Stiger
Casey	Grell	Mitchell	Stimpson
Craven	Hanson of Lyon	Moore of Benton	Strachan
Crouch	Hartman	Moore of Harrison	Swift of Dubuque
Cunningham	Hopp	Mooty	Swift of Jackson
Davis	Hough	Osborn	Thies
Dean	Hultman	Ostby	Treimer
Ditto	Humeston	Paisley	Weed
Dole	Jenkins	Peaco	Wenig
Donlon	Jensen	Porter	Wiese
Doran	Johnson	Rawlings	Willis
Dreessen	Laughlin	Reed	Wolf
Elliott	Lichty	Rice	Yager
Ellsworth	Lookingbill	Roe	Zipse
Fabritz	McCarthy	Schmitz	Zylstra
Falvey	McCreery		Mr. Speaker
Felter			

The nays were, none.

Absent or not voting, 12.

Brady	Hanson of Winnebago	Koch	Sours
Bruce	Hook	Peet	Teter
Durant		Ryder	Thiessen
Fuester			

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

McCreery of Linn asked and obtained unanimous consent to consider House File No. 534, a bill for an act to amend section forty-two hundred sixty-seven (4267), code, 1931, relating to high schools established in townships, a committee bill.

Jensen of Audubon moved the previous question. Motion prevailed.

McCreery of Linn moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 96.

Aldrich	Falvey	McCarthy	Schmitz
Alesch	Felter	McCreery	Schroeder
Augustine	Foster	McDermott	Sheridan
Beath	Frizzell	McFarlane	Smith
Beswick	Fuelling	McLean	Snyder
Bonnstetter	Gallager	Malone	Speidel
Bouska	Garner	Maniece	Stewart
Bowers	Gissel	Metcalf	Stimpson
Brady	Gittinger	Millhone	Strachan
Burgess	Grau	Mitchell	Swift of Dubuque
Casey	Grell	Moore of Benton	Swift of Jackson
Craven	Hanson of Lyon	Moore of	Teter
Crouch	Hanson of	Harrison	Thies
Cunningham	Winnebago	Mooty	Thiessen
Davis	Hartman	Osborn	Treimer
Dean	Hook	Ostby	Weed
Ditto	Hopp	Paisley	Wenig
Dole	Hough	Peaco	Wiese
Donlon	Hultman	Peet	Willis
Doran	Humeston	Porter	Wolf
Dreessen	Jenkins	Rawlings	Yager
Durant	Jensen	Reed	Zipse
Elliott	Johnson	Rice	Zylstra
Ellsworth	Lichty	Roe	Mr. Speaker
Fabritz	Lookingbill		

The nays were, 2.

McKinnon	Stanzel

Absent or not voting, 10.

Bruce	Koch	Ryder	Stansell
Fuester	Laughlin	Sours	Stiger
Goode	Mercer		

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

McCreery of Linn moved that the vote by which House File No. 534 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Senate File No. 56, a bill for an act to amend section eleven thousand four hundred forty-one (11,441), of the code 1931, relating to the printing of court calendars, by unanimous consent was recalled from the committee on tax reduction and taken up for consideration.

Stiger of Tama moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 99.

Aldrich	Foster	McCreery	Sheridan
Augustine	Frizzell	McDermott	Snyder
Beath	Fuelling	McFarlane	Sours
Beswick	Gallagher	McKinnon	Speidel
Bonnstetter	Garner	McLean	Stansell
Bouska	Gissel	Malone	Stanzel
Bowers	Gittinger	Maniece	Stewart
Brady	Goode	Metcalf	Stiger
Burgess	Grell	Millhone	Stimpson
Casey	Hanson of Lyon	Mitchell	Strachan
Craven	Hanson of Winnebago	Moore of Benton	Swift of Dubuque
Crouch	Hartman	Moore of Harrison	Swift of Jackson
Cunningham	Hook	Mooty	Teter
Davis	Hopp	Osborn	Thies
Dean	Hough	Paisley	Thiessen
Ditto	Hultman	Peaco	Treimer
Dole	Humeston	Peet	Weed
Donlon	Jenkins	Porter	Wenig
Doran	Jensen	Rawlings	Wiese
Dreessen	Johnson	Reed	Willis
Durant	Laughlin	Rice	Wolf
Elliott	Lichty	Roe	Yager
Ellsworth	Lookingbill	Schmitz	Zipse
Fabritz	McCarthy	Schroeder	Zylstra
Falvey			Mr. Speaker
Felter			

The nays were, none.

Absent or not voting, 9.

Alesch	Grau	Mercer	Ryder
Bruce	Koch	Ostby	Smith
Fuester			

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

Johnson of Linn moved that the vote by which Senate File No. 56 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 372, a bill for an act to amend section eleven hundred, seventy one-b1 (1171-b1) of the code, 1931, relating to preference for coal and other domestic products, materials, supplies, provisions and other articles, and providing for the purchase and use thereof by the state and certain municipal corporations or political subdivisions thereof, and providing penalties for failing to give such preference in the purchase and use of domestic coal for fuel; and to repeal section eleven hundred, seventy one-b2 (1171-b2) of the code, 1931, and to enact a substitute therefor,

Digitized by Google

relating to advertising for bids and proposals for materials, coal and other domestic products, supplies, provisions, and other articles to be purchased at public expense, and relating to the rejection and acceptance of bids for domestic coal for fuel, and providing for contract and bond on acceptance of any such bids for coal for fuel, was taken up for consideration.

Fabritz of Wapello called up the amendment filed by him and found on page 805 of the Journal of March 15 and moved its adoption. Motion prevailed and amendment was adopted.

CALL OF THE HOUSE

MR. SPEAKER: We, the following, request a Call of the House on House File No. 372, this morning.

	C. E. MALONE
F. D. AUGUSTINE	M. C. FALVEY
E. H. FABRITZ	G. J. GITTINGER

The roll call disclosed that all members were present except Fuester of Ida, Koch of Bremer, Ryder of Dubuque, and Stanzel of Sac, who, on motion of Fabritz of Wapello, were excused from the Call of the House.

Gittinger of Lucas moved the previous question.

Motion prevailed.

Falvey of Monroe moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 46.

Aldrich	Falvey	McCreery	Schroeder
Augustine	Gallagher	McDermott	Sheridan
Beath	Garner	Malone	Stewart
Beswick	Gittinger	Metcalf	Stiger
Bowers	Goode	Millhone	Stimpson
Bruce	Grell	Mitchell	Teter
Craven	Hook	Osborn	Thies
Cunningham	Hultman	Paisley	Thiessen
Davis	Jensen	Peaco	Wenig
Doran	Laughlin	Peet	Willis
Elliott	Lookingbill	Reed	Mr. Speaker
Fabritz	McCarthy		

Digitized by Google

The nays were, 58.

Alesch	Foster	McFarlane	Smith
Bonnstetter	Frizzell	McKinnon	Snyder
Bouska	Fuelling	McLean	Sours
Brady	Gissel	Maniece	Speidel
Burgess	Grau	Mercer	Stansell
Casey	Hanson of Lyon	Moore of Benton	Strachan
Crouch	Hanson of Winnebago	Moore of Harrison	Swift of Dubuque
Dean	Hartman	Mooty	Swift of Jackson
Ditto	Hopp	Ostby	Treimer
Dole	Hough	Porter	Weed
Donlon	Humeston	Rawlings	Wiese
Dreessen	Jenkins	Rice	Wolf
Durant	Johnson	Roe	Yager
Ellsworth	Lichty	Schmitz	Zipse
Felter			Zylstra

Absent or not voting, 4.

Fuester	Koch	Ryder	Stanzel

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

McFarlane of Black Hawk moved that the vote by which House File No. 372 failed to pass the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Fabritz of Wapello moved that the Call of the House be raised. Motion prevailed.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 71, a bill for an act relating to publishing proceedings of Boards of Supervisors, etc. BYRON G. ALLEN, *Secretary*.

SENATE MESSAGE CONSIDERED

Senate File No. 71, a bill for an act to amend section fifty-four hundred eleven (5411), code 1931, relating to publishing proceedings of Boards of Supervisors; and to repeal section fifty-four hundred twelve-a one (5412-a1), code 1931, relating to the publication of the same and enacting a substitute therefor.

Read first and second times and passed on file.

HOUSE FILE NO. 56 WITHDRAWN

Stiger of Tama asked and obtained unanimous consent to with-

Digitized by Google

draw House File No. 56 from the judiciary committee and from the further consideration of the House.

Peet of Guthrie moved to substitute Senate File No. 71 for House File No. 71. Motion prevailed.

CONSIDERATION OF BILLS

Senate File No. 71, a bill for an act to amend section fifty-four hundred eleven (5411), code 1931, relating to publishing proceedings of Boards of Supervisors; and to repeal section fifty-four hundred twelve-a one (5412-a1), code 1931, relating to the publication of the same and enacting a substitute therefor, was taken up for consideration.

McFarlane of Black Hawk moved that the rules be suspended prohibiting the second and third reading on the same day. Motion prevailed.

Gallagher of Iowa moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 89.

Aldrich	Foster	McCarthy	Schmitz
Alesch	Frizzell	McCreery	Schroeder
Beath	Fuelling	McDermott	Smith
Beswick	Garner	McFarlane	Snyder
Bonnstetter	Gissel	McKinnon	Sours
Bouska	Gittinger	McLean	Stansell
Bowers	Goode	Malone	Stewart
Casey	Grau	Maniece	Stimpson
Craven	Grell	Metcalf	Strachan
Crouch	Hanson of Winnebago	Millhone	Swift of Dubuque
Cunningham	Hartman	Mitchell	Teter
Davis	Hook	Moore of Benton	Thies
Dean	Hopp	Moore of Harrison	Thiessen
Ditto	Hough	Mooty	Treimer
Dole	Hultman	Paisley	Weed
Doran	Humeston	Peaco	Wenig
Dreessen	Jenkins	Peet	Wiese
Durant	Jensen	Porter	Willis
Elliott	Johnson	Rawlings	Wolf
Ellsworth	Laughlin	Reed	Yager
Fabritz	Lichty	Rice	Zylstra
Falvey	Lookingbill	Roe	Mr. Speaker
Felter			

The nays were, 2.

Ostby	Zipse

Digitized by Google

Absent or not voting, 17.

Augustine	Fuester	Mercer	Speidel
Brady	Gallagher	Osborn	Stanzel
Bruce	Hanson of Lyon	Ryder	Stiger
Burgess	Koch	Sheridan	Switf of Jackson
Donlon			

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

Gallagher of Iowa moved that the vote by which Senate File No. 71 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Johnson of Linn asked and obtained unanimous consent for the immediate consideration of House File No. 339, a bill for an act to amend section seven thousand two hundred thirty-seven (7237), Code 1931, relating to remission of taxes in case of loss.

Johnson of Linn moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 98.

Aldrich	Foster	McCreery	Schroeder
Alesch	Frizzell	McDermott	Sheridan
Augustine	Fuelling	McFarlane	Smith
Beath	Gallagher	McKinnon	Snyder
Beswick	Gissel	McLean	Sours
Bonnstetter	Gittinger	Malone	Speidel
Bouska	Goode	Maniece	Stansell
Bowers	Grau	Mercer	Stewart
Brady	Grell	Metcalf	Stiger
Burgess	Hanson of Lyon	Millhone	Stimpson
Casey	Hanson of Winnebago	Mitchell	Strachan
Craven		Moore of Benton	Swift of Dubuque
Cunningham	Hartman	Moore of Harrison	Swift of Jackson
Davis	Hook	Mooty	Thies
Dean	Hopp	Osborn	Thiessen
Dole	Hough	Ostby	Treimer
Donlon	Hultman	Peaco	Weed
Doran	Humeston	Peet	Wenig
Dreessen	Jenkins	Porter	Wiese
Durant	Jensen	Rawlings	Willis
Elliott	Johnson	Reed	Wolf
Ellsworth	Laughlin	Rice	Yager
Fabritz	Lichty	Roe	Zipse
Falvey	Lookingbill	Schmitz	Zylstra
Felter	McCarthy		Mr. Speaker

Digitized by Google

The nays were, 1.

Teter

Absent or not voting, 9.

Bruce	Fuester	Koch	Ryder
Crouch	Garner	Paisley	Stanzel
Ditto			

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

Johnson of Linn moved that the vote by which House File No. 339 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled, House Files Nos. 46, 47, 48 and 50.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House Files Nos. 46, 47, 48 and 50.

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 16th day of March, 1933, sent to the Governor for his approval, House Files Nos. 46, 47, 48 and 50. WM. KOCH, *Chairman.*

Report adopted.

AMENDMENTS FILED

Swift of Dubuque filed the following amendment:

Amend the amendment to House File No. 105, found on page seven hundred fifty-three (753) of the House Journal of March 13, as follows:

Strike the period at the end of said amendment and insert a comma in lieu thereof, and add the following:

Digitized by Google

"nor to any person, firm, corporation, association or co-partnership which is the owner either of the land upon which the store or mercantile establishment is being operated and maintained, or of the building in which said business is being operated and maintained, or of the building in which said business is being carried on, nor to any person, firm, corporation, association or co-partnership which is operating and maintaining said mercantile establishment on lands under an irrevocable fifty year lease on said land."

Moore of Harrison filed the following amendment:

Amend the amendment to House File 133 found on page 768 of the Journal as follows:

Line 2, insert after the word "in" the words "paragraph one of".

Sheridan of Lee filed the following amendment to House File No. 133:

Amend House File No. 133 by striking therefrom Section one (1) of said bill and by renumbering sections two and three to read sections one and two respectively.

On motion of Hultman of Montgomery, the House adjourned until 9:00 a. m. Friday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 17, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by Reverend Gordon Dale Cox, Ex-Army Chaplain, Ottumwa, Iowa.

Journal of March 16 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Hartman of Des Moines, for the week, on request of Ditto of Osceola; Crouch of Greene, for the week, on request of Grell of Scott.

REPORTS OF COMMITTEES

Durant of Hancock, from the committee on public health, submitted the following reports:

MR. SPEAKER: Your committee on public health, to whom was referred House File No. 255, a bill for an act to repeal the law relating to the licensing of Osteopathic Practitioner as it now appears in sections twenty-five hundred fifty (2550), twenty-five hundred fifty-one (2551) and twenty-five hundred fifty-four (2554) of the Code, 1931, and to enact substitutes therefor fixing the minimum requirements as to preliminary education, professional training and scope of examination, and limiting the rights and privileges of such physicians when so licensed, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. S. B. DURANT, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on public health, to whom was referred House File No. 309, a bill for an act to repeal sections twenty-five hundred eighty-five c one (2585-c1) and twenty-five hundred eighty-five c three (2585-c3), code 1931, and to enact substitutes therefor, and to amend sections twenty-five hundred eighty-five c two (2585-c2), twenty-five hundred eighty-five c five (2585-c5), and twenty-five hundred eighty-five c six (2585-c6) code, 1931, relating to the definition of practice of em-

Digitized by Google

balming, licensing and regulating the practice of embalming and the revocation of licenses for the practice of embalming, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. S. B. DURANT, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on public health, to whom was referred House File No. 522, a bill for an act that vaccination or inoculation shall not be made a precedent for admission to any school or college, or for the exercise of any right, the performance of any duty, or the enjoyment of any privilege, by any person; penalties for violations of this act; and repealing all laws or parts of laws in conflict herewith, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. S. B. DURANT, *Chairman.*

Passed on file.

Falvey of Monroe (ranking member), from the committee on horticulture and forestry, submitted the following report:

MR. SPEAKER: Your committee on horticulture and forestry, to whom was referred House File No. 456, a bill for an act to amend section twenty-six hundred nine (2609), code 1931, relating to forest trees, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Strike all after the enacting clause and insert in lieu thereof the following:

Section 1. Section twenty-six hundred nine (2609) Code, 1931, is amended as follows:

1. In line four (4), after the word, "honey" insert the words "and black".

2. In line five (5), strike the words "sugar maple" and insert in lieu thereof the words "hard and soft maples, willow and cottonwood,".

3. Strike all after line nine (9). M. C. FALVEY, *Chairman.*

Report adopted.

Stansell of Clarke, from the committee on railroads, submitted the following reports:

MR. SPEAKER: Your committee on railroads, to whom was referred House File No. 370, a bill for an act to amend section seventy-nine hundred seventy-two (7972), Code, 1931, relating to construction and equipment of cabooses, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

M. R. STANSELL, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on railroads, to whom was referred House File No. 386, a bill for an act limiting trains to a length that can be handled with safety to the traveling public and employees, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. M. R. STANSELL, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on railroads, to whom was referred House File No. 484, a bill for an act to authorize the Burlington, Muscatine & Northwestern Railway Company, an Iowa Corporation, to construct, operate and maintain a railroad bridge across the Iowa River at or near the Village of Toolesboro, in Louisa County, Iowa, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. M. R. STANSELL, *Chairman.*

Report adopted.

Jensen of Audubon, from the committee on schools and textbooks, submitted the following reports:

MR. SPEAKER: Your committee on schools and textbooks, to whom was referred House File No. 298, a bill for an act to fix the amount of schooling to be furnished in public school districts at public expense, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. T. G. JENSEN, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on schools and textbooks, to whom was referred Senate File No. 197, a bill for an act relating to changing the boundary lines of school districts in certain cases, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. T. G. JENSEN, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on schools and textbooks, to whom was referred House File No. 356, a bill for an act to amend section forty-one hundred thirty-one (4131), code 1931, relating to attaching territory to an adjoining corporation, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

T. G. JENSEN, *Chairman.*

Report adopted.

Digitized by Google

Hanson of Winnebago, from the committee on drainage, submitted the following reports:

MR. SPEAKER: Your committee on drainage, to whom was referred House File No. 489, a bill for an act to amend section seventy-four hundred eighty-two (7482), Code 1931, providing relief as to unpaid drainage assessments, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend House File No. 489 by adding as Section 3 the following:

Sec. 3. The provisions of this Bill shall not apply to any Drainage District within the State wherein pumping stations were established to raise the water into a river and/or rivers of a higher water level than the area to be drained.

H. N. HANSON, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on drainage, to whom was referred House File No. 483, a bill for an act to give to the governing Boards of Drainage Districts authority to determine and maintain water level within Drainage District, and to provide for the payment of damages for raising or lowering of such water level, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

H. N. HANSON, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on drainage, to whom was referred House File No. 488, a bill for an act authorizing the governing board of any Drainage or Levee District which holds certificates of purchase at tax sale of lands within Drainage or Levee Districts to make application on behalf of the District for the appointment of a Receiver for such land; to provide for the appointment of such Receiver; to prescribe a procedure therefor, and distribution of the proceeds, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

H. N. HANSON, *Chairman.*

Report adopted.

Ellsworth of Hardin, from the committee on banks and banking, submitted the following reports:

MR. SPEAKER: Your committee on banks and banking, to whom was referred House File No. 450, a bill for an act, relating to the Iowa securities act, to amend sections 8581-c4, 8581-c5, and 8581-c13, Code, 1931, beg leave to report they have had the same under consideration and have in-

Digitized by Google

structed me to report the same back to the House with the recommendation that the same be indefinitely postponed. E. O. ELLSWORTH, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on banks and banking, to whom was referred House File No. 520, a bill for an act to authorize the organization of depository corporations, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. E. O. ELLSWORTH, *Chairman.*

Passed on file.

Rawlings of Monona, from the committee on agriculture, submitted the following report:

MR. SPEAKER: Your committee on agriculture, to whom was referred House File No. 499, a bill for an act to require the State Fair Board to issue season passes to government crop reporters, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. ED. RAWLINGS, *Chairman.*

Passed on file.

Hook of Taylor, from the committee on county and township organization, submitted the following reports:

MR. SPEAKER: Your committee on county and township organization, to whom was referred House File No. 498, a bill for an act to amend section fifty-five hundred eighty-two (5582), Code, 1931, relating to township trustees for amusement places, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. S. HOOK, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on county and township organization, to whom was referred House File No. 324, a bill for an act to amend section fifty-two hundred twenty-four (5224), Code, 1931, relating to the amount of the county recorder's salary in counties where the recorder's office is kept in two different places, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend House File No. 324 by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. That section fifty-two hundred twenty-four, (5224), Code, 1931, be amended by striking in line one (1) of paragraph two (2) the

Digitized by Google

words 'any county' and substituting in lieu thereof the words 'counties over fifty thousand population,' ". C. S. HOOK, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on county and township organization, to whom was referred House File No. 325, a bill for an act to amend section fifty-two hundred thirty-one (5231), code, 1931, relating to the amount of the salary of the deputy clerk of the district court in counties where district court is held in two places, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Strike out all after the enacting clause and insert in lieu thereof the following:

"Section 1. Section fifty-two hundred thirty-one (5231), Code, 1931, is amended by striking out of line one (1) of the last paragraph the words 'any county' and inserting in lieu thereof the words 'counties over fifty thousand population'." C. S. HOOK, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on county and township organization, to whom was referred House File No. 334, a bill for an act to amend section fifty-two hundred twenty (5220) Code, 1931, relating to the amount of the county auditor's salary in counties having special charter cities or having two places of holding district court, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend House File No. 334 by striking all after the enacting clause and substituting therefor the following:

"Section 1. Section fifty-two hundred twenty (5220), Code, 1931, is hereby amended by striking therefrom sub-section twelve, commencing with '12' and ending with 'schedule'."

Further amend by inserting in line one of the second paragraph of subsection twelve after the word 'counties' the following: 'over fifty thousand population,'. C. S. HOOK, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on county and township organization, to whom was referred House File No. 439, a bill for an act to amend sections fifty-one hundred eleven (5111), to fifty-one hundred thirteen (5113), inclusive, relating to the districting of counties for the election of county supervisors, beg leave to report they have had the same under

Digitized by Google

consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

1. Strike all of section two (2) thereof.
2. Renumber "Sec. 3." to read "Sec. 2.".
3. Strike from lines one (1) and two (2) of the title the words and figures: "sections fifty-one hundred eleven (5111), to fifty-one hundred thirteen (5113), inclusive," and insert in lieu thereof the following: "sections fifty-one hundred eleven (5111) and fifty-one hundred thirteen (5113), code, 1931,".

C. S. HOOK, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on county and township organization, to whom was referred House File No. 107, a bill for an act relating to the office of constable in certain counties, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. S. HOOK, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on county and township organization, to whom was referred House File No. 359, a bill for an act to specify the purposes for which any accumulation or surplus in the county public hospital fund may be used by the trustees of such hospitals; to provide the time during which said trustees shall make their reports; to authorize said trustees to waive, reduce or cancel certain accounts; to specify the legal services which the county attorney shall perform for said trustees; and to provide for the payment of services rendered in said hospitals to private patients, and to this end, to amend section fifty-three hundred fifty-three (5353), fifty-three hundred fifty-nine (5359), fifty-three hundred sixty-three (5363) and fifty-three hundred sixty-four (5364), Code, 1931, relating to said hospitals, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. S. HOOK, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on county and township organization, to whom was referred House File No. 501, a bill for an act to amend section forty-eight hundred seventeen (4817), and section forty-eight hundred nineteen (4819), and Chapter two hundred forty-six (246), of the Code, 1931, relating to weeds and the duties of the board of supervisors in regard to the destruction of the same, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

C. S. HOOK, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on county and township organization, to whom was referred House File No. 516, a bill for an act to amend section four thousand twelve (4012) code, 1931, pertaining to the treatment of indigent persons, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendation. C. S. HOOK, *Chairman.*

Report adopted.

Moore of Harrison, from the committee on conservation, submitted the following report:

MR. SPEAKER: Your committee on conservation to whom was referred House File No. 341, a bill for an act to repeal the law as it appears in Chapter eighty-five (85), Code 1931, relating to inspection of passenger boats, and to enact a substitute therefor, relating to inspection of boats, licensing of pilots and engineers, and regulating the operation of boats on inland Iowa lakes and streams, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Strike from Section four (4), Line seven (7), the words "Twenty-five Dollars" and inserting in lieu thereof the words and figures "Twenty ($20.00) Dollars". R. G. MOORE, *Chairman.*

Report adopted.

Mitchell of Webster, from the committee on emergency legislation, submitted the following report:

MR. SPEAKER: Your committee on emergency legislation to whom was referred Senate File No. 267, a bill for an act relating to the duration of judgments and the limitations of actions on judgments and fixing the time within which certain judgments may be enforced and executions issued thereon, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

JOHN H. MITCHELL, *Chairman.*

Report adopted.

CONSIDERATION OF BILLS

Ellsworth of Hardin asked and obtained unanimous consent to consider House File No. 541 at this time, a bill for an act to amend section ninety-two hundred thirty-nine a-two (9239-a2), Code, 1931, relating to the agreement by public bodies covering claims against banks and trust companies; by extending the provisions thereof to all state, national and private banks in the State of Iowa, and by making the provisions thereof applicable to reorgan-

Digitized by Google

izations made pursuant to Senate File One Hundred Eleven (111), Acts of the Forty-fifth General Assembly of Iowa, was taken up for consideration.

Ellsworth of Hardin moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 79.

Aldrich	Fuelling	McDermott	Schmitz
Alesch	Fuester	McFarlane	Schroeder
Augustine	Gallagher	McKinnon	Snyder
Beath	Garner	McLean	Speidel
Beswick	Gissel	Malone	Stansell
Bouska	Gittinger	Maniece	Stewart
Bowers	Goode	Mercer	Stimpson
Brady	Hanson of Lyon	Metcalf	Strachan
Bruce	Hanson of Winnebago	Millhone	Swift of Dubuque
Burgess	Hook	Mitchell	Swift of Jackson
Casey	Hopp	Moore of Benton	Teter
Craven	Hultman	Moore of Harrison	Thiessen
Cunningham	Humeston	Mooty	Treimer
Dole	Jenkins	Osborn	Weed
Doran	Jensen	Ostby	Wenig
Dreessen	Laughlin	Peaco	Wiese
Durant	Lichty	Peet	Willis
Elliott	Lookingbill	Porter	Wolf
Ellsworth	McCarthy	Reed	Yager
Felter			Mr. Speaker
Frizzell			

The nays were, 12.

Bonnstetter	Fabritz	Grell	Sheridan
Crouch	Falvey	Hough	Smith
Davis	Foster	Roe	Sours

Absent or not voting, 17.

Dean	Johnson	Rawlings	Stiger
Ditto	Koch	Rice	Thies
Donlon	McCreery	Ryder	Zipse
Grau	Paisley	Stanzel	Zylstra
Hartman			

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

Speaker pro tempore Donlon in the chair.

ST. PATRICK'S DAY OBSERVANCE

In accordance with House Resolution duly adopted, Mr. Donlon presented the House with the following:

Digitized by Google

PROGRAM

(a) High School Quartette.....Graettinger, Iowa
1. The Kerry Dances. 2. Killarney.
(b) Ralph V. Coder.....Graettinger, Iowa
1. Danny Boy. 2. Mother Machree.
(c) Mary M. Price.....Graettinger, Iowa
The Sidewalks of New York
(d) "The Day We Celebrate".....Senator M. D. Cooney
(e) Mrs. Irma Buttemore.....West Bend, Iowa
1. Kathleen Mavourneen. 2. When Irish Eyes Are Smiling.
(f) Rep. Earl M. Dean.....Cerro Gordo County
1. Where the River Shannon Flows. 2. Sweet Molly Malone.
(g) "The Irish in America".....Rep. P. H. Donlon
(h) House Quartette.....With Audience in Chorus
1. My Wild Irish Rose. 2. It's a Long Way to Tipperary.

Speaker Miller resumed the chair.

HOUSE FILE NO. 460 PLACED ON CALENDAR

Aldrich of Wright asked and obtained unanimous consent to withdraw House File No. 460 from the committee on cities and towns and place it on the calendar.

CONSIDERATION OF BILLS

Gallagher of Iowa asked and obtained unanimous consent to consider House File No. 540 at this time, a bill for an act requiring the filing of schedules of rates and rules by insurance companies, associations and inter-insurance exchanges, prohibiting rebating and discrimination, and providing penalties for the violation thereof.

Gallagher of Iowa moved to amend House File No. 540 by striking from section 1, line 6 the word "of" and inserting in lieu thereof the word "or". Also by inserting in section 8, line 1 following the word "on", the words "personal or real or". Amendments adopted.

Gallagher of Iowa moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

McKinnon of Henry moved to reconsider the vote by which House File No. 540 went to its third reading. Motion prevailed.

McKinnon moved that action be deferred on the bill and retain its place on the calendar. Motion lost.

Digitized by Google

Gallagher of Iowa moved that the reading just had be considered the third reading and the bill be placed upon its passage.

On the question "Shall the bill pass?"

The ayes were, 60.

Aldrich	Elliott	Lookingbill	Ostby
Augustine	Falvey	McCarthy	Peet
Beath	Gallagher	McDermott	Porter
Bouska	Gittinger	McFarlane	Reed
Brady	Grau	McLean	Schmitz
Bruce	Hanson of Lyon	Malone	Schroeder
Burgess	Hanson of Winnebago	Maniece	Sheridan
Casey	Hough	Mercer	Snyder
Craven	Hultman	Metcalf	Sours
Cunningham	Jenkins	Millhone	Speidel
Davis	Jensen	Mitchell	Teter
Dean	Johnson	Moore of Benton	Thiessen
Ditto	Koch	Moore of Harrison	Treimer
Dole	Laughlin	Mooty	Willis
Dreessen	Lichty		Yager
Durant			

The nays were, 39.

Alesch	Fuelling	McKinnon	Swift of Jackson
Beswick	Fuester	Paisley	Thies
Bonnstetter	Garner	Peaco	Weed
Bowers	Gissel	Rawlings	Wenig
Crouch	Goode	Rice	Wiese
Doran	Grell	Roe	Wolf
Ellsworth	Hook	Smith	Zipse
Felter	Hopp	Stansell	Zylstra
Foster	Humeston	Stanzel	Mr. Speaker
Frizzell	McCreery	Stewart	

Absent or not voting, 9.

Donlon	Osborn	Stiger	Strachan
Fabritz	Ryder	Stimpson	Swift of Dubuque
Hartman			

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

Gallagher of Iowa moved that the vote by which House File No. 540 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion lost.

Malone of Cass offered the following resolution and asked unanimous consent for its immediate consideration:

HOUSE RESOLUTION NO. 26

Whereas, the Honorable Charles O. Smith, who was a member of the House of Representatives in the Thirty-sixth General Assembly from Cass County, died on the 12th day of March, 1933; therefore,

Digitized by Google

Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That the Speaker appoint a committee of three to draft suitable resolutions in commemoration of his life and services to this State.

Unanimous consent having been granted for the immediate consideration of the resolution, Mr. Malone moved its adoption. Motion prevailed and House Resolution No. 26 was adopted. The Speaker appointed as members of such committee Malone of Cass, Falvey of Monroe, and Gittinger of Lucas.

CONSIDERATION OF HOUSE CONCURRENT RESOLUTION NO. 23

Grell of Scott called up House Concurrent Resolution No. 23 found in the Journal of March 16 and moved its adoption.

Hanson of Winnebago moved to amend the resolution by striking the fifth paragraph of the resolution.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 64.

Beath	Falvey	Laughlin	Porter
Beswick	Felter	Lichty	Reed
Bonnstetter	Fuelling	Lookingbill	Rice
Bouska	Gallagher	McCarthy	Roe
Bowers	Gissel	McCreery	Snyder
Burgess	Gittinger	McDermott	Speidel
Casey	Goode	McFarlane	Stewart
Craven	Grau	McLean	Stiger
Crouch	Hanson of Lyon	Malone	Strachan
Cunningham	Hanson of Winnebago	Mercer	Swift of Jackson
Davis	Hopp	Metcalf	Teter
Dole	Hultman	Millhone	Thies
Doran	Jenkins	Mitchell	Treimer
Durant	Johnson	Osborn	Weed
Elliott	Koch	Peaco	Wenig
Ellsworth		Peet	Wolf
Fabritz			

The nays were, 33.

Aldrich	Grell	Ostby	Stansell
Alesch	Hook	Paisley	Stimpson
Augustine	Humeston	Rawlings	Thiessen
Dean	Jensen	Schmitz	Wiese
Dreessen	McKinnon	Schroeder	Willis
Foster	Moore of Benton	Sheridan	Yager
Frizzell	Moore of Harrison	Smith	Zipse
Fuester	Mooty	Sours	Zylstra
Garner			

Digitized by Google

Absent or not voting, 11.

Brady	Donlon	Maniece	Swift of Dubuque
Bruce	Hartman	Ryder	Mr. Speaker
Ditto	Hough	Stanzel	

Amendment adopted.

Johnson of Linn moved to amend House Concurrent Resolution No. 23 by striking the third from the last paragraph.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 83.

Aldrich	Fuelling	McCreery	Sheridan
Beath	Gallagher	McDermott	Smith
Beswick	Garner	McFarlane	Snyder
Bonnstetter	Gissel	McLean	Sours
Bouska	Gittinger	Malone	Speidel
Bowers	Goode	Maniece	Stansell
Bruce	Grau	Mercer	Stanzel
Burgess	Hanson of Lyon	Metcalf	Stewart
Casey	Hanson of	Millhone	Stiger
Cunningham	Winnebago	Mitchell	Strachan
Davis	Hook	Moore of Benton	Swift of Dubuque
Dean	Hopp	Moore of	Swift of Jackson
Ditto	Hultman	Harrison	Teter
Dole	Jenkins	Paisley	Thies
Doran	Jensen	Peet	Treimer
Durant	Johnson	Porter	Weed
Elliott	Koch	Rawlings	Wiese
Ellsworth	Laughlin	Reed	Willis
Fabritz	Lichty	Rice	Wolf
Falvey	Lookingbill	Roe	Yager
Felter	McCarthy	Schmitz	Zylstra
Frizzell			

The nays were, 12.

Alesch	Foster	Osborn	Stimpson
Craven	Grell	Ostby	Thiessen
Dreessen	McKinnon	Schroeder	Zipse

Absent or not voting, 13.

Augustine	Fuester	Humeston	Ryder
Brady	Hartman	Mooty	Wenig
Crouch	Hough	Peaco	Mr. Speaker
Donlon			

Amendment adopted.

Johnson of Linn moved to amend the concurrent resolution by striking the last sentence in paragraph three.

On the question "Shall the amendment be adopted?" a roll call was demanded.

Digitized by Google

The ayes were, 82.

Aldrich	Fuelling	McFarlane	Stansell
Augustine	Fuester	McKinnon	Stanzel
Beath	Gallagher	McLean	Stewart
Beswick	Gissel	Malone	Stiger
Bouska	Gittinger	Maniece	Stimpson
Bowers	Goode	Mercer	Strachan
Bruce	Grau	Metcalf	Swift of Dubuque
Burgess	Hanson of Lyon	Millhone	Swift of Jackson
Casey	Hanson of Winnebago	Mitchell	Teter
Cunningham	Hopp	Moore of Benton	Thies
Davis	Hultman	Paisley	Thiessen
Dean	Jenkins	Peaco	Treimer
Ditto	Johnson	Peet	Weed
Dole	Koch	Porter	Wenig
Doran	Laughlin	Rawlings	Wiese
Durant	Lichty	Reed	Willis
Elliott	Lookingbill	Schmitz	Wolf
Ellsworth	McCarthy	Sheridan	Yager
Fabritz	McCreery	Snyder	Zylstra
Falvey	McDermott	Sours	Mr. Speaker
Felter		Speidel	

The nays were, 20.

Alesch	Garner	Moore of Harrison	Rice
Bonnstetter	Grell	Mooty	Roe
Craven	Hook	Osborn	Schroeder
Dreessen	Humeston	Ostby	Smith
Foster	Jensen		Zipse
Frizzell			

Absent or not voting, 6.

Brady	Donlon	Hough	Ryder
Crouch	Hartman		

Amendment adopted.

Ellsworth of Hardin moved to strike the last paragraph from House Concurrent Resolution No. 23 and insert in lieu thereof the following:

"*Be It Resolved by the House, the Senate concurring*, That we appreciate fully the problems and the necessities contained in the foregoing resolution and pledge our best consideration to legislation that will alleviate them.

On the question "Shall the amendment be adopted?"

The ayes were, 89.

Aldrich	Cunningham	Fabritz	Goode
Beath	Davis	Falvey	Grau
Beswick	Dean	Felter	Hanson of Lyon
Bonnstetter	Ditto	Frizzell	Hanson of Winnebago
Bouska	Dole	Fuelling	Hook
Bowers	Doran	Gallagher	Hopp
Bruce	Durant	Garner	Hough
Burgess	Elliott	Gissel	Hultman
Casey	Ellsworth	Gittinger	

Digitized by Google

Jenkins	Mercer	Roe	Swift of Jackson
Jensen	Metcalf	Schmitz	Teter
Johnson	Millhone	Schroeder	Thies
Koch	Mitchell	Sheridan	Thiessen
Laughlin	Moore of Benton	Snyder	Treimer
Lichty	Moore of Harrisorn	Sours	Weed
Lookingbill	Mooty	Speidel	Wenig
McCarthy	Paisley	Stansell	Wiese
McCreery	Peaco	Stanzel	Willis
McDermott	Peet	Stewart	Wolf
McFarlane	Porter	Stiger	Yager
McLean	Rawlings	Stimpson	Zylstra
Malone	Reed	Strachan	Mr. Speaker
Maniece		Swift of Dubuque	

The nays were, 13.

Alesch	Foster	McKinnon	Rice
Augustine	Grell	Osborn	Smith
Craven	Humeston	Ostby	Zipse
Dreessen			

Absent or not voting, 6.

Brady	Donlon	Hartman	Ryder
Crouch	Fuester		

Amendment adopted.

On the question "Shall House Concurrent Resolution No. 23 be adopted?"

The ayes were, 80.

Aldrich	Fuelling	McFarlane	Sheridan
Beath	Fuester	McLean	Snyder
Bonnstetter	Gallagher	Malone	Sours
Bouska	Garner	Maniece	Speidel
Bowers	Gissel	Mercer	Stanzel
Bruce	Gittinger	Metcalf	Stewart
Burgess	Goode	Millhone	Stiger
Casey	Grau	Mitchell	Strachan
Cunningham	Hanson of Lyon	Moore of Benton	Swift of Dubuque
Davis	Hanson of Winnebago	Moore of Harrison	Swift of Jackson
Dean	Hopp	Paisley	Teter
Ditto	Hough	Peaco	Thies
Dole	Hultman	Peet	Treimer
Doran	Koch	Porter	Weed
Durant	Laughlin	Rawlings	Wenig
Elliott	Lichty	Reed	Wiese
Ellsworth	Lookingbill	Rice	Willis
Fabritz	McCarthy	Roe	Wolf
Falvey	McCreery	Schmitz	Zylstra
Foster	McDermott		Mr. Speaker
Frizzell			

The nays were, 23.

Alesch	Grell	McKinnon	Stansell
Augustine	Hook	Mooty	Stimpson
Beswick	Humeston	Osborn	Thiessen
Craven	Jenkins	Ostby	Yager
Dreessen	Jensen	Schroeder	Zipse
Felter	Johnson	Smith	

Digitized by Google

Absent or not voting, 5.

Brady	Donlon	Hartman	Ryder
Crouch			

Resolution adopted.

INTRODUCTION OF BILLS

House File No. 546, by committee on public health, a bill for an act to amend section twenty-one hundred ninety-one (2191), Code, 1931, relating to the powers and duties of the State Department of Health, providing for the direction of method of installation and operation of public swimming pools.

Read first and second times and passed on file.

House File No. 547, by committee on schools and textbooks, a bill for an act to repeal sections one hundred eleven (111), one hundred twelve (112), one hundred thirteen (113), one hundred fourteen (114), one hundred seventeen (117), one hundred twenty (120), one hundred twenty-four (124), one hundred twenty-six (126), and to amend thirty-eight hundred thirty-two (3832), relating to the auditing and financial reports and records of counties, schools, and cities and towns.

Read first and second times and passed on file.

House File No. 548, by committee on emergency legislation, a bill for an act to suspend the interest as a penalty for non-payment of the first installment of taxes due in 1933, as provided in section seventy-two hundred fourteen (7214), code 1931.

Read first and second times and passed on file.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

Substitute for House File No. 1, a bill for an act relating to changing the method of determining actual value and assessed value.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 98, a bill for an act relating to the printing of names on primary ballots.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Digitized by Google

Senate File No. 96, a bill for an act relating to tuition of high school pupils.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 166, a bill for an act to clarify school election laws.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 280, a bill for an act relating to the power of cities and towns to lease all or any portion of real estate owned or used for airport purposes.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 350, a bill for an act relating to the extension of the period of redemption of real estate in all real estate foreclosure actions now pending where deeds of conveyance have not been granted.

BYRON G. ALLEN, *Secretary.*

CONSIDERATION OF SENATE AMENDMENTS

On request of Malone of Cass unanimous consent having been given Substitute for House File No. 1, a bill for an act to amend sections three hundred seventy-three (373), four hundred eighty-nine (489), four hundred ninety (490), twenty-two hundred ninety (2290), twenty-six hundred eighty-six (2686), twenty-nine hundred five (2905), twenty-nine hundred nine (2909), thirty-six hundred four (3604), thirty-six hundred forty-one-b one (3641-b1), thirty-six hundred fifty-four (3654), four thousand eighty-three (4083), forty-two hundred seventeen (4217) paragraph seven (7), forty-two hundred nineteen (4219), forty-three hundred forty-six (4346), forty-three hundred sixty-three (4363), forty-three hundred ninety-one (4391), forty-three hundred ninety-five (4395), forty-four hundred thirty-five (4435), forty-six hundred forty-four-c six (4644-c6), forty-six hundred forty-four-c seven (4644-c7), forty-six hundred forty-four-c eleven (4644-c11), forty-six hundred forty-four-c twelve (4644-c12), forty-six hundred forty-four-c fifteen (4644-c15), forty-six hundred eighty-two (4682), fifty-two hundred sixty-eight (5268), fifty-two hundred eighty-four (5284), fifty-two hundred ninety-two (5292), fifty-three hundred thirty-seven (5337), fifty-three hundred fifty-three (5353), fifty-three hundred sixty-seven (5367), fifty-three hundred eighty-five (5385), fifty-five hundred sixty-two (5562), fifty-five hundred seventy-c two (5570-c2), fifty-five hundred seventy-five (5575), fifty-five hundred eighty-one (5581), fifty-seven hundred sixty-seven (5767), fifty-seven hundred ninety-two (5792), fifty-seven

Digitized by Google

hundred ninety-three (5793), fifty-eight hundred twenty-two (5822), fifty-eight hundred thirty-five (5835), fifty-eight hundred thirty-eight (5838), fifty-eight hundred sixty-two (5862), fifty-eight hundred sixty-three (5863), fifty-eight hundred eighty-nine (5889), fifty-nine hundred two (5902) paragraph ten (10), fifty-nine hundred three-c five (5903-c5), fifty-nine hundred fifteen (5915), fifty-nine hundred forty-nine-a two (5949-a2), six thousand forty-three (6043), six thousand seventy-five (6075), sixty-one hundred (6100), sixty-one hundred fifty-two (6152), sixty-one hundred fifty-four (6154), sixty-one hundred fifty-nine (6159), sixty-one hundred sixty-four (6164), sixty-two hundred seven (6207), sixty-two hundred eight (6208), sixty-two hundred nine (6209), sixty-two hundred ten (6210), sixty-two hundred eleven (6211), sixty-two hundred thirteen (6213), sixty-two hundred fourteen (6214), sixty-three hundred ten (6310), sixty-five hundred seventy-eight (6578), sixty-five hundred eighty-eight (6588), sixty-five hundred ninety-two (6592), sixty-five hundred ninety-nine (6599), sixty-six hundred (6600), sixty-six hundred three (6603), sixty-six hundred seven (6607), sixty-six hundred ten (6610), sixty-eight hundred twenty-three (6823), sixty-eight hundred fifty-five (6855), sixty-eight hundred fifty-six (6856), seventy-one hundred nine (7109), seventy-one hundred ten (7110), seventy-one hundred seventy-one (7171), seventy-one hundred seventy-two (7172), seventy-one hundred seventy-three (7173), seventy-seven hundred fifty (7750), ten thousand one hundred ninety (10,190), ten thousand one hundred ninety-one (10,191), ten thousand one hundred ninety-four (10,194), ten thousand one hundred ninety-five (10,195), ten thousand one hundred ninety-six (10,196), ten thousand six hundred ninety-two (10,692), code 1931, to change the method of determining actual value, assessed value, and taxable value and the tax rates thereon on all real estate and personal property, except moneys and credits, so that the terms actual value, assessed value, and taxable value shall hereafter be synonymous and arithmetically the same; and to adjust the tax rates and levies thereon accordingly, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO SUBSTITUTE FOR HOUSE FILE NO. 1

1. In section 47 correct the spelling of the word "permissible".
2. In Sec. 57, line 2, insert the word "four" following the word "line".

Digitized by Google

3. Amend Sec. 60 by adding as a paragraph between paragraphs 9 and 10 the following: "Further amend said sub-section by striking from line seven (7) the word 'two' and substituting therefor the word 'one-half'."

4. Amend Sec. 60, paragraph 27, line 2 by striking the word and figure "one (1)" and substituting therefor the word and figure "two (2)".

5. Amend Sec. 64, line 3 by pluralizing the word "word".

6. Amend Sec. 66, lines 3 and 4 by striking the words "one and one-fourth" and substituting therefor the word "one-fourth".

7. Amend Sec. 70, line 3, by singularizing the word "words".

8. Amend Sec. 71, line 2, by striking therefrom the word and figure "thirty-seven (37)" and substituting therefor the word and figure "thirty-six (36)".

9. Strike out all of sec. 75 and substitute therefor the following: "Strike paragraphs one (1) and two (2) of Section seventy-one hundred nine (7109), code 1931, and substitute therefor the following: 'All property subject to taxation shall be assessed at its actual value which shall be entered opposite each item. The terms 'actual value', 'assessed value' and 'taxable value' shall hereafter be construed as referring to 'actual value'.

" 'The tax rate shall be applied to the actual value, except as otherwise provided.' "

10. Amend Sec. 76 by adding as paragraph two (2) thereof the following:

"Further amend said section by striking from line five (5) the words 'one dollar' and substituting therefor the words 'four dollars'."

11. Amend by adding as Sec. 87-A the following:

"The code editor is hereby directed to correct the spelling of the words in the singular or plural in the various sections hereby effected to agree with the contexts as hereby changed."

12. Amend by inserting the following section:

"Sec. 88. Wherever in the statutes, other than in the foregoing sections, a tax rate on one-fourth of the actual value of real and personal property, except moneys and credits, is authorized said tax rate shall be divided by four (4) so as to adjust said tax rate according to the revised system of assessed valuations as herein provided, and, in said instances, if any, the Code Editor is directed to make the division and to insert the proper quotient."

13. Further amend by renumbering the remaining section.

14. Amend section 89 as renumbered by striking out all after the word "publication" as it appears in line 2 and substituting in lieu thereof the words "as provided by law".

Mr. Malone moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

Digitized by Google

The ayes were, 93.

Augustine	Frizzell	McCreery	Sheridan
Beath	Fuelling	McDermott	Snyder
Beswick	Fuester	McFarlane	Sours
Bouska	Gallagher	McLean	Speidel
Bowers	Garner	Malone	Stansell
Bruce	Gissel	Maniece	Stanzel
Burgess	Gittinger	Metcalf	Stewart
Casey	Goode	Millhone	Stiger
Craven	Grau	Mitchell	Stimpson
Crouch	Hanson of Lyon	Moore of Benton	Strachan
Cunningham	Hanson of Winnebago	Moore of Harrison	Swift of Jackson
Davis	Hook	Mooty.	Thies
Dean	Hough	Osborn	Thiessen
Ditto	Hultman	Ostby	Treimer
Dole	Humeston	Paisley	Weed
Doran	Jenkins	Peaco	Wenig
Dreessen	Jensen	Porter	Wiese
Durant	Johnson	Rawlings	Willis
Elliott	Koch	Reed	Wolf
Ellsworth	Laughlin	Rice	Yager
Fabritz	Lichty	Roe	Zipse
Falvey	Lookingbill	Schmitz	Zylstra
Felter	McCarthy	Schroeder	Mr. Speaker
Foster			

The nays were, 1.

McKinnon

Absent or not voting, 14.

Aldrich	Donlon	Mercer	Smith
Alesch	Grell	Peet	Swift of Dubuque
Bonnstetter	Hartman	Ryder	Teter
Brady	Hopp		

So the House concurred in Senate amendments to Substitute for House File No. 1.

CONSIDERATION OF SENATE AMENDMENTS

On request of Fuester of Ida, unanimous consent having been given, House File No. 350, an emergency act relating to the extension of the period of redemption of real estate in all real estate foreclosure actions now pending where deeds of conveyance have not been granted, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 350

Amend as follows:

1. By inserting at the end of line 4 in section 1 the following: "upon application of the owner or owners of such real estate, the court shall, unless upon hearing upon said application good cause is shown to the contrary, order that".

2. By striking the word, "debtor", in line 6 of section 1 and inserting in lieu thereof the words, "such owner or owners".

Digitized by Google

3. By striking the word, "is", in line 6 of section 1 and inserting in lieu thereof the word, "are".

4. By striking all of paragraph 1 of Section 1 after the word, "thereof", in line 7 and adding a period.

5. By striking the words, "and interest", in lines 13 and 14 in Section 1.

6. By inserting after the comma in line 15 of Section 1 the following: "and any balance distributed as the court may direct,".

7. By striking the words, "debtor does", in line 22 of Section 1 and inserting in lieu thereof the words, "owner or owners do".

8. By inserting before the word, "extension", in line 23 of Section 1 the words, "order for".

9. By striking the word, "suspended", in line 25 of Section 1 and inserting in lieu thereof the words, "set aside".

10. By striking all of Section 2 and inserting in lieu thereof the following: "Sec. 2. During the period of extension of redemption, as herein provided, the owner or owners of said real estate shall have the exclusive right to redeem, and the rights of redemption of subsequent mortgages, junior lienholders, and creditors shall terminate within the period as by law now provided, the provisions of this act notwithstanding."

Further amend by inserting after the word "been" in line three (3) of Section 1 the words "or may hereafter be".

Mr. Fuester moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 95.

Aldrich	Fuelling	McFarlane	Snyder
Augustine	Fuester	McKinnon	Sours
Beath	Gallagher	McLean	Speidel
Beswick	Garner	Malone	Stansell
Bonnstetter	Gissel	Maniece	Stanzel
Bouska	Gittinger	Metcalf	Stewart
Bowers	Goode	Millhone	Stiger
Bruce	Grau	Mitchell	Stimpson
Burgess	Grell	Moore of Beaton	Strachan
Casey	Hanson of Lyon	Moore of	Swift of Dubuque
Craven	Hanson of	Harrison	Swift of Jackson
Crouch	Winnebago	Mooty	Teter
Cunningham	Hook	Osborn	Thies
Davis	Hough	Paisley	Thiessen
Dean	Hultman	Peaco	Treimer
Ditto	Humeston	Porter	Weed
Dole	Jenkins	Rawlings	Wenig
Doran	Jensen	Reed	Wiese
Dreessen	Koch	Rice	Willis
Durant	Lichty	Roe	Wolf
Ellsworth	Lookingbill	Schmitz	Yager
Falvey	McCarthy	Schroeder	Zipse
Felter	McCreery	Sheridan	Zylstra
Foster	McDermott	Smith	Mr. Speaker
Frizzell			

The nays were, none.

Digitized by Google

Absent or not voting, 13.

Alesch	Fabritz	Johnson	Ostby
Brady	Hartman	Laughlin	Peet
Donlon	Hopp	Mercer	Ryder
Elliott			

So the House concurred in Senate amendments to House File No. 350.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

House Concurrent Resolution No. 21 asking for information from the State Board of Education relative to salaries of the faculties of our State Educational Institutions for the coming year.

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

Senate Concurrent Resolution No. 16 memorializing Congress relative to agricultural legislation. BYRON G. ALLEN, *Secretary*.

CONSIDERATION OF BILLS

House File No. 340, a bill for an act to amend chapter four hundred ninety-six (496), Code 1931, to provide for the entering of judgment notwithstanding the verdict in certain cases and to prescribe the practice in such cases upon review by the Supreme Court, and to repeal all acts and parts of acts inconsistent with the provisions of this act, with report of committee recommending passage, was taken up for consideration.

Johnson of Linn moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 92.

Aldrich	Crouch	Falvey	Grell
Augustine	Cunningham	Felter	Hanson of Lyon
Beath	Davis	Foster	Hanson of Winnebago
Beswick	Dean	Frizzell	Hook
Bonnstetter	Ditto	Fuelling	Hough
Bouska	Dole	Gallagher	Hultman
Bowers	Doran	Garner	Humeston
Bruce	Durant	Gissel	Jenkins
Burgess	Elliott	Gittinger	Jensen
Casey	Ellsworth	Goode	Johnson
Craven	Fabritz	Grau	

Digitized by Google

Koch	Moore of Benton	Sheridan	Teter
Laughlin	Moore of	Snyder	Thies
Lichty	Harrison	Sours	Thiessen
Lookingbill	Mooty	Speidel	Treimer
McCarthy	Osborn	Stansell	Weed
McCreery	Paisley	Stanzel	Wiese
McDermott	Peaco	Stewart	Willis
McFarlane	Peet	Stiger	Wolf
McLean	Porter	Stimpson	Yager
Malone	Rawlings	Strachan	Zipse
Mercer	Reed	Swift of Dubuque	Zylstra
Metcalf	Roe	Swift of Jackson	Mr. Speaker
Millhone	Schmidtz		

The nays were, 6.

Dreessen	Maniece	Smith	Wenig
McKinnon	Ostby		

Absent or not voting, 10.

Alesch	Fuester	Mitchell	Ryder
Brady	Hartman	Rice	Schroeder
Donlon	Hopp		

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

Johnson of Linn moved that the vote by which House File No. 340 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 448, a bill for an act to make an appropriation to W. H. Sprole.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 379, a bill for an act directing the Governor, for the state, to issue to Samuel Allen et al, a patent to certain lands in Allamakee County, Iowa.

BYRON G. ALLEN, *Secretary.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled, Senate Files Nos. 91, 71, 52 and 56.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

Digitized by Google

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: Senate Files Nos. 91, 56, 52 and 71.

MOTION TO RECONSIDER FILED

MR. SPEAKER: I move that the motion to reconsider the vote by which House File No. 372 failed to pass be taken from the table.

PAUL I. D. OSTBY.

AMENDMENTS FILED

Stiger of Tama filed the following amendment to Senate File No. 267:

Amend Section one (1) by striking therefrom the words "or claim for rent" and insert in lieu thereof the following words "or in any action on a claim for rent".

Fabritz of Wapello, Gallagher of Iowa and Johnson of Linn filed the following amendment to Senate File No. 129:

Strike out everything after the enacting clause and substitute therefore the following:

"Sec. 1. On and after January 19, 1934, no goods, wares or merchandise, manufactured, produced or mined, wholly or in part, by convicts or prisoners, except convicts or prisoners on parole or probation, or in any penal and/or reformatory institution, shall be sold on the open market of this commonwealth; provided, however, that this prohibition of sale on the open market shall not be construed to prevent the sale or exchange of the products of prisoners or convicts for the use of state penal, charitable and/or custodial institutions or similar institutions of the political subdivisions therefor, or to state department of public works.

Sec. 2. All goods, wares and merchandise manufactured, produced or mined, wholly or in part, by convicts or prisoners, except convicts or prisoners on parole or probation, or in any penal and/or reformatory institution, transported into the state of Iowa and remaining therein for use, consumption, sale or storage shall, upon arrival and delivery in the state of Iowa to the same extent, and in the same manner, as though such goods, wares and merchandise had been manufactured, produced or mined in penal institutions within the state of Iowa, and shall not be exempt therefrom by reason of being introduced in the original package or otherwise.

Sec. 3. Except as hereinbefore otherwise provided, whoever sells, or exposes for sale, any goods, wares or merchandise manufactured, produced or mined, wholly or in part, by convicts or prisoners, except convicts or prisoners on parole or probation, or in any penal and/or reformatory institution, shall be guilty of a misdemeanor and shall, upon conviction, be subject to a fine of $500.00, or imprisonment for 90 days, or both

Digitized by Google

such fine and imprisonment, and each such sale or offer for sale shall be considered a separate offense.

Sec. 4. All acts and parts of acts in conflict herewith are specifically repealed; provided, however, that nothing herein shall be considered to repeal those sections vesting in the department of corrections or the governing boards of the penal institutions such powers and authority as may be necessary to direct and control the employment of prisoners in the various penal institutions for the purpose of manufacturing or otherwise producing those goods, wares and merchandise as may by the provisions of this act be sold to or exchanged with the specific institutions or departments hereinabove specified.

Willis of Dallas filed the following amendment to House File No. 447:

Amend Section 1 by striking the period at the end of the section and inserting in lieu thereof the following: ", nor permit the use of buildings under their control to be used for such purposes."

Further amend by inserting after Section 3 the following:

"Section 4. This shall not be construed to prevent municipalities from owning and operating public utilities, such as hospitals, water, gas, light and power plants.

Further amend by renumbering Section 4 as Section 5.

Jensen of Audubon moved that the House adjourn until 9:00 a. m. Saturday.

Sheridan of Lee moved as a substitute motion that the House adjourn until 10:00 a. m. Monday. Substitute motion lost.

Motion prevailed and the House adjourned until 9:00 a. m. Saturday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 18, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by Mr. Cyril L. Coussens, First Reader of First Church of Christ, Scientist, Des Moines, Iowa.

Journal of March 18 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Johnson of Linn for the day, on request of McCreery of Linn; Gittinger of Lucas for the day, on request of Davis of Appanoose; Fuelling of Clayton for the day, on request of Elliott of Polk; Sheridan of Lee for the day, on request of Swift of Dubuque; McCarthy of Woodbury for the day, on request of Laughlin of Fremont; Hopp of Mills for the day, on request of Osborn of Decatur; Stansell of Clarke for the day, on request of Millhone of Page; Lichty of Black Hawk for the day, on request of McFarlane of Black Hawk.

REPORT OF COMMITTEES

Willis of Dallas, from the committee on cities and towns, submitted the following reports:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 455, a bill for an act to amend section five thousand nine hundred ninety-seven (5997) of the Code, 1931, relating to special assessments, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

BLAKE WILLIS, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 468, a bill for an act to amend section sixty-two hundred eleven (6211) Code, 1931, relating to the power of cities and towns to levy special taxes, beg leave to report they have had the same under

Digitized by Google

consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

BLAKE WILLIS, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 454, a bill for an act to amend section five thousand nine hundred ninety-three (5993) of the Code of Iowa, 1931, relating to special assessments, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

BLAKE WILLIS, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 234, a bill for an act to amend section fifty-seven hundred fifteen (5715) of the Code of Iowa, 1931 relating to ordinances, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. BLAKE WILLIS, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 300, a bill for an act to require cities and towns maintaining police or fire departments to provide for the indemnifying of its police or fire employees against liability or loss because of any claims for bodily injury, death, or property damage by any such employee resulting from his operation of a vehicle while in the performance of his duties and to require said city or town to defend said employee in any action brought against him on account of any such claim, and, in case of a judgment, to pay same, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

BLAKE WILLIS, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 395, a bill for an act to amend Section fifty-nine hundred eleven (5911) Code, 1931 relating to viaducts in cities, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend section one, line six, by adding after the word "viaduct" the words "or underpass".

Digitized by Google

Amend section one, line ten, by adding after the word "viaducts" the words "or underpasses".

Amend section one, line thirteen, by adding after the word "viaduct" the words "or underpass".

Amend section one, line sixteen, by adding after the word "viaduct" the words "or underpass". BLAKE WILLIS, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 200, a bill for an act to amend Sections forty-eight hundred sixty-three (4863), forty-nine hundred eight (4908) and forty-nine hundred twelve (4912) Code, 1931 specifying license fees for hearses and ambulances, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend the title thereof by striking the words, "and ambulances" in line four (4).

Further amend by striking the word "ambulances" from line three (3) Section 1.

Further amend by striking the word "ambulances" from line three (3) of Section 2.

Further amend by striking the words "and ambulances" from line three (3) and five (5) of Section 3. BLAKE WILLIS, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 449, a bill for an act to amend Section fifty-seven hundred twenty (5720) Code, 1931, pertaining to the publication of ordinances of a general or permanent nature, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. BLAKE WILLIS, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 460, a bill for an act to amend section forty-seven hundred fifty-five-b twenty-six (4755-b26) of the Code, 1931 relating to the improvement of extension of primary roads in cities and towns, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. BLAKE WILLIS, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 471, a bill for an act to amend section forty-nine hundred ninety-five (4995) of the Code, 1931 relating to the designation of certain streets for motor vehicles, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

BLAKE WILLIS, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File No. 485, a bill for an act to amend section five thousand six hundred thirty-four (5634), Code, 1931 relating to appointment of officers by mayors, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

BLAKE WILLIS, *Chairman.*

Report adopted.

Durant of Hancock, from the committee on Public Health, submitted the following report:

MR. SPEAKER: Your committee on public health to whom was referred House File No. 302, a bill for an act to regulate the practice of Naprapathy, and providing for the examination and license of Naprapaths, and the appointment and maintenance of a board of examiners, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Strike out all after the enacting clause and substitute in lieu thereof the following:

"Section 1. That whereas, Banner Howard, Harry Walter Harmer and Ruth Kelley Perrow, are each now and have been heretofore for many years, engaged in the practice of Naprapathy, a method of healing common ailments without drugs or surgery, and which does not include either contagious diseases or obstetrics, but does include colds and influenza; and whereas, said question has arisen as to their legal right to so practice said Naprapathy or to continue so to do, therefore

Be It Enacted, that all of their acts and each of them, the said Banner Howard, Harry Walter Harmer and Ruth Kelley Perrow, heretofore practicing said Naprapathy in the state of Iowa, be and the same are hereby legalized and made lawful, the same as if they had severally been legalized so to practice Naprapathy. And they are hereby authorized legally to continue the said practice of Naprapathy as heretofore, and the State Board of Health of the state of Iowa is hereby authorized and directed to issue to them and to each of them severally, a permit authorizing and permitting them and each of them to practice Naprapathy in the state of Iowa in the way and manner herein defined and as heretofore practiced.

Digitized by Google

Sec. 2. This act being deemed of immediate importance, shall take effect and be in force from and after its publication in the Cedar Rapids Gazette, a newspaper published in Cedar Rapids, and in the Marion Sentinel, a newspaper published at Marion, Iowa, without expense to the state of Iowa."

Amend the title by striking all after the word "to" in line one and insert in lieu thereof the following: "legalize the practice of Naprapathy by certain persons in the state of Iowa:".

S. B. DURANT, *Chairman.*

Report adopted.

Donlon of Palo Alto, from the committee on ways and means, submitted the following reports:

MR. SPEAKER: Your committee on ways and means to whom was referred House File No. 346, a bill for an act to amend section fifty hundred ninety-three-a one (5093-a1), Code, 1931, relating to motor vehicle fuel tax or license fee, and to exempt that used in aircraft therefrom, beg leave to report the same back to the House with the recommendation that the same be indefinitely postponed. P. H. DONLON, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on ways and means to whom was referred Senate File No. 235, a bill for an act to amend chapter three thirty-two (332), of the code, 1931, relating to moneys and credits, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. P. H. DONLON, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on ways and means to whom was referred House File No. 254, a bill for an act to amend subsection thirteen (13) of section sixty-nine hundred forty-four (6944), code 1931, relating to property exempt from taxation, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. P. H. DONLON, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on ways and means to whom was referred House File No. 345, a bill for an act to amend section forty-seven hundred fifty-five-b thirty-eight (4755-b38), Code, 1931, relating to motor vehicle fuel, additional tax, or license fee, and to exempt such fuel used in aircraft, therefrom, beg leave to report they have had the same under consideration and have instructed me to report the same back to the

Digitized by Google

House with the recommendation that the same be indefinitely postponed. P. H. DONLON, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on ways and means to whom was referred Senate File No. 237, a bill for an act to amend section sixty-nine eighty-two-D1, and section sixty-nine eighty-two-D2, of the code, 1931, relating to the time of filing of reports by the public utility companies, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. H. DONLON, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on ways and means to whom was referred to Senate File No. 239, a bill for an act to amend section sixty-nine forty-seven, of the code, 1931, relating to reduction and limitation of military exemptions, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

P. H. DONLON, *Chairman.*

Report adopted.

Paisley of Lee, from the committee on dairy and food, submitted the following report:

MR. SPEAKER: Your committee on dairy and food to whom was referred House File No. 457, a bill for an act to amend section thirty-one hundred d-one (3100-d1), code, 1931, relating to fee and tax on oleomargarine, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

WM. PAISLEY, *Chairman.*

Passed on file.

Stiger of Tama, from the committee on judiciary, submitted the following reports:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 362, a bill for an act to amend section fifty-eight hundred thirty-nine (5839) code, 1931, relating to revocation of authority to levy a tax for the maintenance of a municipal band, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed. C. B. STIGER, *Chairman.*

Passed on file.

Digitized by Google

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 365, a bill for an act to repeal section ten thousand two hundred sixty-one (10261), code, 1931, and to enact a substitute therefor, pertaining to landlords' liens, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 496, a bill for an act to amend section seventy-one hundred eighty-eight (7188) Code, of 1931, relating to the collection of taxes, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 493, a bill for an act to amend section twenty-eight hundred twelve (2812), code, 1931, relating to license fees for operating restaurants and food establishments, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 478, a bill for an act to amend section ten thousand two hundred sixty-one (10261), of the code, 1931, and to repeal section ten thousand two hundred sixty-five (10265) of the code, 1931, both sections pertaining to landlord's liens, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 420, a bill for an act to prohibit the sale, offering for sale and exposing for sale of soap unless the name of the fat or oil from which it is made is stated in specified ways, beg leave to report they have had the same under consideration and have instructed me to report

Digitized by Google

the same back to the House with the recommendation that the same be indefinitely postponed. C. B. STIGER, *Chairman.*

Passed on file.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred Senate File No. 160, a bill for an act to amend section ninety-two hundred ninety-two (9292) of the Code, 1931, relating to the appointment of successor, trustees or appointees, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 161, a bill for an act to amend the law as it appears in section six thousand nine hundred sixty-three (6963), code, 1931, relating to place of listing certain property for taxation, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 233, a bill for an act to amend section seventy-two hundred and seventy-nine (7279), code, 1931, relating to the notice of expiration of right of redemption, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 314, a bill for an act to amend section twelve thousand three hundred ninety (12390) and section twelve thousand three hundred ninety-three (12393), Code, 1931, relating to the forefeiture of real estate contracts, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred Senate File No. 260, a bill for an act to amend sections seventy-one hun-

Digitized by Google

dred thirty-two (7132), and seventy-one hundred thirty-three (7133), code, 1931, relating to complaints by property owners to the local board of review, and to appeals from said board to the district court, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 316, a bill for an act to repeal section twelve thousand three hundred seventy-seven (12377), code, 1931, relating to foreclosure of real estate mortgages, and general execution for deficiency, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 322, a bill for an act to repeal section twelve thousand six hundred forty-four c-fourteen (12644-c14) of the code, 1931, and to enact a substitute therefor relating to investment of funds by guardians, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 361, an act to amend sections ten thousand five hundred fifteen (10515) and ten thousand six hundred fifty-eight (10658), code, 1931, relating to the territorial jurisdiction of justice of the peace courts and of municipal courts, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 367, a bill for an act to make permanent a temporary transfer made March 8, 1932, by authority of the Director of the Budget for Iowa, of twenty thousand dollars ($20,000.00) from the Secondary Road Construction Fund of Monroe County, Iowa, to the Poor Fund of said county, beg leave to report they have had the same under consideration

Digitized by Google

and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 404, a bill for an act to make permanent all transfers of county funds to the poor fund where said transfer was originally made with the approval of the Director of the Budget, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 408, a bill for an act to amend the law as it appears in chapter five hundred ninety-three (593) of the Code, 1931, by adding section thirteen thousand two hundred eighteen-e1 (13218-e1), after section thirteen thousand two hundred eighteen (13218), relating to the definition of "lotteries," beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 422, a bill for an act to provide that actions on certain obligations shall not be maintained unless they bear a stamp or statement by the assessor or county auditor showing that said obligations have been assessed as moneys or credits, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 428, a bill for an act to amend section twelve thousand five hundred fifty-four (12554), code, 1931, relating to fines and forfeitures and the disposition thereof, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 430, a bill for an act to amend chapter sixty (60), code, 1931, relating to soldiers' preference law, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 444, a bill for an act to amend chapter forty-six (46), relating to statement of expenses of candidates for office, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 437, a bill for an act relating to actions based on notes and other claims for money due, and requiring allegation and proof of listing for taxation and payment of taxes on such claims, as a condition precedent to the rendition of judgment thereon, and providing for prima facie evidence of such listing and payment of taxes, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 502, a bill for an act to repeal section twelve thousand three hundred seventy-seven (12377), code, 1931, pertaining to general execution for the balance of judgment, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 497, a bill for an act to repeal sections ten thousand two hundred sixty-one (10261) and ten thousand two hundred sixty-two (10262), code, 1931 and to enact substitutes therefor, relating to landlord's liens and the recording thereof, beg leave to report they have had

Digitized by Google

the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 517, a bill for an act relating to the purchase of real estate by the State Highway Commission for highway purposes and for the determination of priority of liens thereon, and authorizing the payment of the purchase price to the clerk of the district court of the county in which the real estate is situated, and directing the disbursement thereof to the respective lienholder upon the filing of proper releases and upon giving full credit on the indebtedness of the amounts received by such lienholders, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with th recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 518, a bill for an act to amend sections eleven thousand seven hundred forty-three (11743), eleven thousand seven hundred forty-four (11744), eleven thousand seven hundred seventy-four (11774), eleven thousand seven hundred seventy-six (11776), eleven thousand seven hundred eighty-six (11786), and eleven thousand seven hundred eighty-seven (11787), of the code, 1931, pertaining to the period of redemption in real estate foreclosures, and the issuance of the deed therefor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

C. B. STIGER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on judiciary to whom was referred House File No. 509, a bill for an act providing for the creation and establishment, for the state of Iowa, of a state board for licensing contractors; providing for the appointment and qualification of the members of said board and the organization and jurisdiction thereof; providing for the registration of contractors, and defining the term "contractor"; providing for the method of obtaining licenses for contractors engaged in the business of contracting; providing the method of suspension and revocation of such licenses; and providing penalties for violations of the provisions of this act, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House without recommendations.

C. B. STIGER, *Chairman.*

Report adopted.

Digitized by Google

Mitchell of Webster, from the committee on commerce and trade, submitted the following report:

MR. SPEAKER: Your committee on commerce and trade to whom was referred Senate File No. 129, a bill for an act to amend Title X of the Code, 1931, relating to regulations and inspections, by adding thereto a chapter requiring that all prison-made goods from this or other states be distinctly marked as such before being exposed for sale in Iowa, and prescribing the penalty for violations, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

JOHN H. MITCHELL, *Chairman.*

Report adopted.

Gallagher of Iowa, from the committee on insurance, submitted the following reports:

MR. SPEAKER: Your committee on insurance to whom was referred House File No. 396, a bill for an act to amend section ninety-one hundred nineteen (9119), code, 1931, relating to licensing of agents, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend by adding the following section:

"Sec. 3. This act shall not apply to any executive or traveling salaried employee of any such insurer." J. P. GALLAGHER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on insurance to whom was referred Senate File No. 245, a bill for an act to amend chapter four hundred four (404), code, 1931, to provide a penalty for failure to file policies or permits, as provided in that chapter, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. P. GALLAGHER, *Chairman.*

Report adopted.

Stewart of Calhoun, from the committee on police regulation, suppression of crime and intemperance, submitted the following reports:

MR. SPEAKER: Your committee on police regulation, suppression of crime and intemperance to whom was referred Senate File No. 199, a bill for an act to repeal section nineteen hundred sixty-six (1966), Code, 1931, relating to intoxicating liquors, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

ANDREW STEWART, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on police regulation, suppression of crime and intemperance to whom was referred House File No. 337, a bill for an act to amend section twelve thousand nine hundred thirty-nine (12939) Code, 1931, relating to applications for permits to carry revolver, pistol or pocket billy, and providing for the payment of an annual permit fee, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. ANDREW STEWART, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on police regulation, suppression of crime and intemperance to whom was referred House File No. 375, a bill for an act to provide for the licensing and regulation of the manufacture and sale of beer, lager beer, ale, porter, stout and other fermented malt liquor, containing not more than three and two-tenths (3.2) per centum of alcohol by weight, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

ANDREW STEWART, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on police regulation, suppression of crime and intemperance to whom was referred House File No. 527, a bill for an act to repeal sections nineteen hundred twenty-four (1924), nineteen hundred twenty-five (1925), nineteen hundred twenty-six (1926), nineteen hundred twenty-six-b one, Code, 1931, and enact a substitute therefor, relating to regulation of the manufacture and sale of beer and spirituous liquors, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

ANDREW STEWART, *Chairman.*

Report adopted.

Osborn of Decatur county, from the committee on state educational institutions, submitted the following report:

MR. SPEAKER: Your committee on state educational institutions to whom was referred House File No. 401, a bill for an act relating to the perpetuation of credits earned by students in institutions of higher learning which may be discontinued, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

WALTER OSBORN, *Chairman.*

Report adopted.

Digitized by Google

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your committee on enrolled bills respectfully report that it has examined and finds correctly enrolled: House File No. 350.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bill:

House File No. 350.

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 18th day of March, 1933, sent to the governor for his approval: House File No. 350. WM. KOCH, *Chairman.*

Report adopted.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 72, a bill for an act relating to attorneys' fees in injunction and nuisance cases.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 70, a bill for an act relating to the publication of proposed amendments to the Constitution and of public measures.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 68, a bill for an act relating to notice of tax sale, service and cost thereof.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 58, a bill for an act relating to removal from office.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

Digitized by Google

House File No. 53, a bill for an act relating to expenses incurred in connection with returning defendants from jurisdictions other than that wherein a crime is committed.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 45, a bill for an act relating to an examination of the financial transactions of school districts.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 6, a bill for an act relating to the local budget law.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 3, a bill for an act to provide for a listing and valuing of real estate every four years.

Also, that the Senate has concurred in House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 18, a bill for an act with reference to auditing of state institutions.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 2, a bill for an act combining the assessment book and tax list in one record.

BYRON G. ALLEN, *Secretary.*

SENATE AMENDMENTS TO HOUSE FILE NO. 58

Amend section 1 by inserting in line six (6) after the word "bond", the following: "in such amount and".

Further amend by striking from line 6 the word "plaintiffs" and inserting in lieu thereof the word "petitioners".

SENATE AMENDMENTS TO HOUSE FILE NO. 53

Amend by striking out all of Section 1 following the period in line three (3) and substituting in lieu thereof the following:

"No warrant shall be issued requiring any peace officer to go beyond the boundaries of the state at public expense except with the approval of a judge of the district court."

SENATE AMENDMENTS TO HOUSE FILE NO. 3

1. Amend the title by changing the period (.) after the word "years" in line four (4) thereof, to a comma (,) and adding thereto the following: "and to provide for a revaluing and reassessing in the interim."

2. Amend Section 1 by striking out the period after the word "thereafter" in line four (4).

3. Amend Sec. 2 of said bill by changing the period (.) following the figures "1931", in line twelve (12) to a comma (,) and adding immediately following the comma (,) the following: "provided however, that if the assessment of all property in any taxing district is raised, the Board may instruct the Clerk to give immediate notice by one publication in one of the official newspapers of said county, and such published notice shall take the place of the mailed notice provided for in section 7131, code 1931, but all other provisions of said section shall apply."

Digitized by Google

JOINT MEETING OF THE SENATE AND HOUSE

Mercer of Johnson moved that the proceedings of the House be interrupted in order that Henry P. Seidemann, representing the Brookings Institution, be afforded an opportunity of speaking to an informal session of the Senate and the House in explanation of the bills with reference to reorganization of the state government. Motion prevailed.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 300, a bill for an act to make an appropriation for the expenses incurred in the election contest of Caldwell vs. Shangle.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 278, a bill for an act making an appropriation for miscellaneous expenses of the general assembly.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 327, a bill for an act to make an appropriation to Mrs. Doris E. Kast.

BYRON G. ALLEN, *Secretary.*

ADOPTION OF COMMITTEE REPORTS

Ditto of Osceola moved that all committee reports on bills at the desk recommending indefinite postponement be adopted with the exception of the reports on House Files Nos. 304 and 499 and House Joint Resolution No. 5. Motion prevailed, and the following House Files were indefinitely postponed: Numbers 27, 59, 60, 86, 91, 121, 177, 186, 195, 212, 214, 217, 222, 230, 234, 247, 248, 254, 255, 258, 259, 271, 283, 294, 298, 300, 309, 332, 345, 346, 360, 362, 363, 365, 369, 418, 420, 424, 433, 435, 438, 440, 450, 453, 454, 455, 457, 459, 468, 477, 478, 491, 493, 495, 496, 498, 506, 508, 520, 522, 526; also Senate Files 235 and 240; also House Joint Resolution No. 6.

CONSIDERATION OF SENATE AMENDMENTS

On request of Malone of Cass, unanimous consent having been given, House File No. 3, a bill for an act to amend section sixty-nine hundred fifty-nine (6959), and seventy-one hundred twenty-nine (7129), code 1931, to provide for a listing and valuing of real estate every four years, with Senate amendments, was taken up and the amendments read and considered.

Digitized by Google

SENATE AMENDMENTS TO HOUSE FILE NO. 3

1. Amend the title by changing the period (.) after the word "years" in line four (4) thereof, to a comma (,) and adding thereto the following: "and to provide for a revaluing and reassessing in the interim."

2. Amend Section 1 by striking out the period after the word "thereafter" in line four (4).

3. Amend Sec. 2 of said bill by changing the period (.) following the figures "1931", in line twelve (12) to a comma (,) and adding immediately following the comma (,) the following: "provided however, that if the assessment of all property in any taxing district is raised, the Board may instruct the Clerk to give immediate notice by one publication in one of the official newspapers of said county, and such published notice shall take the place of the mailed notice provided for in section 7131, code 1931, but all other provisions of said section shall apply."

Mr. Malone moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 87.

Aldrich	Falvey	McFarlane	Snyder
Augustine	Felter	McKinnon	Sours
Beath	Foster	Malone	Speidel
Beswick	Frizzell	Maniece	Stanzel
Bonnstetter	Fuester	Metcalf	Stewart
Bouska	Gallagher	Millhone	Stimpson
Bowers	Garner	Mitchell	Strachan
Brady	Gissel	Moore of Benton	Swift of Dubuque
Bruce	Goode	Moore of Harrison	Swift of Jackson
Burgess	Grau	Mooty	Teter
Casey	Grell	Osborn	Thies
Craven	Hanson of Lyon	Ostby	Thiessen
Cunningham	Hanson of Winnebago	Paisley	Treimer
Davis	Hough	Peaco	Weed
Dean	Hultman	Peet	Wenig
Ditto	Humeston	Porter	Wiese
Dole	Jensen	Rawlings	Willis
Donlon	Koch	Reed	Wolf
Doran	Laughlin	Roe	Yager
Durant	Lookingbill	Schmitz	Zipse
Elliott	McCreery	Schroeder	Zylstra
Ellsworth			Mr. Speaker
Fabritz			

The nays were, none.

Absent or not voting, 21.

Alesch	Hook	McCarthy	Ryder
Crouch	Hopp	McDermott	Sheridan
Dreessen	Jenkins	McLean	Smith
Fuelling	Johnson	Mercer	Stansell
Gittinger	Lichty	Rice	Stiger
Hartman			

Digitized by Google

So the House concurred in Senate amendments to House File No. 3.

On request of Malone of Cass, unanimous consent having been given, House File No. 53, a bill for an act to amend Chapter sixty-seven (67), code 1931, relating to expenses incurred in connection with returning defendants from jurisdiction other than that wherein a crime is committed, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 53

Amend by striking out all of Section 1 following the period in line three (3) and substituting in lieu thereof the following:

"No warrant shall be issued requiring any peace officer to go beyond the boundaries of the state at public expense except with the approval of a judge of the district court."

Mr. Malone moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 83.

Aldrich	Fabritz	McCreery	Schroeder
Augustine	Falvey	McFarlane	Snyder
Beath	Felter	McKinnon	Sours
Beswick	Foster	McLean	Speidel
Bonnstetter	Frizzell	Malone	Stewart
Bouska	Fuester	Maniece	Stimpson
Bowers	Gallagher	Mercer	Strachan
Brady	Garner	Metcalf	Swift of Dubuque
Bruce	Gissel	Millhone	Teter
Burgess	Goode	Mitchell	Thies
Casey	Grau	Moore of Benton	Thiessen
Craven	Hanson of Lyon	Moore of	Treimer
Cunningham	Hanson of	Harrison	Weed
Davis	Winnebago	Mooty	Wenig
Dean	Hook	Peaco	Wiese
Dole	Hough	Peet	Willis
Donlon	Hultman	Porter	Wolf
Doran	Humeston	Rawlings	Yager
Dreessen	Jensen	Reed	Zipse
Durant	Koch	Roe	Zylstra
Elliott	Lookingbill	Schmitz	Mr. Speaker
Ellsworth			

The nays were, 3.

Grell	Smith	Stanzel

Absent or not voting, 22.

Alesch	Hopp	McDermott	Ryder
Crouch	Jenkins	Osborn	Sheridan
Ditto	Johnson	Ostby	Stansell
Fuelling	Laughlin	Paisley	Stiger
Gittinger	Lichty	Rice	Swift of Jackson
Hartman	McCarthy		

Digitized by Google

So the House concurred in Senate amendments to House File No. 53.

On request of Malone of Cass, unanimous consent having been given, House File No. 58, a bill for an act to amend chapter fifty-six (56) code, 1931, relating to removal from office, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 58

Amend section 1 by inserting in line six (6) after the word "bond", the following: "in such amount and".

Further amend by striking from line 6 the word "plaintiffs" and inserting in lieu thereof the word "petitioners".

Mr. Malone moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 82.

Aldrich	Ellsworth	McKinnon	Smith
Augustine	Fabritz	McLean	Snyder
Beath	Felter	Malone	Sours
Beswick	Foster	Maniece	Speidel
Bonnstetter	Fuester	Metcalf	Stanzel
Bouska	Gallagher	Millhone	Stewart
Bowers	Garner	Mitchell	Stimpson
Brady	Gissel	Moore of Benton	Strachan
Bruce	Grau	Mooty	Swift of Dubuque
Burgess	Grell	Osborn	Teter
Casey	Hanson of Lyon	Ostby	Thies
Craven	Hanson of Winnebago	Paisley	Thiessen
Cunningham	Hook	Peaco	Treimer
Davis	Hough	Peet	Weed
Dean	Hultman	Porter	Wiese
Dole	Humeston	Rawlings	Willis
Donlon	Jensen	Reed	Wolf
Doran	Koch	Rice	Yager
Dreessen	Lookingbill	Roe	Zipse
Durant	McCreery	Schmitz	Zylstra
Elliott		Schroeder	

The nays were, 1.

Goode

Absent or not voting, 25.

Alesch	Hartman	McCarthy	Sheridan
Crouch	Hopp	McDermott	Stansell
Ditto	Jenkins	McFarlane	Stiger
Falvey	Johnson	Mercer	Swift of Jackson
Frizzell	Laughlin	Moore of Harrison	Wenig
Fuelling	Lichty	Ryder	Mr. Speaker
Gittinger			

Digitized by Google

So the House concurred in Senate amendments to House File No. 58.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 13, a bill for an act relating to state printing.

BYRON G. ALLEN, *Secretary*.

SENATE AMENDMENTS TO HOUSE FILE NO. 13

Amend as follows:

Strike out Section 6. (Bill index)

Strike out in Section 4, lines one (1) and two (2) the words "academy of science"; and further amend by striking out of line four (4) of the same section the word and figure "six (6)".

Amend the title by striking out of line four (4) the following:

"two hundred forty-two (242), two hundred fifty-eight (258),".

Also further amend the title by striking out the word "section" in line five and insert in lieu thereof the following:

"sections two hundred fifty-eight (258) and".

CONSIDERATION OF SENATE AMENDMENTS

On request of Brady of Pottawattamie, unanimous consent having been given, House File No. 13, a bill for an act to amend sections two hundred twenty-six (226), two hundred twenty-seven (227), two hundred thirty (230), two hundred sixty-four (264), two hundred sixty-nine (269), twenty-five hundred ninety-five (2595), forty-five hundred fifty-five (4555); two hundred forty-two (242), two hundred fifty-eight (258), forty-five hundred fifty-seven (4557), forty-five hundred fifty-eight (4558), and repeal section two hundred sixty-five-a one (265-a1), and enact a substitute therefor of the code 1931, to change provisions relative to state printing, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 13

Amend as follows:

Strike out Section 6. (Bill index)

Strike out in Section 4, lines one (1) and two (2) the words "academy of science"; and further amend by striking out of line four (4) of the same section the word and figure "six (6)".

Digitized by Google

Amend the title by striking out of line four (4) the following:
"two hundred forty-two (242), two hundred fifty-eight (258),".
Also further amend the title by striking out the word "section" in line five and insert in lieu thereof the following:
"sections two hundred fifty-eight (258) and".

Mr. Brady moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 87.

Aldrich	Falvey	McFarlane	Sours
Augustine	Felter	McKinnon	Speidel
Beath	Foster	McLean	Stanzel
Beswick	Frizzell	Malone	Stewart
Bonnstetter	Fuester	Maniece	Stiger
Bouska	Gallagher	Mercer	Stimpson
Bowers	Garner	Millhone	Strachan
Brady	Gissel	Mitchell	Swift of Dubuque
Bruce	Goode	Moore of Benton	Swift of Jackson
Burgess	Grau	Moore of Harrison	Teter
Casey	Grell	Mooty	Thies
Cunningham	Hanson of Lyon	Peaco	Thiessen
Davis	Hanson of Winnebago	Peet	Treimer
Dean	Hook	Porter	Weed
Ditto	Hough	Rawlings	Wenig
Dole	Hultman	Reed	Wiese
Donlon	Humeston	Rice	Willis
Doran	Jensen	Roe	Wolf
Dreessen	Koch	Schmitz	Yager
Durant	Lookingbill	Schroeder	Zipse
Elliott	McCreery	Smith	Zylstra
Ellsworth			Mr. Speaker
Fabritz			

The nays were, none.

Absent or not voting, 21.

Alesch	Hopp	McCarthy	Paisley
Craven	Jenkins	McDermott	Ryder
Crouch	Johnson	Metcalf	Sheridan
Fuelling	Laughlin	Osborn	Snyder
Gittinger	Lichty	Ostby	Stansell
Hartman			

So the House concurred in Senate amendments to House File No. 13.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 331, a bill for an act to legalize the granting of a fran-

Digitized by Google

chise by the town of Rowley, Iowa, and by the electors thereof to the Iowa Railway and Light Corporation.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 270, a bill for an act to legalize the corporate acts and proceedings of the Highland Mutual Telephone Association of Highland Center, Iowa, and to provide for the renewal and extension of the period of corporate existence of said Highland Mutual Telephone Association.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 449, a bill for an act relating to contagious diseases.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 63, a bill for an act relating to witness fees for peace officers.

BYRON G. ALLEN, *Secretary.*

SENATE AMENDMENT TO HOUSE FILE NO. 63

Amend by striking out the period in line 8 and inserting a comma in lieu thereof, and by adding after the comma the following: "except police officers who are called as witnesses when not on duty".

CONSIDERATION OF SENATE AMENDMENTS

On request of Brady of Pottawattamie, unanimous consent having been given, House File No. 63, a bill for an act to amend section eleven thousand three hundred twenty-eight (11,328), code 1931, relating to witness fees for peace officers and other public officials, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 63

Amend by striking out the period in line 8 and inserting a comma in lieu thereof, and by adding after the comma the following: "except police officers who are called as witnesses when not on duty".

Mr. Brady moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 2.

Brady	Schmitz

The nays were, 88.

Aldrich	Bonnstetter	Burgess	Davis
Augustine	Bouska	Casey	Dean
Beath	Bowers	Craven	Ditto
Beswick	Bruce	Cunningham	Dole

Digitized by Google

Donlon	Hook	Moore of Harrison	Stiger
Doran	Hough	Mooty	Stimpson
Dreessen	Hultman	Ostby	Strachan
Durant	Humeston	Paisley	Swift of Dubuque
Ellsworth	Jensen	Peaco	Swift of Jackson
Falvey	Koch	Peet	Teter
Felter	Laughlin	Porter	Thies
Foster	Lookingbill	Rawlings	Thiessen
Frizzell	McCreery	Reed	Treimer
Fuester	McFarlane	Rice	Weed
Gallagher	McKinnon	Roe	Wenig
Garner	McLean	Schroeder	Wiese
Gissel	Malone	Smith	Willis
Goode	Maniece	Snyder	Wolf
Grau	Mercer	Sours	Yager
Grell	Metcalf	Speidel	Zipse
Hanson of Lyon	Mitchell	Stanzel	Zylstra
Hanson of Winnebago	Moore of Benton	Stewart	Mr. Speaker

Absent or not voting, 18.

Alesch	Gittinger	Johnson	Osborn
Crouch	Hartman	Lichty	Ryder
Elliott	Hopp	McCarthy	Sheridan
Fabritz	Jenkins	McDermott	Stansell
Fuelling		Millhone	

So the House failed to concur in Senate amendments to House File No. 63.

INTRODUCTION OF BILLS

House File No. 549, by committee on judiciary, a bill for an act to amend Section seventy-two hundred five (7205), Code, 1931, relating to tax liens upon certain personal property.

Read first and second times and passed on file.

House File No. 550, by committee on roads and highways, a bill for an act to promote employment and to provide for relief of unemployment by authorizing county boards of supervisors to carry out secondary road construction projects by day labor during the present emergency and to limit the time this act shall remain in force.

Read first and second times and passed on file.

House File No. 551, by committee on judiciary, a bill for an act to prescribe a method of levying an execution or writ of attachment on personal property and to make unlawful the moving of chattel property so levied upon.

Read first and second times and passed on file.

Digitized by Google

House File No. 552, by committee on commerce and trade, a bill for an act regulating the sale of cement in the state of Iowa and providing a penalty for the violation thereof.

Read first and second times and passed on file.

House File No. 553, by committee on dairy and food, a bill for an act to amend sections three thousand seventy-six (3076) and three thousand ninety-four (3094), Code, 1931, relating to the pasteurization of dairy products and to the containers for such products.

Read first and second times and passed on file.

House File No. 554, by committee on dairy and food, a bill for an act to amend paragraph six (6) of section twenty-eight hundred twelve (2812), Code, 1931, relating to license fees for hotels, restaurants and other establishments.

Read first and second times and passed on file.

House File No. 555, by committee on dairy and food, a bill for an act to amend section three thousand fifty-eight (3058), Code, 1931, by striking out paragraphs thirty-three (33) to thirty-five (35), inclusive, and by enacting substitutes therefor, relating to the establishment of legal definitions and standards of various foods.

Read first and second times and passed on file.

House File No. 556, by committee on agriculture, a bill for an act to repeal sections forty-eight hundred eighteen (4818), forty-eight hundred nineteen (4819) and forty-eight hundred twenty-one (4821), Code of 1931, relating to noxious weeds.

Read first and second times and passed on file.

House File No. 557 by committee on agriculture, a bill for an act to amend sections thirty-one hundred twenty-seven (3127), Code of 1931, and thirty-one hundred thirty-seven (3137), Code of 1931, relating to agricultural seeds.

Read first and second times and passed on file.

SENATE MESSAGES CONSIDERED

Senate File No. 96, a bill for an act to repeal section forty-two hundred seventy-eight (4278), Code, 1931, and to enact a substitute therefor relating to tuition of high school pupils in certain cases.

Read first and second times and passed on file.

Digitized by Google

Senate File No. 98, a bill for an act to amend section six hundred forty-three (643) Code, 1931, relating to the printing of names on primary ballots.

Read first and second times and passed on file.

Senate File No. 166, a bill for an act to clarify and harmonize the law with reference to school elections; to amend sections forty-one hundred twenty-nine (4129), forty-one hundred thirty (4130), forty-one hundred forty-one (4141), forty-one hundred forty-two (4142), forty-one hundred fifty (4150), forty-one hundred fifty-one (4151), forty-one hundred fifty-three (4153), forty-one hundred seventy-one (4171), forty-one hundred seventy-eight (4178), forty-two hundred sixteen c-one (4216-c1), forty-two hundred sixteen c-2 (4216-c2), forty-two hundred sixteen c-twenty-four (4216-c24), forty-two hundred sixteen c-twenty-nine (4216-c29), forty-two hundred sixteen c-thirty (4216-c-30), forty-two hundred seventeen (4217), forty-two hundred eighteen (4218), forty-two hundred nineteen (4219), forty-two hundred twenty-three a-two (4223-a2), forty-two hundred twenty-three b-one (4223-b1), forty-two hundred twenty-eight (4228), forty-three hundred eight (4308), forty-three hundred fifteen (4315), forty-three hundred fifty-four (4354), forty-three hundred seventy-three (4373), forty-three hundred ninety (4390), forty-three hundred ninety-four (4394), forty-four hundred one (4401), forty-four hundred six (4406), forty-four hundred fifty-three (4453), forty-four hundred fifty-six (4456), forty-four hundred fifty-seven (4457), forty-four hundred sixty-four (4464), forty-four hundred sixty-five (4465), code 1931; and to repeal sections forty-two hundred sixteen c-thirty-five (4216-c35) and forty-three hundred eleven (4311), code 1931.

Read first and second times and passed on file.

Senate File No. 280, a bill for an act to amend section fifty-nine hundred three c ten (5903-c10) of the Code, 1931, relating to the power of cities and towns to lease all or any portion of real estate owned or used for airport purposes.

Read first and second times and passed on file.

Senate File No. 448, a bill for an act to make an appropriation to W. H. Sprole.

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

Digitized by Google

Senate File No. 379, a bill for an act directing the Governor, on behalf of the State of Iowa, to issue to Samuel Allen, Isaac S. Allen and Wilson R. Allen, jointly, a patent or conveyance to certain land in Allamakee county, Iowa.

Read first and second times and passed on file.

Senate File No. 331, a bill for an act to legalize the granting of a franchise by the town of Rowley, Iowa, and by the electors thereof to the Iowa Railway and Light Corporation to construct, reconstruct, maintain and operate an electric light and power plant and a system for transmission, distribution and use of electrical energy, including the right to build and operate a high potential electric transmission line to and through said town.

Read first and second times and passed on file.

Senate File No. 449, a bill for an act to make Section Six Thousand Eight Hundred forty-six (6846), Code 1931, relating to contagious diseases, applicable to Cities operating under Chapter Three Hundred twenty-eight (328) of said Code.

Read first and second times and passed on file.

Senate File No. 327, a bill for an act to make an appropriation to Mrs. Doris E. Kast.

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

Senate File No. 300, a bill for an act to make an appropriation for the expenses incurred in the election contest of Caldwell vs. Shangle.

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

Senate File No. 278, a bill for an act making an appropriation for miscellaneous expenses of the general assembly.

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

HOUSE FILES WITHDRAWN

Gallagher of Iowa asked and obtained unanimous consent to withdraw House File No. 208 from the further consideration of the House.

Thies of Pottawattamie asked and obtained unanimous consent to withdraw House File No. 318 from the further consideration of the House.

Digitized by Google

Treimer of O'Brien asked and obtained unanimous consent to withdraw House File No. 436 from the further consideration of the House.

Dreessen of Crawford asked and obtained unanimous consent to withdraw House File No. 125 from the further consideration of the House.

Reed of Mahaska asked and obtained unanimous consent to withdraw House File No. 295 from the further consideration of the House.

Frizzell of Poweshiek asked and obtained unanimous consent to withdraw House File No. 385 from the further consideration of the House.

ADDITIONAL COPIES ORDERED PRINTED

Zylstra of Sioux asked and obtained unanimous consent to have three hundred (300) additional copies ordered printed of House File No. 527.

Jensen of Audubon asked and obtained unanimous consent to have nine hundred (900) additional copies ordered printed of House File No. 350.

McKinnon of Henry asked and obtained unanimous consent to have three hundred (300) additional copies ordered printed of House Files Nos. 415 and 416.

SIFTING COMMITTEE APPOINTED

The Speaker called up the question of the appointment of a sifting committee as provided in House Rule 76. On the question "Shall a sifting committee be appointed?" a roll call was demanded.

The ayes were, 87.

Aldrich	Cunningham	Falvey	Hanson of Winnebago
Augustine	Davis	Felter	Hook
Beath	Dean	Foster	Hough
Beswick	Ditto	Frizzell	Hultman
Bonnstetter	Dole	Fuester	Humeston
Bouska	Donlon	Garner	Jensen
Bowers	Doran	Gissel	Koch
Brady	Durant	Goode	Laughlin
Bruce	Elliott	Grau	Lookingbill
Burgess	Ellsworth	Grell	McCreery
Casey	Fabritz	Hanson of Lyon	

Digitized by Google

McFarlane	Ostby	Smith	Thies
McKinnon	Paisley	Snyder	Thiessen
McLean	Peaco	Sours	Treimer
Maniece	Peet	Speidel	Weed
Mercer	Porter	Stanzel	Wenig
Metcalf	Rawlings	Stewart	Wiese
Millhone	Reed	Stimpson	Willis
Mitchell	Rice	Strachan	Wolf
Moore of Benton	Roe	Swift of Dubuque	Yager
Moore of Harrison	Schmitz	Swift of Jackson	Zipse
Mooty	Schroeder	Teter	Zylstra

The nays were, none.

Absent or not voting, 21.

Alesch	Gittinger	Lichty	Ryder
Craven	Hartman	McCarthy	Sheridan
Crouch	Hopp	McDermott	Stansell
Dreessen	Jenkins	Malone	Stiger
Fuelling	Johnson	Osborn	Mr. Speaker
Gallagher			

The vote indicated that the House was in favor of the appointment of a sifting committee and as members of such committee, the Speaker appointed the following: Rawlings of Monona, Chairman, Reed of Mahaska, McCreery of Linn, Moore of Harrison, Garner of Butler, Mercer of Johnson, Doran of Boone, Brady of Pottawattamie, and Schmitz of Winneshiek.

Rawlings of Monona offered the following resolution and asked unanimous consent for its immediate consideration:

HOUSE RESOLUTION NO. 27

Whereas, the House has by vote determined that a Sifting Committee shall be appointed at this time, therefore,

Be It Resolved, that upon adjournment Saturday, March 18th, all bills remaining on the calendar or in the hands of commitees, except appropriation bills, and tax revision bills shall be referred to the Sifting Committee, and that all bills that may hereafter be introduced or received from the Senate, except appropriation bills and tax revision bills, shall likewise be referred to said committee, and no bill so referred shall be acted on by the House unless it has been reported favorably by said committee and that no bill shall be taken from the Sifting Committee except by a two-thirds vote of the House.

Unanimous consent having been granted for the immediate consideration of the resolution, Mr. Rawlings moved its adoption. Motion prevailed and House Resolution No. 27 was adopted.

Digitized by Google

PROOFS OF PUBLICATION

The official proof of publication of Senate File No. 75, a bill for an act to legalize and validate Twelve Thousand Five Hundred Dollars ($12,500.00) drainage bonds of Fox River Drainage District No. One (1) of Van Buren County, Iowa, was duly filed with the Chief Clerk of the House in compliance with the provisions of section 10358 of the Code, 1927.

The official proof of publication of Senate File No. 331, a bill for an act to legalize the granting of a franchise by the town of Rowley, Iowa, and by the electors thereof to the Iowa Railway and Light Corporation to construct, reconstruct, maintain and operate an electric light and power plant and a system for transmission, distribution and use of electrical energy, including the right to build and operate a high potential electric transmission line to and through said town, was duly filed with the Chief Clerk of the House in compliance with the provisions of section 10358 of the Code, 1927.

The official proof of publication of House File No. 529, a bill for an act to legalize the proceedings of the City Council of the City of Davenport, Iowa, a municipal corporation by virtue of a special charter, relating to the improvement of certain streets and one alley by paving, without having obtained jurisdiction therefor as provided by Sections six thousand nine-hundred thirteen (6913), six thousand nine hundred fourteen (6914), and six thousand nine hundred fifteen (6915), Chapter three hundred twenty-nine (329) of the Code, 1927, and any and all other irregularities, and legalizing the special improvement bonds issued to pay for said improvements as provided by Sections six thousand nine hundred twenty-five (6925), and six thousand nine hundred twenty-six (6926) of the Code, 1927, was duly filed with the Chief Clerk of the House in compliance with the provisions of section 10358 of the Code, 1927.

AMENDMENTS FILED

Wenig of Clay filed the following amendment to House File No. 281:

Amend House File No. 281 by striking all after the enacting clause and substitute therefor the following:

Section 1. Section seventy-four hundred twenty d-eight (7420-d8), is amended by adding thereto the following:

Digitized by Google

"No treasurer or other county officer, or township clerk, shall be liable for loss of non-public funds received by virtue of their respective offices, by reason of the insolvency of the depository bank, when said funds have been deposited in the depository bank in which such officers have been duly authorized to make deposits."

Lookingbill of Story filed the following amendment to Senate File No. 267:

Strike out Section 1 and insert in lieu thereof the following:

"Section 1. From and after April 1, 1933, no deficiency real estate mortgage judgment shall be enforced and no execution issued thereon and no force or vitality given thereto for any purpose other than as a set-off or counter claim."

Amend Section 2 by striking from line one (1) the following:

"January 1, 1934," and inserting in lieu thereof "April 1, 1933."

Grau of Buena Vista moved that the House adjourn until 10:00 a. m. Monday. Motion prevailed.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 20, 1933.

The House Met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. Gordon Dale Cox, Ex-Army Chaplain, Ottumwa, Iowa.

Journal of March 18 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Osborn of Decatur for the day on request of Millhone of Page; Mitchell of Webster for the day, on request of Cunningham of Polk; Dreessen of Crawford for the day, on request of Schroeder of Carroll; Thiessen of Clinton for the day, on request of Peaco of Clinton; McLean of Marshall for the day on request of Hanson of Winnebago; Jenkins of Louisa for the day, on request of Snyder of Hamilton; Zipse of Chickasaw for the day, on request of Ostby of Worth; Jensen of Audubon for the day, on request of Stimpson of Jones.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Opposing prohibition. Dreessen, from citizens of Crawford county; Fuelling, from citizens of Clayton county; Johnson, from citizens of Linn county; McFarlane, from citizens of Black Hawk county; Schroeder, from citizens of Carroll county. Police regulation, suppression of crime and intemperance.

Favoring appropriation for bureau of maternity. McFarlane of Black Hawk, from Cedar Heights Women's Club; Millhone, from citizens of Page county; Wiese, from citizens of Scott county. Child welfare.

Favoring Senate Files Nos. 125, 175 and House File No. 246. Aldrich, from citizens of Wright county; Bonnstetter, from citizens of Kossuth county; Brady, from citizens of Pottawattamie

Digitized by Google

county; Dreessen, from citizens of Crawford county; Doran, from citizens of Boone county; Moore, from citizens of Benton county; Moore, from citizens of Harrison county; Mooty, from citizens of Grundy county; Peaco and Thiessen, from citizens of Clinton county; Thies, from citizens of Pottawattamie county. Motor vehicles and transportation.

Favoring taxation of property now exempt. Snyder, from citizens of Hamilton county. Tax reduction.

Approving prohibition. Gittinger, from citizens of Lucas county; Johnson, from citizens of Linn county; Malone, from citizens of Cass county. Police regulation, suppression of crime and intemperance.

Favoring relief legislation. Wiese of Scott, from Letter Carrier's Association in Davenport. Ways and means.

Favoring House Files Nos. 396 and 189. Thies of Pottawattamie, from Council Bluffs Association of Insurance Agents. Insurance.

Opposing Senate Files Nos. 125 and 175. Alesch of Plymouth, from Plymouth Cooperative Oil Company. Motor vehicles and transportation.

Opposing special tax on portable mills. Cunningham, from citizens of Polk county. Ways and means.

Favoring House File No. 372. Wiese of Scott, from mine workers of Rexfield and Merchants Association of Mystic. Mines and mining.

McFarlane of Black Hawk offered the following resolution and asked unanimous consent for its immediate consideration:

HOUSE RESOLUTION NO. 28

Whereas, on Saturday evening, March 18th, at Drake Field House in the city of Des Moines, the State High School Basket Ball Tournament was in progress; and

Whereas, amongst the class A teams of this tournament there was one class B team; and

Whereas, one class A and the class B team reached the finals in the State Tournament; and

Whereas, the town of Dunkerton, representing a population of approximately 300 people, were presenting in the finals of the above said tournament the class B team; and

Whereas, never in the history of the Iowa High School Athletic Associations has the championship flag flown in the class B school; and

Digitized by Google

Whereas, the Dunkerton High School defeated their opponent by the score of 22 to 20; therefore,

Be It Resolved by the House of Representatives, That in honor of this magnificent victory of this class B team, and for the sportsmanship shown, and great honor for the community which they represent, that we send to the members of the team, the coach, the faculty and students and to the entire community, sincere congratulations.

Unanimous consent having been granted for the immediate consideration of the resolution, Mr. McFarlane moved its adoption.

Motion prevailed and House Resolution No. 28 was adopted.

CONSIDERATION OF SENATE AMENDMENTS

On request of Willis of Dallas, unanimous consent having been given, House File No. 242, a bill for an act to repeal Chapter three hundred ninety-nine (399) of the 1931 code of Iowa, and enact a substitute therefor relating to group life, health and accident insurance, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 242

1. Amend by adding after line 21 of paragraph 3 of section 3 the following:

"4. Fraternal societies or associations and any subordinate lodges or branches thereof; provided, however, that the requirement for not less than fifty members shall not apply thereto."

2. Amend by striking out the period (.) after the word "company" in line 4 of section 4 and inserting in lieu thereof a comma (,) followed by the words "and members of fraternal societies or associations, or any subordinate lodges or branches thereof."

3. Amend by adding after the period (.) following the word "termination" in line 37 of paragraph 4 of section 5 the following: "Provided, however, that the provision for issuing a policy to the employee upon termination of his employment shall not be required in policies issued to fraternal societies or associations or subordinate lodges or branches thereof, but such policies shall provide that in case the member changes his membership to another lodge or branch of the same society or association, his individual certificate hereinafter referred to may be transferred with his membership."

Mr. Willis moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

Digitized by Google

The ayes were, 83.

Aldrich	Frizzell	McCarthy	Smith
Alesch	Fuelling	McDermott	Snyder
Beath	Fuester	Malone	Sours
Beswick	Gallagher	Maniece	Speidel
Bonnstetter	Gissel	Mercer	Stansell
Bouska	Gittinger	Metcalf	Stanzel
Bowers	Goode	Millhone	Stewart
Brady	Hanson of Lyon	Moore of Benton	Stimpson
Bruce	Hanson of Winnebago	Moore of Harrison	Strachan
Burgess	Hartman	Mooty	Swift of Dubuque
Casey	Hook	Ostby	Teter
Craven	Hopp	Peaco	Thies
Cunningham	Hough	Peet	Treimer
Davis	Hultman	Porter	Weed
Dean	Humeston	Rawlings	Wenig
Dole	Johnson	Reed	Wiese
Donlon	Koch	Roe	Willis
Durant	Laughlin	Schmitz	Wolf
Elliott	Lichty	Schroeder	Yager
Ellsworth	Lookingbill	Sheridan	Zylstra
Falvey			Mr. Speaker
Felter			

The nays were, 3.

Doran	Foster	McFarlane

Absent or not voting, 22.

Augustine	Grau	McLean	Ryder
Crouch	Grell	Mitchell	Stiger
Ditto	Jenkins	Osborn	Swift of Jackson
Dreessen	Jensen	Paisley	Thiessen
Fabritz	McCreery	Rice	Zipse
Garner	McKinnon		

So the House concurred in Senate amendments to House File No. 242.

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your Sifting Committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

H. F. No. 307	H. F. No. 364
H. F. No. 390	H. F. No. 536
H. F. No. 223	H. F. No. 93
H. F. No. 532	H. F. No. 281
H. F. No. 533	H. F. No. 382
H. F. No. 349	

ED. RAWLINGS, *Chairman.*

CONSIDERATION OF BILLS

House File No. 348, a bill for an act to make an appropriation to G. G. Gregg, with report of committee recommending amendment and passage, was taken up for consideration.

Digitized by Google

On motion of Reed of Mahaska the amendments proposed by the committee, found on page 750 of the Journal of March 13, were adopted.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 86.

Aldrich	Felter	Lookingbill	Smith
Alesch	Foster	McCarthy	Snyder
Beath	Frizzell	McCreery	Sours
Beswick	Fuelling	McFarlane	Speidel
Bonnstetter	Fuester	Maniece	Stansell
Bouska	Gallagher	Mercer	Stanzel
Bowers	Gissel	Metcalf	Stewart
Brady	Gittinger	Millhone	Stimpson
Bruce	Goode	Moore of Benton	Strachan
Burgess	Hanson of Lyon	Moore of	Swift of Dubuque
Casey	Hanson of	Harrison	Swift of Jackson
Craven	Winnebago	Mooty	Teter
Cunningham	Hartman	Peaco	Thies
Davis	Hook	Peet	Treimer
Dean	Hopp	Porter	Weed
Dole	Hough	Rawlings	Wenig
Donlon	Hultman	Reed	Wiese
Doran	Humeston	Rice	Willis
Durant	Johnson	Roe	Wolf
Elliott	Koch	Schmitz	Yager
Ellsworth	Laughlin	Schroeder	Zylstra
Falvey	Lichty	Sheridan	Mr. Speaker

The nays were, none.

Absent or not voting, 22.

Augustine	Grau	McLean	Paisley
Crouch	Grell	Malone	Ryder
Ditto	Jenkins	Mitchell	Stiger
Dreessen	Jensen	Osborn	Thiessen
Fabritz	McDermott	Ostby	Zipse
Garner	McKinnon		

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 537, a bill for an act to make an appropriation to J. W. Arnett, for injuries received at Ft. Madison, with report of committee recommending passage, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 91.

Aldrich	Foster	McCreery	Sheridan
Augustine	Frizzell	McDermott	Smith
Beath	Fuelling	McFarlane	Snyder
Beswick	Fuester	Malone	Sours
Bonnstetter	Gallagher	Maniece	Speidel
Bouska	Gissel	Mercer	Stansell
Bowers	Gittinger	Metcalf	Stanzel
Brady	Goode	Millhone	Stewart
Bruce	Hanson of Lyon	Moore of Benton	Stimpson
Burgess	Hanson of Winnebago	Moore of Harrison	Strachan
Casey	Hartman	Mooty	Swift of Dubuque
Craven	Hook	Ostby	Swift of Jackson
Cunningham	Hopp	Paisley	Teter
Davis	Hough	Peaco	Thies
Dean	Hultman	Peet	Treimer
Ditto	Humeston	Porter	Weed
Dole	Johnson	Rawlings	Wenig
Donlon	Koch	Reed	Wiese
Doran	Laughlin	Rice	Willis
Durant	Lichty	Roe	Wolf
Elliott	Lookingbill	Schmitz	Yager
Ellsworth	McCarthy	Schroeder	Zylstra
Falvey			Mr. Speaker
Felter			

The nays were, none.

Absent or not voting, 17.

Alesch	Grau	McKinnon	Ryder
Crouch	Grell	McLean	Stiger
Dreessen	Jenkins	Mitchell	Thiessen
Fabritz	Jensen	Osborn	Zipse
Garner			

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 307, a bill for an act to legalize execution sales made by execution officers without making proper and required entries and indorsements on the execution, as provided by law, with report of committee recommending passage, was taken up for consideration.

Stansell of Clarke moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 90.

Aldrich	Beath	Bouska	Bruce
Alesch	Beswick	Bowers	Burgess
Augustine	Bonnstetter	Brady	Casey

Digitized by Google

Craven	Hanson of Lyon	Maniece	Snyder
Cunningham	Hanson of Winnebago	Mercer	Sours
Davis	Hartman	Metcalf	Speidel
Dean	Hook	Millhone	Stansell
Ditto	Hopp	Moore of Benton	Stanzel
Dole	Hough	Moore of Harrison	Stewart
Donlon	Hultman	Mooty	Stimpson
Doran	Humeston	Osthy	Strachan
Durant	Johnson	Paisley	Swift of Dubuque
Elliott	Koch	Peaco	Swift of Jackson
Ellsworth	Laughlin	Peet	Teter
Falvey	Lichty	Porter	Treimer
Felter	Lookingbill	Rawlings	Weed
Foster	McCarthy	Reed	Wenig
Frizzell	McCreery	Roe	Wiese
Fuelling	McDermott	Schmitz	Willis
Fuester	McFarlane	Schroeder	Wolf
Gallagher	McKinnon	Sheridan	Yager
Gittinger	Malone	Smith	Zylstra
Goode			Mr. Speaker

The nays were, none.

Absent or not voting, 18.

Crouch	Grau	Mitchell	Stiger
Dreessen	Grell	Osborn	Thies
Fabritz	Jenkins	Rice	Thiessen
Garner	Jensen	Ryder	Zipse
Gissel	McLean		

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

House File No. 390, a bill for an act to amend section eight thousand seven hundred thirty-seven (8737), Code, 1931, relating to investment of funds of insurance companies, was taken up for consideration.

Gallagher of Iowa moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 83.

Aldrich	Craven	Felter	Hopp
Alesch	Cunningham	Foster	Hough
Augustine	Davis	Frizzell	Hultman
Beath	Dean	Fuelling	Humeston
Beswick	Ditto	Fuester	Johnson
Bonnstetter	Dole	Gallagher	Koch
Bouska	Donlon	Gissel	Laughlin
Bowers	Doran	Gittinger	Lichty
Brady	Durant	Goode	Lookingbill
Bruce	Elliott	Hanson of Lyon	McCreery
Burgess	Ellsworth	Hartman	McDermott
Casey	Falvey	Hook	McFarlane

Digitized by Google

McKinnon	Peaco	Sours	Thies
Malone	Peet	Speidel	Treimer
Maniece	Porter	Stansell	Weed
Metcalf	Reed	Stanzel	Wenig
Millhone	Roe	Stewart	Willis
Moore of Benton	Schmitz	Stimpson	Wolf
Mooty	Sheridan	Strachan	Yager
Ostby	Smith	Swift of Dubuque	Zylstra
Paisley	Snyder	Swift of Jackson	

The nays were, none.

Absent or not voting, 25.

Crouch	Hanson of Winnebago	Mitchell	Schroeder
Dreessen	Jenkins	Moore of Harrison	Stiger
Fabritz	Jensen	Osborn	Teter
Garner	McCarthy	Rawlings	Thiessen
Grau	McLean	Rice	Wiese
Grell	Mercer	Ryder	Zipse
			Mr. Speaker

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

House File No. 223, a bill for an act to amend section fifty-four hundred thirteen (5413), code 1931, relating to bounties for wild animals caught and killed within the county, with report of committee recommending passage, was taken up for consideration.

Hopp of Mills moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 81.

Aldrich	Elliott	Lichty	Sheridan
Alesch	Ellsworth	Lookingbill	Smith
Augustine	Falvey	McCreery	Snyder
Beath	Felter	McDermott	Sours
Beswick	Frizzell	McKinnon	Stansell
Bonnstetter	Fuelling	Malone	Stanzel
Bouska	Fuester	Mercer	Stewart
Bowers	Gallagher	Metcalf	Stimpson
Brady	Gissel	Millhone	Strachan
Bruce	Gittinger	Moore of Benton	Swift of Dubuque
Burgess	Goode	Moore of Harrison	Swift of Jackson
Casey	Hanson of Winnebago	Mooty	Thies
Craven	Hartman	Ostby	Treimer
Cunningham	Hook	Paisley	Weed
Davis	Hopp	Peaco	Wenig
Dean	Hough	Porter	Wiese
Ditto	Hultman	Reed	Willis
Dole	Humeston	Rice	Wolf
Donlon	Johnson	Roe	Yager
Doran	Koch	Schmitz	Mr. Speaker
Durant			

Digitized by Google

The nays were, 6.

Foster	Maniece	Teter	Zylstra
Hanson of Lyon	Speidel		

Absent or not voting, 21.

Crouch	Jenkins	McLean	Ryder
Dreessen	Jensen	Mitchell	Schroeder
Fabritz	Laughlin	Osborn	Stiger
Garner	McCarthy	Peet	Thiessen
Grau	McFarlane	Rawlings	Zipse
Grell			

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

House File No. 533, a bill for an act to require the Executive Council of the State of Iowa and all State Institutions and State Purchasing Agents, to accept competitive bids for all supplies, including office equipment and machinery purchased by them and that home owned business institutions be given preference when the bids are equal, was taken up for consideration.

Hanson of Winnebago moved to amend House File No. 533 by adding as section two the following:

"Sec. 2. No passenger automobile shall be purchased for State use at a cost to exceed $700.00 delivered."

Amendment adopted.

Sours of Floyd moved to amend House File No. 533 by inserting after the word "supplies" in line 1, the following: "of the amount in excess of $100.00." Amendment adopted.

Malone of Cass moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

McCreery of Linn moved to reconsider the vote by which the bill passed to its third reading. Motion prevailed.

McCreery of Linn moved to amend the bill by striking from line 4 the words "home-owned" and inserting in line 5 following the word "institution" the words "owned in the state". Amendment adopted.

Malone of Cass moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 92.

Aldrich	Foster	McCreery	Sheridan
Alesch	Frizzell	McDermott	Smith
Augustine	Fuelling	McFarlane	Snyder
Beath	Fuester	McKinnon	Sours
Beswick	Garner	Malone	Speidel
Bouska	Gissel	Maniece	Stansell
Bowers	Gittinger	Mercer	Stanzel
Brady	Goode	Metcalf	Stewart
Bruce	Grell	Millhone	Stimpson
Burgess	Hanson of Lyon	Moore of Benton	Strachan
Casey	Hanson of Winnebago	Moore of Harrison	Swift of Dubuque
Craven	Hartman	Mooty	Swift of Jackson
Cunningham	Hook	Ostby	Teter
Davis	Hopp	Paisley	Thies
Dean	Hough	Peaco	Treimer
Ditto	Hultman	Peet	Weed
Dole	Humeston	Porter	Wenig
Donlon	Johnson	Reed	Wiese
Doran	Koch	Rice	Willis
Durant	Laughlin	Roe	Wolf
Elliott	Lichty	Schmitz	Yager
Ellsworth	Lookingbill	Schroeder	Zylstra
Falvey	McCarthy		Mr. Speaker
Felter			

The nays were, 1.

Gallagher

Absent or not voting, 15.

Bonnstetter	Grau	Mitchell	Stiger
Crouch	Jenkins	Osborn	Thiessen
Dreessen	Jensen	Rawlings	Zipse
Fabritz	McLean	Ryder	

So the bill having received a constitutional majority was declared to have passed the House.

On request of Sours of Floyd, unanimous consent was given the Chief Clerk to amend the title as follows:

Amend the title by inserting after the word "supplies" in line three (3), the following: "costing over one hundred dollars ($100.00)"; insert after the word "equipment" in line four (4) the word "automobiles"; strike out of line five (5) the words "home owned"; insert after the word "institutions" in line five (5) the following: "owned in the state".

The title as amended was agreed to.

House File No. 349, a bill for an act to amend section fifty-five hundred eighty-seven (5587), Code, 1931, relating to township licenses of places of amusement, with report of committee recommending passage, was taken up for consideration.

McCreery of Linn and Mercer of Johnson moved to amend House File No. 349 by inserting after section One (1) the following:

Digitized by Google

Sec. 2. That section fifty-five hundred eighty-two (5582), Code, 1931, is amended by striking out of line nine (9) the words "township trustees" and inserting in lieu thereof the words "board of supervisors".

Sec. 3. That section fifty-five hundred eighty-three (5583), Code, 1931, is amended by striking from line three (3) the word "trustee" and inserting in lieu thereof the words "board of supervisors".

Sec. 4. That section fifty-five hundred eighty-five (5585), Code, 1931, is amended as follows:

Line one (1), strike out the word "trustees" and insert in lieu thereof the words "board of supervisors".

Lines five (5) and six (6), strike out the words "township clerk" and insert in lieu thereof the words "county auditor".

Sec. 5. That section fifty-five hundred eighty-six (5586), Code, 1931, is amended as follows:

Line two (2), strike out the word "trustees" and insert in lieu thereof the words "board of supervisors".

Line five (5), strike out the word "trustees" and insert in lieu thereof the word "supervisors".

Renumber the remaining section as section six (6).

Amend the title by striking out of line one (1) the word "section" and inserting in lieu thereof the following:

"sections fifty-five hundred eighty-two (5582), fifty-five hundred eighty-three (5583), fifty-five hundred eighty-five (5585), fifty-five hundred eighty-six (5586), and ".

On the question "Shall the amendments be adopted?" a roll call was demanded.

The ayes were, 62.

Alesch	Elliott	Johnson	Porter
Augustine	Ellsworth	Koch	Rawlings
Beswick	Foster	Lichty	Schmitz
Bouska	Frizzell	Lookingbill	Smith
Bowers	Fuelling	McCreery	Snyder
Brady	Fuester	McDermott	Speidel
Bruce	Gallagher	McFarlane	Stewart
Burgess	Gissel	Malone	Stimpson
Craven	Grell	Mercer	Strachan
Crouch	Hanson of Lyon	Metcalf	Swift of Dubuque
Cunningham	Hanson of Winnebago	Moore of Benton	Swift of Jackson
Dean	Hartman	Moore of Harisron	Thies
Dole	Hopp	Mooty	Treimer
Donlon	Hough	Peaco	Weed
Doran	Hultman	Peet	Wenig
Durant			Mr. Speaker

The nays were, 28.

Aldrich	Goode	Ostby	Stanzel
Beath	Hook	Reed	Teter
Casey	Humeston	Rice	Wiese
Davis	McCarthy	Roe	Willis
Felter	McKinnon	Sheridan	Wolf
Garner	Maniece	Sours	Yager
Gittinger	Millhone	Stansell	Zylstra

Digitized by Google

Absent or not voting, 18.

Bonnstetter	Grau	Mitchell	Schroeder
Ditto	Jenkins	Osborn	Stiger
Dreessen	Jensen	Paisley	Thiessen
Fabritz	Laughlin	Ryder	Zipse
Falvey	McLean		

Amendment adopted.

Craven of Jasper moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 81.

Aldrich	Fuelling	McFarlane	Snyder
Augustine	Fuester	McKinnon	Sours
Beath	Gallagher	Malone	Speidel
Beswick	Garner	Mercer	Stansell
Bouska	Gissel	Metcalf	Stanzel
Bowers	Gittinger	Millhone	Stewart
Bruce	Grell	Moore of	Stimpson
Burgess	Hanson of Lyon	Harrison	Strachan
Casey	Hanson of	Mooty	Swift of Dubuque
Craven	Winnebago	Ostby	Swift of Jackson
Crouch	Hartman	Paisley	Teter
Cunningham	Hopp	Peaco	Thies
Dean	Hough	Peet	Treimer
Dole	Hultman	Porter	Weed
Doran	Humeston	Rawlings	Wenig
Durant	Johnson	Reed	Wiese
Elliott	Koch	Rice	Willis
Ellsworth	Lichty	Roe	Wolf
Felter	Lookingbill	Schmitz	Zylstra
Foster	McCreery	Schroeder	Mr. Speaker
Frizzell	McDermott	Smith	

The nays were, 8.

Brady	Falvey	Hook	Maniece
Davis	Goode	McCarthy	Sheridan

Absent or not voting, 19.

Alesch	Fabritz	McLean	Stiger
Bonnstetter	Grau	Mitchell	Thiessen
Ditto	Jenkins	Moore of Benton	Yager
Donlon	Jensen	Osborn	Zipse
Dreessen	Laughlin	Ryder	

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

Digitized by Google

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled, House Files Nos. 2, 6, 45, 68, 70 and 72 and Senate File No. 18.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House Files Nos. 2, 6, 45, 68, 70, 72; Senate File No. 18.

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 20th day of March, 1933, sent to the Governor for his approval, House Files Nos. 2, 6, 45, 68, 70 and 72.

WM. KOCH, *Chairman.*

Report adopted.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has receded in its amendments to lines seven (7) and ten (10) of Section 1 of the following bill, and to which amendments the House of Representatives had refused to concur:

House File No. 28, a bill for an act relating to mileage and traveling expense claims of peace officers.

Also, that the Senate insists on its amendments to House File No. 40, and requests a conference committee. The President of the Senate has appointed as members of such committee, on the part of the Senate, Senators Husted, Patterson, Coykendall and Miller of Buchanan.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 49, a bill for an act relating to school elections.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 279, a bill for an act to make an appropriation for Frank D. Paine.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 450, a bill for an act relating to examination and qualification of mine inspector.

Digitized by Google

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 360, a bill for an act relating to the collection of taxes.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 212, a bill for an act relating to the building of bridges on the state roads within or adjacent to state land and to relieve the counties of these structures.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked.

House File No. 102, a bill for an act relating to the collection of motor vehicle license fees.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 311, a bill for an act relating to the apportionment of the compensation of persons employed to discover property not listed or assessed for taxation.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 391, a bill for an act to make an emergency appropriation to pay the cost of repairing the heating plant at the Iowa School for the Deaf, Council Bluffs, Iowa; and to pay the expenses of transporting two boilers from the Iowa State Teachers College, Cedar Falls, Iowa, to the Iowa School for the Deaf. BYRON G. ALLEN, *Secretary.*

CONSIDERATION OF BILLS

House File No. 536, a bill for an act to amend section seventy-four hundred twenty-d six (7420-d6), Code, 1931, relating to interest on bank deposits of public funds, was taken up for consideration.

Goode of Davis called up the amendment filed by him and found on page 805 of the Journal of March 15 and moved its adoption. Amendment adopted.

Johnson of Linn moved to amend House File No. 536 by striking from line 5, section 1, the words "new and segregated".

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 15.

Aldrich	Dole	Johnson	Speidel
Augustine	Foster	McCreery	Stansell
Brady	Garner	Moore of Benton	Stimpson
Cunningham	Gissel	Peaco	

Digitized by Google

The nays were, 65.

Beath	Frizzell	Lookingbill	Rice
Beswick	Fuelling	McCarthy	Roe
Bonnstetter	Fuester	McDermott	Schmitz
Bouska	Gallagher	McKinnon	Schroeder
Bowers	Gittinger	Malone	Smith
Bruce	Goode	Maniece	Sours
Burgess	Grell	Mercer	Stewart
Casey	Hanson of Lyon	Millhone	Swift of Dubuque
Crouch	Hanson of	Moore of	Swift of Jackson
Davis	Winnebago	Harrison	Teter
Donlon	Hartman	Mooty	Treimer
Doran	Hook	Ostby	Weed
Durant	Hopp	Paisley	Wiese
Elliott	Hultman	Peet	Willis
Ellsworth	Humeston	Porter	Wolf
Falvey	Koch	Rawlings	Zylstra
Felter	Lichty	Reed	

Absent or not voting, 28.

Alesch	Hough	Mitchell	Strachan
Craven	Jenkins	Osborn	Thies
Dean	Jensen	Ryder	Thiessen
Ditto	Laughlin	Sheridan	Wenig
Dreessen	McFarlane	Snyder	Yager
Fabritz	McLean	Stanzel	Zipse
Grau	Metcalf	Stiger	Mr. Speaker

Amendment lost.

Ellsworth of Hardin moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 53.

Aldrich	Frizzell	McCreery	Schmitz
Augustine	Fuelling	McDermott	Smith
Bouska	Gallagher	McFarlane	Snyder
Burgess	Gittinger	Malone	Speidel
Craven	Grell	Maniece	Stansell
Crouch	Hanson of Lyon	Mercer	Stanzel
Dean	Hanson of	Millhone	Stewart
Dole	Winnebago	Moore of	Stimpson
Donlon	Hartman	Harrison	Strachan
Doran	Hultman	Mooty	Thies
Durant	Humeston	Peet	Weed
Elliott	Johnson	Porter	Wenig
Ellsworth	Lichty	Rawlings	Zylstra
Falvey	Lookingbill	Reed	

The nays were, 38.

Beath	Bruce	Foster	Hook
Beswick	Casey	Fuester	Hopp
Bonnstetter	Cunningham	Garner	Koch
Bowers	Davis	Gissel	Laughlin
Brady	Felter	Goode	McCarthy

Digitized by Google

McKinnon	Peaco	Swift of Dubuque	Wiese
Metcalf	Rice	Swift of Jackson	Willis
Moore of Benton	Roe	Teter	Wolf
Ostby	Schroeder	Treimer	Mr. Speaker
Paisley	Sours		

Absent or not voting, 17.

Alesch	Hough	Mitchell	Stiger
Ditto	Jenkins	Osborn	Thiessen
Dreessen	Jensen	Ryder	Yager
Fabritz	McLean	Sheridan	Zipse
Grau			

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

CONFERENCE COMMITTEE APPOINTED

As a conference committee on House File No. 40, the Speaker appointed the following members: Jenkins of Louisa, Casey of Mitchell, Doran of Boone and Hanson of Lyon.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that he had on the 14th day of March, 1933 approved House Files Nos. 74 and 241; and that on March 16, 1933, he had approved House Files Nos. 29, 46, 47, 48, 50, 79 and 225.

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your Sifting Committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

H. F. No. 197	H. F. No. 410
H. F. No. 381	H. F. No. 448
H. F. No. 343	H. F. No. 539
H. F. No. 529	H. F. No. 384
H. F. No. 326	H. F. No. 404
H. F. No. 333	S. F. No. 192

ED. RAWLINGS, *Chairman.*

On motion of McFarlane of Black Hawk, the House adjourned until 9:00 a. m. Tuesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 21, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. C. E. Lookingbill, Pastor of the Methodist Episcopal Church, Nevada, Iowa.

Journal of March 20 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Fabritz of Wapello for the forenoon, on request of Malone of Cass.

HOUSE CONCURRENT RESOLUTION NO. 22 ADOPTED

Dole of Jefferson called up House Concurrent Resolution No. 22 found in the Journal of March 16 and moved its adoption. Motion prevailed and House Concurrent Resolution was adopted.

Rawlings of Monona called up the following Senate Concurrent Resolution and asked unanimous consent for its immediate consideration:

SENATE CONCURRENT RESOLUTION NO. 16

Concurrent Resolution memorializing Congress, That it is the sense of the members of the Iowa General Assembly, the Senate and House concurring, that the Government of the United States should perform its solemn promise and place American agriculture on the basis of equality with other industries by providing an adequate system of credit, and that adequate legislation to that end should be adopted at the earliest possible date.

Whereas, unless immediate relief is given, hundreds of thousands of farmers will lose their farms and their homes and millions more will be forced into our cities and villages, and the army of unemployed will necessarily increase to alarming proportions; and

Whereas, the price of agricultural products during the past year has in fact been far below the cost of production; and

Whereas, there is no adequate way of refinancing existing agricultural

Digitized by Google

indebtedness and the farmers are at the mercy of their mortgagees and creditors throughout this State and Nation; and

Whereas, Senate Bill No. 1197, introduced in the Senate of the United States by Senator Lynn J. Frazier of North Dakota, provides for the liquidating and refinancing of agricultural indebtedness and provides for a reduced rate of interest for the same through the Federal Farm Loan System and the Federal Reserve Bank System; and

Whereas, the provisions of this bill will have a vital effect upon the agricultural industry of the State of Iowa; and

Whereas, at the present time many loans relating to the agricultural industry should bear a reduced rate of interest; and

Whereas, agriculture is the basic industry of this country and there can be no sound business prosperity until agriculture is put on an equality with other industries: now, therefore,

Be It Resolved, That it is the sense of your Memorialists, the members of the Iowa General Assembly, the Senate and House concurring, that the Congress of the United States should enact the provisions of the said Senate Bill No. 1197; and

Be It Further Resolved, That a copy of this Memorial, duly authenticated, be sent by the Secretary of the Iowa Senate to the Senate and House of Representatives of the United States and to each of the Senators and Representatives of Iowa in Congress, and to United States Senator Lynn J. Frazier, the Senator who introduced the bill.

Unanimous consent having been granted for the immediate consideration of the resolution, Mr. Rawlings moved its adoption. Motion prevailed and Senate Concurrent Resolution No. 16 was adopted.

HOUSE FILE NO. 164 RECONSIDERED

McFarlane of Black Hawk called up the motion to reconsider the vote by which House File No. 164 passed the House, as found on page 273 of the Journal of February 2.

Reed of Mahaska moved the previous question. Motion prevailed.

On the question "Shall the House reconsider the vote by which it passed House File No. 164?"

The ayes were, 92.

Aldrich	Burgess	Dreessen	Fuester
Alesch	Casey	Durant	Gallagher
Beath	Crouch	Elliott	Garner
Beswick	Cuningham	Ellsworth	Gittinger
Bonnstetter	Davis	Falvey	Goode
Bouska	Dean	Felter	Grau
Bowers	Dole	Foster	Grell
Brady	Donlon	Frizzell	Hanson of Lyon
Bruce	Doran	Fuelling	

Digitized by Google

Hanson of Winnebago	McDermott	Paisley	Stewart
Hartman	McFarlane	Peaco	Stiger
Hopp	McKinnon	Peet	Swift of Dubuque
Hough	McLean	Porter	Swift of Jackson
Hultman	Malone	Rawlings	Teter
Humeston	Maniece	Reed	Thies
Jenkins	Mercer	Rice	Treimer
Jensen	Metcalf	Roe	Weed
Johnson	Millhone	Schmitz	Wiese
Koch	Moore of Benton	Schroeder	Willis
Laughlin	Moore of Harrison	Snyder	Wolf
Lichty	Mooty	Sours	Zipse
Lookingbill	Osborn	Speidel	Zylstra
McCarthy	Ostby	Stansell	Mr. Speaker
		Stanzel	

The nays were, 9.

Augustine	Hook	Stimpson	Thiessen
Craven	Smith	Strachan	Wenig
Gissel			

Absent or not voting, 7.

Ditto	McCreery	Ryder	Yager
Fabritz	Mitchell	Sheridan	

Motion prevailed.

McFarlane of Black Hawk moved to reconsider the vote by which House File No. 164 passed to its third reading. Motion prevailed.

House File No. 164, a bill for an act making it the duty of pedestrians on Primary Highways to keep to the left of the paved portion of said Highway and when meeting vehicles to step off said Highway, was taken up for consideration.

McFarlane of Black Hawk called up the substitute amendment filed by him and found on pages 805 and 806 of the Journal of March 15 and moved its adoption.

Teter of Marion moved as a substitute motion that the enacting clause be stricken.

On the question "Shall the enacting clause be stricken?" a roll call was demanded.

The ayes were, 31.

Augustine	Felter	Hook	Reed
Beath	Foster	Jensen	Rice
Beswick	Fuester	Laughlin	Roe
Craven	Gissel	McKinnon	Stanzel
Crouch	Goode	Maniece	Stewart
Donlon	Grell	Metcalf	Swift of Jackson
Doran	Hanson of Winnebago	Ostby	Teter
Falvey		Peaco	Thiessen

Digitized by Google

The nays were, 63.

Alesch	Gallagher	McLean	Sours
Bouska	Gittinger	Malone	Speidel
Bowers	Grau	Mercer	Stansell
Brady	Hanson of Lyon	Millhone	Stiger
Bruce	Hartman	Moore of Benton	Stimpson
Burgess	Hopp	Moore of Harrison	Swift of Dubuque
Casey	Hough	Mooty	Thies
Cunningham	Hultman	Osborn	Treimer
Davis	Humeston	Paisley	Weed
Dean	Johnson	Peet	Wenig
Dole	Koch	Porter	Wiese
Durant	Lichty	Schmitz	Willis
Elliott	Lookingbill	Sheridan	Wolf
Ellsworth	McCarthy	Smith	Zipse
Frizzell	McDermott	Snyder	Zylstra
Fuelling	McFarlane		Mr. Speaker

Absent or not voting, 14.

Aldrich	Fabritz	Mitchell	Schroeder
Bonnstetter	Garner	Rawlings	Strachan
Ditto	Jenkins	Ryder	Yager
Dreessen	McCreery		

Motion to strike the enacting clause was lost.

Doran of Boone moved to amend House File No. 164 by adding to section one the following:

"Nothing in this act shall in any way affect the rights of the parties in case of injury."

Amendment adopted.

Goode of Davis moved that the bill be tabled.

Reed of Mahaska moved the previous question. Motion prevailed.

On the question "Shall House File No. 164 be laid on the table?" a roll call was demanded.

The ayes were, 30.

Alesch	Felter	Hanson of Winnebago	Rice
Beath	Foster	Hook	Schroeder
Craven	Fuester	Jensen	Stanzel
Crouch	Garner	Maniece	Stewart
Davis	Gissel	Metcalf	Swift of Jackson
Donlon	Gittinger	Ostby	Teter
Dreessen	Goode	Peaco	Thies
Falvey			Zipse

The nays were, 63.

Aldrich	Bruce	Doran	Fuelling
Beswick	Casey	Durant	Gallagher
Bouska	Cunningham	Elliott	Grau
Bowers	Dean	Ellsworth	Grell
Brady	Dole	Frizzell	Hanson of Lyon

Digitized by Google

Hartman	McDermott	Osborn	Stiger
Hopp	McFarlane	Paisley	Stimpson
Hultman	McKinnon	Peet	Thiessen
Humeston	McLean	Porter	Treimer
Jenkins	Malone	Reed	Weed
Johnson	Mercer	Schmitz	Wenig
Koch	Millhone	Smith	Wiese
Laughlin	Moore of Benton	Snyder	Willis
Lichty	Moore of Harrison	Sours	Wolf
Lookingbill	Mooty	Speidel	Zylstra
McCarthy		Stansell	Mr. Speaker

Absent or not voting, 15.

Augustine	Fabritz	Rawlings	Strachan
Bonnsteter	Hough	Roe	Swift of Dubuque
Burgess	McCreery	Ryder	Yager
Ditto	Mitchell	Sheridan	

Motion to lay on the table was lost.

The substitute amendment by McFarlane of Black Hawk was adopted.

McFarlane of Black Hawk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 63.

Aldrich	Gallagher	McLean	Sours
Bouska	Grau	Malone	Speidel
Bowers	Grell	Mercer	Stansell
Brady	Hanson of Lyon	Millhone	Stanzel
Bruce	Hartman	Moore of Benton	Stiger
Burgess	Hopp	Moore of Harrison	Strachan
Casey	Hultman	Mooty	Swift of Dubuque
Cunningham	Humeston	Osborn	Thiessen
Dean	Jenkins	Paisley	Treimer
Dole	Johnson	Peet	Weed
Doran	Koch	Porter	Wenig
Durant	Laughlin	Reed	Wiese
Elliott	Lichty	Schmitz	Willis
Ellsworth	Lookingbill	Sheridan	Wolf
Frizzell	McDermott	Snyder	Zylstra
Fuelling	McFarlane		Mr. Speaker

The nays were, 38.

Alesch	Felter	Hough	Roe
Augustine	Foster	Jensen	Schroeder
Beath	Fuester	McCarthy	Smith
Beswick	Garner	McKinnon	Stewart
Craven	Gissel	Maniece	Stimpson
Crouch	Gittinger	Metcalf	Swift of Jackson
Davis	Goode	Ostby	Teter
Donlon	Hanson of Winnebago	Peaco	Thies
Dreessen	Hook	Rawlings	Zipse
Falvey		Rice	

Digitized by Google

Absent or not voting, 7.

Bonnstetter	Fabritz	Mitchell	Yager
Ditto	McCreery	Ryder	

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

McFarlane of Black Hawk moved that the vote by which House File No. 164 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 541, a bill for an act relating to banking.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 368, a bill for an act to authorize the Burlington, Muscatine & Northwestern Railway Company to construct, operate and maintain a railroad bridge across the Iowa River at or near the village of Toolesboro, in Louisa County, Iowa.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 150, a bill for an act relating to taxation.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 467, a bill for an act to correct errors in the reference in sections 4026-b12, 8737, 8829, and 8927, Code, 1931, to certain federal acts.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 310, a bill for an act to provide for the rendition of judgments during a recess of the district court, in criminal cases prosecuted on trial information filed by the county attorney.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 298, a bill for an act relating to application by poor persons for relief.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 254, a bill for an act relating to the duties of the secretary of the executive council and to the duties of the members of the state board of assessment and review and of the employees of said board.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 198, a bill for an act relating to the compromise of personal property taxes.

Digitized by Google

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 302, a bill for an act to legalize warrants issued by the Board of Park Commissioners of the City of Clinton, Iowa, proceedings taken authorizing the issuance of bonds to retire said warrants, and provisions made for the levy of taxes to pay said bonds.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 84, a bill for an act relating to county high schools.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 75, a bill for an act to legalize drainage bonds of Fox River Drainage District No. One.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 386, a bill for an act to provide for the consolidating of city and school elections in school districts, which embrace a city and which have a population of not more than 100,000 nor less than 70,000.

BYRON G. ALLEN, *Secretary.*

SENATE AMENDMENTS TO HOUSE FILE NO. 541

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. During the period of management by the Superintendent of Banking of any State bank, Savings Bank or Trust Company or private bank pursuant to Senate File No. 111, Forty-fifth General Assembly, any County, City, Town, Township or School District, by its governing board at the board's discretion, may enter into depositors' agreements looking toward the reorganization, reopening or consolidation of the bank to the extent of its unsecured and unpreferred claims.

The State may so agree through the Executive Council as to its unsecured and unpreferred claims.

The Board of Supervisors may at its discretion, enter into such depositors' agreements as to taxes for the State, School, townships, cities, towns, motor vehicle fund, primary road fund or other purposes and for other funds created by law, whether regular, temporary or special, which have been duly collected by the Treasurer of the County and duly and regularly deposited by the County Treasurer in a State bank, savings bank, trust company or private bank prior to the period of management by the State Superintendent of Banking.

Any public body hereinbefore named may with depositors of any national bank enter into a depositor's agreement with said bank, provided the form of said agreement shall be one that shall have been first approved by the Superintendent of Banking and by the Executive Council of the State of Iowa. Any depositor's agreement that has heretofore been entered into by any public body above referred to with any state, savings, national or private bank or trust company in Iowa and to which depositor's agreement no objections have been taken by Court action, is hereby legalized and approved.

Sec. 2. Joining in such agreement shall not be a waiver of any prefer-

Digitized by Google

ence or of the right to participate in State Sinking Fund for public deposits, but after receipt of payment from such fund or assignment of deposit to the Treasurer of State, he shall represent the same and may with the approval of the Executive Council, join in such agreements.

Sec. 3. If the Treasurer has duly and regularly deposited money in such bank, then after the reorganization, reopening or consolidation of said bank he shall only be held to account for such amount of the deposit as remains on deposit in such bank after the reorganization, reopening or consolidation, irrespective of whether a depositors' agreement was entered into or not.

Sec. 4. Wherever the depositor's agreement provides for the appointment of trustees and the subsequent payment of funds by the trustees to the depositors, such payments shall be paid to the County Treasurer and by him distributed pro rata to the funds entitled thereto, unless payment has been received from the State Sinking Fund for public deposits or assignment of the deposit has been made to the Treasurer of State and in such event, such payment shall be made to him and credited to the State Sinking Fund.

Sec. 5. Insofar as the provisions of this Act may conflict with other Acts or parts thereof, the provisions of this Act shall control.

Sec. 6. This Act, being deemed of immediate importance, it shall take effect and be in full force from and after its publication in the Red Oak Express, a newspaper published at Red Oak, Iowa, and in the Clinton Herald, a newspaper published at Clinton, Iowa.

Further amend House File No. 541 by striking its title and substituting in lieu thereof the following:

A bill for an act to amend Chapter 415, Code of Iowa, 1931, to provide for public bodies entering into depositors' agreements in banks during period of management by Superintendent of Banking under Senate File No. 111, Forty-fifth General Assembly and with national banks, and legalizing such agreements heretofore entered into.

INTRODUCTION OF BILLS

House File No. 561 by committee on claims, a bill for an act to make an appropriation to George Anderson.

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

SENATE MESSAGES CONSIDERED

Senate File No. 368, a bill for an act to authorize the Burlington, Muscatine & Northwestern Railway Company, an Iowa Corporation, to construct, operate and maintain a railroad bridge across the Iowa River at or near the Village of Toolesboro, in Louisa County, Iowa.

Read first and second times and referred to sifting committee.

Digitized by Google

Senate File No. 467, a bill for an act to correct errors in the reference in sections forty hundred sixty-two-b twelve (4062-b12), eighty-seven hundred thirty-seven (8737), eighty-eight hundred twenty-nine (8829), and eighty-nine hundred twenty-seven (8927), Code, 1931, to certain federal acts.

Read first and second times and referred to sifting committee.

Senate File No. 310, a bill for an act to amend sections thirteen thousand six hundred sixty-nine (13669) and thirteen thousand six hundred seventy-one (13671), Code, 1931, as to provide for the rendition of judgments during a recess of the district court, in criminal cases prosecuted on trial information filed by the county attorney.

Read first and second times and referred to sifting committee.

Senate File No. 298, a bill for an act to repeal section fifty-three hundred twenty-eight (5328), Code, 1931, and to enact a substitute therefor relating to application by poor persons for relief.

Read first and second times and referred to sifting committee.

Senate File No. 254, a bill for an act to amend, revise, and codify sections two hundred seventy-eight (278) to two hundred eighty-one (281), inclusive, and two hundred eighty-three (283) to two hundred eighty-five (285), inclusive, and section sixty-nine hundred forty-three-c twenty-three (6943-c23), all of the Code, 1931, relating to the duties of the secretary of the executive council and to the duties of the members of the state board of assessment and review and of the employees of said board.

Read first and second times and referred to sifting committee.

Senate File No. 198, a bill for an act to amend section seventy-one hundred ninety-three-b one (7193-b1), Code, 1931, relating to the compromise of personal property taxes.

Read first and second times and referred to sifting committee.

Senate File No. 302, a bill for an act to legalize warrants issued by the Board of Park Commissioners of the City of Clinton, Iowa, proceedings taken authorizing the issuance of bonds to retire said warrants, and provisions made for the levy of taxes to pay said bonds.

Read first and second times and referred to sifting committee.

Digitized by Google

Senate File No. 75, a bill for an act to legalize and validate Twelve Thousand Five Hundred Dollars ($12,500.00) drainage bonds of Fox River Drainage District No. One (1) of Van Buren County, Iowa.

Read first and second times and referred to sifting committee.

Senate File No. 386, a bill for an act to provide for consolidating city and school elections in school districts which embrace a city and which have a population of not more than one hundred thousand (100,000), nor less than seventy thousand (70,000), by the last federal census; to prescribe the manner of holding the same; to provide for terms of directors and the manner of nominating and electing same; prescribing eligibility of voters and registration thereof, and making other statutes affecting city and school elections applicable except where inconsistent or contradictory; by amending sections forty-one hundred twenty-five (4125), forty-two hundred twenty (4220), forty-two hundred seventeen (4217), forty-two hundred eighteen (4218), forty-two hundred twenty-three-a2 (4223-a2), forty-two hundred twenty-three-b1 (4223-b1), forty-two hundred twenty-eight (4228), forty-three hundred fifty-four (4354), forty-four hundred one (4401), forty-four hundred six (4406), forty-four hundred fifty-three (4453) and forty-four hundred sixty-four (4464), Code 1931.

Read first and second times and referred to sifting committee.

Senate File No. 212, a bill for an act to amend section forty-six hundred thirty-three (4633) of the code of 1931, relating to the building of bridges on the state roads within or adjacent to state land and to relieve the counties of these structures.

Read first and second times and referred to sifting committee.

Senate File No. 311, a bill for an act to amend section seven thousand one hundred and sixty-one (7161) of the Code, 1927, relating to the apportionment of the compensation of persons employed to discover property not listed or assessed for taxation.

Read first and second times and referred to sifting committee.

Senate File No. 391, a bill for an act to make emergency appropriation to pay the cost of repairing the heating plant at the Iowa School for the Deaf, Council Bluffs, Iowa; and to pay the expenses of transporting two boilers from the Iowa State Teachers College,

Digitized by Google

Cedar Falls, Iowa, to the Iowa School for the Deaf, and the installation thereof.

Read first and second times and passed on file.

Senate File No. 279, a bill for an act to make an appropriation for Frank D. Paine.

Read first and second times and passed on file.

Senate File No. 49, a bill for an act to amend sections forty-two hundred sixteen-c one (4216-c1), forty-two hundred sixteen-c twenty-four (4216-c24), forty-one hundred twenty-five (4125), forty-two hundred sixteen-c four (4216-c4), forty-two hundred sixteen-c twenty-five (4216-c25), code 1931; and to repeal section forty-two hundred sixteen-c thirty-five (4216-c35), code 1931, all relating to school elections.

Read first and second times and referred to sifting committee.

Senate File No. 450, a bill for an act to amend section One Thousand Two Hundred thirty-one (1231), Code 1931, relating to examination and qualification of mine inspector.

Read first and second times and referred to sifting committee.

Senate File No. 360, a bill for an act to amend section seventy-one hundred eighty-eight (7188), Code of 1931, relating to the collection of taxes.

Read first and second times and referred to sifting committee.

CONSIDERATION OF SENATE AMENDMENTS

On request of Ellsworth of Hardin, unanimous consent having been given, House File No. 541, a bill for an act to amend section ninety-two hundred thirty-nine a-two (9239-a2), Code, 1931, relating to the agreement by public bodies covering claims against banks and trust companies; by extending the provisions thereof to all state, national and private banks in the State of Iowa, and by making the provisions thereof applicable to reorganizations made pursuant to Senate File One Hundred Eleven (111), Acts of the Forty-fifth General Assembly of Iowa, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 541

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

Digitized by Google

Section 1. During the period of management by the Superintendent of Banking of any State bank, Savings Bank or Trust Company or private bank pursuant to Senate File No. 111, Forty-fifth General Assembly, any County, City, Town, Township or School District, by its governing board at the board's discretion, may enter into depositors' agreements looking toward the reorganization, reopening or consolidation of the bank to the extent of its unsecured and preferred claims.

The State may so agree through the Executive Council as to its unsecured and unpreferred claims.

The Board of Supervisors may at its discretion, enter into such depositors' agreements as to taxes for the State, School, townships, cities, towns, motor vehicle fund, primary road fund or other purposes and for other funds created by law, whether regular, temporary or special, which have been duly collected by the Treasurer of the County and duly and regularly deposited by the County Treasurer in a State bank, savings bank, trust company or private bank prior to the period of management by the State Superintendent of Banking.

Any public body hereinbefore named may with depositors of any national bank enter into a depositor's agreement with said bank, provided the form of said agreement shall be one that shall have been first approved by the Superintendent of Banking and by the Executive Council of the State of Iowa. Any depositor's agreement that has heretofore been entered into by any public body above referred to with any state, savings, national or private bank or trust company in Iowa and to which depositor's agreement no objections have been taken by Court action, is hereby legalized and approved.

Sec. 2. Joining in such agreement shall not be a waiver of any preference or of the right to participate in State Sinking Fund for public deposits, but after receipt of payment from such fund or assignment of deposit to the Treasurer of State, he shall represent the same and may with the approval of the Executive Council, join in such agreements.

Sec. 3. If the Treasurer has duly and regularly deposited money in such bank, then after the reorganization, reopening or consolidation of said bank he shall only be held to account for such amount of the deposit as remains on deposit in such bank after the reorganization, reopening or consolidation, irrespective of whether a depositors' agreement was entered into or not.

Sec. 4. Wherever the depositor's agreement provides for the appointment of trustees and the subsequent payment of funds by the trustees to the depositors, such payments shall be paid to the County Treasurer and by him distributed pro rata to the funds entitled thereto, unless payment has been received from the State Sinking Fund for public deposits or assignment of the deposit has been made to the Treasurer of State and in such event, such payment shall be made to him and credited to the State Sinking Fund.

Sec. 5. Insofar as the provisions of this Act may conflict with other Acts or parts thereof, the provisions of this Act shall control.

Sec. 6. This Act, being deemed of immediate importance, it shall take effect and be in full force from and after its publication in the Red Oak

Digitized by Google

Express, a newspaper publisher at Red Oak, Iowa, and in the Clinton Herald, a newspaper published at Clinton, Iowa.

Further amend House File No. 541 by striking its title and substituting in lieu thereof the following:

A bill for an act to amend Chapter 415, Code of Iowa, 1931, to provide for public bodies entering into depositors' agreements in banks during period of management by Superintendent of Banking under Senate File No. 111, Forty-fifth General Assembly and with national banks, and legalizing such agreements heretofore entered into.

Mr. Ellsworth moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 90.

Alesch	Falvey	Lichty	Schmitz
Augustine	Felter	Lookingbill	Schroeder
Beath	Frizzell	McCreery	Smith
Beswick	Fuelling	McDermott	Snyder
Bouska	Gallagher	McFarlane	Speidel
Bowers	Garner	McKinnon	Stansell
Brady	Gissel	Malone	Stanzel
Bruce	Gittinger	Mercer	Stewart
Burgess	Goode	Metcalf	Stiger
Casey	Grell	Millhone	Stimpson
Craven	Hanson of Lyon	Moore of Benton	Strachan
Crouch	Hanson of Winnebago	Moore of Harrison	Swift of Dubuque
Cunningham	Hartman	Mooty	Swift of Jackson
Davis	Hook	Osborn	Teter
Dean	Hough	Ostby	Thiessen
Ditto	Hultman	Paisley	Treimer
Dole	Humeston	Peaco	Weed
Donlon	Jenkins	Peet	Wenig
Doran	Jensen	Porter	Wiese
Dreessen	Johnson	Rawlings	Willis
Durant	Koch	Reed	Wolf
Elliott	Laughlin	Roe	Zylstra
Ellsworth			Mr. Speaker

The nays were, 9.

Foster	McCarthy	Mitchell	Sours
Fuester	McLean	Sheridan	Zipse
Grau			

Absent or not voting, 9.

Aldrich	Hopp	Rice	Thies
Bonnstetter	Maniece	Ryder	Yager
Fabritz			

So the House concurred in Senate amendments to House File No. 541.

HOUSE FILE NO. 499 INDEFINITELY POSTPONED

Beswick of Van Buren moved that the report of the committee

Digitized by Google

recommending indefinite postponement of House File No. 499 be rejected.

McKinnon of Henry moved the previous question. Motion prevailed.

On the question "Shall the committee report be adopted?" a roll call was demanded.

The ayes were, 69.

Augustine	Gallagher	McCarthy	Schmitz
Bouska	Garner	McCreery	Smith
Bowers	Gittinger	McDermott	Stansell
Brady	Goode	McFarlane	Stanzel
Bruce	Grau	McKinnon	Stewart
Burgess	Hanson of	Malone	Swift of Dubuque
Casey	Winnebago	Maniece	Swift of Jackson
Cunningham	Hartman	Millhone	Teter
Davis	Hook	Mitchell	Thies
Dean	Hopp	Moore of Benton	Wenig
Doran	Hough	Moore of	Wiese
Elliott	Humeston	Harrison	Willis
Ellsworth	Jenkins	Mooty	Wolf
Falvey	Jensen	Peet	Yager
Felter	Johnson	Porter	Zipse
Frizzell	Koch	Rawlings	Zylstra
Fuelling	Laughlin	Reed	Mr. Speaker
Fuester	Lookingbill	Roe	

The nays were, 28.

Aldrich	Dreessen	Mercer	Speidel
Beath	Durant	Metcalf	Stiger
Beswick	Foster	Ostby	Stimpson
Craven	Gissel	Paisley	Strachan
Crouch	Hanson of Lyon	Peaco	Thiessen
Ditto	Hultman	Schroeder	Treimer
Dole	McLean	Sheridan	Weed

Absent or not voting, 11.

Alesch	Fabritz	Osborn	Snyder
Bonnstetter	Grell	Rice	Sours
Donlon	Lichty	Ryder	

Report of the committee was adopted and House File No. 499 was indefinitely postponed.

Johnson of Linn moved that the vote by which House File No. 499 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 532, a bill for an act to repeal section forty-nine hundred fifteen (4915), Code, 1931, relating to the licensing of motor trucks operated in cities and towns, was taken up for consideration.

Digitized by Google

Augustine of Ringgold moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 91.

Aldrich	Felter	Koch	Roe
Alesch	Foster	Laughlin	Schmidt
Augustine	Fuelling	Lookingbill	Sheridan
Beath	Fuester	McCarthy	Smith
Beswick	Gallagher	McCreery	Snyder
Bouska	Garner	McDermott	Sours
Bowers	Gissel	McFarlane	Speidel
Brady	Gittinger	McKinnon	Stansell
Bruce	Goode	McLean	Stanzel
Burgess	Grau	Malone	Stewart
Casey	Grell	Maniece	Stimpson
Cræven	Hanson of Lyon	Mercer	Strachan
Crouch	Hanson of Winnebago	Metcalf	Swift of Dubuque
Cunningham	Hartman	Moore of Benton	Swift of Jackson
Davis	Hook	Moore of Harrison	Thiessen
Dean	Hopp	Paisley	Treimer
Dole	Hough	Peaco	Wenig
Donlon	Hultman	Peet	Wiese
Doran	Humeston	Porter	Willis
Dreessen	Jenkins	Rawlings	Yager
Durant	Jensen	Reed	Zipse
Elliott	Johnson	Rice	Zylstra
Ellsworth			Mr. Speaker
Falvey			

The nays were, 5.

Frizzell	Ostby	Schroeder	Weed
Mooty			

Absent or not voting, 12.

Bonnstetter	Lichty	Osborn	Teter
Ditto	Millhone	Ryder	Thies
Fabritz	Mitchell	Stiger	Wolf

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

House File No. 93, a bill for an act to amend sections forty-nine hundred eight (4908) and forty-nine hundred nine (4909), Code, 1931, relating to motor vehicle license fees, with report of committee recommending amendment and passage, was taken up for consideration.

Strachan of Humboldt moved to amend the substitute amendment by inserting the word "annually" following the word "times" in line two of paragraph two of section one. Amendment to substitute amendment adopted.

Digitized by Google

Grau of Buena Vista moved to amend the substitute amendment by striking the word "four" from line four of section one and substituting in lieu thereof the word "three". Further amend by striking the word "five" from line six and substituting in lieu thereof the word "four"; and by striking the word "six" from line six and substituting in lieu thereof the word "five".

On the question "Shall the amendment to the substitute amendment be adopted?" a roll call was demanded.

The ayes were, 25.

Beswick	Hook	Moore of Harrison	Stanzel
Bruce	Jenkins	Osborn	Strachan
Dreessen	McKinnon	Ostby	Treimer
Foster	McLean	Schroeder	Weed
Fuester	Metcalf	Snyder	Zipse
Grau	Millhone	Speidel	Zylstra
Hanson of Lyon			

The nays were, 68.

Alesch	Fuelling	Lookingbill	Schmitz
Augustine	Gallagher	McCarthy	Sheridan
Beath	Garner	McCreery	Smith
Bouska	Gissel	McDermott	Sours
Bowers	Gittinger	Malone	Stansell
Burgess	Goode	Maniece	Stewart
Cunningham	Grell	Mercer	Stiger
Davis	Hanson of Winnebago	Mitchell	Stimpson
Dean	Hartman	Moore of Benton	Swift of Dubuque
Ditto	Hopp	Mooty	Swift of Jackson
Dole	Hultman	Paisley	Teter
Donlon	Humeston	Peaco	Thies
Doran	Jensen	Peet	Wenig
Durant	Johnson	Porter	Wiese
Ellsworth	Koch	Reed	Willis
Falvey	Laughlin	Rice	Wolf
Felter		Roe	Mr. Speaker
Frizzell			

Absent or not voting, 15.

Aldrich	Craven	Hough	Ryder
Bonnstetter	Crouch	Lichty	Thiessen
Brady	Elliott	McFarlane	Yager
Casey	Fabritz	Rawlings	

Amendment to substitute amendment lost.

McLean of Marshall moved to amend line four, section one by striking the words "times annually" and inserting in lieu thereof following the word "four", the words "consecutive years". Amendment to substitute amendment adopted.

On motion of Strachan of Humboldt the substitute amendments

Digitized by Google

proposed by the committee, found on page 713 of the Journal of March 10, were adopted.

Strachan of Humboldt moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 98.

Aldrich	Frizzell	McCarthy	Schroeder
Augustine	Fuelling	McCreery	Sheridan
Beath	Fuester	McDermott	Smith
Beswick	Gallagher	McFarlane	Snyder
Bouska	Garner	McKinnon	Sours
Bowers	Gissel	McLean	Speidel
Brady	Gittinger	Malone	Stansell
Bruce	Goode	Maniece	Stanzel
Burgess	Grau	Mercer	Stewart
Casey	Grell	Metcalf	Stiger
Craven	Hanson of Lyon	Millhone	Stimpson
Crouch	Hanson of Winnebago	Mitchell	Strachan
Cunningham	Hartman	Moore of Benton	Swift of Dubuque
Davis	Hook	Moore of Harrison	Swift of Jackson
Dean	Hopp	Mooty	Teter
Dole	Hough	Osborn	Thies
Donlon	Hultman	Ostby	Thiessen
Doran	Humeston	Peaco	Treimer
Dreessen	Jenkins	Peet	Weed
Durant	Jensen	Rawlings	Wiese
Elliott	Johnson	Reed	Willis
Ellsworth	Koch	Rice	Yager
Falvey	Laughlin	Roe	Zipse
Felter	Lookingbill	Schmitz	Zylstra
Foster			Mr. Speaker

The nays were, none.

Absent or not voting, 10.

Alesch	Fabritz	Porter	Wenig
Bonnstetter	Lichty	Ryder	Wolf
Ditto	Paisley		

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

House File No. 364, a bill for an act authorizing the Board of Supervisors of Tama County, Iowa, to make certain refunds of taxes to the tax payers of the Montour Independent School District, located in said Tama County, Iowa, with report of committee recommending passage, was taken up for consideration.

Stiger of Tama called up the amendment filed by him and found on page 708 of the Journal of March 9, and moved its adoption.

Digitized by Google

Teter of Marion moved to amend the amendment by striking the period (.) following the word "Iowa" and substituting in lieu thereof a comma(,) and adding the words "without expense to the state of Iowa." Amendment to the amendment was adopted.

The amendment was adopted.

Stiger of Tama moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 97.

Aldrich	Frizzell	McCarthy	Schroeder
Beath	Fuelling	McCreery	Sheridan
Beswick	Fuester	McDermott	Smith
Bouska	Gallagher	McFarlane	Snyder
Bowers	Garner	McKinnon	Speidel
Brady	Gissel	McLean	Stansell
Bruce	Gittinger	Malone	Stanzel
Burgess	Goode	Maniece	Stewart
Casey	Grau	Mercer	Stiger
Craven	Grell	Millhone	Stimpson
Crouch	Hanson of Lyon	Mitchell	Strachan
Cunningham	Hanson of Winnebago	Moore of Benton	Swift of Dubuque
Davis	Hartman	Mooty	Teter
Dean	Hook	Osborn	Thiessen
Ditto	Hopp	Ostby	Treimer
Dole	Hough	Paisley	Weed
Donlon	Hultman	Peaco	Wenig
Doran	Humeston	Peet	Wiese
Dreessen	Jenkins	Porter	Willis
Durant	Jensen	Rawlings	Wolf
Elliott	Johnson	Reed	Yager
Ellsworth	Koch	Rice	Zipse
Falvey	Laughlin	Roe	Zylstra
Felter	Lichty	Schmitz	Mr. Speaker
Foster			

The nays were, none.

Absent or not voting, 11.

Alesch	Fabritz	Moore of Harrison	Sours
Augustine	Lookingbill	Ryder	Swift of Jackson
Bonnstetter	Metcalf		Thies

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

House File No. 281, a bill for an act to amend sections seventy-four hundred twenty-d one (7420-d1) and seventy-four hundred twenty-d eight (7420-d8), Code, 1931, relating to the deposit of Public Funds, with report of committee recommending passage, was taken up for consideration.

Digitized by Google

Wenig of Clay called up the amendment filed by him and found in the Journal of March 18 and moved its adoption. Amendment adopted.

Wenig of Clay moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 104.

Aldrich	Fuelling	McDermott	Sheridan
Alesch	Fuester	McFarlane	Smith
Beath	Gallagher	McKinnon	Snyder
Beswick	Garner	McLean	Sours
Bouska	Gissel	Malone	Speidel
Bowers	Gittinger	Maniece	Stansell
Brady	Goode	Mercer	Stanzel
Bruce	Grau	Metcalf	Stewart
Burgess	Grell	Millhone	Sitger
Casey	Hanson of Lyon	Mitchell	Stimpson
Craven	Hanson of	Moore of Benton	Strachan
Crouch	Winnebago	Moore of	Swift of Dubuque
Cunningham	Hartman	Harrison	Swift of Jackson
Davis	Hook	Mooty	Teter
Dean	Hopp	Osborn	Thies
Ditto	Hough	Ostby	Thiessen
Dole	Hultman	Paisley	Treimer
Donlon	Humeston	Peaco	Weed
Doran	Jenkins	Peet	Wenig
Dreessen	Jensen	Porter	Wiese
Durant	Johnson	Rawlings	Willis
Elliott	Koch	Reed	Wolf
Ellsworth	Laughlin	Rice	Yager
Falvey	Lichty	Roe	Zipse
Felter	Lookingbill	Schmitz	Zylstra
Foster	McCarthy	Schroeder	Mr. Speaker
Frizzell	McCreery		

The nays were, none.

Absent or not voting, 4.

Augustine	Bonnstetter	Fabritz	Ryder

So the bill having received a constitutionl majority was declared to have passed the House.

Wenig of Clay asked and obtained unanimous consent to have the Chief Clerk correct the title as follows:

Amend the title by striking out of lines one and two the following: "sections seventy-four hundred twenty-d one (7420-d1) and" and inserting in lieu thereof "section".

Further amend the title by striking from line three the word "public" and inserting in lieu thereof "non-public".

Digitized by Google

The title as amended was agreed to.

House File No. 382, a bill for an act to provide against discrimination or monopoly in the sale of replacement and repair parts of machines and mechanical devices, and for the regulation of the distribution and sale of same, and providing penalties for the violation of this act, with report of committee recommending passage, was taken up for consideration.

McLean of Marshall moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 100.

Aldrich	Fuelling	McFarlane	Sheridan
Alesch	Fuester	McKinnon	Smith
Beath	Gallagher	McLean	Snyder
Beswick	Garner	Malone	Sours
Bouska	Gissel	Maniece	Speidel
Bowers	Gittinger	Mercer	Stansell
Bruce	Goode	Metcalf	Stanzel
Burgess	Grau	Millhone	Stewart
Casey	Grell	Mitchell	Stiger
Craven	Hanson of Lyon	Moore of Benton	Stimpson
Crouch	Hartman	Moore of Harrison	Strachan
Cunningham	Hook	Mooty	Swift of Dubuque
Davis	Hopp	Osborn	Swift of Jackson
Dean	Hough	Ostby	Teter
Ditto	Hultman	Paisley	Thies
Dole	Humeston	Peaco	Thiessen
Donlon	Jenkins	Peet	Treimer
Doran	Jensen	Porter	Weed
Dreessen	Johnson	Rawlings	Wenig
Durant	Koch	Reed	Wiese
Elliott	Lichty	Rice	Willis
Ellsworth	Lookingbill	Roe	Yager
Falvey	McCarthy	Schmitz	Zipse
Felter	McCreery	Schroeder	Zylstra
Foster	McDermott		Mr. Speaker
Frizzell			

The nays were, none.

Absent or not voting, 8.

Augustine	Fabritz	Laughlin	Wolf
Bonnstetter	Hanson of Winnebago	Ryder	
Brady			

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

House File No. 197, a bill for an act to amend section sixty-nine hundred fifty-six (6956), chapter three hundred thirty-one (331),

Digitized by Google

code 1931, relating to the responsibility for listing moneys and credits for tax purposes; and to amend Chapter three hundred thirty (330), code 1931, by adding a section relating to a five mill reduction in the tax levy on real estate and/or personal property, was taken up for consideration.

McCreery of Linn moved to defer action on House File No. 197.

Johnson of Linn moved to lay the above motion on the table. Motion to lay on the table lost.

Moore of Harrison moved that the House recess until 1:30 p. m. Motion prevailed and the House recessed.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Wolf of Franklin for the afternoon, on request of Davis of Appanoose; Paisley of Lee for the afternoon on request of Swift of Jackson.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 534, a bill for an act relating to high schools established in townships. WALTER H. BEAM, *Assistant Secretary.*

SENATE AMENDMENTS TO HOUSE FILE NO. 534

Amend the title by inserting, after the word "to" in line two (2), the words "the discontinuance of".

Amend Section 1 by striking all of lines six (6) and seven (7) and inserting in lieu thereof the following:

"only by an affirmative vote of a majority of the votes cast for and against such proposition at an election which may be called by the county superintendent of schools upon a petition for such election being presented signed by twenty-five (25) per cent of the electors in such township."

The House resumed consideration of House File No. 197.

McCreery of Linn asked and obtained unanimous consent to withdraw his motion to defer action.

Digitized by Google

Reed of Mahaska moved to amend House File No. 197 by striking from line four of section two the words "and/or any taxable personal property". Amendment adopted.

Goode of Davis moved to strike line twelve from the bill. Amendment adopted.

Malone of Cass moved the previous question on the main bill and all pending amendments. Motion prevailed.

Stanzel of Sac moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 73.

Aldrich	Fabritz	McKinnon	Smith
Alesch	Foster	McLean	Snyder
Augustine	Frizzell	Malone	Sours
Beath	Fuester	Mercer	Speidel
Beswick	Garner	Metcalf	Stanzel
Bonnstetter	Gissel	Millhone	Stewart
Bouska	Goode	Mitchell	Stiger
Bruce	Grau	Moore of Benton	Stimpson
Casey	Grell	Moore of Harrison	Swift of Jackson
Craven	Hanson of Lyon	Osborn	Teter
Crouch	Hanson of Winnebago	Ostby	Thiessen
Davis	Hook	Porter	Weed
Dean	Hough	Rawlings	Wenig
Ditto	Hultman	Reed	Wiese
Dole	Jenkins	Rice	Willis
Donlon	Koch	Roe	Yager
Doran	Lookingbill	Schmitz	Zipse
Dreessen	McCreery	Schroeder	Zylstra
Ellsworth			

The nays were, 26.

Bowers	Fuelling	Lichty	Peet
Brady	Gallagher	McCarthy	Sheridan
Burgess	Gittinger	McFarlane	Stansell
Cunningham	Hartman	Maniece	Thies
Durant	Hopp	Mooty	Treimer
Falvey	Humeston	Peaco	Mr. Speaker
Felter	Johnson		

Absent or not voting, 9.

Elliott	McDermott	Ryder	Swift of Dubuque
Jensen	Paisley	Strachan	Wolf
Laughlin			

So the bill having received a constitutional majority was declared to have passed the House.

Digitized by Google

Hanson of Winnebago moved that the Chief Clerk amend the title to House File No. 197 as follows:

Amend the title by striking from the last line the words "and/or personal property".

The title as amended was agreed to.

McKinnon of Henry moved that the vote by which House File No. 197 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

CONSIDERATION OF SENATE AMENDMENTS

On request of McCreery of Linn, unanimous consent having been given, House File No. 534, an act to amend section forty-two hundred sixty-seven (4267), code, 1931, relating to high schools established in townships, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 534

Amend the title by inserting, after the word "to" in line two (2), the words "the discontinuance of".

Amend Section 1 by striking all of lines six (6) and seven (7) and inserting in lieu thereof the following:

"only by an affirmative vote of a majority of the votes cast for and against such proposition at an election which may be called by the county superintendent of schools upon a petition for such election being presented signed by twenty-five (25) per cent of the electors in such township."

Mr. McCreery moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 87.

Aldrich	Donlon	Grau	McKinnon
Alesch	Doran	Grell	McLean
Augustine	Dreessen	Hanson of Lyon	Malone
Beath	Durant	Hanson of Winnebago	Maniece
Beswick	Ellsworth	Hartman	Metcalf
Bonnstetter	Fabritz	Hopp	Millhone
Bouska	Falvey	Hough	Mitchell
Bowers	Felter	Hultman	Moore of Benton
Bruce	Foster	Jenkins	Mooty
Burgess	Frizzell	Johnson	Osborn
Casey	Fuelling	Koch	Peaco
Crouch	Fuester	Lichty	Peet
Cunningham	Garner	Lookingbill	Porter
Davis	Gissel	McCreery	Reed
Dean	Gittinger	McFarlane	Rice
Dole	Goode		Roe

Digitized by Google

Schmitz	Speidel	Swift of Jackson	Wiese
Schroeder	Stansell	Teter	Willis
Sheridan	Stewart	Thiessen	Yager
Smith	Stimpson	Treimer	Zipse
Snyder	Strachan	Weed	Zylstra
Sours	Swift of Dubuque	Wenig	Mr. Speaker

The nays were, 1.

Ostby

Absent or not voting, 20.

Brady	Humeston	Mercer	Ryder
Craven	Jensen	Moore of Harrison	Stanzel
Ditto	Laughlin	Paisley	Stiger
Elliott	McCarthy	Rawlings	Thies
Gallagher	McDermott		Wolf
Hook			

So the House concurred in Senate amendments to House File No. 534.

HOUSE FILE NO. 104 WITHDRAWN

Mercer of Johnson asked and obtained unanimous consent to withdraw House File No. 104 from the further consideration of the House.

REPORTS OF COMMITTEES

Bonnstetter of Kossuth, from the committee on appropriations, submitted the following reports:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 327, a bill for an act to make an appropriation to Mrs. Doris E. Kast, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend Senate File No. 327 by adding as section 3 the following:

Sec. 3. This act being deemed of immediate importance, shall take effect and be in force from and after its publication as provided by law.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 414, a bill for an act to make an appropriation for the expenses incurred in the election contest of Adair vs. Teter, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 505, a bill for an act to make an emergency appropriation to pay the cost of repairing the heating plant at the Iowa School for the Deaf, Council Bluffs, Iowa; and to pay the expenses of transporting two boilers from the Iowa State Teachers College, Cedar Falls, Iowa, to the Iowa School for the Deaf and the installation thereof, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. A. H. BONNSTETTER, *Chairman.*

Report adopted.

REPORT OF COMMITTEE ON EXTRA HELP

MR. SPEAKER: Your joint committee, appointed to consider applications and to nominate the extra help of the 45th General Assembly, begs leave to report that it has nominated Carl W. Aschan as Janitor for the Library and that his duties commence March 20, 1933.

H. L. IRWIN	WM. KOCH
VINCENT F. HARRINGTON	MILTON PEACO
D. W. KIMBERLY	J. P. GALLAGHER
On the part of the Senate.	*On the part of the House.*

McFarlane of Black Hawk moved that the House adjourn until 9:00 a. m. Wednesday. Motion prevailed.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 22, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend DeLong, Nora Springs, Iowa.

Journal of March 21 corrected and approved.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring prohibition. Casey, from citizens of Mitchell county; Fuelling, from citizens of Clayton county; Jenkins, from citizens of Louisa county; McCarthy, from citizens of Woodbury county; Porter, from citizens of Delaware county; Smith, from citizens of Cherokee county; Wolf, from citizens of Franklin county. Referred to police regulation, suppression of crime and intemperance.

Opposing prohibition. Alesch, from citizens of Plymouth county; Foster, from citizens of Cedar county; Hartman, from citizens of Des Moines county; Koch, from citizens of Bremer county; McFarlane, from citizens of Black Hawk county; Mercer, from citizens of Johnson county; Reed, from citizens of Mahaska county. Police regulation, suppression of crime and intemperance.

Favoring special tax on chain stores. Dreessen, from citizens of Crawford county; Johnson, from citizens of Linn county; McDermott, from citizens of Adair county; Peet, from citizens of Guthrie county; Jenkins, from citizens of Louisa county; Schmitz, from citizens of Winneshiek county; Thies, from citizens of Pottawattamie county. Ways and means.

Opposing Beatty-Bennett bill. Hartman of Des Moines, from students of Burlington Senior High School; Swift of Jackson, from same students. Schools and textbooks.

Digitized by Google

Favoring House File No. 246. Doran, from citizens of Boone county; Crouch, from citizens of Greene county; Snyder, from citizens of Hamilton county. Motor vehicles and transportation.

Opposing closing certain rural schools. Wolf, from citizens of Franklin county. Schools and textbooks.

Favoring the continuation of the appropriation to the Iowa State Horticulture. Ellsworth, from citizens of Hardin county. Horticulture and Forestry.

Favoring gross income tax law along the lines outlined in Senate File No. 265. Schmitz, from citizens of Winneshiek county. Tax reduction.

Opposing House File No. 290. Metcalf of Muscatine, from the sixth district registered nurses. Child welfare.

Opposing House File No. 263 until receipt of report of Brookings Institution. McFarlane, from citizens of Black Hawk county. Judiciary.

Opposing further increase in rates for trucks. Rawlings, from citizens of Monona county. Motor vehicles and transportation.

CONFERENCE COMMITTEE ON HOUSE FILE NO. 40 DISCHARGED

Jenkins of Louisa, from the conference committee on House File No. 40, a bill for an act relating to transportation in consolidated school districts, reported that the committee was unable to reach an agreement and asked that the same be discharged and a new committee appointed.

INTRODUCTION OF BILLS

House File No. 562, by the committee on claims, a bill for an act to make an appropriation to Ben Whittington.

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

Craven of Jasper offered the following resolution:

HOUSE RESOLUTION NO. 29

Be It Resolved by the House, That during the remainder of the session all debate shall be limited to five minutes to each member who may desire to speak, except on Appropriation and Tax Revision Bills.

Digitized by Google

Be It Further Resolved, That the extending of such time or the indulging in debate under the guise of asking a question shall not be permitted, and that any member yielding to a question shall be charged with the time consumed thereby.

Laid over under Rule No. 34.

MOTION TO RECONSIDER ADOPTION OF COMMITTEE REPORT LOST

Elliott of Polk moved to reconsider the vote by which the report of the committee recommending indefinite postponement to House File No. 123 was adopted.

On the question "Shall the adoption of the committee report be reconsidered?" a roll call was demanded.

The ayes were, 54.

Aldrich	Elliott	Hultman	Sours
Alesch	Falvey	Humeston	Stanzel
Augustine	Foster	Jensen	Stimpson
Beswick	Fuelling	Laughlin	Strachan
Bouska	Fuester	Lichty	Teter
Bowers	Gallagher	McKinnon	Thiessen
Burgess	Gissel	Mooty	Treimer
Craven	Gittinger	Ostby	Wenig
Crouch	Grell	Paisley	Wiese
Davis	Hanson of Winnebago	Peaco	Yager
Donlon	Hartman	Roe	Zipse
Doran	Hopp	Schmitz	Zylstra
Dreessen	Hough	Schroeder	Mr. Speaker
Durant		Smith	

The nays were, 48.

Beath	Grau	Mercer	Speidel
Bonnstetter	Hanson of Lyon	Metcalf	Stansell
Bruce	Hook	Millhone	Stewart
Casey	Jenkins	Mitchell	Stiger
Cunningham	Johnson	Moore of Benton	Swift of Dubuque
Dean	Koch	Moore of Harrison	Swift of Jackson
Dole	Lookingbill	Osborn	Thies
Ellsworth	McCreery	Peet	Weed
Fabritz	McDermott	Porter	Willis
Felter	McFarlane	Rawlings	Wolf
Frizzell	McLean	Reed	
Garner	Malone	Snyder	
Goode	Maniece		

Absent or not voting, 6.

Brady	McCarthy	Ryder	Sheridan
Ditto	Rice		

Motion to reconsider lost.

HOUSE FILE NO. 204 MADE SPECIAL ORDER

Cunningham of Polk moved to make House File No. 204 a special order for Tuesday, March 28 at 10:30 a. m. Motion prevailed.

Digitized by Google

CONSIDERATION OF BILLS

House File No. 381, a bill for an act amending section thirty eight hundred one (3801), Code, 1931, relating to the custody of persons paroled by the court, and providing for the appointment by the court of two regular parole officers to whom persons may be paroled, in counties having a population of one hundred twenty-five thousand (125,000) or more, and providing for their compensation, with report of committee recommending passage, was taken up for consideration.

Cunningham of Polk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 91.

Aldrich	Felter	Laughlin	Schmitz
Alesch	Foster	Lichty	Schroeder
Augustine	Frizzell	Lookingbill	Smith
Beath	Fuelling	McCreery	Snyder
Beswick	Fuester	McDermott	Speidel
Bonnstetter	Gallagher	McFarlane	Stansell
Bouska	Garner	McKinnon	Stanzel
Bowers	Gissel	McLean	Stewart
Bruce	Gittinger	Malone	Stimpson
Burgess	Goode	Maniece	Strachan
Casey	Grau	Metcalf	Swift of Dubuque
Crouch	Grell	Millhone	Teter
Cunningham	Hanson of Lyon	Mitchell	Thies
Davis	Hanson of Winnebago	Moore of Benton	Thiessen
Dean	Hartman	Mooty	Treimer
Dole	Hook	Osborn	Weed
Doran	Hopp	Paisley	Wiese
Dreessen	Hough	Peaco	Willis
Durant	Hultman	Peet	Wolf
Elliott	Jenkins	Porter	Yager
Ellsworth	Jensen	Rawlings	Zipse
Fabritz	Koch	Reed	Zylstra
Falvey		Roe	Mr. Speaker

The nays were, 2.

Humeston	Ostby

Absent or not voting, 15.

Brady	Johnson	Rice	Stiger
Craven	McCarthy	Ryder	Swift of Jackson
Ditto	Mercer	Sheridan	Wenig
Donlon	Moore of Harrison	Sours	

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

Digitized by Google

House File No. 343, a bill for an act to amend Section seventy-four hundred and twenty-b3 (7420-b3), Code, 1931, relating to anticipatory warrants, with report of committee recommending passage, was taken up for consideration.

Ellsworth of Hardin moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 96.

Aldrich	Felter	McCarthy	Smith
Alesch	Frizzell	McCreery	Snyder
Augustine	Fuelling	McDermott	Sours
Beath	Gallagher	McFarlane	Speidel
Beswick	Garner	McKinnon	Stansell
Bonnstetter	Gissel	McLean	Stanzel
Bouska	Gittinger	Maniece	Stewart
Bowers	Goode	Metcalf	Stiger
Bruce	Grau	Millhone	Stimpson
Burgess	Grell	Mitchell	Strachan
Casey	Hanson of Lyon	Moore of Benton	Swift of Dubuque
Craven	Hanson of Winnebago	Mooty	Swift of Jackson
Crouch	Hartman	Osborn	Teter
Cunningham	Hook	Ostby	Thiessen
Davis	Hopp	Paisley	Treimer
Dean	Hough	Peaco	Weed
Ditto	Hultman	Peet	Wenig
Dole	Humeston	Porter	Wiese
Donlon	Jenkins	Rawlings	Willis
Doran	Jensen	Reed	Wolf
Dreessen	Koch	Rice	Yager
Durant	Lichty	Roe	Zipse
Ellsworth	Lookingbill	Schmitz	Zylstra
Fabritz		Schroeder	Mr. Speaker
Falvey			

The nays were, 2.

Foster	Fuester

Absent or not voting, 10.

Brady	Laughlin	Moore of Harrison	Sheridan
Elliott	Malone	Ryder	Thies
Johnson	Mercer		

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

House File No. 529, a bill for an act to legalize the proceedings of the City Council of the City of Davenport, Iowa, a municipal corporation by virtue of a special charter, relating to the improvement of certain streets and one alley by paving, without having obtained jurisdiction therefore as provided by Sections six thousand

Digitized by Google

nine-hundred thirteen (6913), six thousand nine hundred fourteen (6914), and six thousand nine hundred fifteen (6915), Chapter three hundred twenty-nine (329) of the Code, 1927, and any and all other irregularities, and legalizing the special improvement bonds issued to pay for said improvements as provided by Sections six thousand nine hundred twenty-five (6925), and six thousand nine hundred twenty-six (6926) of the Code, 1927, with report of committee recommending passage, was taken up for consideration.

Wiese of Scott moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 88.

Aldrich	Gallagher	McCreery	Schroeder
Augustine	Garner	McDermott	Smith
Beath	Gissel	McKinnon	Speidel
Beswick	Gittinger	McLean	Stansell
Bonnstetter	Goode	Malone	Stanzel
Bouska	Grell	Maniece	Stewart
Bowers	Hanson of Lyon	Metcalf	Stiger
Bruce	Hanson of Winnebago	Millhone	Stimpson
Burgess	Hook	Mitchell	Strachan
Casey	Hopp	Moore of Benton	Swift of Dubuque
Crouch	Hough	Moore of Harrison	Swift of Jackson
Cunningham	Hultman	Mooty	Teter
Ditto	Humeston	Osborn	Thies
Dole	Jenkins	Ostby	Thiessen
Donlon	Jensen	Paisley	Treimer
Doran	Johnson	Peaco	Weed
Dreessen	Koch	Peet	Wenig
Durant	Laughlin	Porter	Wiese
Elliott	Lichty	Rawlings	Willis
Ellsworth	Lookingbill	Reed	Yager
Felter	McCarthy	Roe	Zylstra
Frizzell		Schmitz	Mr. Speaker
Fuelling			

The nays were, 5.

Foster	Grau	Rice	Zipse
Fuester			

Absent or not voting, 15.

Alesch	Dean	McFarlane	Snyder
Brady	Fabritz	Mercer	Sours
Craven	Falvey	Ryder	Wolf
Davis	Hartman	Sheridan	

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

Wiese of Scott moved that the vote by which House File No. 529

Digitized by Google

passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

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

House Concurrent Resolution No. 22 designating the Eastern Goldfinch as the official state bird of Iowa.

Also, that the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution No. 14 relating to the placing of a memorial to Abraham Lincoln on the capitol grounds.

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

Senate Concurrent Resolution No. 21 to memorialize the Congress of the United States to enact legislation relative to a new blended motor vehicle fuel.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 67, a bill for an act relating to changing and fixing time for publication of legal notices.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 181, a bill for an act relating to exemption payable to surviving widow.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 243, a bill for an act relating to method of increasing or reducing number of members on Boards of Supervisors.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 299, a bill for an act to prohibit the fraudulent advertising or selling of seed corn represented to be hybrid.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 69, a bill for an act relating to tax penalty.

Also, that the Senate has amended and failed to pass the following bill in which the concurrence of the Senate was asked:

House File No. 113, a bill for an act relative to the time of filing objections to certificate of nomination or eligibility of a candidate.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 178, a bill for an act relating to workmen's compensation.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Digitized by Google

Senate File No. 179, a bill for an act relating to workmen's compensation.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 275, a bill for an act relating to county uniformity of textbooks.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 339, a bill for an act relating to Armory Board, tenure, duties, payment of allowances.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 367, a bill for an act relating to certain procedure in drainage districts.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 313, a bill for an act relating to the remission of taxes.

BYRON G. ALLEN, *Secretary.*

SENATE AMENDMENTS TO HOUSE FILE NO. 243

Amend by adding the following:

Sec. 3. In counties where there is a city operating under the commission form of government, with a population of more than 75,000 people, the petition shall contain ten (10) per cent of the qualified electors residing in the county and outside of the city, and ten (10) per cent of the qualified electors residing in the city.

Sec. 4. When the proposition is voted upon, the qualified electors residing in the county and outside of the city, shall vote separately upon the proposition, and there shall be cast a majority vote of such electors outside of the city, and a majority vote of the qualified electors of the city, before such change shall be effective.

SENATE AMENDMENTS TO HOUSE FILE NO. 299

Amend by striking in section three (3), line three (3) after the word "than" the remainder of the sentence and inserting in lieu thereof the following: "one hundred dollars ($100) or imprisonment for thirty (30) days in the county jail or both."

SENATE AMENDMENT TO HOUSE FILE NO. 69

Amend the title by inserting in line 2 after the word "of" the words, "interest and".

SENATE AMENDMENT TO HOUSE FILE NO. 113

Amend by adding after the word "election" in line 13 of Section 1 the words, "such objection must be filed".

SENATE CONCURRENT RESOLUTION NO. 21

Whereas, we have, from time to time, existing surpluses of grain production throughout the various grain production areas of the United States, and

Digitized by Google

Whereas, such existing surpluses have always reacted to the disadvantage and direct loss of the producer, and

Whereas, these surpluses have been created at least in part, through the transition from horse drawn vehicles and machinery to motor propelled vehicles, and machinery, and that said transition has displaced the consumption throughout the nation of thirty million acres of agricultural products, and

Whereas, the solution of the grain surplus situation can best be solved by devising new methods of consumption, and

Whereas, the manufacture of grain alcohol as a blend for motor vehicle fuel offers the best potential field for increased consumption of grain surpluses, and

Whereas, practical tests have established the efficiency and superiority of alcohol gasoline blends for motor vehicle fuel, and

Whereas, vast imports of blackstrap molasses are now permitted, duty free, to enter into competition with domestic agricultural products in the manufacture of alcohol for industrial purposes, and

Whereas, an emergency now exists wherein agricultural products are selling at a price below cost of production, now, therefore,

Be It Resolved by the Senate of the State of Iowa, the House of Representatives concurring, That we memorialize the Congress of the United States to give serious consideration to the enactment of legislation tending to promote and develop the production of grain or ethyl alcohol to be used as a blend with petroleum products for motor vehicle fuel, and that an import duty be placed on blackstrap molasses entering the United States for the manufacture of ethyl or industrial alcohol in competition with agricultural products grown within the Continental United States, said import duty to make the price of molasses comparable to a price of fifty-five (55) cents per bushel on corn at Chicago, and a relative value on other cereals.

Be It Further Resolved, That a copy of this resolution be forwarded by the Secretary of the Senate to the Secretary of the United States Senate and the Chief Clerk of the House of Representatives, and that copies be sent to each Iowa member of Congress.

Be It Further Resolved, That copies of this resolution be sent to the Secretary and Chief Clerk, respectively, of the General Assemblies of Minnesota, Illinois, Missouri, Kansas, South Dakota, and Nebraska, asking that similar action be taken by the General Assemblies of the above mentioned states.

CONSIDERATION OF BILLS

House File No. 326, a bill for an act to amend section fifty-one hundred eighty-seven (5187), code, 1931, relating to the appointment and duties of bailiffs, with report of committee recommending passage, was taken up for consideration.

Paisley of Lee moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 27.

Beswick	Hanson of Lyon	Moore of Harrison	Schmitz
Craven	Hook	Osborn	Sours
Davis	Laughlin	Ostby	Speidel
Doran	McDermott	Paisley	Swift of Jackson
Falvey	Maniece	Reed	Thies
Frizzell	Mercer	Rice	Weed
Grau	Metcalf		Zipse

The nays were, 69.

Aldrich	Felter	Lichty	Schroeder
Beath	Foster	Lookingbill	Smith
Bouska	Fuelling	McCarthy	Snyder
Bowers	Fuester	McCreery	Stanzel
Brady	Gallagher	McFarlane	Stewart
Bruce	Garner	McKinnon	Stiger
Burgess	Gissel	McLean	Strachan
Casey	Gittinger	Malone	Swift of Dubuque
Cunningham	Goode	Millhone	Teter
Dean	Grell	Mitchell	Treimer
Ditto	Hartman	Moore of Benton	Wenig
Dole	Hopp	Mooty	Wiese
Donlon	Humeston	Peaco	Willis
Dreessen	Jenkins	Peet	Wolf
Durant	Jensen	Porter	Yager
Elliott	Johnson	Rawlings	Zylstra
Ellsworth	Koch	Roe	Mr. Speaker
Fabritz			

Absent or not voting, 12.

Alesch	Hanson of Winnebago	Hultman	Stansell
Augustine	Hough	Ryder	Stimpson
Bonnstetter		Sheridan	Thiessen
Crouch			

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

CONSIDERATION OF SENATE AMENDMENTS

On request of Hanson of Lyon unanimous consent having been given, House File No. 243, an act to amend sections fifty-one hundred seven (5107) and fifty-one hundred eight (5108), Code, 1931, relating to method of increasing or reducing number of members on Boards of Supervisors, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 243

Amend by adding the following:

Sec. 3. In counties where there is a city operating under the commission form of government, with a population of more than 75,000 people, the petition shall contain ten (10) per cent of the qualified electors resid-

Digitized by Google

ing in the county and outside of the city, and ten (10) per cent of the qualified electors residing in the city.

Sec. 4. When the proposition is voted upon, the quailfied electors residing in the county and outside of the city, shall vote separately upon the proposition, and there shall be cast a majority vote of such electors outside of the city, and a majority vote of the qualified electors of the city, before such change shall be effective.

Mr. Hanson moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 91.

Aldrich	Falvey	Lichty	Smith
Augustine	Felter	Lookingbill	Snyder
Beath	Foster	McCarthy	Sours
Beswick	Frizzell	McCreery	Speidel
Bouska	Fuelling	McFarlane	Stewart
Bowers	Fuester	McLean	Stiger
Brady	Gallagher	Malone	Stimpson
Bruce	Gissel	Mercer	Strachan
Burgess	Gittinger	Metcalf	Swift of Dubuque
Casey	Goode	Millhone	Swift of Jackson
Crouch	Grau	Mitchell	Teter
Cunningham	Grell	Moore of Benton	Thies
Davis	Hanson of Lyon	Moore of	Thiessen
Dean	Hartman	Harrison	Treimer
Ditto	Hook	Mooty	Weed
Dole	Hopp	Paisley	Wenig
Donlon	Hultman	Peaco	Wiese
Doran	Humeston	Peet	Willis
Dreessen	Jenkins	Porter	Wolf
Durant	Jensen	Reed	Yager
Elliott	Johnson	Rice	Zipse
Ellsworth	Koch	Roe	Zylstra
Fabritz	Laughlin	Schroeder	Mr. Speaker

The nays were, 1.

Schmitz

Absent or not voting, 16.

Alesch	Hanson of	Maniece	Ryder
Bonnstetter	Winnebago	Osborn	Sheridan
Craven	Hough	Ostby	Stansell
Garner	McDermott	Rawlings	Stanzel
	McKinnon		

So the House concurred in Senate amendments to House File No. 243.

SUBSTITUTION OF BILL

Brady of Pottawattamie moved to substitute Senate File No. 391 for House File No. 505. Motion prevailed.

Digitized by Google

CONSIDERATION OF SENATE AMENDMENTS

On request of Dean of Cerro Gordo, unanimous consent having been given, House File No. 299, a bill for an act to prohibit the fraudulent advertising or selling of seed corn represented to be hybrid unless it represents the first generation of a cross between strains of different parentage and involving inbred lines of corn or their combination and prescribing a penalty therefor, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 299

Amend by striking in section three (3), line three (3) after the word "than" the remainder of the sentence and inserting in lieu thereof the following: "one hundred dollars ($100) or imprisonment for thirty (30) days in the county jail or both."

Mr. Dean moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 94.

Aldrich	Felter	McCarthy	Smith
Augustine	Foster	McDermott	Snyder
Beath	Frizzell	McFarlane	Sours
Beswick	Fuelling	McLean	Speidel
Bonnstetter	Fuester	Maniece	Stansell
Bouska	Gallagher	Mercer	Stewart
Bowers	Garner	Metcalf	Stiger
Brady	Gissel	Millhone	Stimpson
Bruce	Gittinger	Mitchell	Strachan
Burgess	Goode	Moore of Benton	Swift of Jackson
Casey	Grau	Mooty	Teter
Crouch	Grell	Osborn	Thies
Cunningham	Hanson of Lyon	Ostby	Thiessen
Davis	Hartman	Paisley	Treimer
Dean	Hook	Peaco	Weed
Ditto	Hopp	Peet	Wenig
Donlon	Hultman	Porter	Wiese
Doran	Jenkins	Rawlings	Willis
Dreessen	Jensen	Reed	Wolf
Durant	Johnson	Rice	Yager
Elliott	Koch	Roe	Zipse
Ellsworth	Laughlin	Schmitz	Zylstra
Fabritz	Lichty	Schroeder	Mr. Speaker
Falvey	Lookingbill		

The nays were, none.

Absent or not voting, 14.

Alesch	Hough	Malone	Sheridan
Craven	Humeston	Moore of Harrison	Stanzel
Dole	McCreery	Ryder	Swift of Dubuque
Hanson of Winnebago	McKinnon		

Digitized by Google

So the House concurred in Senate amendments to House File No. 299.

CONSIDERATION OF BILLS

House File No. 333, a bill for an act to amend section fifty-two hundred forty-two (5242) of the Code of 1931 in relation to the duties of those employed as assistants and clerks in County offices, with report of committee recommending passage, was taken up for consideration.

Paisley moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 91.

Aldrich	Frizzell	McLean	Smith
Augustine	Fuelling	Malone	Snyder
Beath	Gallagher	Maniece	Sours
Beswick	Gissel	Mercer	Speidel
Bouska	Goode	Metcalf	Stansell
Bowers	Grau	Millhone	Stanzel
Bruce	Grell	Mitchell	Stewart
Burgess	Hanson of Lyon	Moore of Benton	Stiger
Craven	Hartman	Moore of Harrison	Stimpson
Crouch	Hook	Mooty	Swift of Dubuque
Cunningham	Hopp	Osborn	Swift of Jackson
Davis	Humeston	Ostby	Teter
Dean	Jenkins	Paisley	Thies
Dole	Jensen	Peaco	Thiessen
Donlon	Johnson	Peet	Treimer
Doran	Koch	Porter	Weed
Dreessen	Laughlin	Rawlings	Wenig
Durant	Lichty	Reed	Wiese
Elliott	Lookingbill	Rice	Willis
Ellsworth	McCarthy	Roe	Wolf
Fabritz	McCreery	Schmitz	Yager
Falvey	McDermott	Schroeder	Zipse
Felter	McFarlane		Zylstra

The nays were, 4.

Brady	Fuester	Hultman	Strachan

Absent or not voting, 13.

Alesch	Foster	Hanson of Winnebago	Ryder
Bonnstetter	Garner	Hough	Sheridan
Casey	Gittinger	McKinnon	Mr. Speaker
Ditto			

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

House File No. 410, a bill for an act to amend sections fifty-three

Digitized by Google

hundred eighty-eight (5388) and fifty-three hundred ninety (5390), Code, 1931, relating to the relief for soldiers, sailors, and marines, with report of committee recommending passage, was taken up for consideration.

Wenig of Clay moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 95.

Aldrich	Felter	McCarthy	Schmitz
Augustine	Foster	McCreery	Schroeder
Beath	Frizzell	McDermott	Smith
Beswick	Fuelling	McFarlane	Snyder
Bonnstetter	Fuester	McKinnon	Sours
Bouska	Gallagher	McLean	Speidel
Bowers	Garner	Maniece	Stansell
Brady	Gissel	Mercer	Stewart
Burgess	Gittinger	Metcalf	Stiger
Casey	Goode	Millhone	Stimpson
Craven	Grau	Mitchell	Strachan
Crouch	Grell	Moore of Benton	Swift of Dubuque
Cunningham	Hanson of Lyon	Moore of Harrison	Swift of Jackson
Davis	Hook	Mooty	Teter
Dean	Hopp	Osborn	Thiessen
Ditto	Hultman	Paisley	Treimer
Donlon	Humeston	Peaco	Weed
Doran	Jenkins	Peet	Wenig
Dreeessen	Jensen	Porter	Wiese
Durant	Johnson	Rawlings	Willis
Elliott	Koch	Reed	Wolf
Ellsworth	Laughlin	Rice	Yager
Fabritz	Lichty	Roe	Zipse
Falvey	Lookingbill		Zylstra

The nays were, 1.

Ostby

Absent or not voting, 12.

Alesch	Hanson of Winnebago	Malone	Stanzel
Bruce	Hartman	Ryder	Thies
Dole	Hough	Sheridan	Mr. Speaker

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

House File No. 448, a bill for an act to amend section ten hundred forty-three (1043) of the Code of 1931 in relation to costs of contesting elections of County Officers, with report of committee recommending passage, was taken up for consideration.

Grau of Buena Vista moved that the bill be read a third time now

Digitized by Google

and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 95.

Aldrich	Felter	Koch	Roe
Augustine	Foster	Laughlin	Schmitz
Beath	Frizzell	Lichty	Schroeder
Beswick	Fuelling	Lookingbill	Smith
Bonnstetter	Fuester	McCarthy	Snyder
Bouska	Gallagher	McDermott	Sours
Bowers	Garner	McFarlane	Speidel
Brady	Gissel	McKinnon	Stansell
Bruce	Gittinger	McLean	Stanzel
Burgess	Goode	Maniece	Stewart
Casey	Grau	Metcalf	Stiger
Craven	Grell	Millhone	Stimpson
Crouch	Hanson of Lyon	Mitchell	Strachan
Cunningham	Hanson of Winnebago	Moore of Benton	Swift of Dubuque
Davis		Moore of Harrison	Swift of Jackson
Dean	Hartman	Mooty	Thiessen
Ditto	Hook	Osborn	Treimer
Dole	Hopp	Ostby	Weed
Donlon	Hough	Peaco	Wenig
Doran	Hultman	Porter	Wiese
Dreessen	Humeston	Rawlings	Yager
Durant	Jenkins	Reed	Zipse
Elliott	Jensen	Rice	Zylstra
Ellsworth	Johnson		Mr. Speaker
Fabritz			

The nays were, 3.

Falvey	Willis	Wolf

Absent or not voting, 10.

Alesch	Mercer	Ryder	Teter
McCreery	Paisley	Sheridan	Thies
Malone	Peet		

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

House File No. 539, a bill for an act to amend section forty-two hundred sixty-seven-b one (4267-b1), Code, 1931, relating to Junior Colleges, to provide for the temporary suspension of same, was taken up for consideration.

Reed of Mahaska moved to amend House File No. 539 by adding thereto the following:

"provided that the discontinuance or starting again shall be decided by a vote of the electors of said district."

Davis of Appanoose moved to defer action on the bill. Motion prevailed.

Digitized by Google

House File No. 384, a bill for an act to authorize the Board of Waterworks Trustees of the City of Des Moines to furnish exhaust steam for heating the clubhouse of the Des Moines Chapter of the Izaak Walton League, with report of committee recommending passage, was taken up for consideration.

Cunningham of Polk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 91.

Aldrich	Frizzell	McDermott	Schmitz
Alesch	Fuelling	McFarlane	Schroeder
Augustine	Fuester	McKinnon	Smith
Beath	Gallagher	McLean	Snyder
Beswick	Garner	Maniece	Speidel
Bonnstetter	Gissel	Mercer	Stansell
Bouska	Gittinger	Metcalf	Stanzel
Bowers	Goode	Millhone	Stewart
Brady	Grau	Mitchell	Stiger
Bruce	Grell	Moore of Benton	Stimpson
Burgess	Hanson of Lyon	Moore of Harrison	Strachan
Casey	Hanson of Winnebago	Mooty	Swift of Dubuque
Craven	Hartman	Osborn	Swift of Jackson
Crouch	Hook	Ostby	Teter
Cunningham	Hopp	Paisley	Thies
Dole	Hultman	Peaco	Treimer
Donlon	Jenkins	Peet	Weed
Doran	Johnson	Porter	Wenig
Dreessen	Koch	Rawlings	Wiese
Elliott	Laughlin	Reed	Willis
Ellsworth	Lichty	Rice	Wolf
Fabritz	Lookingbill	Roe	Yager
Falvey			Zylstra
Felter			

The nays were, 5.

Durant	Humeston	Malone	Zipse
Foster			

Absent or not voting, 12.

Davis	Hough	McCreery	Sours
Dean	Jensen	Ryder	Thiessen
Ditto	McCarthy	Sheridan	Mr. Speaker

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

House File No. 404, a bill for an act to make permanent all transfers of county funds to the poor fund where said transfer was originally made with the approval of the Director of the Budget, with report of committee recommending passage, was taken up for consideration.

Digitized by Google

McCreery of Linn moved to defer action on House File No. 404. Motion prevailed.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 210, a bill for an act making the election of the police judge optional in cities of the first class.

BYRON G. ALLEN, *Secretary.*

SIFTING COMMITTEE EXCUSED

Rawlings of Monona asked and obtained unanimous consent to have the sifting committee excused for the remainder of the day.

CONSIDERATION OF BILLS

Senate File No. 192, a bill for an act to amend the provisions of paragraph two (2), Section twenty-five hundred seventy-five (2575), of the Code 1931, relating to those persons not engaged in the practice of optometry, and providing for the revocation of license of any licensed optometrist who shall practice or advertise as practicing his profession under a false name or as the agent or employee of an unlicensed person, with report of committee recommending passage, was taken up for consideration.

Johnson of Linn moved to amend Senate File No. 192 by striking after the word "name" from lines five and six of section two the following phrase:

"or as an agent or employee of any unlicensed persons,".

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 46.

Aldrich	Felter	Hough	Sours
Alesch	Foster	Jensen	Stansell
Beath	Frizzell	Johnson	Stanzel
Beswick	Fuelling	Lookingbill	Teter
Bowers	Fuester	McCarthy	Thies
Burgess	Gallagher	McKinnon	Weed
Cunningham	Gissel	McLean	Willis
Davis	Grau	Mitchell	Wolf
Dean	Hanson of Winnebago	Ostby	Yager
Dole	Hartman	Peet	Zipse
Elliott	Hook	Porter	Mr. Speaker
Ellsworth		Roe	

Digitized by Google

The nays were, 41.

Augustine	Hanson of Lyon	Millhone	Stewart
Bruce	Hopp	Moore of Benton	Stiger
Casey	Hultman	Mooty	Stimpson
Craven	Humeston	Osborn	Strachan
Crouch	Koch	Paisley	Swift of Dubuque
Ditto	McDermott	Peaco	Swift of Jackson
Donlon	McFarlane	Schroeder	Thiessen
Dreessen	Malone	Smith	Treimer
Durant	Maniece	Snyder	Wenig
Falvey	Metcalf	Speidel	Wiese
Goode			

Absent or not voting, 21.

Bonnstetter	Gittinger	Mercer	Rice
Bouska	Grell	Moore of	Ryder
Brady	Jenkins	Harrison	Schmitz
Doran	Laughlin	Rawlings	Sheridan
Fabritz	Lichty	Reed	Zylstra
Garner	McCreery		

Amendment adopted.

Teter of Marion moved to strike section one from the bill.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 33.

Aldrich	Felter	Hook	Stansell
Alesch	Foster	Hough	Teter
Augustine	Frizzell	Johnson	Thiessen
Beath	Fuester	McCarthy	Weed
Beswick	Gallagher	McKinnon	Willis
Burgess	Goode	McLean	Wolf
Cunningham	Grell	Porter	Yager
Dole	Hartman	Smith	Zipse
Elliott			

The nays were, 44.

Bouska	Hanson of Lyon	Millhone	Sheridan
Bruce	Hultman	Mitchell	Snyder
Casey	Humeston	Moore of Benton	Speidel
Craven	Koch	Mooty	Stewart
Crouch	Lichty	Osborn	Stiger
Ditto	Lookingbill	Paisley	Strachan
Dreessen	McDermott	Peaco	Swift of Dubuque
Durant	McFarlane	Peet	Swift of Jackson
Ellsworth	Malone	Rice	Treimer
Fuelling	Maniece	Roe	Wenig
Gissel	Metcalf	Schroeder	Wiese

Absent or not voting, 31.

Bonnstetter	Donlon	Gittinger	Jenkins
Bowers	Doran	Grau	Jensen
Brady	Fabritz	Hanson of	Laughlin
Davis	Falvey	Winnebago	McCreery
Dean	Garner	Hopp	Mercer

Digitized by Google

Moore of Harrison	Reed	Sours	Thies
Ostby	Ryder	Stanzel	Zylstra
Rawlings	Schmitz	Stimpson	Mr. Speaker

Amendment lost.

Beswick of Van Buren moved to amend Senate File No. 192 by striking all of section one (1) after the word "by" in line three (3) thereof, and substituting therefor the following:

"inserting after the word 'medicine' in subdivision two (2) thereof, the following: 'or surgery'."

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 33.

Beswick	Foster	Johnson	Porter
Casey	Frizzell	McCarthy	Reed
Cunningham	Fuelling	McCreery	Sours
Dean	Fuester	McKinnon	Teter
Donlon	Gissel	Mercer	Thiessen
Dreessen	Goode	Metcalf	Weed
Elliott	Grau	Mitchell	Yager
Ellsworth	Hook	Paisley	Zipse
Falvey			

The nays were, 52.

Alesch	Hanson of Lyon	Malone	Speidel
Augustine	Hartman	Maniece	Stansell
Beath	Hopp	Millhone	Stanzel
Bouska	Hough	Moore of Benton	Stewart
Bowers	Hultman	Mooty	Strachan
Bruce	Humeston	Osborn	Swift of Dubuque
Burgess	Koch	Peaco	Swift of Jackson
Crouch	Laughlin	Peet	Treimer
Dole	Lichty	Roe	Wenig
Durant	Lookingbill	Schmitz	Wiese
Felter	McDermott	Schroeder	Willis
Gallagher	McFarlane	Sheridan	Wolf
Garner	McLean	Snyder	Mr. Speaker

Absent or not voting, 23.

Aldrich	Fabritz	Jensen	Ryder
Bonstetter	Gittinger	Moore of Harrison	Smith
Brady	Grell	Ostby	Stiger
Craven	Hanson of Winnebago	Rawlings	Stimpson
Davis	Jenkins	Rice	Thies
Ditto			Zylstra
Doran			

Amendment lost.

Johnson of Linn moved the previous question. Motion prevailed.

Wiese of Scott moved that the bill be read a third time now and

Digitized by Google

placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 59.

Aldrich	Hanson of Lyon	Moore of Benton	Stanzel
Alesch	Hook	Osborn	Stewart
Bonnstetter	Hultman	Ostby	Stiger
Bouska	Jensen	Paisley	Stimpson
Bowers	Koch	Peaco	Strachan
Brady	Laughlin	Peet	Swift of Dubuque
Bruce	Lichty	Porter	Swift of Jackson
Casey	McCreery	Rawlings	Thiessen
Crouch	McDermott	Reed	Treimer
Davis	McFarlane	Rice	Wenig
Dean	Malone	Schmitz	Wiese
Durant	Maniece	Schroeder	Willis
Ellsworth	Mercer	Snyder	Wolf
Foster	Metcalf	Sours	Zylstra
Gissel	Millhone	Speidel	

The nays were, 42.

Augustine	Felter	Hartman	Mooty
Beath	Frizzell	Hopp	Roe
Beswick	Fuelling	Hough	Sheridan
Burgess	Fuester	Humeston	Stansell
Craven	Gallagher	Jenkins	Teter
Cunningham	Garner	Johnson	Thies
Dole	Goode	Lookingbill	Weed
Donlon	Grau	McCarthy	Yager
Dreessen	Grell	McKinnon	Zipse
Elliott	Hanson of Winnebago	McLean	Mr. Speaker
Falvey		Mitchell	

Absent or not voting, 7.

Ditto	Fabritz	Moore of Harrison	Ryder
Doran	Gittinger		Smith

So the bill having received a constitutional majority was declared to have passed the House.

Johnson of Linn moved that the vote by which Senate File No. 192 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Johnson of Linn asked and obtained unanimous consent to have the Chief Clerk correct the title as follows:

Amend the title to Senate File No. 192 by striking from the last line thereof the words "or as the agent or employee of an unlicensed person".

The title as amended was agreed to.

House File No. 414, a bill for an act to make an appropriation for the expenses incurred in the election contest of Adair vs. Teter,

Digitized by Google

with report of committee recommending passage, was taken up for consideration.

Craven of Jasper moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 58.

Aldrich	Dole	Jensen	Roe
Alesch	Donlon	Johnson	Smith
Augustine	Durant	Koch	Sours
Beath	Ellsworth	Lichty	Stanzel
Beswick	Falvey	McFarlane	Swift of Dubuque
Bonnstetter	Felter	McKinnon	Swift of Jackson
Bouska	Fuelling	Maniece	Thies
Bowers	Gittinger	Metcalf	Thiessen
Bruce	Goode	Millhone	Treimer
Casey	Grell	Mitchell	Wiese
Craven	Hanson of Lyon	Osborn	Willis
Crouch	Hanson of Winnebago	Ostby	Yager
Cunningham	Hopp	Paisley	Zylstra
Davis	Jenkins	Peet	Mr. Speaker
Dean		Porter	

The nays were, 29.

Dreessen	Hook	Moore of Benton	Stansell
Foster	Hough	Mooty	Stewart
Frizzell	Hultman	Peaco	Stimpson
Fuester	Humeston	Rice	Strachan
Gallagher	Laughlin	Schroeder	Weed
Gissel	Lookingbill	Sheridan	Wolf
Grau	McLean	Speidel	Zipse
Hartman			

Absent or not voting, 21.

Brady	Garner	Moore of Harrison	Schmitz
Burgess	McCarthy	Rawlings	Snyder
Ditto	McCreery	Reed	Stiger
Doran	McDermott	Ryder	Teter
Elliott	Malone		Wenig
Fabritz	Mercer		

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

Senate File No. 391, a bill for an act to make an emergency appropriation to pay the cost of repairing the heating plant at the Iowa School for the Deaf, Council Bluffs, Iowa; and to pay the expenses of transporting two boilers from the Iowa State Teachers College, Cedar Falls, Iowa, to the Iowa School for the Deaf, and the installation thereof, with report of committee recommending passage, was taken up for consideration.

Digitized by Google

Bonnstetter of Kossuth moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 99.

Aldrich	Frizzell	McDermott	Schroeder
Alesch	Fuelling	McFarlane	Sheridan
Augustine	Fuester	McKinnon	Smith
Beath	Gallagher	McLean	Snyder
Beswick	Gissel	Malone	Sours
Bonnstetter	Gittinger	Maniece	Stansell
Bouska	Goode	Mercer	Stanzel
Bowers	Grau	Metcalf	Stewart
Brady	Grell	Millhone	Stiger
Bruce	Hanson of Lyon	Mitchell	Stimpson
Burgess	Hanson of Winnebago	Moore of Benton	Strachan
Casey	Hartman	Moore of Harrison	Swift of Dubuque
Craven	Hook	Mooty	Swift of Jackson
Crouch	Hopp	Osborn	Teter
Cunningham	Hough	Ostby	Thies
Davis	Hultman	Paisley	Thiessen
Dean	Humeston	Peaco	Treimer
Dole	Jenkins	Peet	Weed
Donlon	Jensen	Porter	Wenig
Dreessen	Johnson	Rawlings	Wiese
Durant	Koch	Reed	Wolf
Elliott	Lichty	Rice	Yager
Ellsworth	Lookingbill	Roe	Zipse
Falvey	McCarthy	Schmitz	Zylstra
Felter			Mr. Speaker
Foster			

The nays were, none.

Absent or not voting, 9.

Ditto	Garner	McCreery	Speidel
Doran	Laughlin	Ryder	Willis
Fabritz			

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

TIME EXTENDED FOR COMMITTEE REPORT

Alesch of Plymouth asked and obtained unanimous consent that the committee appointed in accordance with House Resolution No. 21 be granted additional time to make its report.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the

Digitized by Google

Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 475, a bill for an act relating to Articles of Incorporation of the Marshall County Farmers Mutual Fire Insurance Association.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 473, a bill for an act relating to the time of paying taxes. BYRON G. ALLEN, *Secretary.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled: Substitute for House File No. 1 and House Files Nos. 3, 13, 28, 53, 58, 84, 102, 150, 242, 534, 541 and 210.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: Substitute for House File No. 1 and House Files Nos. 3, 13, 28, 53, 58, 84, 102, 150, 242, 534, 541 and 210.

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 22nd day of March, 1933, sent to the Governor for his approval: Substitute for House File No. 1 and House Files Nos. 3, 13, 28, 53, 58, 84, 102, 150, 242, 534, 541 and 210. WM. KOCH, *Chairman.*

Report adopted.

On motion of Jensen of Audubon the House recessed until 1:30 p. m.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

Digitized by Google

SENATE MESSAGES CONSIDERED

Senate File No. 475, a bill for an act to legalize the Renewal, Amended and Substituted Articles of Incorporation of the Marshall County Farmers Mutual Fire Insurance Association, of Marshalltown, Iowa, a corporation organized under the provisions of Chapter three hundred ninety-four (394), Title nineteen (XIX), of the Code of Iowa, and operating as a county mutual insurance association under the provisions of Chapter four hundred six (406), Title twenty (XX), of the Code of Iowa.

Read first and second times and referred to sifting committeee.

Senate File No. 178, a bill for an act to amend the law as the same appears in Sections 1479, 1480 and 1481, Chapter 72 of the Code, relating to Workmen's Compensation.

Read first and second times and referred to sifting committeee.

Senate File No. 179, a bill for an act to amend the law as the same appears in line fifteen (15), Section 1479, of the Code, relating to Workmen's Compensation.

Read first and second times and referred to sifting committeee.

Senate File No. 275, a bill for an act to repeal sections forty-four hundred fifty-six (4456), forty-four hundred fifty-seven (4457) and forty-four hundred fifty-eight (4458), Code 1931, and enact a substitute therefor and amend section forty-four hundred sixty-three (4463) relating to county uniformity of textbooks.

Read first and second times and referred to sifting committeee.

Senate File No. 339, a bill for an act to amend Section four hundred fifty-three (453) of the Code of 1931, relating to Armory Board, tenure, duties, payment of allowances.

Read first and second times and referred to sifting committeee.

Senate File No. 367, a bill for an act authorizing the governing board of any Drainage or Levee District which holds Certificates of Purchase at tax sale of lands within Drainage or Levee Districts, to make application on behalf of the District for the appointment of a Receiver for such land; to provide for the appointment of such Receiver; to prescribe a procedure therefor, and distribution of the proceeds.

Read first and second times and referred to sifting committeee.

Senate File No. 313, a bill for an act to amend Chapter three

Digitized by Google

hundred thirty (330) by amending section sixty-nine hundred fifty (6950) and repealing section sixty-nine hundred fifty-one (6951), all of the code 1931, relating to the remission of taxes.

Read first and second times and referred to sifting committeee.

CONSIDERATION OF BILLS

House File No. 107, a bill for an act relating to the office of constable in certain counties, was taken up for consideration.

The sifting committee offered the following amendment:

Amend House File No. 107 by striking all after the enacting clause and substituting therefor the following:

"The office of Constable or Marshal and Policeman of an Incorporated Town may be held by the same person."

Durant of Hancock moved the adoption of the amendment. Amendment adopted.

Durant of Hancock moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 90.

Aldrich	Felter	McCarthy	Sours
Alesch	Foster	McDermott	Speidel
Augustine	Frizzell	McFarlane	Stansell
Beath	Fuelling	McKinnon	Stanzel
Beswick	Fuester	McLean	Stewart
Bouska	Gallagher	Malone	Stimpson
Bowers	Gissel	Maniece	Strachan
Bruce	Gittinger	Metcalf	Swift of Dubuque
Burgess	Goode	Millhone	Swift of Jackson
Casey	Grau	Mitchell	Teter
Craven	Hanson of Lyon	Moore of Benton	Thies
Crouch	Hanson of Winnebago	Mooty	Thiessen
Cunningham	Hartman	Osborn	Treimer
Davis	Hook	Ostby	Weed
Dean	Hopp	Paisley	Wenig
Dole	Hough	Peaco	Wiese
Donlon	Hultman	Peet	Willis
Dreessen	Jenkins	Porter	Wolf
Durant	Johnson	Roe	Yager
Elliott	Jensen	Schroeder	Zipse
Ellsworth	Koch	Sheridan	Zylstra
Fabritz	Lookingbill	Smith	Mr. Speaker
Falvey		Snyder	

The nays were, none.

Digitized by Google

Absent or not voting, 18.

Bonstetter	Grell	Mercer	Rice
Brady	Humeston	Moore of Harrison	Ryder
Ditto	Laughlin	Rawlings	Schmitz
Doran	Lichty	Reed	Stiger
Garner	McCreery		

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

House File No. 446, a bill for an act to repeal Chapter five hundred ninety-six (596) of the Code, 1931, relating to the "desecration of the Sabbath" and prohibiting the carrying of fire arms, shooting, hunting, dancing, horse racing, and the buying and selling of property; and prohibiting the operation of trains and the operation of automobiles, which said chapter of the Code has never been enforced and has been openly violated in the state, was taken up for consideration.

Grau of Buena Vista moved to amend the publication clause by adding thereto the following "without expense to the state." Amendment adopted.

Mitchell of Webster moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 48.

Aldrich	Frizzell	McFarlane	Smith
Alesch	Fuelling	McKinnon	Stansell
Bouska	Gallagher	Maniece	Stewart
Bruce	Grau	Millhone	Stiger
Burgess	Grell	Mitchell	Swift of Dubuque
Casey	Hartman	Moore of Benton	Swift of Jackson
Davis	Hopp	Osborn	Thiessen
Dean	Hough	Ostby	Wenig
Ditto	Jensen	Peaco	Willis
Dreessen	Koch	Peet	Wolf
Ellsworth	Laughlin	Schroeder	Zipse
Falvey	McCarthy	Sheridan	Mr. Speaker

The nays were, 45.

Augustine	Foster	Johnson	Speidel
Beath	Fuester	Lichty	Stanzel
Beswick	Gissel	Lookingbill	Stimpson
Bowers	Gittinger	McDermott	Strachan
Craven	Goode	McLean	Teter
Crouch	Hanson of Lyon	Malone	Thies
Cunningham	Hanson of Winnebago	Metcalf	Treimer
Dole	Hook	Mooty	Weed
Donlon	Hultman	Porter	Wiese
Durant	Jenkins	Roe	Yager
Elliott		Snyder	Zylstra
Felter		Sours	

Digitized by Google

Absent or not voting, 15.

Bonstetter	Garner	Moore of	Reed
Brady	Humeston	Harrison	Rice
Doran	McCreery	Paisley	Ryder
Fabritz	Mercer	Rawlings	Schmitz

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

House File No. 444, a bill for an act to amend Chapter forty-six (46), relating to statement of expenses of candidates for office, was taken up for consideration.

Ellsworth of Hardin moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 93.

Aldrich	Frizzell	Lookingbill	Snyder
Alesch	Fuelling	McCarthy	Sours
Augustine	Fuester	McDermott	Speidel
Beath	Gallagher	McFarlane	Stansell
Beswick	Gissel	McKinnon	Stanzel
Bouska	Gittinger	McLean	Stewart
Bowers	Goode	Malone	Stiger
Bruce	Grau	Maniece	Stimpson
Burgess	Grell	Metcalf	Strachan
Casey	Hanson of Lyon	Millhone	Swift of Dubuque
Craven	Hanson of	Mitchell	Swift of Jackson
Crouch	Winnebago	Moore of Benton	Teter
Cunningham	Hartman	Mooty	Thies
Davis	Hook	Osborn	Thiessen
Dean	Hopp	Ostby	Treimer
Dole	Hough	Paisley	Weed
Donlon	Hultman	Peaco	Wenig
Dreessen	Jenkins	Peet	Wiese
Durant	Jensen	Porter	Willis
Elliott	Johnson	Rice	Wolf
Ellsworth	Koch	Roe	Yager
Falvey	Laughlin	Schroeder	Zipse
Felter	Lichty	Sheridan	Zylstra
Foster		Smith	

The nays were, none.

Absent or not voting, 15.

Bonstetter	Fabritz	Mercer	Reed
Brady	Garner	Moore of	Ryder
Ditto	Humeston	Harrison	Schmitz
Doran	McCreery	Rawlings	Mr. Speaker

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

Digitized by Google

Senate File No. 75, a bill for an act to legalize and validate Twelve Thousand Five Hundred Dollars ($12,500.00) drainage bonds of Fox River Drainage District No. One (1) of Van Buren County, Iowa, was taken up for consideration.

Beswick of Van Buren moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 89.

Alesch	Felter	Koch	Sheridan
Augustine	Foster	Lichty	Smith
Beath	Frizzell	Lookingbill	Snyder
Beswick	Fuelling	McCarthy	Sours
Bouska	Fuester	McDermott	Speidel
Bowers	Gallagher	McKinnon	Stansell
Bruce	Gissel	McLean	Stanzel
Burgess	Gittinger	Malone	Stimpson
Casey	Goode	Maniece	Swift of Dubuque
Craven	Grau	Metcalf	Swift of Jackson
Crouch	Grell	Millhone	Teter
Cunningham	Hanson of Lyon	Mitchell	Thies
Davis	Hanson of	Moore of Benton	Thiessen
Dean	Winnebago	Mooty	Treimer
Ditto	Hartman	Osborn	Weed
Dole	Hook	Ostby	Wenig
Donlon	Hopp	Paisley	Wiese
Dreessen	Hough	Peaco	Willis
Durant	Hultman	Peet	Wolf
Elliott	Jenkins	Porter	Yager
Ellsworth	Jensen	Rice	Zipse
Fabritz	Johnson	Roe	Zylstra
Falvey		Schroeder	

The nays were, none.

Absent or not voting, 19.

Aldrich	Humeston	Moore of	Schmitz
Bonnstetter	Laughlin	Harrison	Stewart
Brady	McCreery	Rawlings	Stiger
Doran	McFarlane	Reed	Strachan
Garner	Mercer	Ryder	Mr. Speaker

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

AMENDMENTS FILED

Porter of Delaware filed the following amendment to House File No. 404:

Amend House File No. 404 as follows:

After the word "fund" in line eight (8) of Sec. 2 insert "unless the Board of Supervisors vote to restore part or all of said poor fund to the fund from which it was originally taken".

Digitized by Google

Mitchell of Webster filed the following amendment to House File No. 404:

Amend House File 404 by striking everything after the enacting clause and substituting in lieu thereof the following:

Section 1. That all transfers of the county funds heretofor made by the county supervisors in Butler County to the poor fund of said county from the maintenance fund of said county, where said transfers were made at the approval of the Director of the Budget, are hereby made permanent; and all said funds so transferred to the poor fund shall remain in said poor fund for all purposes and as fully and completely as though originally raised for said poor fund. And in the case of Butler County, said county and the Board of Supervisors thereof are hereby relieved from the obligation, whether imposed by statute or by the order of the Director of the Budget, to transfer said fund out of the poor fund to the fund from which it originally came.

Sec. 2. This act being deemed of immediate importance shall be in effect from and after its publication in the Iowa Recorder, a newspaper published at Green, Iowa, and the Waverly Democrat, a newspaper published at Waverly, Iowa, without expense to the state.

Amend the title to read as follows:

An act to make permanent the transfers of county funds in Butler County to the poor fund from the maintenance fund, where said transfers were originally made with the approval of the Director of the Budget.

MOTION TO RECONSIDER FILED

I move to reconsider the vote by which House File 446 failed to pass the House. C. E. R. FUESTER.

NEW CONFERENCE COMMITTEE APPOINTED

As members of the new conference committee on House File No. 40, the Speaker appointed McCreery of Linn, Foster of Cedar, Durant of Hancock and Stimpson of Jones.

AMENDMENT FILED

Bonnstetter, Donlon, Dean, Grau, Hanson of Lyon, Augustine, Reed, Strachan, Rice, Sours, Speidel and Teter filed the following amendment to House File No. 116:

Strike out all after the enacting clause and substitute in lieu thereof the following:

PART ONE—DEFINITIONS

Section 1. For the purpose of this act and unless otherwise required by the context:

(a) The word "board" means the State Board of Assessment and Review.

(b) The term "retail merchant" shall mean every person, firm, association, co-partnership, joint stock company or corporation opening, establishing, operating or maintaining any store, stores or retail busi-

Digitized by Google

ness, under the same administrative management, for the purpose of selling goods, wares, merchandise and other personal property at retail in this state and so selling the same, except those actually engaged in gardening or farming and selling garden or farm products raised by them in this state, and this exception shall apply only to the extent of such garden and farm products so raised and sold.

(c) The word "person" includes individuals, fiduciaries and partnerships.

(d) The word "individual" means a natural person.

(e) The word "fiduciary" means a guardian, trustee, executor, administrator, receiver, conservator or any person, whether individual or corporate, acting in any fiduciary capacity for any person, trust or estate.

(f) The word "corporation" means a corporation organized for pecuniary profit and also includes a joint stock company, limited partnership and any other association organized for pecuniary profit.

(g) The term "gross retail sales" means the value proceeding or accruing from the sale of tangible property, less any credit actually allowed on merchandise returned, if the sale of such merchandise has been reported and tax paid thereon, without any deduction on account of the cost of property sold, expense of any kind or loss. The term "gross retail sales" does not include the amount of cigarette, oleomargarine and gasoline taxes, both the Iowa tax and United States Government tax on gasoline, collected from the purchaser or consumer of such articles during the tax payment period.

(h) The word "sale" includes exchange of property, as well as the sale thereof for money, every such closed transaction constituting a sale; and in case of exchange the reasonable value of the article received in exchange shall be considered the sale price.

(i) The words "tax year" mean the calendar year or the fiscal year ending during such calendar year during which the tax is computed under this act.

(j) The words "fiscal year" mean an accounting period of twelve (12) months ending on the last day of any month other than December.

(k) The word "resident" applies only to individuals and includes for the purpose of determining liability to the tax imposed by this act upon or with reference to the income of any tax year, any individual domiciled in the State of Iowa, and any other individual who maintains a permanent place or abode within this state and spends in the aggregate more than six (6) months of the tax year within the state.

(l) The word "paid" means "paid or accrued" and "paid or incurred" and shall be construed according to the method of accounting upon the basis of which the net income is computed under this act.

(m) The word "received" means "received or accrued" and shall be construed according to the method of accounting upon the basis of which the net income is computed under this act.

(n) The word "dividend" means any distribution made by a corporation out of its earnings or profits to its shareholders or members, whether in cash or in other property or in stock of the corporation.

Digitized by Google

PART TWO—RETAIL SALES TAX

Sec. 2. Every retail merchant, as herein defined, shall pay a quarterly sales tax for the right and privilege of opening, establishing, operating or maintaining any retail business, determined by computing the tax on the amount of annual gross retail sales as made quarterly, as follows:

(a) On the first fifty thousand dollars of annual gross retail sales, or any part thereof in excess of three thousand dollars, one-half per cent (½%).

(b) On the next fifty thousand dollars of annual gross retail sales, or any part thereof, three-fourths per cent (¾%).

(c) On the next one hundred fifty thousand dollars of annual gross retail sales, or any part thereof, one per cent (1%).

(d) On the next two hundred and fifty thousand dollars of annual gross retail sales, or any part thereof, one and one-fourth per cent (1¼%).

(e) On the next two hundred fifty thousand dollars of annual gross retail sales, or any part thereof, one and one-half per cent (1½%).

(f) On the next two hundred fifty thousand dollars of annual gross retail sales, or any part thereof, one and three-fourths per cent (1¾%).

(g) On all annual gross retail sales in excess of one million dollars, two per cent (2%).

Sec. 3. The retail sales tax imposed by this act shall be paid in four installments, each covering the gross retail sales for the last preceding three months. The calendar year shall be divided into four taxpaying periods of three months each, and the tax for each period shall be due and payable within thirty days from the close of the period for which the tax is computed.

Sec. 4. Every retail merchant, as herein defined, in order to ascertain the amount of taxes due and payable under this act shall file with the board, within thirty days from the close of each quarterly period for which such tax is due, a written report verified by an affidavit of the owner or his agent on such forms as said board may prescribe, giving the name, number, location of each store or retail point included in said retail business, the name and post office address of its owner or principal agent, the name and post office address of the agent, if other than the owner, in charge of its business at such place, the nature and kind of business; the total gross retail sales of all kinds during the preceding quarterly period; and such other facts bearing on the matter of taxation as the board may require. In compliance with such report, the retail merchant shall remit to the treasurer of state the tax due as shown by such report as herein and hereby imposed.

The board, in any case, may require such additional information as it may deem necessary to enable it to properly perform its duties hereunder. It shall be the duty of the board to ascertain the amount of taxes due for the preceding three months from such quarterly report and from such additional information so obtained and to enforce collection of any amount found due from each such retail merchant.

Digitized by Google

PART THREE—FRANCHISE TAX

Sec. 5. Each "business concern", as herein defined, shall pay for each tax year to the treasurer of state, for the exclusive use of the State of Iowa and each and all of its several school districts, in consideration for the privilege of engaging and continuing in business, in whole or in part, in the State of Iowa, as a gainful pursuit, business and/or vocation, either for itself, or as broker, factor or commission merchant, a franchise or privilege tax, based on the volume of its business, as hereinafter provided.

The tax herein provided shall be paid quarterly and the amount thereof for each such business concern shall be determined by multiplying the gross income and/or gross proceeds of sales as herein defined, of its business transacted during the last preceding three months, at the respective rates as follows:

(a) For each business concern engaging or continuing within this state in the business of mining and producing coal, sand, gravel, crushed rock or gypsum for sale, profit or use, the amount of such tax shall be equal to the value of the commodity produced as shown by the gross proceeds derived from the sale thereof by the producer, except as hereinafter provided, multiplied by a rate of ten hundredths per cent (10/100%).

(b) For each business concern engaging or continuing within this state in the business of manufacturing, compounding, possessing or preparing for sale, profit or use, any article, substance or commodity, the amount of such tax shall be equal to the gross proceeds of sale of the article, substance or commodity manufactured, compounded or prepared for sale, as shown by the gross proceeds derived from the sale thereof by the business concern manufacturing, compounding, processing or preparing the same, except as herein provided, multiplied by a rate of twenty hundredths per cent (20/100%).

(c) For each business concern engaging or continuing within this state in the business of wholesaling or jobbing, the amount of such tax shall be equal to the gross proceeds of sales multiplied by a rate of ten hundredths per cent (10/100%). The classification of wholesaling or jobbing shall apply only to a business concern doing a regularly organized wholesale or jobbing business, known to the trade as such, and not selling such property to the consumer in retail transactions. Each such business concern paying the tax imposed under this section shall not be taxable as a retail merchant under Part Two hereof.

The gross income from the sale of electric power, gas, heat and water, when sold at wholesale to and for distribution, by another concern subject to taxation under this act, shall be taxed against such wholesaler at the rate provided in this section.

(d) For each business concern engaging or continuing in this state in the business of selling any tangible property, whether real or personal, and not otherwise herein expressly taxed, the amount of such tax shall be equal to the gross income multiplied by a rate of forty hundredths per cent (40/100%).

(e) For each business concern engaging or continuing in this state

Digitized by Google

in the business of banking and/or other concerns employing money or capital in competition therewith, the amount of such tax shall be equal to the gross income multiplied by a rate of sixty hundredths per cent (60/100%). This section shall include finance companies, Morris Plan Banks and Small Loan Companies.

(f) For each business concern engaging or continuing in this state in the business of operating street railways or interurban railways, the amount of such tax shall be equal to the gross income of the business multiplied by a rate of forty hundredths per cent (40/100%).

(g) For each business concern engaging or continuing in this state in the business of furnishing express service, the amount of such tax shall be equal to the gross income of the business multiplied by the rate of fifty hundredths per cent (50/100%).

(h) For each business concern engaging, operating and/or continuing in this state in the telephone, telegraph, electric light, power, gas, railroad, bus line, motor truck and freight, electric transmission, pipe line, sleeping car or private car business, and each business concern engaging, operating and/or continuing in this state in any business and/or whose property is dedicated to the public use or whose charges or rates for furnishing its product or service, are or may be, subject to regulation by the state of Iowa, or any governmental sub-division thereof, the amount of such tax for each such concern shall be equal to the gross income of such business multiplied by the rate of two per cent (2%). Municipalities and/or other political subdivisions of the state are expressly included by the term "business concern" as used in this subsection (h) only.

(i) For each business concern engaging or continuing in this state in the business of contracting and building, the amount of such tax shall be equal to the gross income of its business multiplied by a rate of sixty hundredths per cent (60/100%).

(j) For each business concern engaging or continuing in this state in the business of operating a theatre, opera house, moving picture show, vaudeville, amusement park, dance hall, skating rink, race track or any other place at which amusements are offered the public, the amount of such tax shall be equal to the gross income of each such business multiplied by a rate of two per cent (2%).

(k) For each foreign insurance company or association not otherwise paying a premium tax to the state of Iowa and for each domestic insurance company or association doing business in this state, the amount of such tax shall be equal to the gross premiums received from residents of Iowa, less dividends paid in cash or applied toward the payment of said premiums, and less reinsurance premiums paid thereon to licensed companies, multiplied by a rate of forty hundredths per cent (40/100%). No insurance company shall be taxed under any other provision of this act.

(l) For each business concern or enterprise engaging or continuing in this state in any business not expressly included in any of the preceeding subdivisions of this section, the amount of such tax shall be equal to the gross income of each such business multiplied by a rate of sixty hundredths per cent (60/100%).

The "gross income" or "gross proceeds of sales" derived by business

Digitized by Google

concerns from transactions which can properly be classified and taxed under a different classification than the principal business carried on, shall be taxed at the rates so provided by this section for such different classification.

Nothing herein contained shall be construed so as to require the use of any gross income in the measure of the tax levied under subdivisions c, d, e, f, g, h, i, j or l of this section that has been included in the measure of the tax levied under the preceding sections hereof.

Sec. 6. Any business concern, as herein defined, which shall engage or continue in any business for which a franchise or privilege tax is imposed by this act, shall be deemed to have applied for and to have duly obtained from the State of Iowa such a franchise or license to engage in and to conduct such business for the current tax year, upon the condition that it shall pay the tax accruing to the State of Iowa under the provisions of this act; and shall hereby be licensed to engage in and conduct such business.

Sec. 7. All business concerns exercising any rights or privileges taxable under subdivisions a, b, c, d, e, f, g, h, i, j or l and who produce coal the production of which is taxable under subdivision "a" and use or consume same in their business, shall be deemed to be engaged in the business of mining and producing coal for sale, profit or use, and shall be required to pay a tax thereon and make returns on account of the production of said coal showing the gross proceeds therefrom, or the equivalent thereof, in accordance with uniform and equitable rules for determining the value upon which such privilege tax shall be levied, corresponding as nearly as possible to the gross proceeds from the sale of similar products of like quality or character by other business concerns, which rules the board shall prescribe and publish.

Sec. 8. In determining value as regards sales from one to another of affiliated business concerns or under other circumstances where the relation between the buyer and seller is such that the gross proceeds from the sale are not indicative of the true value of the subject matter of the sale, the board shall prescribe uniform and equitable rules for determining the value upon which such privilege tax shall be levied, corresponding as nearly as possible to the gross proceeds from the sale of similar products of like quality or character by such business concern where no common interest exists between the buyer and seller, but otherwise under similar circumstances and condition; except when any business concern specified in sub-divisions (a) and (b) of this section shall market its product, in whole or in part, through its wholly owned subsidiary then said subsidiary shall make a return, and pay a tax, at the rate specified for the parent concern, on the gross proceeds of sales made by said subsidiary of such product; and in such event the parent concern shall not include in its return, or pay a further tax thereon, the sale or transfer of its product so marketed through its subsidiary. This provision shall not apply to any retail sales made by such subsidiary, nor shall it apply to any sales made by any subsidiary of products not manufactured or produced by the parent corporation.

Sec. 9. The term "gross income" of all business concerns mentioned in

Digitized by Google

Section 5, sub-divisions (f), (g) and (h) is hereby declared and shall be construed to mean all income from business beginning and ending within this state, and the term "gross income" for all other business concerns taxed hereunder shall mean the value proceeding or accruing from the sale of tangible property, whether real or personal, or service or both and all receipts, actual or accrued, by reason of investment of capital of the business engaged in, including interest, discount, rentals, royalties, fees or other emoluments however designated and without any deduction on account of the cost of property sold, the cost of the materials used, labor costs, interest or discount paid or any other expense whatsoever; and without any deduction on account of loss; also receipts of income derived from any source whatsoever, except value proceeding or accruing from:

(1) The sale of intangible property, but shall include gross profit from such sale;

(2) The sale of horticultural or agricultural products, including live stock, dairy and poultry products raised or produced by individuals in this state when sold by such individual producer thereof, either at the place of production or in a primary market therefor.

Provided, however, that dividends, interest, rentals, and other distribution of revenue or property, made by a corporation which has actually paid the tax for the current year on gross income, as provided herein, shall not be included in the taxable gross income of another corporation, which through direct or indirect stock ownership owns substantially all of the voting corporate stock of the corporation so taxed.

Sec. 10. The term "gross proceeds of sales" shall mean the value proceeding or accruing from the sale of tangible property without any deduction on account of the cost of property sold, expense of any kind, or loss, but said term shall not include proceeds received from the sale of property sold for delivery out of this state or which are delivered to a carrier for direct transportation out of said state.

Sec. 11. The terms "gross proceeds of sales" and "gross income" do not include any tax collected from the purchaser or consumer in the form of a tax imposed by the state or federal government.

Sec. 12. The term "business concern", as used in this act, shall include any individual, firm, co-partnership, joint adventure, association, corporation, trust, or any other group or combination acting as a unit, and the plural as well as the singular number, unless the intention to give a more limited meaning is disclosed by the context.

Sec. 13. There are exempted from the provisions of Part Three of this act:

(a) Individuals engaged solely or principally in the business of buying and selling live stock or other agricultural products.

(b) Labor organizations.

(c) Agricultural and horticultural societies and organizations not operated for profit.

(d) Burial associations and cemetery companies which are organized and operated exclusively for the benefit of their members.

(e) Corporations, associations or societies organized and operated exclusively for religious, charitable, scientific or educational purposes.

Digitized by Google

(f) Business leagues, chambers of commerce, boards of trade, civic leagues and organizations operated exclusively for the benefit of communities and the promotion of social welfare.

Provided that none of said companies, organizations, corporations or societies named in this section are organized for profit and no part of the income of which inures to the benefit of any private stockholder or individual.

Sec. 14. On or before ninety days after the end of the tax year each business concern taxed under section 5, sub-sections (f), (g) or (h) and on or before thirty days after the end of the tax year all other business concerns taxed under section 5 shall make a return showing the annual gross proceeds of sales or annual gross income of business, and compute the amount of tax chargeable against it in accordance with the provisions of Part Three of this act, and deduct the amount of quarterly or semi-annual payments, as hereinbefore provided, and transmit in compliance with its report a remittance covering the residue of the tax chargeable against it to the treasurer of state. Such return shall be verified by the oath of the taxpayer if made by an individual or by the oath of the president, vice-president, secretary or treasurer of a corporation if made on behalf of a corporation and if made on behalf of a partnership, joint adventure, association, trust, municipality or other political subdivision of the State or any other group or combination acting as a unit, any individual delegated by such firm, partnership, joint adventure, association, trust, municipality or other political subdivision of the State or any other group or combination acting as a unit shall make the oath on behalf of the taxpayer. If for any reason it is not practicable for the taxpayer to make the oath the same may be made by any duly authorized agent. The board may for good cause shown extend the time for making annual return upon the application of any taxpayer and give such reasonable additional time within which to make the same, as deemed advisable.

PART FOUR—PERSONAL INCOME TAX

Sec. 15. A tax is hereby imposed upon every non-resident of this state, insofar as income is derived from property located or business transacted within this state, and upon every individual resident of this state with respect to his entire taxable income, as herein defined, which tax shall be levied annually, and collected semi-annually, computed at the following rates:

(a) On the first one thousand dollars ($1,000) of taxable income, or any part thereof, one per cent (1%).

(b) On the next one thousand dollars ($1,000) of taxable income, or any part thereof, two per cent (2%).

(c) On the next one thousand dollars ($1,000) of taxable income, or any part thereof, three per cent (3%).

(d) On the next one thousand dollars ($1,000) of taxable income, or any part thereof, four per cent (4%).

(e) On all taxable income in excess of four thousand dollars ($4,000), five per cent (5%).

Sec. 16. The tax imposed by this act shall apply to and become a

Digitized by Google

charge against estates or trusts, which tax shall be levied, collected and paid annually upon and with respect to the net income, as herein defined, of such estates or trusts, from any source whatsoever, according to such rules and regulations as shall be adopted, promulgated and published by the board.

Sec. 17. The term "gross income", as used in Part Four hereof, includes gains, profits and income derived from salaries, wages or compensation for personal service, of whatever kind and in whatever form paid, or from professions, vocations, trades, business, commerce, or sales, or dealings in property, whether real or personal, growing out of the ownership or use of or interest in such property; also from interest, rent, dividends, securities or the transaction of any business carried on for gain or profit; or gains or profits, and income derived from any source whatever and in whatever form paid. The amount of all such items shall be included in the gross income of the tax year in which received by the taxpayer, unless, under the methods of accounting permitted under this act, any such amounts are to be properly accounted for as of a different period.

The term "gross income", as used in Part Four hereof, does not include the following items which shall be exempt from taxation under this act:

(a) Amounts received under a life insurance contract by reason of the death of the insured, whether in a single payment, or in installments thereof, except when such amounts are held by the insurer under an agreement to pay interest thereon the interest shall be included in gross income.

(b) Amounts received, other than amounts paid by reason of the death of the insured and interest payments on such amounts, under a life insurance, endowment or annuity contract, but if such amounts (when added to amounts received before the taxable year under such contract) exceed the aggregate premiums or consideration paid (whether or not paid during the taxable year) then the excess shall be included in gross income. In the case of a transfer for a valuable consideration, by assignment or otherwise, of a life insurance, endowment, or annuity contract, or any interest therein, only the actual value of such consideration and the amount of the premiums and other sums subsequently paid by the transferee shall be exempt from taxation under subdivision (a) hereof.

(c) The value of property acquired by gift, bequest, devise or descent but the income from such property shall be included in gross income.

(d) Interest upon the obligations of the United States or its possessions, agencies or instrumentalities, which is or shall be exempt from state taxation by Federal law.

(e) Salaries, wages and other compensation received from the United States by officials or employees thereof which are or shall be exempt from state taxation by Federal law.

(f) Any amounts received through accident or health insurance or under workmen's compensation acts as compensation for personal injuries or sickness, plus the amount of damages received, whether by suit or agreement, on account of such injuries or sickness.

Sec. 18. The term "net income" means the gross income of the taxpayer less the deductions allowed by this act.

Digitized by Google

Sec. 19. In computing net income there shall be allowed as deductions from the gross income:

(a) All the ordinary and necessary expenses paid during the tax year in carrying on any trade or business, including a reasonable allowance for salaries or other compensation for personal service actually rendered, traveling expenses while away from the regular place of business in pursuit of trade or business, and including rentals or other payments required to be made as a condition to the continued use or possession, for the purpose of the trade or business, of property to which the taxpayer has not taken or is not taking title or in which he has no equity.

(b) All interest paid or accrued during the tax year on indebtedness, except on indebtedness incurred or continued to purchase or carry obligations or securities, the interest on which is exempt from taxation under this act; provided, that no interest incurred prior to the beginning of the first tax year as provided in this act, chargeable against business operations of prior years, shall be treated as deductions hereunder.

(c) Taxes paid or accrued within the tax year, imposed by the authority of the United States or of any of its possessions or of any state or political subdivision thereof, territory or the District of Columbia or of any foreign country; except inheritance taxes, federal estate taxes or estate taxes of this or any other state, and except income taxes imposed by this act and taxes assessed for local benefits, of any kind tending to increase the value of the property assessed.

(d) Actual losses sustained during the tax year and not compensated for by insurance or otherwise, if incurred in trade or business.

(e) Actual losses sustained during the tax year and not compensated for by insurance or otherwise, if incurred in any transaction entered into for profit, though not connected with the trade or business; but in the case of a non-resident taxpayer, only as to such transactions in real property or intangible personal property having an actual situs within the state.

(f) Losses deducted under the foregoing paragraphs (d) and (e) shall be ascertained and computed upon the same basis as provided in section 22 of this act.

(g) Debts ascertained to be worthless and charged off within the tax year if the amount has previously been included in gross income in a return under this act.

(h) A reasonable allowance for the depreciation, exhaustion, wear and tear and obsolescence of property used in the trade or business, and in the case of mines or other natural deposits and timber, a reasonable allowance for depletion; provided that in computing the deductions allowed under this paragraph the basis shall be the cost (including in the case of mines and other natural deposits) the cost of development (not otherwise deducted), and in case of property acquired prior to the beginning of the first tax year as provided in this act the fair market value of the property on that date shall be taken in lieu of the cost up to that date. The reasonable allowance under this paragraph shall be made under rules and regulations to be prescribed by the board. In the case of leases the deductions allowed may be equitably apportioned between the lessor and the lessee.

Digitized by Google

(i) Contributions made within the taxable year to or for the use of charity. This deduction is limited to an amount which does not exceed five (5) per cent of the taxpayer's net income, computed without the benefit of such deductions.

(j) If for any tax year it appears on the production of evidence satisfactory to the board that any taxpayer has sustained a net loss, the amount thereof shall be deducted from the net income of the taxpayer during the succeeding tax year; and if such net loss is in excess of the net income for such succeeding tax year, the amount of such excess shall be held as a deduction in computing the net income for the next two succeeding tax years, the deduction in all cases to be made under regulations prescribed by the board.

(k) The deductions allowed in this section shall be allowed only if and to the extent that they are connected with the income arising from sources in the state and taxable under this act.

(l) In computing the income no deductions shall in any case be allowed in respect to the following:—Personal, living or family expenses; any amount paid out for new buildings or for permanent improvements or betterments, made to increase the value of any property or estate; any amount expended in restoring property or in making good the exhaustion thereof, for which an allowance is or has been made; premiums paid on any life insurance policy covering the life of any officer or employee or of any individual financially interested in any trade or business carried on by the taxpayer, when the taxpayer is directly or indirectly a beneficiary under such policy.

Sec. 20. Exemptions. There shall be deducted from the tax after the same shall have been computed as set forth in this act a personal exemption for individuals as follows:

Provided, however, that the minimum tax under this act levied against persons having taxable income shall be three dollars ($3.00):

(a) For an individual, six dollars ($6.00).

(b) For husband and wife or head of family, twelve dollars ($12.00).

(c) For each child under eighteen (18) years of age who is actually supported by and dependent upon the taxpayer for his support, an additional two dollars ($2.00).

A husband and wife living together shall receive but one personal exemption. If such husband and wife make separate returns, the personal exemption shall be taken by either or divided between them.

If the status of the taxpayer, insofar as it affects the personal exemption or the credit of the dependents, changes during the taxable year, such personal exemptions or credits shall be apportioned, under rules and regulations prescribed by the board, in accordance with the number of months before and after such change.

Sec. 21. When property is exchanged for other property having a readily ascertainable market value, the property received in exchange shall, for the purpose of determining gain or loss, be treated as the equivalent of cash to the amount of its fair market value, if any, but even if property received in exchange has a readily ascertainable market value, no gain or loss shall be recognized:

(1) When in the reorganization, recapitalization or other change in

Digitized by Google

identity, form, or place of organization, however affected, consolidation or merger of one or more corporations a taxpayer receives in place of any stock, or securities owned by him, stock or securities in a corporation a party to or resulting from such reorganization, consolidation or merger, or

(2) When a taxpayer or taxpayers transfer any property, real, personal or mixed, to a corporation and immediately after the transfer is or are in control of such corporation by a stock ownership acquired by the transfer of such property for stock of the corporation.

When property is exchanged for other property and no gain or loss is recognized, the property received shall be treated as taking the place of the property exchanged therefor.

INSTALLMENT BASIS

Sec. 22. (a) Dealers in personal property. Under regulations prescribed by the board, any person who regularly sells or otherwise disposes of personal property on the installment plan may return as income therefrom in any tax year that proportion of the installment payments actually received in that year which the gross profit realized or to be realized when payment is completed, bears to the total contract price.

(b) Sales of realty and casual sales of personalty. In the case (1) of a casual sale or other casual disposition of personal property other than property of a kin which would properly be included in the inventory of a taxpayer if on hand at the close of the tax year, for a price exceeding one thousand dollars ($1,000), or (2) of a sale or other disposition of real property, if in either case the initial payments do not exceed 40 per centum of the selling price, the income may, under regulations prescribed by the board, be returned on the basis and in the manner above prescribed in this section. As used in this section the term "initial payments" means the payments received in cash or property other than evidence of indebtedness of the purchaser during the tax period in which the sale or other disposition is made.

(c) Change from accrual to installment basis. If a taxpayer entitled to the benefits of subsection (a) elects for any tax year to report his net income on the installment basis, then in computing his income for the year of change or any subsequent year, amounts actually received during any such year on account of sales or other dispositions of property made in any prior year; provided no tax shall be imposed on any income accrued from sales made prior to the taking effect of this act.

(d) Gain or loss upon disposition of tax. If an installment tax is satisfied at other than its face value or distributed, transmitted, sold or otherwise disposed of, gain or loss shall result to the extent of the difference between the basis of the obligation and (1) in the case of satisfaction at other than face value or a sale or exchange—the amount realized, or (2) in the case of a distribution, transmission, or disposition otherwise than by sale or exchange—the fair market value of the obligation at the time of such distribution, transmission or disposition. The basis of the obligation shall be the excess of the face value of the obligation over an amount equal to the income which would be returnable were the obligation satisfied in full.

Digitized by Google

Sec. 23. For the purpose of ascertaining the gain derived or loss sustained from the sale or other disposition of property, real, personal or mixed, the basis shall be, in case of property acquired on or after January 1, 1933, the cost thereof, or the inventory value, if the inventory is made in accordance with this act.

In case of property acquired prior to January 1, 1933 and disposed of thereafter:

(a) No profit shall be deemed to have been derived if either the cost or the fair market price or value on January 1, 1933 exceeds the value realized.

(b) No loss shall be deemed to have been sustained if either the cost or the fair market price or value on January 1, 1933 is less than the value realized.

(c) Where both the cost and the fair market price or value on January 1, 1933 are less than the value realized, the basis for computing profit shall be the cost or the fair market price or value on January 1, 1933 whichever is higher.

(d) Where both the cost and the fair market price or value on January 1, 1933 are in excess of the value realized, the basis for computing loss shall be the cost or the fair market price or value on January 1, 1933 whichever is lower.

(e) Any partial or final distribution to the taxpayer of the assets of a corporation shall be treated as a sale of the stocks or securities of the corporation owned by him and the gain or loss shall be computed accordingly.

Sec. 24. Every individual having a net income for the tax year from sources taxable under this act of three hundred dollars ($300.00) or over, if single, or if married and not living with husband or wife; or having a net income for the tax year of nine hundred dollars ($900.00) or over if married and living with husband or wife; and every partnership doing business in this state shall make a return under oath, stating specifically the items of gross income and the deductions and exemptions allowed by this act.

If husband and wife living together have an aggregate net income of nine hundred dollars ($900.00) or over, each shall make such a return, unless the income of each is included in a single joint return.

If the taxpayer is unable to make his own return, the return shall be made by a duly authorized agent or by a guardian or other person charged with the care of the person or property of such taxpayer.

Provided, also, that every individual having a gross income of four thousand dollars ($4,000) a year or over, shall file a return.

Sec. 25. Every fiduciary subject to taxation under the provisions of this act, as provided in section 16 hereof, shall make a return under oath for the individual, estate or trust for whom or for which he acts, if the net amount thereof amounts to three hundred dollars ($300.00) or more or the gross amount thereof amounts to one thousand dollars ($1,000) or more.

The return made by a fiduciary shall state specifically the items of gross income, and the deductions and exemptions allowed by this act and such other facts as the board may prescribe. Under such regula-

Digitized by Google

tions as the board may prescribe, a return may be made by one of two or more joint fiduciaries.

Fiduciaries required to make returns under this act shall be subject to all the provisions of this act which apply to individuals.

Sec. 26. Every person or corporation being a resident of or having a place of business in this state, in whatever capacity acting, including lessees or mortgagors of real or personal property, fiduciaries, employers and all officers and employees of the state or of any political subdivision of the state, having the control, receipt, custody, disposal or payment of interest other than interest coupons payable to bearer, rent, salaries, wages, premiums, annuities, compensations, remunerations, emoluments or other fixed or determinable annual or periodical gains, profits and income, amounting to three hundred dollars or over, paid or payable during any year to any resident, shall make complete return thereof under oath, to the board, under such regulations and in such form and manner and to such extent as may be prescribed by it.

Every partnership, having a place of business in the state, shall make a return, stating specifically the items of its gross income and the deductions allowed by this act, and shall include in the return the names and addresses of the individuals who would be entitled to share in the net income if distributed, and the amount of the distributive share of each individual. The return shall be sworn to by any one of the partners.

Every fiduciary shall make, under oath, a return for the individual, estate or trust for whom or for which he acts, and shall set forth in such returns the items of the gross income, the deductions allowed by this act, the net income, the names and addresses of the beneficiaries, the amounts distributed or distributable to each and the amount, if any, lawfully retained by him for future distribution. Such return may be made by one of two or more joint fiduciaries.

Sec. 27. Returns and reports shall be in such form as the board may, from time to time prescribe, and unless otherwise provided in this act, shall be filed with the board within ninety days after the expiration of the tax year. In case of sickness, absence or other disability, or whenever, in its judgment, good cause exists, the board may allow further time for filing returns. There shall be annexed to the return or the report the affidavit or affirmation of the taxpayer making the return to the effect that the statements contained therein are true. Under such rules and regulations as the board may prescribe, affiliated corporations may file consolidated returns.

The board shall cause to be prepared blank forms for said reports and returns and shall cause them to be distributed throughout the state and to be furnished upon application, but failure to receive or secure the form shall not relieve the taxpayer from the obligation of making any return or report herein required.

Sec. 28. If the board shall be of the opinion that any person required under this act to file a report or make a return has failed to file such a report or return or to include in a return filed, either intentionally or through error, items of sales, transactions or taxable income, it may require from such taxpayer a return or supplementary return, under

Digitized by Google

oath, in such form as it shall prescribe, of all the items of business done, sales made, transactions completed or income received by the taxpayer during the period for which the return or report is made, whether or not taxable under the provisions of this act. If from a supplementary return, or otherwise, the board finds that any items of income taxable under this act, have been omitted from the original return it may require the items so omitted to be disclosed under oath of the taxpayer, and to be added to the original return or report. Such supplementary return and the correction of the original return shall not relieve the taxpayer from any of the penalties to which he may be liable under any provisions of this act whether or not the board required a return or supplementary return under this section.

Sec. 29. The return by an individual, who, while living, was subject to income tax in the state during the tax year, and who has died before making the return, shall be made in his name and behalf by the administrator or executor of the estate and the tax shall be levied upon and collected from his estate.

Sec. 30. Where the board has reason to believe that any taxpayer so conducts his trade or business as either directly or indirectly to distort his true net income and the net income properly attributable to the state, whether by the arbitrary shifting of income, through price fixing, charges for services, or otherwise, whereby the net income is arbitrarily assigned to one or another unit in a group of taxpayers carrying on business under a substantially common control, it may require such facts as it deems necessary for the proper computation of the entire net income and the net income properly attributable to the state, and in determining the same the board shall have regard to the fair profits which would normally arise from the conduct of the trade or business.

PART FIVE—COLLECTION OF TAXES

Sec. 31. Time and place of payment. The personal income tax and franchise tax may be paid in two installments, each consisting of one-half of the total amount of the tax. The first installment shall be remitted with the return and the second installment shall be paid on or before six months after the date fixed for filing the return; provided, however, that in case the total amount of the tax shall be ten dollars or less, then, and in that case, the whole amount of the tax shall be paid at the time of filing the return. All other taxes imposed by this Act shall be paid quarterly.

When, at the request of the taxpayer, the time for filing the return or report is extended, interest at the rate of six per cent (6%) per annum on the amount of tax then due from the time when the return was originally required to be filed to the time of payment, shall be added and paid.

In the event any taxpayer fails or refuses to make any report or return or fails or refuses to pay any tax reported, or fails or refuses to do or perform any act or thing required to be done or performed under the provisions of this Act or under the provisions of any rule or regulation promulgated or prescribed hereunder, the board shall make such report, or perform such act and compute the amount of tax due, and there is

Digitized by Google

hereby imposed upon such taxpayer failing or refusing to perform such act or pay such tax a penalty in the amount of twenty (20) per cent of the amount of the tax which should otherwise have been paid or reported or shown in addition to other penalties herein described.

Sec. 32. Examination of returns. As soon as practicable after the return is filed the board shall examine it and compute the tax, and the amount so computed by the board shall be the tax. If the tax found due shall be greater than the amount theretofore paid, the amount due shall be paid within ten days after the board has mailed the taxpayer a copy of the corrected assessment.

Sec. 33. If the return or the report is made in good faith and the understatement of the tax is not due to any fault of the taxpayer, there shall be no penalty or additional tax added because of the understatement, but interest shall be added to the amount of the deficiency at the rate of one-half per cent (½%) for each month or fraction of a month.

If the understatement is due to negligence on the part of the taxpayer, but without intent to defraud, there shall be added to the amount of the deficiency five per cent (5%) thereof, and in addition, interest at the rate of one-half per cent (½%) per month or fraction of a month.

If the understatement is found by the board to be false or fraudulent, with intent to evade the tax, the tax on the additional business or income discovered to be taxable shall be doubled and an additional one per cent (1%) per month or fraction of a month shall be added.

The interest provided for in this section shall in all cases be computed from the date the return or report was originally required to be filed to the date of payment.

All payments received for any tax due under this act must be credited, first, to penalty and interest accrued, and then to tax due.

Sec. 34. Additional taxes. If the board discovers from the examination of the return or report or otherwise that the business or income of any taxpayer, or any portion thereof, has not been assessed, it may at any time within two years after the time when the return was due, compute the tax and give notice to the taxpayer of the proposed assessment, and the taxpayer shall thereupon have an opportunity, within thirty days, to file an appeal with the board and a hearing shall be granted and a final decision thereon shall be made by the board as soon as possible. The limitation of two years to the assessment of such tax or additional tax shall not apply to the assessment of additional taxes upon fraudulent returns. After the expiration of thirty days from such notification, if no appeal has been filed or after such hearing if such appeal has been filed, the board shall assess the income of such taxpayer or any portion thereof which it determines has not theretofore been assessed and shall give notice to the taxpayer so assessed of the amount of the tax and interest and penalties, if any, and the amount thereof shall be due and payable within ten days from the date of such notice. The provisions of this act with respect to revision and appeal shall apply to a tax so assessed. No additional tax amounting to less than five dollars shall be assessed.

Sec. 35. Warrant for the collection of taxes. If any tax imposed by this act or any portion of such tax be not paid within sixty days after

Digitized by Google

the same becomes due, the board may issue a warrant under its official seal, directed to the sheriff of any county of the state commanding him to levy upon and sell the real and personal property of the taxpayer found within his county, for the payment of the amount thereof, with the added penalties, interest and cost of executing the warrant, and to return such warrant to the board and pay to the treasurer of state the money collected by virtue thereof by a time to be therein specified, not less than sixty days from the date of the warrant. The sheriff shall within five days after the receipt of the warrant, file with the clerk of the district court of his county a copy thereof, and thereupon the clerk shall enter in the judgment docket, in the column for judgment debtors, the name of the taxpayer mentioned in the warrant, and in appropriate columns the amount of the tax or portion thereof and penalties for which the warrant is issued and the date when such copy is filed, and thereupon the amount of such warrant so docketed shall become a lien upon the title to and interest in real property of the taxpayer against whom it is issued in the same manner as a judgment duly docketed in the office of such clerk. The said sheriff shall thereupon proceed upon the same in all respects, with like effect and in the same manner prescribed by law in respect to executions issued against property upon judgment of a court of record, and shall be entitled to the same fees for his services in executing the warrant, to be collected in the same manner.

Sec. 36. Tax a debt. Every tax imposed by this act, and all increases, interest and penalties thereon shall become, from the time it is due and payable, a personal debt from the taxpayer liable to pay the same to the state of Iowa, and all property of the taxpayer, whether exempt from execution or not, shall be liable for satisfaction of the debt.

Sec. 37. Lien. Any tax as herein provided, which has been reported and not paid, or the amount found to be due by the board under the provisions of this act, shall be a lien upon any and all real and personal property within the county of the delinquent taxpayer, which such lien shall be preserved, and enforced; and such delinquent tax shall be collected in the same manner and at the same time as liens and taxes upon real and personal property and moneys and credits are preserved, enforced and collected under the provisions of existing law.

Sec. 38. Action for recovery of taxes. Action may be brought, within three years from the time for filing the return, by the attorney general of the state, and shall be brought by him upon the request of the board, in the name of the State, to recover the amount of any taxes, penalties and interest due under this act.

Sec. 39. Tax upon settlement of fiduciary's account. No final account of a fiduciary shall be allowed by any court unless such account shows, and the judge of said court finds, that all taxes imposed by the provisions of this act upon said fiduciary, which have become payable, have been paid, and that all taxes which may become due are secured by bond, deposit or otherwise. The certificate of the board and the receipts for the amount of the tax therein certified shall be conclusive as to the payment of the tax to the extent of said certificate.

For the purpose of facilitating the settlement and distribution of estates held by fiduciaries, the board may, on behalf of the state, agree upon the

Digitized by Google

amount of taxes at any time due or to become due from such fiduciaries under the provisions of this act, and payment in accordance with such agreement shall be full satisfaction of the taxes to which the agreement relates.

Sec. 40. Penalties. If any taxpayer, without intent to evade any tax imposed by this act, shall fail to file a report or return of income, or pay a tax, if one is due at the time required by or under the provisions of this act, but shall voluntarily file a corrected report or return of income and pay the tax due, within sixty days thereafter, there shall be added to and made a part of the tax an additional amount equal to five per cent (5%) thereof.

If any taxpayer fails voluntarily to file a report or a return of income, or to pay a tax, if one is due, within sixty days of the time required by or under the provisions of this act, the tax rates shall be increased by twenty per cent (20%).

If any taxpayer fails to file a return or a report within sixty days of the time prescribed by this act, any judge of the district court, upon petition of the board, shall issue a writ of mandamus requiring such taxpayer to file a return. The order of notice upon the petition shall be returnable not later than ten days after the filing of the petition. The petition shall be heard and determined on the return day or on such day thereafter as the court shall fix, having regard to the speediest possible determination of the case, consistent with the rights of the parties.

Any taxpayer who, without fraudulent intent, fails to pay any tax or to make, render, sign or verify any return or report, or to supply any information within the time required by or under the provisions of this act, shall be liable to a penalty of not more than one thousand dollars to be recovered by the attorney general, in the name of the State, by action in any court of competent jurisdiction.

Any taxpayer, who with intent to evade any requirement of this act or any lawful requirement of the board thereunder shall fail to pay any tax or to make, sign or verify any return or to supply any information required by or under the provisions of this act, shall be guilty of a misdemeanor and punished accordingly. Any person, officer, director, trustee or agent, who with intent to evade any of the requirements of this act, or any lawful requirement of the board thereunder, shall make, render, sign or verify any false or fraudulent reports or returns or statements, or shall supply any false or fraudulent information, or who shall aid, abet, direct, cause or who shall procure anyone to do so, shall be liable to a penalty of not more than five thousand dollars, to be recovered by the attorney general, in the name of the State, by action in any court of competent jurisdiction, and shall also, upon conviction, be punished by imprisonment in the penitentiary for a term of from one to three years and by a fine of not less than one thousand dollars nor more than five thousand dollars.

The failure to do any act required by or under the provisions of this act shall be deemed an act committed in part at the office of the board. The certificate of the board to the effect that a tax has not been paid, that a return has not been filed or that information has not been supplied, as required by or under the provisions of this act, shall be prima

Digitized by Google

facie evidence that such tax has not been paid, that such return has not been filed or that such information has not been supplied.

If any taxpayer has failed to file a return or make a report or has filed an incorrect or insufficient return or report and has been notified by the board of his delinquency and refuses to or neglects, within twenty days after such notice, to file a proper return or report, or files a fraudulent return or report, the board shall determine the income of such taxpayer, according to its best information and belief, and assess the same at not more than double the amount so determined. The board may, in its discretion, allow further time for filing a return in such case.

REVISION AND APPEAL

Sec. 41. Any taxpayer may appeal to the board for revision of the tax assessed against him at any time within two years from the time of the filing of the report or return or from the date of the notice of the assessment of any additional tax. The board shall grant a hearing thereon and if, upon such hearings, it shall determine that the tax is excessive or incorrect, it shall adjust the same according to the law and the facts and make computation of the tax accordingly. The board shall notify the taxpayer of its findings and shall refund to the taxpayer the amount, if any, paid in excess of the tax found by it to be due with interest at six per cent per annum from date of payment. If the taxpayer has failed without good cause, to file a return within the time prescribed by law, or has filed a fraudulent return, or, having filed an incorrect return, has failed, after notice, to file a proper return, the board shall not reduce the tax below the amount for which the taxpayer is found to be properly assessed.

Sec. 42. The determination of the board upon application made by a taxpayer for revision of any tax may be reviewed in any court of competent jurisdiction by a complaint filed by the taxpayer against the board in the county in which the taxpayer resides or has his principal place of business, within sixty days after notice by the board of its determination, given as provided in section 41.

Thereupon appropriate proceedings shall be had and the relief, if any, to which the taxpayer may be found entitled may be granted and any such taxes, interest or penalties paid, found by the court to be in excess of those legally assessed, shall be ordered refunded to the taxpayer, with interest at six per cent per annum from time of payment. An appeal may be taken by the taxpayer, or the board, to the District Court in the manner that appeals are taken in suits in equity, irrespective of the amounts involved.

ADMINISTRATION

Sec. 43. The board shall administer, enforce, collect, and receipt for the taxes herein imposed. Each member of said board shall give a surety bond in the amount of $10,000.00 signed as surety by a corporation authorized to do a fidelity insurance business in the state of Iowa, and the reasonable cost of said bond shall be paid by the state. The board may divide the state into districts for administrative purposes but shall not divide any county in so doing.

Digitized by Google

The board is hereby authorized to make and modify such rules and regulations as it may deem necessary to insure the proper administration and enforcement of this act. Such rules and regulation shall be in full force and effect from and after their publication in two newspapers of general circulation in the state of Iowa.

Sec. 44. The board, for the purpose of ascertaining the correctness of any return or for the purpose of making an estimate of the taxable income of any taxpayer, shall have power: to examine, or cause to be examined by it or any agent or representative, any or all books, papers, records or memoranda of said taxpayer; to require by subpoena the attendance and testimony of witnesses; to issue and sign subpoenas; administer oaths and affirmations; to examine witnesses and receive evidence; to compel witnesses to produce for examination books, papers, records and documents relating to any matter which it shall have the authority to investigate or determine.

In all cases where it finds that the taxpayer has not properly reported, or made his returns, as provided by law, and all hearings where it decides a matter against the taxpayer, the board shall tax the costs to the taxpayer, otherwise they shall be taxed to the state.

The fees and mileage to be paid witnesses and taxed as costs shall be the same as prescribed by law in proceedings in the courts of this state in civil cases.

Where the costs are taxed to the taxpayer they shall be added to the taxes assessed against said taxpayer and shall be collected in the same manner.

In case of disobedience to a subpoena the board may invoke the aid of any court of competent jurisdiction in requiring the attendance and testimony of witnesses and production of records, books, papers and documents, and such court may issue an order requiring the person to appear before the board and give evidence or produce records, books, papers and documents, as the case may be, and any failure to obey such order of court may be punished by the court as a contempt thereof.

Testimony on hearings before the board may be taken by deposition as in civil cases, and any person may be compelled to appear and depose in the same manner as witnesses may be compelled to appear and testify as hereinbefore provided.

Sec. 45. The board is hereby authorized to examine the books, records, papers, files and equipment of any retail merchant, as defined herein, made taxable by this act, and, to that end, shall have the power to examine witnesses under oath to verify the accuracy of any return made under the provisions of this act, or to ascertain whether or not any tax is due under the provisions of this act by any retail merchant; and in the collection of said tax, the board shall have the power and authority to institute legal proceedings for the purpose of ascertaining the amount of tax due and the collections thereof with the penalties thereon, and the board shall be vested with all the powers under the laws of the state for the collection of taxes. The board, at or after the commencement of an action for the purpose of collecting the amount of tax due and penalties and interest thereon, as set out herein, may have an attachment against the property of the defendant, including

Digitized by Google

garnishees, without the execution of a bond, upon the filing of an affidavit showing the nature of the claim, and that it is just; also the sum which the board believes the plaintiff ought to recover, and that the collection of the demand will be endangered by delay in obtaining judgment or a return of no property found.

Sec. 46. The board may appoint and remove such agents, auditors, clerks and employees as it may deem necessary, such persons to have such duties and powers as the board may, from time to time prescribe.

The salaries of all agents and employees shall be fixed by the board subject to the approval of the executive council.

All such agents and employees shall be allowed such reasonable and necessary traveling and other expenses as provided by law as may be incurred in the performance of their duties.

The board may require such of the officers, agents and employees as it may designate to give bond for the faithful performance of the duties in such sum and with such sureties as it may determine and the state shall pay the premiums on such bonds.

Sec. 47. All officers empowered by law to administer oaths, and all agents, auditors, and such other employees as the board may designate, shall have power to administer an oath to any person to take the acknowledgment of any person in respect of any return or report required by this act or the rules and regulations of the board.

Sec. 48. The board shall prepare and publish annually statistics reasonably available, with respect to the operation of this act, including amounts collected, classification of taxpayers and such other facts as are deemed pertinent and valuable.

Sec. 49. (a) Except in accordance with proper judicial order, or as otherwise provided by law, it shall be unlawful for the board, any deputy agent, auditor or other officer or employee, to divulge or make known in any manner the amount of sales, business or income, or any particulars set forth or disclosed in any report or return required under this act. Nothing herein shall be construed to prohibit the publication of statistics so classified as to prevent the identification of particular reports or returns and the items thereof, or the inspection by the attorney general or other legal representatives of the state of the report or return of any taxpayer who shall bring action to set aside or review the tax based thereon, or against whom an action or proceeding has been instituted to recover any tax or any penalty imposed by this act. Reports and returns shall be preserved for four years and thereafter until the board orders them to be destroyed. Nothing herein shall be construed to prohibit the delivery to a taxpayer or his duly authorized representative of a certified copy of any return or report filed in connection with his tax.

(b) Any person violating subdivision one of this section shall be deemed guilty of a misdemeanor, and if the offender be an officer or employee of the state he shall be dismissed from office and shall be incapable of holding any public office in this state for a period of five years thereafter.

(c) Every taxpayer shall, upon request of the board, furnish for examination by said board, a copy of the return for the corresponding year which he has filed or may file with the federal government of the

Digitized by Google

United States, showing his gross and net income and how obtained and the several sources from which derived. But such copy shall not be filed with nor copied by the Board and no information obtained therefrom shall be disclosed, unless required to do so by a court of competent jurisdiction.

Sec. 50. All revenue arising under the operation of this act collected by the treasurer of state shall be kept in a separte trust fund fully protected against loss.

Sec. 51. (a) The board is hereby authorized to grant a refund of any taxes erroneously or illegally assessed or collected thereon, and all taxes that appear to it to be unjustly assessed or excessive in amount, or in any manner wrongfully collected under this act.

(b) Such refunds shall be ordered only after claims therefor have been filed by the taxpayer and after hearing, investigation, or other proofs under oath, as the board may require.

(c) No claim for refund shall be allowed by the board unless a claim therefor has been filed, under oath, with the board within two years after the payment of said tax, penalty or interest thereon.

(d) Upon final determination by the board that such refund shall be allowed, the said board shall certify the amount thereof and the name of the claimant to the auditor of state, who, shall, upon receipt of such certificate, draw his warrant upon the treasurer of state therefor, and the treasurer of state shall pay the same out of any funds in the state treasury not otherwise appropriated.

PART SIX—DISTRIBUTION OF TAX

Sec. 52. All revenue arising under the operation of this act and collected by the treasurer of state shall be carried by him as a special tax fund entirely separate from all other revenues of the State, which fund shall be distributed from time to time upon order of the board in accordance with the provisions of this act on warrants drawn by the auditor of state upon direction of the board and made payable to the several school districts of the state as by this act hereinafter provided. The warrants so drawn shall, upon presentation, be paid by the treasurer of state out of said special fund.

Sec. 53. The revenue derived from the personal income tax imposed by this act shall go to the general fund of the state and shall be used to replace, to that extent, the state tax on property. All revenue from Parts Two and Three of this act to the amount of twenty-five million dollars shall be used for the operation and maintenance of the public schools of the state as hereinafter provided. Annual revenues arising from Parts Two and Three of this act in excess of twenty-five million dollars shall be kept intact in a special trust fund.

The revenues allocated to the public schools shall be handled as follows: On the first day of February, June, September, and December of each year, the board shall apportion to the several school corporations of the State the money then in the above mentioned special tax fund in the proportion that the total number of teacher units alloted to each school corporation, in the manner hereinafter provided, bears to the total number of teacher units.

Digitized by Google

Every high school teacher unit shall be considered the equivalent of one and one-half (1½) elementary teacher units. On order of the board the auditor of state shall draw a warrant on the treasurer of state, payable to each school corporation, in the amount to which it is entitled, which warrant shall be sent by the treasurer of state to the secretary of the proper school corporation. A complete and accurate record of such disbursement shall be kept by the treasurer of state. Upon receipt of such funds from the treasurer of state the secretary of the school corporation shall cause same to be deposited to the general fund of said school corporation.

The above mentioned allotment of teacher units shall be made annually by the superintendent of public instruction and filed with the board on or before March first of each year, together with the name and address of each secretary of each school corporation in the State.

In making such allotment, the superintendent of public instruction shall use the following method: (a) Elementary Teacher Units. A school employing but one teacher for grades one to eight inclusive shall be considered as a teacher unit, regardless of its average daily attendance. In a district employing more than one teacher for grades one to eight inclusive, two teachers shall be counted for the first forty of such pupils in average daily attendance, provided that not more than one teacher unit may be allotted for the first fifteen pupils in average daily attendance, and one teacher for each additional twenty-seven pupils or major fraction thereof, in average daily attendance. (b) High School Teacher Units. In a district having an average daily attendance of less than twenty-five in grades nine to twelve or less, inclusive, the superintendent of public instruction shall use the actual number of teachers employed by such district, not to exceed two, provided that not more than one teacher unit may be allotted for the first fifteen pupils in average daily attendance. In a district having an average daily attendance of forty or less in grades nine to twelve or less, inclusive, two teachers shall be counted for the first twenty-five of such pupils in average daily attendance and one teacher for each additional fifteen or major fraction thereof. In a district having an average daily attendance of more than forty pupils in grades nine to twelve or less inclusive, three teachers shall be counted for the first forty of such pupils and one teacher for each additional twenty-two pupils or major fraction thereof, of average daily attendance.

In determining the number of teacher units to be allocated to any school corporation, the superintendent of public instruction shall include both resident and non-resident pupils. Each school corporation in the state, which is liable for the payment of tuition as provided for in Section 4277, Code 1931, shall be entitled to a refund at the close of any school year of an amount for each pupil upon which such tuition shall have been paid, such amount to be based upon the percentage of the budget cost of operation of the district to which such tuition is paid applied to the amount of tuition paid in each individual case. The superintendent of public instruction shall make proper regulations covering the making of such refunds. In any school corporation where the number of teachers actually employed is less than the number of teacher

Digitized by Google

units allotted to that school, the superintendent of public instruction shall use the number actually employed in determining the number of teacher units to be allotted to that school.

The revenues derived from this act and subject to allotment to the school districts of the State during the period ending on June 30th in any calendar year shall be held in trust for the various school districts by the Treasurer of State until the budgets for such school districts for the succeeding school year shall have been adopted as provided by law. The board shall then allot to each school district entitled to the benefit of such funds its share as otherwise provided in this act. The amount which such district may raise by a direct property tax by levy for the succeeding school year shall then be reduced by the amount of its allotment under this act.

PART SEVEN—GENERAL PROVISIONS

Sec. 54. Should a retail merchant taxable under Part Two hereof be engaged, also, in whole or in part, in a business taxable under Part Three hereof, or should a business concern taxable under Part Three be engaged in whole or in part in a business taxable under Part Two hereof, then such taxpayer shall be taxed on the business so done under the proper classification as though done separately, but there shall be no double taxation under Parts Two and Three hereof on the same business transactions. The board shall prescribe such rules and regulations as proper and necessary to fulfill this provision.

Sec. 55. The tax imposed by this act shall be in addition to all other licenses and taxes levied by law as a condition precedent to engaging in any business taxable hereunder except as in this act otherwise specifically provided.

Sec. 56. The secretary of state shall withhold the issuance of any certificate of dissolution or withdrawal in the case of any corporation organized under the laws of this state, or organized under the laws of another state and admitted to do business in this state, until the receipt of a notice from the board to the effect that the tax levied under this act against any such corporation has been paid, or provided for, if any such corporation is a taxpayer under the law, or that such corporation is not subject to pay a tax hereunder.

Sec. 57. All remittances of taxes imposed by this act shall be made to the treasurer of state by cash, bank draft, certified check, cashier's check or certificate of deposit, who shall issue receipts therefor to the taxpayer; provided, however, that no remittance other than cash shall be a final discharge of liability for the tax hereby imposed unless and until it has been paid in cash to the treasurer of state.

Sec. 58. It is not intended by the terms of this act to levy or impose any tax or taxes on interstate or foreign commerce or upon the exercise of any privilege, or the engaging in any pursuit, business or commerce, which may be exempt from taxation under the Constitution of the United States or under the Constitution of the State of Iowa and the exercise of any such privilege and the engaging in any such pursuit, business, vocation or commerce shall be exempt from taxation under

Digitized by Google

this act; and no such tax or taxes are levied or imposed by this act, and any expressions or provisions hereinabove contained, which may be otherwise construed, are hereby expressly limited so as not to levy or impose such tax or taxes.

Sec. 59. The provisions of this act are severable, and if any section, paragraph, sentence, clause or word of this act shall be held to be unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such particular section, paragraph, sentence, clause or word may be rejected without affecting the remainder of the act, and the decisions of the courts shall not affect or impair any of the remaining sections, paragraphs, sentences, clauses or words of this act. It is hereby declared that it is the legislative intent that this act and each word, clause, sentence, paragraph and section thereof would have been enacted had such unconstitutional section, paragraph, sentence, clause or word not been included.

Sec. 60. In case of a conflict between the provisions of this act and any existing law, the provisions of this act shall control.

Sec. 61. This act shall take effect upon publication in the Indianola Record, a newspaper published at Indianola, Iowa, and the Van Buren Record, a newspaper published at Bonaparte, Iowa, as provided by law, and the tax imposed by Part Four shall become effective as of January 1, 1933, and the taxes imposed by Parts Two and Three shall become effective July 1, 1933.

Strike out the title and substitute in lieu thereof the following:

A bill for an Act relating to revenue and taxation; providing for public revenue and equalizing taxation; imposing a sales tax on retail merchants, a franchise tax upon business concerns and a personal net income tax upon individuals, as defined in this Act; providing for the collection of such taxes, the distribution and use of revenue derived therefrom and the administration of said law; fixing fines and penalties for the violation of this Act; declaring an emergency to exist, and repealing all laws in conflict with the provisions of this Act.

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your Sifting Committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

Sifting Committee Bill—
H. F. No. 563
H. F. No. 461
H. F. No. 305
H. F. No. 353
H. F. No. 267
H. F. No. 200
H. F. No. 399
H. F. No. 263
H. F. No. 107
H. F. No. 446
H. F. No. 444
H. F. No. 422
H. F. No. 128
H. F. No. 423
H. F. No. 451
H. F. No. 476
H. F. No. 289
H. F. No. 323
H. F. No. 324
H. F. No. 325
H. F. No. 327

Digitized by Google

H. F. No. 334
H. F. No. 335
H. F. No. 337
H. F. No. 341
S. F. No. 75

Sifting Committee Bill—
H. F. No. 564—By request
S. F. No. 212
S. F. No. 339
S. F. No. 280

ED. RAWLINGS, *Chairman.*

McFarlane of Black Hawk moved that the House adjourn until 9:00 a. m. Thursday. Motion prevailed.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 23, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. C. H. Van Metre, Pastor of the Methodist Episcopal Church, Mapleton, Iowa.

Journal of March 22 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Lookingbill of Story for the afternoon, on request of Gallagher of Iowa; Bonnstetter of Kossuth for the day, on request of Maniece of Emmett.

SENATE CONCURRENT RESOLUTION NO. 21 ADOPTED

Rawlings of Monona called up Senate Concurrent Resolution No. 21, found on page 938 of the Journal of March 22, and moved its adoption. Motion prevailed and Senate Concurrent Resolution No. 21 was adopted.

McDermott of Adair offered the following resolution and asked unanimous consent for its immediate consideration:

HOUSE RESOLUTION NO. 30

Whereas, the Honorable John N. Langfitt, who was a member of the House of Representatives in the Thirty-seventh and Thirty-eighth General Assemblies, and of the Senate in the Forty-first, Forty-second, Forty-second Extra, Forty-third, and Forty-fourth General Assemblies, from Adair County, died at his home in Greenfield, Iowa, on the fifth day of August, 1932, therefore,

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

Unanimous consent having been granted for the immediate consideration of the resolution, Mr. McDermott moved that it be adopted. Motion prevailed and House Resolution No. 30 was

Digitized by Google

adopted. As members of such committee, the Speaker appointed McDermott of Adair, Laughlin of Fremont and Malone of Cass.

CONSIDERATION OF BILLS

The House resumed consideration of House File No. 539, a bill for an act to amend section forty-two hundred sixty-seven-b one (4267-b1), Code, 1931, relating to Junior Colleges, to provide for the temporary suspension of same, was taken up for consideration.

Reed of Mahaska called up the amendment filed by him and found on page 945 of the Journal of March 22 and moved its adoption.

Goode of Davis moved as a substitute for the pending amendment the following: Amend by inserting in line four following the word "from", the word "temporarily". Substitute amendment adopted.

Goode of Davis moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 93.

Aldrich	Foster	McCreery	Sheridan
Augustine	Fuelling	McDermott	Smith
Beath	Fuester	McFarlane	Snyder
Beswick	Garner	McKinnon	Sours
Bonnstetter	Gissel	McLean	Speidel
Bowers	Gittinger	Malone	Stanzel
Brady	Goode	Mercer	Stimpson
Bruce	Grau	Metcalf	Strachan
Burgess	Grell	Millhone	Swift of Dubuque
Casey	Hanson of Lyon	Moore of Benton	Swift of Jackson
Crouch	Hanson of Winnebago	Moore of Harrison	Teter
Davis	Hartman	Mooty	Thies
Dean	Hook	Osborn	Thiessen
Ditto	Hopp	Ostby	Treimer
Dole	Hough	Paisley	Weed
Donlon	Hultman	Peaco	Wenig
Doran	Humeston	Peet	Wiese
Dreessen	Jenkins	Porter	Willis
Durant	Jensen	Reed	Wolf
Elliott	Johnson	Rice	Yager
Ellsworth	Koch	Roe	Zipse
Fabritz	Lichty	Schmitz	Zylstra
Falvey	McCarthy	Schroeder	Mr. Speaker
Felter			

The nays were, 4.

Gallagher	Lookingbill	Maniece	Stewart

Digitized by Google

Absent or not voting, 11.

Alesch	Cunningham	Mitchell	Stansell
Bouska	Frizzell	Rawlings	Stiger
Craven	Laughlin	Ryder	

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

Goode of Davis moved that the vote by which House File No. 539 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

MOTION TO WITHDRAW HOUSE FILE NO. 297 LOST

Reed of Mahaska moved that House File No. 297 be withdrawn from the Sifting Committee and that the same be acted upon before the Appropriation Bill is considered by the House.

Reed of Mahaska moved the previous question. Motion prevailed.

On the question "Shall House File No. 297 be withdrawn from the sifting committee?" a roll call was demanded.

The ayes were, 51.

Aldrich	Frizzell	Jensen	Speidel
Alesch	Fuelling	McKinnon	Stanzel
Bonnstetter	Fuester	McLean	Stewart
Bouska	Garner	Maniece	Stimpson
Bruce	Gissel	Metcalf	Strachan
Burgess	Gittinger	Osborn	Teter
Craven	Goode	Ostby	Thies
Crouch	Grell	Porter	Thiessen
Davis	Hanson of Lyon	Reed	Wenig
Donlon	Hook	Roe	Zipse
Dreessen	Hough	Schroeder	Zylstra
Falvey	Humeston	Smith	Mr. Speaker
Foster	Jenkins	Sours	

The nays were, 45.

Augustine	Ellsworth	Lichty	Paisley
Beath	Felter	Lookingbill	Peaco
Beswick	Gallagher	McCarthy	Peet
Bowers	Grau	McCreery	Schmitz
Brady	Hanson of Winnebago	McDermott	Snyder
Casey		McFarlane	Swift of Dubuque
Cunningham	Hartman	Malone	Treimer
Dean	Hopp	Mercer	Weed
Ditto	Hultman	Mitchell	Wiese
Dole	Johnson	Moore of Benton	Willis
Doran	Koch	Mooty	Wolf
Durant	Laughlin		

Digitized by Google

Absent or not voting, 12.

Elliott	Moore of Harrison	Ryder	Stiger
Fabritz	Rawlings	Sheridan	Swift of Jackson
Millhone	Rice	Stansell	Yager

So the motion having failed to receive a constitutional two-thirds majority, was lost.

HOUSE FILE NO. 159 WITHDRAWN

Stewart of Calhoun asked and obtained unanimous consent to have House File No. 159 withdrawn from the further consideration of the House.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 396, a bill for an act relating to drainage warrants.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 338, a bill for an act relating to Military stores property of the state.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 317, a bill for an act relating to the assessment of public utility plants.

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

Senate Concurrent Resolution No. 20 pledging the cooperation of the 45th General Assembly to the President of the United States in his efforts to meet present emergencies. BYRON G. ALLEN, *Secretary*.

CONSIDERATION OF BILLS

House File No. 404, a bill for an act to make permanent all transfers of county funds to the poor fund where said transfer was originally made with the approval of the Director of the Budget, was taken up for consideration.

Porter of Delaware asked and obtained unanimous consent to withdraw the amendment filed by him and found on page 958 of the Journal of March 22.

Porter of Delaware moved to amend House File No. 404 as follows:

Digitized by Google

After the word "fund" in line eight (8) of Sec. 1, insert the words "unless the Board of Supervisors vote to restore part or all of said poor fund to the fund or funds from which it was originally taken".

Amendment adopted.

Mitchell of Webster called up the substitute amendment filed by him and found on page 959 of the Journal of March 22 and moved its adoption. Substitute amendment adopted.

Porter of Delaware moved to reconsider the vote by which the substitute amendment was adopted. Motion lost.

Garner of Butler moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 88.

Aldrich	Falvey	Lichty	Schroeder
Alesch	Felter	Lookingbill	Sheridan
Augustine	Foster	McCarthy	Smith
Beath	Frizzell	McCreery	Snyder
Beswick	Fuelling	McDermott	Sours
Bowers	Fuester	McKinnon	Speidel
Bruce	Gallagher	McLean	Stanzel
Burgess	Garner	Malone	Stewart
Casey	Gissel	Metcalf	Stimpson
Craven	Gittinger	Millhone	Swift of Dubuque
Crouch	Goode	Mitchell	Teter
Cunningham	Grau	Moore of Benton	Thies
Davis	Grell	Moore of Harrison	Thiessen
Dean	Hanson of Lyon	Mooty	Treimer
Ditto	Hartman	Ostby	Weed
Dole	Hook	Paisley	Wiese
Donlon	Hopp	Peaco	Willis
Doran	Hough	Peet	Wolf
Dreessen	Humeston	Rawlings	Yager
Durant	Jenkins	Reed	Zipse
Elliott	Johnson	Schmitz	Zylstra
Ellsworth	Koch		Mr. Speaker
Fabritz			

The nays were, 6.

Bouska	Hanson of Winnebago	Maniece	Roe
		Osborn	Strachan

Absent or not voting, 14.

Bonnstetter	Laughlin	Rice	Stiger
Brady	McFarlane	Ryder	Swift of Jackson
Hultman	Mercer	Stansell	Wenig
Jensen	Porter		

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

Digitized by Google

Garner of Butler moved that the vote by which House File No. 404 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

MOTION TO RECONSIDER LOST

Fuester of Ida moved to reconsider the vote by which House File No. 446 failed to pass the House.

Porter of Delaware moved the previous question. Motion prevailed.

On the question "Shall the motion to reconsider House File No. 446 prevail?" a roll call was demanded.

The ayes were, 54.

Aldrich	Frizzell	McKinnon	Schmitz
Bonnstetter	Fuelling	Malone	Schroeder
Bouska	Fuester	Maniece	Sheridan
Brady	Gallagher	Mercer	Smith
Bruce	Garner	Millhone	Stewart
Burgess	Grau	Mitchell	Stimpson
Casey	Grell	Moore of Benton	Swift of Dubuque
Craven	Hartman	Moore of	Thiessen
Davis	Humeston	Harrison	Wenig
Ditto	Jensen	Ostby	Willis
Dreessen	Koch	Peaco	Wolf
Ellsworth	Laughlin	Rawlings	Zipse
Fabritz	McCarthy	Reed	Mr. Speaker
Falvey	McDermott	Rice	

The nays were, 47.

Augustine	Gissel	Lookingbill	Sours
Beath	Gittinger	McCreery	Speidel
Beswick	Hanson of Lyon	McFarlane	Stanzel
Bowers	Hanson of	McLean	Strachan
Dean	Winnebago	Metcalf	Swift of Jackson
Dole	Hook	Mooty	Teter
Donlon	Hopp	Osborn	Thies
Doran	Hough	Paisley	Treimer
Durant	Hultman	Peet	Weed
Elliott	Jenkins	Porter	Wiese
Felter	Johnson	Roe	Yager
Foster	Lichty	Snyder	Zylstra

Absent or not voting, 7.

Alesch	Cunningham	Ryder	Stiger
Crouch	Goode	Stansell	

Motion to reconsider lost.

CONSIDERATION OF SENATE AMENDMENTS

On request of Malone of Cass unanimous consent having been given, House File No. 69, an act to amend section seventy-two

Digitized by Google

hundred seventy-two (7272), code 1931, reducing the amount of penalty to be paid in redemption of property from tax sale, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 69

Amend the title by inserting in line 2 after the word "of" the words, "interest and".

Mr. Malone moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 93.

Aldrich	Foster	McCreery	Sheridan
Augustine	Frizzell	McDermott	Snyder
Beath	Fuelling	McKinnon	Sours
Beswick	Fuester	McLean	Speidel
Bonnstetter	Gallagher	Malone	Stanzel
Bouska	Gittinger	Maniece	Stewart
Bowers	Goode	Mercer	Stimpson
Bruce	Grau	Metcalf	Strachan
Burgess	Grell	Millhone	Swift of Dubuque
Casey	Hanson of Lyon	Mitchell	Swift of Jackson
Craven	Hanson of Winnebago	Moore of Benton	Teter
Davis	Hartman	Moore of Harrison	Thies
Dean	Hook	Mooty	Thiessen
Ditto	Hopp	Osborn	Treimer
Dole	Hough	Ostby	Weed
Donlon	Hultman	Paisley	Wenig
Doran	Humeston	Peaco	Wiese
Dreessen	Jenkins	Peet	Willis
Durant	Jensen	Porter	Wolf
Elliott	Johnson	Rawlings	Yager
Ellsworth	Koch	Reed	Zipse
Fabritz	Lookingbill	Roe	Zylstra
Falvey	McCarthy	Schmitz	Mr. Speaker
Felter			

The nays were, none.

Absent or not voting, 15.

Alesch	Garner	McFarlane	Smith
Brady	Gissel	Rice	Stansell
Crouch	Laughlin	Ryder	Stiger
Cunningham	Lichty	Schroeder	

So the House concurred in Senate amendments to House File No. 69.

Bonnstetter of Kossuth called up the conference committee report on House File No. 238 and moved its adoption:

Digitized by Google

REPORT OF CONFERENCE COMMITTEE ON HOUSE FILE 238

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, your conference committee appointed to consider the differences between the Senate and the House on House File No. 238, beg leave to report that we have had the same under consideration and desire to report as follows:

Amend Section 1 of the Senate substitute amendment by adding after the word "regulations" in line 5 the words "subject to the approval of the Executive Council".

Amend Section 10 of the Senate substitute amendment by striking out of lines 15 and 16 the words "over the age of sixteen".

Also amend Section 10 by striking out of line 27 the words "with more than" and insert in lieu thereof after the figures "100" the words "or more".

Amend the Senate substitute amendment by adding the following as section 26.

Sec. 26. This act being deemed of immediate importance, shall be in force and effect from and after its publication in the Waterloo Evening Courier, a newspaper published at Waterloo, Iowa, and the Le Mars Semi-Weekly Sentinel, a newspaper published at Le Mars, Iowa, the expense of such publication to be paid out of the Fish and Game fund.

That the House concur in Senate substitute amendment as amended herein.

A. H. BONNSTETTER	
MIKE G. FISCH	ARCH W. MCFARLANE
ROY E. STEVENS	E. J. MANIECE
E. R. HICKLIN	FRANK E. WENIG
On the part of the Senate.	*On the part of the House.*

Reed of Mahaska moved the previous question. Motion prevailed.

Speidel of Washington moved that the rules be suspended and that Wenig of Clay be permitted to speak on the conference report.

On the question "Shall the rules be suspended?" a roll call was demanded.

The ayes were, 59.

Alesch	Falvey	Hanson of Winnebago	Metcalf
Beath	Felter	Hook	Millhone
Beswick	Frizzell	Hultman	Mitchell
Bonnstetter	Fuelling	Johnson	Moore of Harrison
Bouska	Gallagher	Laughlin	Peaco
Bowers	Garner	McCarthy	Peet
Bruce	Gissel	McCreery	Rawlings
Cunningham	Goode	McFarlane	Reed
Dole	Grau	Maniece	Rice
Ellsworth	Grell	Mercer	Roe
Fabritz	Hanson of Lyon		

Digitized by Google

Schmitz	Stewart	Treimer	Willis
Schroeder	Swift of Dubuque	Weed	Wolf
Snyder	Swift of Jackson	Wenig	Zipse
Speidel	Teter	Wiese	Zylstra
Stanzel			

The nays were, 35.

Aldrich	Elliott	McLean	Smith
Brady	Foster	Malone	Sours
Burgess	Gittinger	Moore of Benton	Stimpson
Craven	Hopp	Mooty	Strachan
Crouch	Hough	Osborn	Thies
Davis	Humeston	Ostby	Thiessen
Doran	Jensen	Paisley	Yager
Dreessen	Lookingbill	Porter	Mr. Speaker
Durant	McKinnon	Sheridan	

Absent or not voting, 14.

Augustine	Donlon	Koch	Ryder
Casey	Fuester	Lichty	Stansell
Dean	Hartman	McDermott	Stiger
Ditto	Jenkins		

The motion having failed to receive a constitutional two-thirds majority, was lost.

On the question "Shall the report of the conference committee be adopted?"

The ayes were, 59.

Alesch	Fuelling	McDermott	Porter
Beath	Gallagher	McFarlane	Reed
Beswick	Gissel	Malone	Rice
Bonnstetter	Gittinger	Maniece	Roe
Bouska	Goode	Mercer	Sheridan
Brady	Hanson of Lyon	Metcalf	Snyder
Bruce	Hanson of Winnebago	Millhone	Speidel
Burgess	Hook	Mitchell	Stewart
Casey	Hultman	Moore of Benton	Swift of Dubuque
Cunningham	Jenkins	Moore of Harrison	Swift of Jackson
Dole	Johnson	Osborn	Thies
Durant	Lichty	Paisley	Treimer
Elliott	Lookingbill	Peaco	Weed
Fabritz	McCarthy	Peet	Wenig
Falvey			Wiese
Frizzell			

The nays were, 36.

Aldrich	Foster	McKinnon	Stanzel
Bowers	Fuester	McLean	Stimpson
Craven	Grau	Mooty	Strachan
Crouch	Grell	Ostby	Thiessen
Davis	Hartman	Rawlings	Willis
Doran	Hough	Schmitz	Wolf
Dreessen	Humeston	Schroeder	Yager
Ellsworth	Jensen	Smith	Zipse
Felter	Laughlin	Sours	Zylstra

Digitized by Google

Absent or not voting, 13.

Augustine	Garner	McCreery	Stiger
Dean	Hopp	Ryder	Teter
Ditto	Koch	Stansell	Mr. Speaker
Donlon			

Report of the conference committee was adopted.

Wenig of Clay moved that the vote by which the adoption of the conference committee report on House File No. 238 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

CONSIDERATION OF BILLS

Senate File No. 327, a bill for an act to make an appropriation to Mrs. Doris E. Kast, with report of committee recommending amendment and passage, was taken up for consideration.

Reed of Mahaska moved to amend the committee amendment by adding thereto the following: "without expense to the state". Amendment lost.

On motion of Rawlings of Monona the amendments proposed by the committee, found on page 929 of the Journal of March 21, were adopted.

Rawlings of Monona moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 97.

Aldrich	Dreessen	Hartman	Maniece
Alesch	Durant	Hook	Metcalf
Beath	Elliott	Hopp	Millhone
Beswick	Ellsworth	Hough	Mitchell
Bouska	Fabritz	Hultman	Moore of Benton
Bowers	Falvey	Humeston	Moore of Harrison
Brady	Felter	Jenkins	Mooty
Bruce	Foster	Jensen	Osborn
Burgess	Frizzell	Johnson	Ostby
Casey	Fuelling	Koch	Paisley
Craven	Fuester	Laughlin	Peaco
Crouch	Gallagher	Lichty	Peet
Cunningham	Garner	McCarthy	Porter
Davis	Gissel	McCreery	Rawlings
Dean	Gittinger	McDermott	Reed
Ditto	Grau	McFarlane	Rice
Dole	Hanson of Lyon	McKinnon	Roe
Donlon	Hanson of Winnebago	McLean	Schmitz
Doran		Malone	

Digitized by Google

Schroeder	Stewart	Thies	Wolf
Sheridan	Stimpson	Thiessen	Yager
Snyder	Strachan	Treimer	Zipse
Sours	Swift of Dubuque	Weed	Zylstra
Speidel	Swift of Jackson	Wenig	Mr. Speaker
Stanzel	Teter	Wiese	

The nays were, none.

Absent or not voting, 11.

Augustine	Grell	Ryder	Stiger
Bonnstetter	Lookingbill	Smith	Willis
Goode	Mercer	Stansell	

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

House File No. 263, a bill for an act to amend Section Fourteen hundred fifty-seven (1457) of the Code 1931, relating to review of award or settlement in compensation, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Brady of Pottawattamie the amendments proposed by the committee, found on page 558 of the Journal of February 23, were adopted.

Brady of Pottawattamie moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 96.

Aldrich	Durant	Hook	Mitchell
Alesch	Elliott	Hopp	Moore of Benton
Augustine	Ellsworth	Hough	Moore of Harrison
Beath	Falvey	Hultman	Mooty
Beswick	Felter	Humeston	Osborn
Bonnstetter	Foster	Jenkins	Paisley
Bouska	Frizzell	Jensen	Peaco
Bowers	Fuelling	Johnson	Peet
Brady	Fuester	Koch	Porter
Bruce	Gallagher	Lichty	Rawlings
Burgess	Garner	McCarthy	Reed
Casey	Gissel	McCreery	Rice
Cunningham	Gittinger	McDermott	Roe
Davis	Goode	McKinnon	Schmitz
Dean	Grau	McLean	Schroeder
Ditto	Grell	Malone	Sheridan
Dole	Hanson of Lyon	Maniece	Smith
Donlon	Hanson of Winnebago	Mercer	Snyder
Doran	Hartman	Metcalf	Sours
Dreessen		Millhone	

Digitized by Google

Speidel	Swift of Dubuque	Weed	Yager
Stanzel	Teter	Wenig	Zipse
Stewart	Thies	Wiese	Zylstra
Stimpson	Thiessen	Wolf	Mr. Speaker
Strachan	Treimer		

The nays were, 2.

Crouch	Fabritz

Absent or not voting, 10.

Craven	McFarlane	Stansell	Swift of Jackson
Laughlin	Ostby	Stiger	Willis
Lookingbill	Ryder		

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

Brady of Pottawattamie moved that the vote by which House File No. 263 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 461, a bill for an act to amend chapter two hundred ninety-two (292), Code, 1931, granting to cities and towns the power to regulate, license, and tax intinerant motor trucks used in the delivery of merchandise, with report of committee recommending passage, was taken up for consideration.

Willis of Dallas moved that action be deferred on House File No. 461. Motion prevailed.

House File No. 305, a bill for an act to amend section six thousand nine hundred forty-three c-twenty-seven (6943c-27) of the Code, 1931, relating to the state board of assessment and review, with report of committee recommending passage, was taken up for consideration.

Mitchell of Webster moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 97.

Aldrich	Burgess	Elliott	Gissel
Alesch	Casey	Ellsworth	Gittinger
Augustine	Craven	Fabritz	Goode
Beath	Cunningham	Falvey	Grau
Beswick	Davis	Felter	Grell
Bonnstetter	Dole	Frizzell	Hanson of Lyon
Bouska	Donlon	Fuelling	Hanson of Winnebago
Bowers	Doran	Fuester	Hartman
Brady	Dreessen	Gallagher	Hook
Bruce	Durant	Garner	

Digitized by Google

Hopp	Mercer	Rice	Swift of Jackson
Hough	Metcalf	Roe	Teter
Hultman	Millhone	Schmitz	Thies
Humeston	Mitchell	Schroeder	Thiessen
Jenkins	Moore of Benton	Sheridan	Treimer
Jensen	Moore of	Smith	Weed
Johnson	Harrison	Snyder	Wenig
Koch	Mooty	Speidel	Wiese
Lichty	Osborn	Stansell	Willis
McCarthy	Ostby	Stanzel	Wolf
McCreery	Peaco	Stewart	Yager
McDermott	Peet	Stiger	Zipse
McFarlane	Porter	Stimpson	Zylstra
McKinnon	Rawlings	Strachan	Mr. Speaker
Malone	Reed	Swift of Dubuque	

The nays were, 3.

Crouch	Foster	McLean

Absent or not voting, 8.

Dean	Laughlin	Maniece	Ryder
Ditto	Lookingbill	Paisley	Sours

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

Mitchell of Webster moved that the vote by which House File No. 305 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 353, a bill for an act to amend section forty-seven hundred fifty-five-b twenty-nine (4755-b29), Code 1931, relating to maintenance of highways through cities and towns, with report of committee recommending passage, was taken up for consideration.

Doran of Boone moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 93.

Aldrich	Crouch	Falvey	Hanson of Lyon
Alesch	Cunningham	Felter	Hanson of
Augustine	Davis	Foster	Winnebago
Beath	Dean	Frizzell	Hartman
Beswick	Ditto	Fuelling	Hook
Bonnstetter	Dole	Fuester	Hough
Bouska	Donlon	Gallagher	Hultman
Bowers	Doran	Garner	Humeston
Brady	Dreessen	Gittinger	Jenkins
Bruce	Durant	Goode	Jensen
Burgess	Elliott	Grau	Johnson
Casey	Ellsworth	Grell	Koch

Digitized by Google

Lichty	Moore of Benton	Schmitz	Teter
McCarthy	Moore of	Schroeder	Thies
McCreery	Harrison	Smith	Thiessen
McDermott	Mooty	Snyder	Treimer
McKinnon	Osborn	Sours	Weed
McLean	Paisley	Speidel	Wenig
Malone	Peaco	Stansell	Wiese
Maniece	Peet	Stanzel	Wolf
Mercer	Porter	Stewart	Yager
Metcalf	Rawlings	Stimpson	Zylstra
Millhone	Reed	Strachan	Mr. Speaker
Mitchell	Roe	Swift of Dubuque	

The nays were, 6.

Gissel	Ostby	Willis	Zipse
McFarlane	Swift of Jackson		

Absent or not voting, 9.

Craven	Laughlin	Rice	Sheridan
Fabritz	Lookingbill	Ryder	Stiger
Hopp			

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

Doran of Boone moved that the vote by which House File No. 353 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

On motion of Wolf of Franklin, the House recessed until 1:30 p. m.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Laughlin of Fremont for the afternoon, on request of McCarthy of Woodbury.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled, House Files Nos. 67, 181, 243 and 299.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

Digitized by Google

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House Files Nos. 67, 181, 243 and 299.

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 23rd day of March, 1933, sent to the Governor for his approval, House Files Nos. 67, 181, 243 and 299. WM. KOCH, *Chairman.*

Report adopted.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 223, a bill for an act relating to authorizing Building and Loan or Savings & Loan Associations to become members of Federal Home Loan Bank. BYRON G. ALLEN, *Secretary.*

REPORT OF COMMITTEE

Bonnstetter of Kossuth, from the committee on appropriations, submitted the following report:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 73, a bill for an act to establish the general fund for the State of Iowa, for the biennium beginning July 1, 1933, and ending June 30, 1935, and to appropriate therefrom for all departments and various divisions thereof, of the State of Iowa, for all purposes provided by law, for the said biennium, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be substituted by the attached substitute bill, which has been printed in bill form as provided by Joint Rule No. 12. A. H. BONNSTETTER, *Chairman.*

Report adopted.

SENATE MESSAGES CONSIDERED

Senate File No. 223, a bill for an act to amend Sections ninety three hundred twenty nine (9329), ninety three hundred forty-b1 (9340-b1), and ninety three hundred forty-b2 (9340-b2), of the Code of Iowa 1931, to authorize Building and Loan or Savings and

Digitized by Google

Loan Associations to become members of, purchase stock in, borrow money from a Federal Home Loan Bank, to pledge assets as security for repayment of borrowed money, and for advances from a Federal Home Loan Bank, to make deposits with such Bank and to invest in bonds and obligations of a Federal Home Loan Bank.

Read first and second times and passed on file.

On motion of Swift of Dubuque, Senate File No. 223 was substituted for House File No. 267.

Swift of Dubuque asked and obtained unanimous consent to suspend the rules prohibiting the second and third reading on the same day.

CONSIDERATION OF BILLS

Senate File No. 223, a bill for an act to amend Sections ninety three hundred twenty nine (9329), ninety three hundred forty-b1 (9340-b1), and ninety three hundred forty-b2 (9340-b2), of the Code of Iowa 1931, to authorize Building and Loan or Savings and Loan Associations to become members of, purchase stock in, borrow money from a Federal Home Loan Bank, to pledge assets as security for repayment of borrowed money, and for advances from a Federal Home Loan Bank, to make deposits with such Bank and to invest in bonds and obligations of a Federal Home Loan Bank, was taken up for consideration.

Grau of Buena Vista moved to amend Senate File No. 223 by inserting after the word "pledge" in line 21, the following:

"not to exceed ten (10) per cent of".

Amendment lost.

Swift of Dubuque moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 73.

Aldrich	Dole	Felter	Grell
Augustine	Donlon	Fuelling	Hanson of Lyon
Beswick	Doran	Fuester	Hook
Bouska	Dreessen	Gallagher	Hopp
Bowers	Durant	Garner	Hough
Burgess	Ellsworth	Gissel	Hultman
Casey	Fabritz	Gittinger	Humeston
Craven	Falvey	Goode	Jenkins

Digitized by Google

Jensen	Mitchell	Schmitz	Swift of Jackson
Johnson	Moore of Benton	Schroeder	Treimer
Koch	Mooty	Sheridan	Wenig
Lichty	Paisley	Snyder	Wiese
McCreery	Peaco	Stanzel	Willis
McFarlane	Peet	Stewart	Wolf
McKinnon	Porter	Stiger	Yager
McLean	Rawlings	Stimpson	Zipse
Malone	Reed	Strachan	Zylstra
Mercer	Rice	Swift of Dubuque	Mr. Speaker
Millhone			

The nays were, 23.

Alesch	Foster	Metcalf	Sours
Beath	Frizzell	Moore of	Speidel
Brady	Grau	Harrison	Stansell
Crouch	Hanson of	Osborn	Thies
Cunningham	Winnebago	Roe	Thiessen
Davis	McDermott	Smith	Weed
Elliott			

Absent or not voting, 12.

Bonnstetter	Ditto	Lookingbill	Ostby
Bruce	Hartman	McCarthy	Ryder
Dean	Laughlin	Maniece	Teter

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

Swift of Dubuque moved that the vote by which Senate File No. 223 passed the House be reconsidered and the motion to reconsider laid on the table. Motion prevailed.

House File No. 200, a bill for an act to amend sections forty-eight hundred sixty-three (4863), forty-nine hundred eight (4908), and forty-nine hundred twelve (4912), Code, 1931, specifying license fees for hearses and ambulances, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Koch of Bremer the amendments proposed by the committee, found on page 861 of the Journal of March 18, were adopted.

Koch of Bremer moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 86.

Aldrich	Bouska	Burgess	Davis
Augustine	Bowers	Casey	Dean
Beath	Brady	Craven	Dole
Beswick	Bruce	Cunningham	Donlon

Digitized by Google

Doran	Hopp	Mitchell	Sours
Dreessen	Hultman	Moore of Benton	Speidel
Durant	Humeston	Moore of Harrison	Stansell
Elliott	Jenkins	Mooty	Stewart
Ellsworth	Jensen	Osborn	Stiger
Fabritz	Johnson	Paisley	Swift of Dubuque
Falvey	Koch	Peaco	Swift of Jackson
Felter	Lichty	Peet	Thies
Foster	McCreery	Porter	Treimer
Frizzell	McDermott	Rawlings	Weed
Fuelling	McFarlane	Reed	Wiese
Fuester	McKinnon	Rice	Willis
Gallagher	McLean	Roe	Wolf
Garner	Malone	Schmitz	Yager
Gittinger	Maniece	Sheridan	Zipse
Grau	Mercer	Smith	Zylstra
Hanson of Lyon	Metcalf	Snyder	Mr. Speaker
Hartman	Millhone		

The nays were, 11.

Alesch	Goode	Hook	Teter
Crouch	Hanson of Winnebago	Hough	Thiessen
Gissel		Ostby	Wenig

Absent or not voting, 11.

Bonnstetter	Laughlin	Ryder	Stimpson
Ditto	Lookingbill	Schroeder	Strachan
Grell	McCarthy	Stanzel	

So the bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

House File No. 399, a bill for an act to amend section sixty-nine hundred forty-four (6944), code 1931, relating to property owned by educational institutions and to amend section sixty-nine hundred fifty-three (6953), code 1931, so as to provide for the taxation of annuity contracts, with report of committee recommending passage, was taken up for consideration.

Cunningham of Polk called up the amendment filed by him and found on page 784 of the Journal of March 14th and moved its adoption.

Peaco of Clinton moved the previous question on the main question and all pending amendments.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 63.

Alesch	Brady	Ditto	Ellsworth
Augustine	Burgess	Dole	Felter
Beswick	Casey	Doran	Foster
Bouska	Cunningham	Dreessen	Fuelling
Bowers	Dean	Elliott	Gallagher

Digitized by Google

Goode	Lichty	Peaco	Strachan
Grau	McCarthy	Peet	Swift of Dubuque
Hanson of Lyon	McCreery	Rawlings	Teter
Hanson of Winnebago	McFarlane	Roe	Treimer
Hartman	McLean	Schmitz	Weed
Hough	Metcalf	Schroeder	Wenig
Hultman	Millhone	Sheridan	Wiese
Jenkins	Mitchell	Sours	Willis
Jensen	Moore of Benton	Speidel	Wolf
Johnson	Mooty	Stansell	Yager
	Osborn	Stiger	Zylstra

The nays were, 35.

Aldrich	Fuester	Malone	Smith
Beath	Garner	Maniece	Snyder
Craven	Gissel	Moore of Harrison	Stanzel
Crouch	Gittinger	Ostby	Stewart
Davis	Hook	Paisley	Stimpson
Durant	Hopp	Porter	Swift of Jackson
Fabritz	Humeston	Reed	Thies
Falvey	McDermott	Rice	Thiessen
Frizzell	McKinnon		Zipse

Absent or not voting, 10.

Bonnstetter	Grell	Lookingbill	Ryder
Bruce	Koch	Mercer	Mr. Speaker
Donlon	Laughlin		

Amendment adopted.

Malone of Cass moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 83.

Aldrich	Felter	McKinnon	Sours
Alesch	Foster	McLean	Speidel
Augustine	Frizzell	Malone	Stansell
Beath	Fuester	Maniece	Stanzel
Beswick	Garner	Metcalf	Stewart
Bouska	Gissel	Millhone	Stimpson
Bowers	Gittinger	Mitchell	Strachan
Burgess	Goode	Moore of Harrison	Swift of Jackson
Casey	Grau	Mooty	Teter
Craven	Hanson of Lyon	Osborn	Thies
Crouch	Hanson of Winnebago	Ostby	Thiessen
Cunningham	Hartman	Paisley	Treimer
Davis	Hook	Porter	Weed
Dean	Hopp	Rawlings	Wenig
Ditto	Hough	Reed	Wiese
Dole	Hultman	Rice	Willis
Donlon	Humeston	Roe	Wolf
Doran	Jenkins	Schmitz	Yager
Dreessen	Jensen	Smith	Zipse
Elliott	McDermott	Snyder	Zylstra
Fabritz			Mr. Speaker
Falvey			

Digitized by Google

The nays were, 16.

Durant	Johnson	McFarlane	Schroeder
Ellsworth	Lichty	Moore of Benton	Sheridan
Fuelling	McCarthy	Peaco	Stiger
Gallagher	McCreery	Peet	Swift of Dubuque

Absent or not voting, 9.

Bonnstetter	Grell	Laughlin	Mercer
Brady	Koch	Lookingbill	Ryder
Bruce			

So the bill having received a constitutional majority was declared to have passed the House.

Cunningham of Polk asked and obtained unanimous consent to have the Chief Clerk correct the title as follows:

Amend the title to House File No. 399 by striking all of the title and substituting in lieu thereof the following:

"An act to amend section sixty-nine hundred fifty-three (6953), Code 1931, so as to provide for the taxation of annuity contracts."

Title as amended was agreed to.

INTRODUCTION OF BILLS

House File No. 563 by sifting committee, a bill for an act to provide for a State Constitutional Convention to consider the ratification or rejection of amendment or amendments to the constitution of the United States, as proposed and submitted by the Congress of the United States, and for the calling of a special election to elect delegates at large to such conventions.

Read first and second times and passed on file.

House File No. 564 by sifting committee, a bill for an act to extend the time in which answer may be made by defendant in real estate foreclosure actions; to provide for the prevention of undue waste of property under foreclosure, and to provide for the application of income from real estate in foreclosure actions; to suspend the operation and effectiveness of all laws in conflict herewith; and to provide for the termination of the period during which this act shall be in effect.

Read first and second times and passed on file.

SENATE MESSAGES CONSIDERED

Senate File No. 473, a bill for an act extending the time in which to pay, without penalty, the first installment of all taxes

Digitized by Google

payable in 1933, and to provide for interest on said installment in case payment is not made within the time specified.

Read first and second times and referred to sifting committee.

Senate File No. 396, a bill for an act to amend Section Seven thousand four hundred ninety five (7495), Code, 1931, relating to the receiving of drainage warrants for assessments, to provide that drainage warrants may be used by taxpayers to pay the assessment for which such warrants are drawn, and to provide that drainage bonds may be acquired and used by taxpayers to pay off assessments levied for the payment of such bonds.

Read first and second times and referred to sifting committee.

Senate File No. 338, a bill for an act to amend section four hundred fifty-nine (459) of the Code of 1931, relating to Military stores property of the State.

Read first and second times and referred to sifting committee.

Senate File No. 317, a bill for an act to amend Sections Six Thousand Nine Hundred and seventy-nine (6979) and Six Thousand Nine Hundred and eighty-one (6981) of the Code of Iowa, 1931, relative to the assessment of water works plants and the personal property thereof.

Read first and second times and referred to sifting committee.

AMENDMENTS FILED

Willis of Dallas filed the following amendments to House File No. 461:

Amend House File No. 461 by striking lines four (4) to ten (10) inclusive of the bill and inserting in lieu thereof the following: "5746-e1. Cities and towns, in addition to powers already granted shall have the power by ordinance to regulate and to license persons engaged, within their corporate limits, in selling and delivering from motor vehicles, merchandise either as principal or agent, other than agricultural and dairy products sold and/or delivered by the producer thereof, and to levy and collect an occupation tax from the owner and/or operator of such motor vehicle; provided that any such tax shall not be unduly discriminatory and shall not exceed ($50.00) fifty dollars per year for any such vehicle."

Also to amend the title to conform therewith.

Ditto of Osceola filed the following amendments to Substitute for House File No. 73:

1. Amend Section fifteen (15) as follows: Strike out all of Line seven (7).

Digitized by Google

Strike from Line eight (8) the figures "$23,500", and insert in lieu thereof, "$50,000".

2. Amend Section sixteen (16) as follows: Lines three (3) and four (4), strike out the words and figures "Seventy-five thousand dollars ($75,000)", and insert in lieu thereof, "One hundred five thousand dollars ($105,000)".

Line seven (7), strike out the figures "$75,000" and insert in lieu thereof, "$105,000".

Rice of Keokuk filed the following amendment to House File No. 422.

Amend House File No. 422 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. In any suit or action in any court in this state for the recovery of money due, based on any note, bond, contract or any other written evidence of indebtedness, the plaintiff shall allege and prove as a condition precedent to the recovery of judgment thereon; either that the same is not subject to taxation under the laws of the State of Iowa; or that the taxes thereon have been paid; or that the same has been listed for taxation; and in all such suits or actions the verified certificate of the County Auditor that the same has been listed for taxation; or the verified tax receipt of the Treasurer of the County of the County in which the same is subject to taxation, shall be prima facie evidence of the listing of the same for taxation, and of the payment of such taxes; and provided further, that in cases where judgment is rendered before the complete payment of taxes has been made, that then and in that event, such unpaid taxes shall be a first lien upon said judgment.

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your Sifting Committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

H. F. No. 475	S. F. No. 166
Com. Bill No. 565	S. F. No. 122
Com. Bill No. 566	H. F. No. 342
S. F. No. 386	H. F. No. 344

ED. RAWLINGS, *Chairman.*

On motion of Ditto of Osceola, the House adjourned until 9:00 a. m. Friday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 24, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. J. F. Burton, Evangelist, Church of the Brethren, Des Moines, Iowa.

Journal of March 23 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Craven of Jasper for the week, on request of Metcalf of Muscatine; Laughlin of Fremont for the day, on request of Ditto of Osceola.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Opposing Beatty-Bennett Bill. Aldrich, from citizens of Wright county; Smith, from citizens of Cherokee county; Swift, from citizens of Jackson county. Tax reduction.

Opposing Senate File No. 263. Lichty, from citizens of Black Hawk county; McFarlane, from citizens of Black Hawk county. Ways and means.

Opposing drastic cut for National Guard. Hartman, from citizens of Des Moines county; Brady of Pottawattamie, from officers of National Guard of Council Bluffs. Appropriations.

Approving prohibition. Burgess, from citizens of Woodbury county; Cunningham, from citizens of Polk county; Elliott, from citizens of Polk county; Gittinger, from citizens of Lucas county; Johnson, from citizens of Linn county; Lichty, from citizens of Black Hawk county; McFarlane, from citizens of Black Hawk county. Police regulation, suppression of crime and intemperance.

Approving special tax on chain stores. Elliott and Cunning-

Digitized by Google

ham, from citizens of Polk county; Jensen, from citizens of Audubon county; Moore, from citizens of Harrison county. Ways and means.

Opposing prohibition. Dean, from citizens of Cerro Gordo county; Falvey, from citizens of Monroe county; Fuelling, from citizens of Clayton county; McDermott, from citizens of Adair county; Schmitz, from citizens of Winneshiek county; Peaco and Thiessen from citizens of Clinton county. Police regulation, suppression of crime and intemperance.

Favoring further truck regulation. Cunningham, from citizens of Polk county. Motor vehicle and transportation.

Favoring bill providing for 25% cut of 1931 millage for 1934-1935. Stiger, from citizens of Tama county. Tax reduction.

Favoring gross income tax bill. Mitchell, from citizens of Webster county. Tax reduction.

Favoring taxation of property now exempt. Gallagher, from citizens of Iowa county. Ways and means.

INTRODUCTION OF BILLS

House File No. 565, by the sifting committee, a bill for an act to make permanent the transfers of county funds in Floyd County to the poor fund and to the soldiers' relief fund from the road construction fund, where said transfers were originally made with the approval of the Director of the Budget.

Read first and second times and passed on file.

House File No. 566, by sifting committee, a bill for an act providing for the non-partisan nomination and election of judges of the supreme, district and superior courts of Iowa.

Read first and second times and passed on file.

House File No. 567, by the appropriations committee, a bill for an act to amend section sixteen hundred fifty-four (1654), Code, 1931, relating to fees charged by township clerks for mileage and reporting same.

Read first and second times and passed on file.

Maniece of Emmett offered the following resolution and asked unanimous consent for its immediate consideration:

Digitized by Google

HOUSE RESOLUTION NO. 31

Whereas, the Honorable E. C. Helgason, who was a member of the House of Representatives in the Forty-second extra, Forty-third and Forty-fourth General Assemblies from Emmet County, died on the 21st day of March, 1933, therefore,

Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That the Speaker appoint a committee of three to draft suitable resolutions in commemoration of his life and services to this state and nation.

Unanimous consent having been granted for the immediate consideration of the resolution, Mr. Maniece moved its adoption. Motion prevailed and House Resolution No. 31 was adopted. As members of such committee the Speaker appointed Maniece of Emmett, Hanson of Winnebago and Strachan of Humboldt.

Davis of Appanoose called up the following Senate Concurrent Resolution No. 20 and asked unanimous consent for its immediate consideration:

SENATE CONCURRENT RESOLUTION NO. 20

Whereas, this Nation is confronted with an emergency, successfully to meet which requires the united and unselfish corporation of every citizen without regard to political beliefs; and

Whereas, the President of the United States, Franklin D. Roosevelt, has moved courageously to meet such emergency and offers the leadership to all citizens who are interested in the wellbeing of their country and the future happiness of its people; therefore,

Be It Resolved by the Senate, the House concurring, That the 45th General Assembly of Iowa and its members pledge their full cooperation to the President of the United States in his efforts to meet this present emergency, in so far as they by their action may contribute to that end; and

Be It Further Resolved, That this General Assembly, representing the people of Iowa, in their behalf and its behalf, call upon the members of the Iowa delegation in Congress unanimously to support and uphold the President of the United States in action proposed by him for the solution of this emergency, particularly with regard to those measures which may apply to or affect agriculture; and

Be It Further Resolved, That this resolution be transmitted to the President of the United States and to the United States Congress and the members of the Congress from the State of Iowa.

Unanimous consent having been granted for the immediate consideration of the resolution, Mr. Davis moved its adoption.

Motion prevailed and Senate Concurrent Resolution No. 20 was adopted.

Digitized by Google

CONSIDERATION OF BILLS

The House resumed consideration of House File No. 461, a bill for an act to amend chapter two hundred ninety-two (292), Code, 1931, granting to cities and towns the power to regulate, license, and tax itinerant motor trucks used in the delivery of merchandise, from the sifting committee, was taken up for consideration.

Willis of Dallas called up the amendment filed by him and found on page 1005 of the Journal of March 23 and moved its adoption.

Zylstra of Sioux moved to amend the amendment by adding the following: "this statute shall not apply to intinerant vendors who are now paying a state license." Amendment to amendment lost.

Grau of Buena Vista moved to amend the amendment by inserting in line 7 of the amendment preceding the word "producer" the word "local". Amendment to amendment adopted.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 86.

Aldrich	Felter	McCarthy	Schroeder
Alesch	Foster	McCreery	Sheridan
Beath	Frizzell	McDermott	Smith
Beswick	Fuelling	McFarlane	Snyder
Bouska	Gallagher	McKinnon	Sours
Bowers	Garner	McLean	Speidel
Brady	Gissel	Malone	Stansell
Bruce	Gittinger	Mercer	Stanzel
Burgess	Grau	Metcalf	Strachan
Casey	Grell	Millhone	Swift of Dubuque
Crouch	Hanson of Lyon	Mitchell	Swift of Jackson
Cunningham	Hanson of Winnebago	Moore of Benton	Teter
Davis	Hartman	Moore of Harrison	Thiessen
Dean	Hook	Mooty	Treimer
Dole	Hopp	Osborn	Weed
Donlon	Hough	Paisley	Wenig
Doran	Hultman	Peaco	Wiese
Dreessen	Jensen	Peet	Willis
Durant	Koch	Rawlings	Wolf
Elliott	Lichty	Rice	Yager
Fabritz	Lookingbill	Schmitz	Zylstra
Falvey			Mr. Speaker

The nays were, 11.

Ellsworth	Humeston	Ostby	Stewart
Fuester	Jenkins	Porter	Zipse
Goode	Johnson	Reed	

Digitized by Google

Absent or not voting, 11.

Augustine	Ditto	Roe	Stimpson
Bonnstetter	Laughlin	Ryder	Thies
Craven	Maniece	Stiger	

Amendment adopted.

Wenig of Clay moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 69.

Aldrich	Fuelling	McCreery	Schmitz
Alesch	Fuester	McDermott	Sheridan
Beath	Gallagher	McKinnon	Snyder
Beswick	Gissel	Malone	Sours
Bonnstetter	Gittinger	Mercer	Speidel
Bouska	Grau	Metcalf	Stansell
Bowers	Grell	Millhone	Stanzel
Bruce	Hanson of Lyon	Moore of Benton	Swift of Jackson
Casey	Hanson of Winnebago	Moore of Harrison	Teter
Davis	Hartman	Osborn	Thies
Dean	Hook	Peaco	Thiessen
Ditto	Hultman	Peet	Treimer
Donlon	Humeston	Porter	Wenig
Doran	Jenkins	Rawlings	Wiese
Fabritz	Jensen	Reed	Willis
Falvey	Koch	Rice	Wolf
Felter	Lookingbill	Roe	Zylstra
Frizzell			

The nays were, 31.

Augustine	Ellsworth	McCarthy	Schroeder
Brady	Foster	McFarlane	Smith
Burgess	Garner	McLean	Stewart
Cunningham	Goode	Maniece	Swift of Dubuque
Dole	Hopp	Mitchell	Weed
Dreessen	Hough	Mooty	Yager
Durant	Johnson	Ostby	Zipse
Elliott	Lichty	Paisley	

Absent or not voting, 8.

Craven	Laughlin	Stiger	Strachan
Crouch	Ryder	Stimpson	Mr. Speaker

So the bill having received a constitutional majority was declared to have passed the House.

Willis of Dallas asked and obtained unanimous consent to have the Chief Clerk correct the title to House File No. 461 as follows:

Amend the title to House File No. 461 by adding thereto the words "other than agricultural and dairy products sold and/or delivered by the local producer thereof."

The title as amended was agreed to.

Digitized by Google

Willis of Dallas moved that the vote by which House File No. 461 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 451, a bill for an act to amend section ninety hundred forty (9040) of chapter four hundred six (406) code 1931, relating to the emergency fund of mutual assessment insurance associations other than life, to provide for investment of such fund in loans to other associations organized under said chapter under certain conditions, from the sifting committee, was taken up for consideration.

Gallagher of Iowa moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 99.

Aldrich	Foster	Lookingbill	Roe
Alesch	Frizzell	McCarthy	Schmitz
Augustine	Fuelling	McCreery	Schroeder
Beath	Fuester	McDermott	Sheridan
Beswick	Gallagher	McFarlane	Smith
Bonnstetter	Garner	McKinnon	Snyder
Bouska	Gissel	McLean	Sours
Bowers	Gittinger	Malone	Speidel
Brady	Goode	Maniece	Stansell
Bruce	Grau	Mercer	Stanzel
Burgess	Grell	Metcalf	Stewart
Casey	Hanson of Lyon	Millhone	Stimpson
Crouch	Hanson of Winnebago	Mitchell	Strachan
Cunningham	Hartman	Moore of Benton	Swift of Dubuque
Dean	Hook	Moore of Harrison	Swift of Jackson
Ditto	Hopp	Mooty	Teter
Dole	Hough	Osborn	Thies
Donlon	Hultman	Ostby	Thiessen
Doran	Humeston	Paisley	Treimer
Dreessen	Jenkins	Peaco	Weed
Durant	Jensen	Peet	Wenig
Elliott	Johnson	Porter	Willis
Ellsworth	Koch	Rawlings	Yager
Fabritz	Lichty	Reed	Zylstra
Falvey			Mr. Speaker
Felter			

The nays were, 3.

Davis	Rice	Zipse

Absent or not voting, 6.

Craven	Ryder	Wiese	Wolf
Laughlin	Stiger		

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

Digitized by Google

Gallagher of Iowa moved that the vote by which House File No. 451 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 128, a bill for an act to provide for liens in favor of hospitals furnishing care, treatment and maintenance for persons injured in accidents, said liens to be against any claim, demand, verdict or order, in favor of the injured person or in case of death, his estate, heirs or legal representatives, against other persons, or corporations for damages on account of negligence causing the injuries or death, and upon the proceeds of the settlements of any such claims or demands, verdicts or orders, from sifting committee, was taken up for consideration.

On motion of Cunningham of Polk the substitute amendment proposed by the committee, found on page 810 of the Journal of March 16, was adopted.

Malone of Cass moved the previous question. Motion prevailed.

Cunningham of Polk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 91.

Aldrich	Frizzell	McCreery	Sheridan
Alesch	Fuelling	McDermott	Smith
Augustine	Gallagher	McFarlane	Snyder
Beswick	Garner	McKinnon	Sours
Bonnstetter	Gissel	McLean	Speidel
Bouska	Gittinger	Malone	Stansell
Bowers	Goode	Maniece	Stanzel
Brady	Grau	Mercer	Stewart
Bruce	Grell	Metcalf	Stimpson
Burgess	Hanson of Lyon	Mitchell	Strachan
Casey	Hanson of Winnebago	Moore of Harrison	Swift of Dubuque
Cunningham	Hartman	Mooty	Swift of Jackson
Davis	Hook	Osborn	Thies
Dean	Hough	Ostby	Thiessen
Ditto	Hultman	Paisley	Treimer
Dole	Jenkins	Peaco	Weed
Doran	Jensen	Peet	Wenig
Dreessen	Johnson	Porter	Wiese
Durant	Koch	Rawlings	Willis
Elliott	Lichty	Roe	Wolf
Ellsworth	Lookingbill	Schmitz	Yager
Fabritz	McCarthy	Schroeder	Zylstra
Felter			Mr. Speaker
Foster			

Digitized by Google

The nays were, 8.

Beath	Fuester	Moore of Benton	Teter
Crouch	Humeston	Reed	Zipse

Absent or not voting, 9.

Craven	Hopp	Millhone	Ryder
Donlon	Laughlin	Rice	Stiger
Falvey			

So the bill having received a constitutional majority was declared to have passed the House.

Cunningham of Polk asked and obtained unanimous consent to have the Chief Clerk correct the title as follows:

Amend the title to House File No. 128 by striking all of the title and substituting in lieu thereof the following:

"An act to provide for liens in favor of hospitals furnishing care, treatment and maintenance for persons injured in accidents, said liens to be against any claim, demand, or judgment, in favor of the injured person or in case of death, his estate, heirs or legal representatives, against other persons, or corporations for damages on account of negligence causing the injuries or death, and upon the proceeds of the settlements of any such claim, demand, or judgment."

The title as amended was agreed to.

House File No. 475, a bill for an act to provide for the regulation, supervision and licensing of persons, firms, corporations or associations, which sell, or offer for sale, memberships or certificates of membership entitling the holders thereof to purchase, either from the issuer or someone designated by the issuer, merchandise, materials, equipment or services on a fixed basis, from sifting committee, was taken up for consideration.

Reed of Mahaska moved to amend House File No. 475 by inserting in line 4, section 2 thereof after the word "corporations" the following: "and co-operative associations." Amendment adopted.

Reed of Mahaska moved the previous question. Motion prevailed.

Johnson of Linn moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 94.

Aldrich	Felter	Lookingbill	Sheridan
Alesch	Foster	McCreery	Smith
Beath	Frizzell	McDermott	Snyder
Beswick	Fuelling	McFarlane	Sours
Bonnstetter	Fuester	McKinnon	Speidel
Bouska	Gallagher	McLean	Stansell
Bowers	Garner	Malone	Stanzel
Bruce	Gissel	Maniece	Stewart
Burgess	Gittinger	Mercer	Stimpson
Casey	Goode	Metcalf	Strachan
Crouch	Grau	Millhone	Swift of Dubuque
Cunningham	Grell	Mitchell	Swift of Jackson
Davis	Hanson of Lyon	Moore of Benton	Teter
Dean	Hanson of Winnebago	Mooty	Thies
Ditto	Hartman	Osborn	Treimer
Dole	Hopp	Paisley	Weed
Donlon	Hough	Peaco	Wenig
Doran	Hultman	Peet	Wiese
Dreessen	Jenkins	Porter	Willis
Durant	Jensen	Rawlings	Wolf
Elliott	Johnson	Reed	Yager
Ellsworth	Koch	Roe	Zylstra
Fabritz	Lichty	Schmitz	Mr. Speaker
Falvey		Schroeder	

The nays were, 3.

Humeston	Thiessen	Zipse

Absent or not voting, 11.

Augustine	Hook	Moore of Harrison	Rice
Brady	Laughlin	Ostby	Ryder
Craven	McCarthy		Stiger

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

House File No. 423, a bill for an act to amend Section Seventy-three hundred ninety-eight (7398), Code 1931, relating to responsibilities of the counties of the state with reference to the funds of the state in closed banks within said counties, from sifting committee, was taken up for consideration.

Foster of Cedar moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 100.

Aldrich	Bouska	Crouch	Doran
Alesch	Bowers	Cunningham	Dreessen
Augustine	Brady	Davis	Durant
Beath	Bruce	Dean	Elliott
Beswick	Burgess	Dole	Ellsworth
Bonnstetter	Casey	Donlon	Fabritz

Digitized by Google

Falvey	Hultman	Moore of Harrison	Stanzel
Felter	Humeston	Mooty	Stewart
Foster	Jenkins	Osborn	Stimpson
Frizzell	Jensen	Ostby	Strachan
Fuelling	Johnson	Paisley	Swift of Dubuque
Fuester	Koch	Peaco	Swift of Jackson
Gallagher	Lichty	Peet	Teter
Garner	Lookingbill	Porter	Thies
Gissel	McCreery	Rawlings	Thiessen
Gittinger	McDermott	Reed	Treimer
Goode	McKinnon	Rice	Weed
Grau	McLean	Roe	Wenig
Grell	Malone	Schmitz	Wiese
Hanson of Lyon	Maniece	Schroeder	Willis
Hanson of Winnebago	Mercer	Sheridan	Wolf
Hartman	Metcalf	Smith	Yager
Hook	Millhone	Snyder	Zipse
Hopp	Mitchell	Speidel	Zylstra
Hough	Moore of Benton	Stansell	Mr. Speaker

The nays were, none.

Absent or not voting, 8.

Craven	Laughlin	McFarlane	Sours
Ditto	McCarthy	Ryder	Stiger

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

House File No. 476, a bill for an act to define the requirements of a legal newspaper for publication of legal notices, etc., from sifting committee, was taken up for consideration.

Teter of Marion moved to amend line 2, section 1 by striking therefrom the following: "the State of Iowa", and inserting in lieu thereof the words "this state". Amendment adopted.

Beswick of Van Buren moved the previous question. Motion prevailed.

Mercer of Johnson moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 101.

Aldrich	Bowers	Davis	Elliott
Alesch	Brady	Dean	Ellsworth
Augustine	Bruce	Dole	Fabritz
Beath	Burgess	Donlon	Falvey
Beswick	Casey	Doran	Felter
Bonnstetter	Crouch	Dreessen	Foster
Bouska	Cunningham	Durant	Frizzell

Digitized by Google

Fuelling	Jensen	Mooty	Stanzel
Fuester	Johnson	Osborn	Stewart
Gallagher	Koch	Ostby	Stiger
Garner	Lichty	Paisley	Stimpson
Gissel	Lookingbill	Peaco	Strachan
Gittinger	McCarthy	Peet	Swift of Dubuque
Goode	McCreery	Porter	Teter
Grau	McDermott	Rawlings	Thies
Grell	McFarlane	Reed	Thiessen
Hanson of Lyon	McKinnon	Rice	Treimer
Hanson of Winnebago	McLean	Roe	Weed
	Maniece	Schmitz	Wiese
Hartman	Mercer	Schroeder	Willis
Hook	Metcalf	Sheridan	Wolf
Hopp	Millhone	Smith	Yager
Hough	Mitchell	Snyder	Zipse
Hultman	Moore of Benton	Sours	Zylstra
Humeston	Moore of Harrison	Speidel	Mr. Speaker
Jenkins		Stansell	

The nays were, none.

Absent or not voting, 7.

Craven	Laughlin	Ryder	Wenig
Ditto	Malone	Swift of Jackson	

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 477, a bill for an act to provide for a State Constitutional Convention to consider the ratification or rejection of amendment or amendments to the Constitution of the United States.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 221, a bill for an act relating to vehicle regulations on primary roads.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 176, a bill for an act relating to compensation of public officers when suspended from office.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 338, a bill for an act for regulation, supervision and examination of building and loan associations and savings and loan associations.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Digitized by Google

Senate File No. 476, a bill for an act relating to official bonds for mutual fire, tornado, hailstorm and other assessment insurance associations.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 189, a bill for an act relating to deposits of clerks and bailiffs of municipal courts.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 275, a bill for an act permitting the Board of Conservation to fix speed limits and otherwise regulate traffic on roads and drives upon state lands and parks.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 276, a bill for an act to permit the Board of Conservation to maintain, improve or beautify stated-owned meandered and navigable lakes and streams. BYRON G. ALLEN, *Secretary.*

Stiger of Tama moved that the House consider Senate File No. 477 at this time. Motion prevailed.

SENATE MESSAGES CONSIDERED

Senate File No. 477, a bill for an act to provide for a State Constitutional Convention to consider the ratification or rejection of amendment or amendments to the Constitution of the United States, as proposed and submitted by the Congress of the United States, and for the calling of a special election to elect delegates at large to such convention.

Read first and second times and passed on file.

Stiger of Tama moved to substitute Senate File No. 477 for House File No. 563. Motion pevailed.

Stiger of Tama moved that the rules be suspended prohibiting a second and third reading on the same day. Motion prevailed.

CALL OF THE HOUSE

MR. SPEAKER: We hereby request a Call of the House on Senate File No. 477.

O. J. DITTO	SAM SWIFT
WM. KOCH	JAMES G. CASEY
E. H. FABRITZ	ED. RAWLINGS

The roll call disclosed that all members were present except Craven of Jasper, Laughlin of Fremont and Ryder of Dubuque, who, on motion, were excused.

Digitized by Google

CONSIDERATION OF BILLS

Senate File No. 477, a bill for an act to provide for a State Constitutional convention to consider the ratification or rejection of amendment or amendments to the Constitution of the United States, as proposed and submited by the Congress of the United States, and for the calling of a special election to elect delegates at large to such convention, was taken up for consideration.

Stiger of Tama moved to amend Senate File No. 477 as follows:

Amend the title by striking the period at the end of the last line of the title and adding thereto the words "and making appropriations therefor".

Amendment adopted.

Stiger of Tama moved to amend section 1, line 6 by striking therefrom the words "a constitutional" and inserting in lieu thereof the following, "such". Amendment adopted.

Stiger of Tama moved to amend section 11, line 17 by inserting after the word "the" in said line the words "office of the". Amendment adopted.

Stiger of Tama moved to amend section 12, line 2 by changing the colon at the end of said line to a comma, and inserting immediately below it the words "Ballot for Voting for Delegates to a State Constitutional Convention". Amendment adopted.

Stiger of Tama moved to amend section 12, lines 3 and 4 by enclosing in parentheses the words "The Proposed Amendment to the Constitution of the United States". Amendment adopted.

Stiger of Tama moved to amend section 12, line 5 by inserting after said line the following: "Instructions to Voters". Amendment adopted.

Stiger of Tama moved to amend section 12 by inserting between lines 5 and 6 of said section the following: "Candidates for Delegates-at-Large to the State Constitutional Convention." Amendment adopted.

Stiger of Tama moved to amend section 11, line 5 by striking therefrom the word "places" and substituting in lieu thereof, the word "precincts". Amendment adopted.

Gissel of Buchanan, McCreery of Linn, Hanson of Lyon, Speidel

Digitized by Google

of Washington, Ellsworth of Hardin, Goode of Davis, and Doran of Boone offered the following amendment:

Amend Senate File No. 477 by striking all of section 4 and substituting in lieu thereof the following:

"Sec. 4. Subject to the provisions of this act, the qualified electors of each county in the state of Iowa shall be entitled to nominate and elect delegates to the state constitutional convention. Each county shall be entitled to one delegate in said convention for each unit of ten thousand (10,000) population or major fraction thereof in said county as shown by the last federal census."

Also further amend by striking all of section two (2) after the word "convention" in line three (3) of said section and insert in lieu thereof the following: "and shall state the date of the holding of an election for the election of delegates to such convention, which election shall be held at the same time as the next ensuing general biennial election as provided by law."

Bonnstetter moved the previous question on the amendment. Motion prevailed.

A division of the question was ordered.

On the question "Shall the substitute amendment for section 4 be adopted?" a roll call was demanded.

The ayes were, 39.

Augustine	Felter	Jenkins	Peet
Beath	Gissel	Lichty	Snyder
Beswick	Goode	Lookingbill	Sours
Bowers	Grau	McCreery	Speidel
Cunningham	Hanson of Lyon	McDermott	Stanzel
Dean	Hanson of	McFarlane	Strachan
Doran	Winnebago	McLean	Teter
Durant	Hook	Metcalf	Weed
Elliott	Hopp	Millhone	Willis
Ellsworth	Hultman	Mooty	Yager

The nays were, 66.

Aldrich	Frizzell	Mercer	Smith
Alesch	Fuelling	Mitchell	Stansell
Bonnstetter	Fuester	Moore of Benton	Stewart
Bouska	Gallagher	Moore of	Stiger
Brady	Garner	Harrison	Stimpson
Bruce	Gittinger	Osborn	Swift of Dubuque
Burgess	Grell	Ostby	Swift of Jackson
Casey	Hartman	Paisley	Thies
Crouch	Hough	Peaco	Thiessen
Davis	Humeston	Porter	Treimer
Ditto	Jensen	Rawlings	Wenig
Dole	Johnson	Reed	Wiese
Donlon	Koch	Rice	Wolf
Dreessen	McCarthy	Roe	Zipse
Fabritz	McKinnon	Schmitz	Zylstra
Falvey	Malone	Schroeder	Mr. Speaker
Foster	Maniece	Sheridan	

Digitized by Google

Absent or not voting, 3.

Craven	Laughlin	Ryder

Amendment lost.

On the question "Shall the amendment to section two be adopted?"

The ayes were, 35.

Augustine	Felter	Hultman	Mooty
Beath	Gissel	Jenkins	Peet
Bowers	Goode	Lichty	Snyder
Cunningham	Grau	Lookingbill	Sours
Dean	Hanson of Lyon	McCreery	Speidel
Doran	Hanson of Winnebago	McFarlane	Stanzel
Durant	Hook	McLean	Strachan
Elliott	Hopp	Metcalf	Weed
Ellsworth		Millhone	Yager

The nays were, 69.

Aldrich	Fuelling	Mitchell	Stewart
Alesch	Fuester	Moore of Benton	Stiger
Beswick	Gallagher	Moore of Harrison	Stimpson
Bonnstetter	Garner	Osborn	Swift of Dubuque
Bouska	Gittinger	Ostby	Swift of Jackson
Brady	Grell	Paisley	Teter
Bruce	Hartman	Peaco	Thies
Burgess	Hough	Porter	Thiessen
Casey	Humeston	Rawlings	Treimer
Davis	Jensen	Reed	Wenig
Ditto	Johnson	Rice	Wiese
Dole	Koch	Roe	Willis
Donlon	McCarthy	Schmitz	Wolf
Dreessen	McDermott	Schroeder	Zipse
Fabritz	McKinnon	Sheridan	Zylstra
Falvey	Malone	Smith	Mr. Speaker
Foster	Maniece	Stansell	
Frizzell	Mercer		

Absent or not voting, 4.

Craven	Crouch	Laughlin	Ryder

Amendment lost.

Stiger of Tama moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 77.

Aldrich	Bruce	Ditto	Falvey
Alesch	Burgess	Dole	Foster
Beswick	Casey	Donlon	Frizzell
Bonnstetter	Crouch	Dreessen	Fuelling
Bouska	Davis	Durant	Fuester
Brady	Dean	Fabritz	Gallagher

Digitized by Google

Garner	McDermott	Peaco	Swift of Dubuque
Gittinger	McFarlane	Porter	Swift of Jackson
Grau	McKinnon	Rawlings	Thies
Grell	Malone	Reed	Thiessen
Hanson of Winnebago	Maniece	Rice	Treimer
Hartman	Mercer	Roe	Wenig
Hough	Metcalf	Schmitz	Wiese
Humeston	Mitchell	Schroeder	Willis
Jenkins	Moore of Benton	Sheridan	Wolf
Jensen	Moore of Harrison	Smith	Yager
Johnson	Osborn	Stansell	Zipse
Koch	Ostby	Stewart	Zylstra
McCarthy	Paisley	Stiger	Mr. Speaker
		Stimpson	

The nays were, 28.

Augustine	Felter	Lichty	Snyder
Beath	Gissel	Lookingbill	Sours
Bowers	Goode	McCreery	Speidel
Cunningham	Hanson of Lyon	McLean	Stanzel
Doran	Hook	Millhone	Strachan
Elliott	Hopp	Mooty	Teter
Ellsworth	Hultman	Peet	Weed

Absent or not voting, 3.

Craven	Laughlin	Ryder

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

Stiger of Tama moved that the vote by which Senate File No. 477 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled, Senate Files Nos. 391 and 75.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: Senate Files Nos. 391 and 75.

Digitized by Google

REPORT OF COMMITTEE

Bonnstetter of Kossuth, from the committee on appropriations, submitted the following report:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 300, a bill for an act to make an appropriation for the expenses incurred in the election contest of Caldwell vs. Shangle, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. A. H. BONNSTETTER, *Chairman.*

Report adopted.

Ditto of Osceola moved that the Call of the House be raised. Motion prevailed.

On motion of Dreessen of Crawford, the House recessed until 1:30 p. m.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

CONSIDERATION OF BILLS

House File No. 323, a bill for an act to amend section fifty-two hundred twenty-eight (5228), code, 1931, relating to the amount of the County Attorney's salary, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Paisley of Lee the amendments proposed by the committee, found on page 817 of the Journal of March 16, were adopted.

Paisley of Lee moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 79.

Alesch	Donlon	Gallagher	Humeston
Beswick	Doran	Garner	Jenkins
Bouska	Dreessen	Gissel	Jensen
Brady	Durant	Gittinger	Johnson
Bruce	Elliott	Grau	Koch
Burgess	Ellsworth	Hanson of Lyon	Lichty
Casey	Fabritz	Hanson of Winnebago	McCarthy
Cunningham	Falvey	Hartman	McCreery
Davis	Frizzell	Hultman	McDermott
Dole	Fuelling		McFarlane

Digitized by Google

McKinnon	Osborn	Schroeder	Swift of Jackson
McLean	Ostby	Sheridan	Thies
Malone	Paisley	Smith	Thiessen
Maniece	Peet	Snyder	Treimer
Mercer	Porter	Stansell	Weed
Metcalf	Rawlings	Stanzel	Wenig
Mitchell	Reed	Stewart	Wiese
Moore of Benton	Rice	Stimpson	Willis
Moore of Harrison	Roe	Strachan	Yager
Mooty	Schmitz	Swift of Dubuque	Zylstra

The nays were, 8.

Beath	Felter	Hough	Speidel
Bowers	Foster	Lookingbill	Zipse

Absent or not voting, 21.

Aldrich	Ditto	Hopp	Sours
Augustine	Fuester	Laughlin	Stiger
Bonnstetter	Goode	Millhone	Teter
Craven	Grell	Peaco	Wolf
Crouch	Hook	Ryder	Mr. Speaker
Dean			

So the bill having received a constitutional majority was declared to have passed the House.

Grau of Buena Vista asked and obtained unanimous consent to have the Chief Clerk correct the title as follows:

Amend the title to House File No. 323 by striking the period "." at the end of the title and adding the words "in counties having a population of over fifty thousand."

The title as amended was agreed to.

House File No. 324, a bill for an act to amend section fifty-two hundred twenty-four (5224), code, 1931, relating to the amount of the County Recorder's Salary in counties where the Recorder's office is kept in two different places, with report of committee recommending amendment and passage, was taken up for consideration.

McCreery of Linn moved to amend the committee amendments by striking from lines two and three the words and figures "one (1) of paragraph two (2)" and substituting in lieu thereof the following: "twenty-six (26)". Amendment to amendment adopted.

On motion of Paisley of Lee the amendments proposed by the committee as amended found on page 838 of the Journal of March 17, were adopted.

Paisley of Lee moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 98.

Aldrich	Falvey	Lookingbill	Schmitz
Alesch	Felter	McCarthy	Schroeder
Augustine	Foster	McCreery	Sheridan
Beath	Frizzell	McFarlane	Smith
Beswick	Fuelling	McKinnon	Snyder
Bonnstetter	Fuester	McLean	Sours
Bouska	Garner	Malone	Speidel
Bowers	Gissel	Maniece	Stansell
Brady	Gittinger	Mercer	Stanzel
Bruce	Goode	Metcalf	Stewart
Burgess	Grau	Millhone	Stimpson
Casey	Grell	Mitchell	Strachan
Crouch	Hanson of Lyon	Moore of Benton	Swift of Dubuque
Cunningham	Hartman	Mooty	Teter
Davis	Hook	Osborn	Thies
Dean	Hopp	Ostby	Thiessen
Ditto	Hough	Paisley	Treimer
Dole	Hultman	Peaco	Weed
Donlon	Humeston	Peet	Wenig
Doran	Jenkins	Porter	Wiese
Dreessen	Jensen	Rawlings	Willis
Durant	Johnson	Reed	Yager
Elliott	Koch	Rice	Zipse
Ellsworth	Lichty	Roe	Zylstra
Fabritz			

The nays were, none.

Absent or not voting, 11.

Craven	Laughlin	Ryder	Wolf
Gallagher	McDermott	Stiger	Mr. Speaker
Hanson of Winnebago	Moore of Harrison	Swift of Jackson	

So the bill having received a constitutional majority was declared to have passed the House.

Grau of Buena Vista asked and obtained unanimous consent to have the Chief Clerk correct the title to House File No. 324 as follows:

Amend the title by adding after the word "counties" in line 2 the following: "with a population over fifty thousand."

The title as amended was agreed to.

House File No. 325, a bill for an act to amend section fifty-two hundred thirty-one (5231), code, 1931, relating to the amount of the salary of the Deputy Clerk of the District Court in counties where district court is held in two places, with report of committee recommending amendment and passage, was taken up for consideration.

McCreery of Linn moved to amend the committee amendments to House File No. 325 by striking from lines two and three the words and figures "one (1) of the last paragraph" and substituting in lieu thereof the words and figures "line thirty-one (31)." Amendment to amendment adopted.

Digitized by Google

On motion of Paisley of Lee the amendments proposed by the committee, found on page 839 of the Journal of March 17, were adopted.

Paisley of Lee moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 93.

Alesch	Frizzell	McCarthy	Sheridan
Beath	Fuelling	McCreery	Smith
Beswisk	Fuester	McDermott	Snyder
Bonnstetter	Garner	McFarlane	Sours
Bouska	Gissel	McKinnon	Speidel
Bowers	Gittinger	McLean	Stansell
Brady	Goode	Malone	Stanzel
Burgess	Grau	Maniece	Stewart
Casey	Grell	Mercer	Stiger
Cunningham	Hanson of Lyon	Metcalf	Stimpson
Davis	Hanson of Winnebago	Millhone	Strachan
Dean	Hartman	Mitchell	Swift of Dubuque
Ditto	Hook	Moore of Benton	Teter
Dole	Hopp	Mooty	Thies
Donlon	Hough	Ostby	Thiessen
Doran	Hultman	Paisley	Treimer
Dreessen	Humeston	Peaco	Weed
Durant	Jenkins	Peet	Wenig
Elliott	Jensen	Porter	Willis
Ellsworth	Johnson	Reed	Yager
Fabritz	Koch	Roe	Zipse
Falvey	Lichty	Schmitz	Zylstra
Felter	Lookingbill	Schroeder	Mr. Speaker
Foster			

The nays were, none.

Absent or not voting, 15.

Aldrich	Gallagher	Osborn	Swift of Jackson
Augustine	Laughlin	Rawlings	Wiese
Bruce	Moore of Harrison	Rice	Wolf
Craven		Ryder	
Crouch			

So the bill having received a constitutional majority was declared to have passed the House.

Grau of Buena Vista asked and obtained unanimous consent to have the Chief Clerk correct the title to House File No. 325 as follows:

Amend the title by adding after the word "counties" in line four the words "having a population of more than fifty thousand."

The title as amended was agreed to.

Digitized by Google

House File No. 327, a bill for an act to amend section fifty-two hundred thirty (5230), code, 1931, relating to the amount of the salary of the Clerk of the District Court in counties where the District Court is held in two places, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Paisley of Lee the amendments proposed by the committee, found on page 817 of the Journal of March 16, were adopted.

Paisley of Lee moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 93.

Aldrich	Foster	Lookingbill	Sheridan
Alesch	Frizzell	McCarthy	Smith
Beath	Fuelling	McCreery	Snyder
Beswick	Fuester	McDermott	Sours
Bonnstetter	Garner	McFarlane	Speidel
Bouska	Gissel	McKinnon	Stansell
Bowers	Gittinger	McLean	Stanzel
Brady	Goode	Malone	Stewart
Burgess	Grau	Mercer	Stiger
Casey	Grell	Metcalf	Stimpson
Crouch	Hanson of Lyon	Millhone	Swift of Dubuque
Cunningham	Hanson of Winnebago	Mitchell	Teter
Davis	Hartman	Moore of Benton	Thies
Dean	Hook	Mooty	Thiessen
Ditto	Hopp	Ostby	Treimer
Dole	Hough	Paisley	Weed
Donlon	Hultman	Peaco	Wenig
Doran	Humeston	Peet	Wiese
Dreessen	Jenkins	Porter	Willis
Durant	Jensen	Reed	Yager
Elliott	Johnson	Roe	Zipse
Ellsworth	Koch	Schmitz	Zylstra
Falvey	Lichty	Schroeder	Mr. Speaker
Felter			

The nays were, none.

Absent or not voting, 15.

Augustine	Laughlin	Osborn	Strachan
Bruce	Maniece	Rawlings	Swift of Jackson
Craven	Moore of Harrison	Rice	Wolf
Fabritz		Ryder	
Gallagher			

So the bill having received a constitutional majority was declared to have passed the House.

Digitized by Google

Grau of Buena Vista asked and obtained unanimous consent to have the Chief Clerk correct the title as follows:

Amend the title by adding after the word "counties" in line three the words "having a population of more than fifty thousand."

The title as amended was agreed to.

House File No. 334, a bill for an act to amend section fifty-two hundred twenty (5220) Code, 1931, relating to the amount of the county auditor's salary in counties having special charter cities or having two places of holding District Court, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Paisley of Lee the amendments proposed by the committee, found on page 839 of the Journal of March 17, were adopted.

Paisley of Lee moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 89.

Aldrich	Felter	Lichty	Sheridan
Alesch	Foster	Lookingbill	Snyder
Beath	Frizzell	McCarthy	Sours
Beswick	Fuelling	McCreery	Stansell
Bouska	Fuester	McDermott	Stanzel
Bowers	Garner	McKinnon	Stewart
Brady	Gissel	McLean	Stiger
Bruce	Gittinger	Maniece	Stimpson
Burgess	Goode	Mercer	Strachan
Casey	Grau	Metcalf	Swift of Dubuque
Crouch	Grell	Millhone	Teter
Cunningham	Hanson of Lyon	Moore of Benton	Thies
Davis	Hanson of Winnebago	Mooty	Thiessen
Dean	Hartman	Ostby	Treimer
Ditto	Hook	Paisley	Weed
Dole	Hopp	Peaco	Wenig
Donlon	Hultman	Peet	Wiese
Doran	Humeston	Porter	Willis
Dreessen	Jenkins	Reed	Yager
Durant	Jensen	Roe	Zipse
Elliott	Johnson	Schmitz	Zylstra
Ellsworth	Koch	Schroeder	Mr. Speaker
Falvey			

The nays were, none.

Digitized by Google

Absent or not voting, 19.

Augustine	Hough	Moore of Harrison	Ryder
Bonnstetter	Laughlin	Osborn	Smith
Craven	McFarlane	Rawlings	Speidel
Fabritz	Malone	Rice	Swift of Jackson
Gallagher	Mitchell		Wolf

So the bill having received a constitutional majority was declared to have passed the House.

Grau of Buena Vista asked and obtained unanimous consent to have the Chief Clerk correct the title to House File No. 334 as follows:

Amend the title by adding after the word "counties" in line three the words "having a population of more than fifty thousand."

The title as amended was agreed to.

House File No. 335, a bill for an act to amend section fifty-two hundred twenty-six (5226) Code, 1931, relating to the amount of the Sheriff's salary, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Paisley of Lee the amendments proposed by the committee, found on page 818 of the Journal of March 16, were adopted.

Paisley of Lee moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 88.

Alesch	Dreessen	Hanson of Lyon	Mercer
Beath	Durant	Hanson of Winnebago	Metcalf
Beswick	Elliott	Hook	Millhone
Bouska	Ellsworth	Humeston	Mitchell
Bowers	Fabritz	Jenkins	Moore of Benton
Brady	Falvey	Jensen	Mooty
Bruce	Felter	Koch	Ostby
Burgess	Foster	Lichty	Paisley
Casey	Frizzell	Lookingbill	Peaco
Crouch	Fuelling	McCarthy	Peet
Cunningham	Fuester	McCreery	Porter
Davis	Garner	McDermott	Reed
Dean	Gissel	McKinnon	Roe
Ditto	Gittinger	McLean	Schmitz
Dole	Goode	Malone	Schroeder
Donlon	Grau	Maniece	Sheridan
Doran	Grell		Smith

Digitized by Google

Snyder	Stimpson	Thiessen	Willis
Sours	Strachan	Treimer	Yager
Stansell	Swift of Dubuque	Weed	Zipse
Stanzel	Teter	Wenig	Zylstra
Stewart	Thies	Wiese	Mr. Speaker
Stiger			

The nays were, none.

Absent or not voting, 20.

Aldrich	Hopp	McFarlane	Rice
Augustine	Hough	Moore of Harrison	Ryder
Bonnstetter	Hultman	Osborn	Speidel
Craven	Johnson	Rawlings	Swift of Jackson
Gallagher	Laughlin		Wolf
Hartman			

So the bill having received a constitutional majority was declared to have passed the House.

Grau of Buena Vista asked and obtained unanimous consent to have the Chief Clerk correct the title to House File No. 335 as follows:

Amend the title by striking the period (.) after the word "salary" in line two and adding thereto the following: "in counties having a population of more than fifty thousand."

The title as amended was agreed to.

House File No. 330, a bill for an act to amend section fifty-two hundred twenty-two (5222) Code, 1931, relating to the amount of the County Treasurer's Salary in counties having a special charter city, or two places of holding District Court, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Paisley of Lee the amendments proposed by the committee, found on page 818 of the Journal of March 16, were adopted.

Paisley of Lee moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 88.

Aldrich	Bouska	Casey	Ditto
Alesch	Bowers	Crouch	Dole
Beath	Brady	Cunningham	Donlon
Beswick	Bruce	Davis	Doran
Bonnstetter	Burgess	Dean	Dreessen

Digitized by Google

Durant	Hanson of Winnebago	Metcalf	Stansell
Elliott	Hook	Millhone	Stanzel
Ellsworth	Hopp	Mitchell	Stewart
Fabritz	Humeston	Moore of Benton	Stiger
Falvey	Jenkins	Mooty	Stimpson
Felter	Jensen	Ostby	Strachan
Foster	Johnson	Paisley	Swift of Dubuque
Frizzell	Koch	Peaco	Teter
Fuelling	Lichty	Peet	Thies
Fuester	Lookingbill	Porter	Thiessen
Gallagher	McCarthy	Reed	Treimer
Garner	McCreery	Roe	Weed
Gissel	McDermott	Schmitz	Wenig
Gittinger	McKinnon	Schroeder	Wiese
Goode	McLean	Sheridan	Willis
Grau	Malone	Snyder	Zipse
Grell	Mercer	Speidel	Zylstra
Hanson of Lyon			

The nays were, none.

Absent or not voting, 20.

Augustine	Laughlin	Osborn	Sours
Craven	McFarlane	Rawlings	Swift of Jackson
Hartman	Maniece	Rice	Wolf
Hough	Moore of Harrison	Ryder	Yager
Hultman		Smith	Mr. Speaker

So the bill having received a constitutional majority was declared to have passed the House.

Grau of Buena Vista asked and obtained unanimous consent to have the Chief Clerk correct the title to House File No. 330 as follows:

Amend the title by striking all after the word "counties" in line three thereof and substituting in lieu thereof the following: "over twenty-five thousand (25,000) population having a special charter city and counties over fifty thousand (50,000) population where district court is held in two places."

The title as amended was agreed to.

House File No. 337, a bill for an act to amend section twelve thousand nine hundred thirty-nine (12939) Code 1931, relating to applications for permits to carry revolver, pistol or pocket billy, and providing for the payment of an annual permit fee, with report of committee recommending passage, was taken up for consideration.

Ditto of Osceola moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 90.

Aldrich	Falvey	Koch	Sheridan
Alesch	Felter	Lookingbill	Smith
Augustine	Foster	McCarthy	Snyder
Beath	Frizzell	McCreery	Sours
Beswick	Fuelling	McDermott	Speidel
Bouska	Fuester	McFarlane	Stansell
Bowers	Gallagher	McKinnon	Stanzel
Brady	Garner	McLean	Stewart
Bruce	Gissel	Malone	Stiger
Burgess	Gittinger	Mercer	Stimpson
Casey	Goode	Metcalf	Strachan
Crouch	Grau	Millhone	Swift of Dubuque
Cunningham	Grell	Mitchell	Teter
Davis	Hanson of Lyon	Moore of Benton	Thiessen
Dean	Hanson of Winnebago	Mooty	Treimer
Ditto	Hook	Paisley	Weed
Dole	Hopp	Peaco	Wenig
Donlon	Hough	Peet	Wiese
Doran	Humeston	Porter	Wolf
Dreessen	Jenkins	Reed	Yager
Durant	Jensen	Roe	Zipse
Ellsworth	Johnson	Schmitz	Zylstra
Fabritz		Schroeder	Mr. Speaker

The nays were, 8.

Hultman	Ostby	Willis

Absent or not voting, 14.

Bonnstetter	Laughlin	Moore of Harrison	Rice
Craven	Lichty	Osborn	Ryder
Elliott	Maniece	Rawlings	Swift of Jackson
Hartman			Thies

So the bill having received a constitutional majority was declared to have pased the House and the title was agreed to.

Senate File No. 212, a bill for an act to amend section forty-six hundred thirty-three (4633) of the code of 1931, relating to the building of bridges on the state roads within or adjacent to state land and to relieve the counties of these structures, was taken up for consideration.

Doran of Boone moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 92.

Aldrich	Bouska	Casey	Doran
Alesch	Bowers	Crouch	Dreessen
Augustine	Brady	Cunningham	Durant
Beath	Bruce	Dean	Elliott
Beswick	Burgess	Donlon	Ellsworth

Digitized by Google

Fabritz	Hough	Moore of Benton	Stewart
Falvey	Hultman	Mooty	Stiger
Foster	Humeston	Ostby	Stimpson
Frizzell	Jenkins	Paisley	Strachan
Fuelling	Jensen	Peaco	Swift of Dubuque
Fuester	Koch	Peet	Teter
Gallagher	Lookingbill	Porter	Thies
Garner	McCarthy	Reed	Thiessen
Gissel	McCreery	Roe	Treimer
Gittinger	McDermott	Schmitz	Weed
Goode	McFarlane	Schroeder	Wenig
Grau	McKinnon	Sheridan	Wiese
Grell	McLean	Smith	Willis
Hanson of Lyon	Malone	Snyder	Wolf
Hanson of Winnebago	Mercer	Sours	Yager
	Metcalf	Speidel	Zipse
Hartman	Millhone	Stansell	Zylstra
Hook	Mitchell	Stanzel	Mr. Speaker
Hopp			

The nays were, none.

Absent or not voting, 16.

Bonnstetter	Felter	Maniece	Rawlings
Craven	Johnson	Moore of Harrison	Rice
Davis	Laughlin	Osborn	Ryder
Ditto	Lichty		Swift of Jackson
Dole			

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

Senate File No. 300, a bill for an act to make an appropriation for the expenses incurred in the election contest of Caldwell vs. Shangle, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 55.

Augustine	Frizzell	Malone	Rice
Beswick	Gittinger	Maniece	Schmitz
Bonnstetter	Goode	Mercer	Sours
Bouska	Grell	Metcalf	Stiger
Brady	Hanson of Lyon	Millhone	Swift of Dubuque
Bruce	Hanson of Winnebago	Moore of Harrison	Swift of Jackson
Casey	Hopp	Osborn	Thies
Cunningham	Jenkins	Ostby	Thiessen
Davis	Johnson	Paisley	Treimer
Ditto	Lichty	Peaco	Wiese
Dole	McCreery	Peet	Willis
Donlon	McDermott	Porter	Wolf
Durant	McFarlane	Reed	Yager
Fabritz			Mr. Speaker
Falvey			

Digitized by Google

The nays were, 46.

Aldrich	Foster	Jensen	Sheridan
Alesch	Fuelling	Koch	Smith
Beath	Fuester	Lookingbill	Snyder
Bowers	Gallagher	McCarthy	Speidel
Burgess	Garner	McKinnon	Stanzel
Crouch	Gissel	McLean	Stewart
Dean	Grau	Mitchell	Stimpson
Doran	Hartman	Moore of Benton	Strachan
Dreessen	Hook	Mooty	Weed
Elliott	Hough	Rawlings	Zipse
Ellsworth	Hultman	Roe	Zylstra
Felter	Humeston		

Absent or not voting, 7.

Craven	Ryder	Stansell	Wenig
Laughlin	Schroeder	Teter	

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

Senate File No. 280, a bill for an act to amend section fifty-nine hundred three c ten (5903-c10) of the Code, 1931, relating to the power of cities and towns to lease all or any portion of real estate owned or used for airport purposes, was taken up for consideration.

Cunningham of Polk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 98.

Aldrich	Fabritz	Humeston	Ostby
Alesch	Falvey	Jenkins	Paisley
Augustine	Felter	Jensen	Peaco
Beath	Foster	Johnson	Peet
Beswick	Frizzell	Koch	Porter
Bouska	Fuelling	Lichty	Reed
Bowers	Fuester	Lookingbill	Rice
Brady	Gallagher	McCarthy	Roe
Bruce	Garner	McCreery	Schmitz
Burgess	Gissel	McFarlane	Schroeder
Casey	Gittinger	McKinnon	Sheridan
Crouch	Goode	McLean	Smith
Cunningham	Grau	Malone	Snyder
Davis	Grell	Mercer	Speidel
Ditto	Hanson of Lyon	Metcalf	Stansell
Dole	Hanson of Winnebago	Millhone	Stanzel
Donlon	Hartman	Mitchell	Stewart
Doran	Hook	Moore of Benton	Stiger
Dreessen	Hopp	Moore of Harrison	Stimpson
Durant	Hough	Mooty	Strachan
Elliott	Hultman	Osborn	Swift of Dubuque
Ellsworth			Swift of Jackson

Digitized by Google

Teter	Treimer	Willis	Zipse
Thies	Wenig	Wolf	Zylstra
Thiessen	Wiese	Yager	Mr. Speaker

The nays were, 1.

Weed

Absent or not voting, 9.

Bonnstetter	Laughlin	Maniece	Ryder
Craven	McDermott	Rawlings	Sours
Dean			

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

Mercer of Johnson moved that the vote by which House File No. 280 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 341, a bill for an act to repeal the law as it appears in chapter eighty-five (85) Code, 1931, relating to inspection of passenger boats, and to enact a substitute therefor relating to inspection of boats, licensing of pilots and engineers, and regulating the operation of boats on inland Iowa lakes and streams, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Moore of Harrison the amendments proposed by the committee, found on page 841 of the Journal of March 17, were adopted.

Ditto of Osceola moved to amend House File No. 341 by inserting after the word "be" in line 9 of section 4, the words "not less than". Amendment adopted.

Moore of Harrison moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 91.

Aldrich	Burgess	Durant	Gallagher
Alesch	Casey	Elliott	Garner
Augustine	Cunningham	Ellsworth	Gissel
Beath	Dean	Falvey	Goode
Beswick	Ditto	Felter	Grell
Bouska	Dole	Foster	Hanson of Lyon
Bowers	Donlon	Frizzell	Hanson of Winnebago
Brady	Doran	Fuelling	Hartman
Bruce	Dreessen	Fuester	

Digitized by Google

Hook	Millhone	Roe	Swift of Jackson
Hopp	Mitchell	Schmitz	Teter
Hough	Moore of Benton	Schroeder	Thies
Hultman	Moore of Harrison	Sheridan	Thiessen
Jenkins	Mooty	Smith	Treimer
Jensen	Osborn	Snyder	Weed
Johnson	Paisley	Sours	Wenig
Koch	Peaco	Speidel	Wiese
McCarthy	Peet	Stansell	Willis
McCreery	Porter	Stanzel	Wolf
McFarlane	Rawlings	Stewart	Yager
McKinnon	Reed	Stiger	Zipse
McLean	Rice	Strachan	Zylstra
Mercer		Swift of Dubuque	Mr. Speaker
Metcalf			

The nays were, none.

Absent or not voting, 17.

Bonnstetter	Gittinger	Lichty	Maniece
Craven	Grau	Lookingbill	Ostby
Crouch	Humeston	McDermott	Ryder
Davis	Laughlin	Malone	Stimpson
Fabritz			

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

Senate File No. 166, a bill for an act to clarify and harmonize the law with reference to school elections; to amend sections forty-one hundred twenty-nine (4129), forty-one hundred thirty (4130), forty-one hundred forty-one (4141), forty-one hundred forty-two (4142), forty-one hundred fifty (4150), forty-one hundred fifty-one (4151), forty-one hundred fifty-three (4153), forty-one hundred seventy-one (4171), forty-one hundred seventy-eight (4178), forty-two hundred sixteen c-one (4216-c1), forty-two hundred sixteen c-two (4216-c2), forty-two hundred sixteen c-twenty-four (4216-c24), forty-two hundred sixteen c-twenty-nine (4216-c29), forty-two hundred sixteen c-thirty (4216-c30), forty-two hundred seventeen (4217), forty-two hundred eighteen (4218), forty-two hundred nineteen (4219), forty-two hundred twenty-three a-two (4223-a2), forty-two hundred twenty-three b-one (4223-b1), forty-two hundred twenty-eight (4228), forty-three hundred eight (4308), forty-three hundred fifteen (4315), forty-three hundred fifty-four (4354), forty-three hundred seventy-three (4373), forty-three hundred ninety (4390), forty-three hundred ninety-four (4394), forty-four hundred one (4401), forty-four hundred six (4406), forty-four hundred fifty-three (4453), forty-four hundred fifty-six (4456), forty-four hundred fifty-seven (4457), forty-four hundred sixty-four (4464), forty-four hundred sixty-five (4465),

Digitized by Google

code 1931; and to repeal sections forty-two hundred sixteen c-thirty-five (4216-c35) and forty-three hundred eleven (4311), code 1931, was taken up for consideration.

Sours of Floyd moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 83.

Aldrich	Felter	Lichty	Sheridan
Alesch	Foster	Lookingbill	Smith
Augustine	Frizzell	McCarthy	Snyder
Beath	Fuelling	McFarlane	Sours
Beswick	Fuester	McKinnon	Speidel
Bouska	Gallagher	McLean	Stansell
Bowers	Garner	Malone	Stanzel
Bruce	Gissel	Mercer	Stewart
Burgess	Gittinger	Metcalf	Stimpson
Casey	Goode	Millhone	Swift of Dubuque
Cunningham	Grau	Mitchell	Swift of Jackson
Davis	Grell	Moore of Benton	Teter
Dean	Hanson of Lyon	Mooty	Thiessen
Ditto	Hanson of Winnebago	Osborn	Treimer
Dole	Hartman	Peaco	Weed
Donlon	Hopp	Peet	Wenig
Doran	Hough	Porter	Willis
Durant	Hultman	Reed	Wolf
Elliott	Jenkins	Rice	Yager
Ellsworth	Jensen	Roe	Zipse
Fabritz		Schmitz	Zylstra

The nays were, 3.

Hook	Humeston	McDermott

Absent or not voting, 22.

Bonstetter	Johnson	Moore of Harrison	Schroeder
Brady	Koch	Ostby	Stiger
Craven	Laughlin	Paisley	Strachan
Crouch	McCreery	Rawlings	Thies
Dreessen	Maniece	Ryder	Wiese
Falvey			Mr. Speaker

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

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has accepted the report of its conference committee on House File No. 40, which report stated that the conferees failed to agree on the Senate amendments to said bill. The Senate committee has been discharged and the President of the Senate has named a second conference

Digitized by Google

committee, the members of which are Senators Nelson, Hopkins, Miller of Jones and Stevens of Decatur to confer with a committee of the House on the Senate amendments to House File No. 40, a bill for an act to amend sections four thousand one hundred seventy-nine (4179) and four thousand one hundred eighty-one (4181), Code 1931, relating to transportation in consolidated school districts.

BYRON G. ALLEN, *Secretary.*

SENATE MESSAGES CONSIDERED

Senate File No. 221, a bill for an act to amend section five thousand twenty-one (5021), Code, 1931, relating to vehicles turning to the right when overtaken and to regulate the passing of vehicles upon or near the crest of grades or hills and upon curves and turns in the primary highways, and requiring the State Highway Commission to designate dangerous places by suitable signs or markings, and to provide penalties for violations of this act.

Read first and second times and referred to sifting committee.

Senate File No. 176, a bill for an act providing that an order suspending a public officer from the exercise of his office shall automatically suspend the payment of all official salary or compensation to said officer, and fixing the conditions under which said suspended salary or compensation shall be withheld from, or paid to, such officer.

Read first and second times and referred to sifting committee.

Senate File No. 333, a bill for an act to repeal Sections ninety-three hundred seven (9307), ninety three hundred eight (9308), and ninety three hundred fifty three (9353), of the Code of Iowa, amending Sections ninety three hundred forty (9340), ninety three hundred fifty two (9352), ninety three hundred fifty four (9354), ninety three hundred sixty two (9362), ninety three hundred twenty three (9323), ninety three hundred fifty nine (9359) and ninety three hundred eighty one (9381); defining domestic building and loan associations; for the regulation, supervision and examination of building and loan associations and savings and loan associations; defining and limiting territory within which mortgage loans may be made; authorizing the regulation of with-

Digitized by Google

drawals and the payment of dividends; for specifying exclusive liquidation proceedings; for providing for joint ownership of shares and the withdrawal thereof; for making publication of malicious, felonious reports concerning building and loan associations and savings and loan associations a felony and for punishment for the same; to amend Section twelve thousand seven hundred seventy two (12,772), of the Code of Iowa and make the bonds issued by Federal Home Loan Banks and shares issued by building and loan and savings and loan associations, incorporated under the laws of Iowa, authorized investments for trust funds by fiduciaries.

Read first and second times and referred to sifting committee.

Senate File No. 476, a bill for an act to amend section nine thousand and fifty-eight (9058), as it appears in the Code of 1931, relating to official bonds for mutual fire, tornado, hailstorm and other assessment insurance associations.

Read first and second times and referred to sifting committee.

Senate File No. 189, a bill for an act to amend section seventy-four hundred twenty-d one (7420-d1), Code, 1931, relating to deposits of clerks and bailiffs of municipal courts.

Read first and second times and referred to sifting committee.

EXPLANATION OF VOTE ON SENATE FILE NO. 477

MR. SPEAKER: I voted "nay" on Senate File No. 477, "A Bill for an Act to provide for a State Constitutional Convention to consider ratification or rejection of the 18th Amendment to the Constitution of the United States" for the following reasons:

(1) The Bill as presented to the House and as finally passed provides that the electorate of the entire state shall vote for all delegates to the State Convention. The House defeated an amendment, of which I was in favor, which would have permitted each county to choose their own delegates on the basis of one to each 10,000 population. I would have voted for the Bill had that amendment been adopted.

(2) The special election necessary, which is claimed will cost as much as $300,000 is entirely in controversion with our plan of "tax reduction" concerning which we have heard so much, and realized so little.

(3) I am personally "dry" and am pledged to do all I can to oppose the return of light wines and beer.

(4) I believe that this question should be placed in the hands of the people of Iowa in a fair form in order that the majority of voters might

Digitized by Google

determine whether or not the State should ratify or reject the Constitutional amendment. Had this question been put before the citizenry in a manner in which each voter in one county would have an equal voice with every other voter, I would have whole-heartedly supported the Bill.

R. ARNO PEET, Guthrie County.

AMENDMENTS FILED

Hook of Taylor and Crouch of Green filed the following amendment to substitute for House File No. 73:

Amend the substitute for House File No. 73, section nine (9) lines ten (10) and twelve (12) by striking the figures "60,000" and inserting in lieu thereof the figures "90,000".

Willis of Dallas filed the following amendments to Senate File No. 122:

Amend Senate File No. 122 as follows:

Strike the words "or operation" out of line eight (8) of Section two (2) of the printed bill.

Strike the words "nor charged with the expenditures of public funds." from paragraph three (3) of Section three (3) of the amended bill.

By adding to Section three (3) the following as paragraph Four (4) of said section.

"The mayor and council, the board of trustees, the manager, the superintendent or any assistant, subordinate or employee under their direction engaged in the regular operation, maintenance and conduct of the business of any public or private utility."

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your Sifting Committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

H. F. No. 166
H. F. No. 494
H. F. No. 397
H. F. No. 482
H. F. No. 367
S. F. No. 302
S. F. No. 221

ED. RAWLINGS, *Chairman.*

CHANGE OF VOTE

Lichty of Black Hawk asked and obtained unanimous consent to change his vote from "aye" to "nay" on the final vote on Senate File No. 477.

On motion of Teter of Marion, the House adjourned until 9:00 a. m. Saturday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 25, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by Reverend Gordon Dale Cox, Ex-Army Chaplain, Ottumwa, Iowa.

Journal of March 24 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Snyder of Hamilton for the day, on request of Jenkins of Louisa; Bonnstetter of Kossuth for the day, on request of Alesch of Plymouth; Brady of Pottawattamie for the day, on request of Stiger of Tama; Maniece of Emmett for the day, on request of Alesch of Plymouth; Stansell of Clarke for the day, on request of Dole of Jefferson; Weed of Madison for balance of the day, on request of Reed of Mahaska.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 278, a bill for an act relating to use of proceeds in sale or transfer of state-owned lands.

BYRON G. ALLEN, *Secretary.*

SENATE AMENDMENTS TO HOUSE FILE NO. 278

Amend House File No. 278 by changing the period "." in line 8 after the word "purposes" to a comma "," and adding the following: "excepting state owned meandered lands already surveyed and platted at state expense as a conservation plan and project tentatively adopted and now in the process of rehabilitation and development authorized by a special legislative act".

CONSIDERATION OF SENATE AMENDMENTS

On request of Moore of Harrison unanimous consent having been given, House File No. 278, a bill for an act to repeal section

Digitized by Google

eighteen hundred twenty-four (1824) Code, 1931, and enacting a substitute therefor, permitting the Executive Council, upon recommendation of the Board of Conservation, to sell, trade or exchange state-owned lands under the jurisdiction of said board, and providing for the use of the proceeds of such sale or transfer and for the issuance of patents therefor, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 278

Amend House File No. 278 by changing the period "." in line 8 after the word "purposes" to a comma "," and adding the following: "excepting state owned meandered lands already surveyed and platted at state expense as a conservation plan and project tentatively adopted and now in the process of rehabilitation and development authorized by a special legislative act".

Mr. Moore moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 85.

Aldrich	Frizzell	McKinnon	Smith
Beath	Fuelling	McLean	Sours
Bouska	Fuester	Malone	Speidel
Bowers	Garner	Mercer	Stansell
Bruce	Gissel	Metcalf	Stewart
Burgess	Gittinger	Millhone	Strachan
Casey	Grau	Moore of Benton	Swift of Dubuque
Crouch	Grell	Moore of Harrison	Swift of Jackson
Cunningham	Hanson of Lyon	Mooty	Teter
Davis	Hanson of Winnebago	Osborn	Thies
Dean	Hartman	Ostby	Thiessen
Dole	Hook	Paisley	Treimer
Donlon	Hopp	Peaco	Weed
Doran	Hough	Peet	Wenig
Dreessen	Hultman	Porter	Wiese
Durant	Humeston	Reed	Willis
Elliott	Jenkins	Rice	Wolf
Ellsworth	Jensen	Roe	Yager
Fabritz	Johnson	Schmitz	Zipse
Falvey	Koch	Schroeder	Zylstra
Felter	Lichty	Sheridan	Mr. Speaker
Foster			

The nays were, none.

Absent or not voting, 23.

Alesch	Ditto	McCreery	Ryder
Augustine	Gallagher	McDermott	Snyder
Beswick	Goode	McFarlane	Stanzel
Bonnstetter	Laughlin	Maniece	Stiger
Brady	Lookingbill	Mitchell	Stimpson
Craven	McCarthy	Rawlings	

Digitized by Google

So the House concurred in Senate amendments to House File No. 278.

MOTION TO REDRAFT HOUSE FILE NO. 219

Teter of Marion asked and obtained unanimous consent that the Chief Clerk be authorized to redraft a new bill to replace House File No. 219, which had been lost.

CONSIDERATION OF BILLS

House File No. 422, a bill for An Act to provide that actions on certain obligations shall not be maintained unless they bear a stamp or statement by the assessor or county auditor showing that said obligations have been assessed as moneys or credits, with report of committee recommending passage was taken up for consideration.

Rice of Keokuk called up the substitute amendment filed by him and found on page 1006 of the Journal of March 23 and moved its adoption.

Teter of Marion moved to amend the amendment by striking the semi-colon ";" in line four and substituting in lieu thereof a comma ","; in line five strike out the words "the State of Iowa", and substitute in lieu thereof "this State"; strike the semi-colon ";" in line six and substitute in lieu thereof a comma ","; also strike the semi-colon ";" in line eight and insert in lieu thereof a comma ","; also, following the word "receipt" in line nine, insert the words "and/or the verified duplicate tax receipt"; also in line nine, strike the words "of the county"; also, in line eleven, strike the word "and" following the semi-colon; also, in line eleven, strike the word "further" following the word "provided". Amendment to amendment adopted.

Dreessen of Crawford moved the previous question. Motion prevailed.

Amendment adopted.

Rice of Keokuk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 76.

Aldrich	Foster	McCarthy	Schroeder
Alesch	Fuester	McDermott	Smith
Beath	Gallagher	McKinnon	Sours
Beswick	Garner	McLean	Speidel
Bouska	Gissel	Malone	Stanzel
Bowers	Gittinger	Metcalf	Stewart
Bruce	Grau	Millhone	Stimpson
Crouch	Grell	Moore of Benton	Swift of Jackson
Cunningham	Hanson of Lyon	Moore of	Teter
Davis	Hanson of	Harrison	Thies
Dean	Winnebago	Osborn	Thiessen
Ditto	Hook	Ostby	Treimer
Dole	Hough	Peet	Weed
Donlon	Hultman	Porter	Wenig
Doran	Humeston	Rawlings	Wiese
Dreessen	Jenkins	Reed	Wolf
Durant	Jensen	Rice	Yager
Elliott	Koch	Roe	Zipse
Falvey	Lichty	Schmitz	Zylstra
Felter	Lookingbill		

The nays were, 21.

Augustine	Hartman	Mooty	Stiger
Burgess	Hopp	Paisley	Strachan
Casey	Johnson	Peaco	Swift of Dubuque
Ellsworth	McCreery	Sheridan	Willis
Frizzell	Mercer	Stansell	Mr. Speaker
Fuelling			

Absent or not voting, 11.

Bonnstetter	Fabritz	McFarlane	Ryder
Brady	Goode	Maniece	Snyder
Craven	Laughlin	Mitchell	

So the bill having received a constitutional majority was declared to have passed the House.

Rice of Keokuk asked and obtained unanimous consent to have the Chief Clerk correct the title to House File No. 422 as follows:

Amend the title to House File No. 422 by striking all of the title and substituting in lieu thereof the following:

"An act to provide that actions based on notes, bonds, contracts and other written evidence of indebtedness, shall not be maintained in the courts of this state, unless as a condition precedent to the rendition of judgment thereon, the same shall have been listed for taxation or taxes shall have been paid, and providing for prima facie evidence of such listing and payment of taxes, and providing that unpaid taxes shall be a lien on such judgment."

The title as amended, was agreed to.

Speidel of Washington moved that the vote by which House File No. 422 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Digitized by Google

House File No. 289, a bill for an act to amend sections forty hundred ninety-seven (4097), forty hundred ninety-nine (4099), forty-one hundred (4100), and forty-one hundred one (4101), code 1931, relating to the election of the county superintendent of schools, with report of committee recommending passage was taken up for consideration.

Jensen of Audubon moved to amend House File No. 289 by inserting after the words "purposes of", in line nine, section two the words "selecting representatives to". Amendment adopted.

Reed of Mahaska moved to amend House File No. 289 by striking all after the enacting clause and substituting in lieu thereof the following:

Section 1. County superintendent. There shall be elected in each county at the general election in 1934 and quadrenially thereafter a county superintendent of schools who shall hold office for four years from the second secular day of January following his election.

Sec. 2. The term of office of all county superintendents of schools elected and holding office under the statutes herein repealed shall terminate at the close of the first secular day in January, 1935.

Sec. 3. Sections forty hundred ninety-six (4096), and forty hundred ninety-eight (4098) to forty-one hundred five (4105), inclusive, Code, 1931, shall be deemed repealed on and after January first, 1935.

Sec. 4. Section forty-one hundred nineteen (4119), Code, 1931, is hereby repealed and the following is enacted in lieu thereof, to wit:

"4119. Membership. The county board of education shall consist of five reputable citizens of the county, of good educational qualifications, no two of whom shall be elected from the same school corporation."

Sec. 5. At the general election in 1934 there shall be elected in each county five members of said board, two of whom shall hold office for two years and three of whom shall hold office for four years from the second secular day in January, 1935. Said members shall meet at the office of the county superintendent of schools on said last named date or as soon thereafter as reasonably possible and shall, under some fair and equitable plan, cast lots for said terms of office, and record the result in the minutes of its proceedings. The successors of those who serve two years shall be elected at the general election in 1936 and quadriennally thereafter. The successors of those who serve four years shall be elected at the general election in 1938 and quadrenially thereafter. Vacancies on said board shall be filled by appointment by the remaining members of said board.

Sec. 6. The term of office of all members of said board now or hereafter elected to said board prior to January first, 1935, under the statute herein repealed, shall terminate on said January first, 1935.

Sours of Floyd moved to amend the amendment by inserting in

Digitized by Google

line one following the word "elected" the words "on a non-partisan ticket". Amendment to amendment lost.

Strachan of Humboldt moved the previous question on the main question and all pending amendments.

On the question "Shall the substitute amendment be adopted?" a roll call was demanded.

The ayes were, 28.

Augustine	Fuester	McLean	Sours
Bruce	Gissel	Ostby	Stanzel
Dean	Hartman	Porter	Thies
Falvey	Hook	Reed	Thiessen
Felter	Humeston	Rice	Wenig
Foster	McCreery	Schroeder	Zipse
Fuelling	McKinnon	Smith	Mr. Speaker

The nays were, 63.

Aldrich	Elliott	Johnson	Paisley
Alesch	Ellsworth	Koch	Peet
Beath	Frizzell	Lichty	Roe
Beswick	Gallagher	Lookingbill	Schmitz
Bouska	Garner	McCarthy	Stewart
Bowers	Gittinger	McDermott	Stimpson
Burgess	Grau	Malone	Strachan
Casey	Grell	Mercer	Swift of Dubuque
Crouch	Hanson of Lyon	Metcalf	Teter
Cunningham	Hanson of Winnebago	Millhone	Treimer
Davis	Hopp	Mitchell	Weed
Ditto	Hough	Moore of Benton	Wiese
Dole	Hultman	Moore of Harrison	Willis
Donlon	Jenkins	Mooty	Wolf
Doran	Jensen	Osborn	Yager
Dreessen			Zylstra
Durant			

Absent or not voting, 17.

Bonnstetter	Laughlin	Rawlings	Speidel
Brady	McFarlane	Ryder	Stansell
Craven	Maniece	Sheridan	Stiger
Fabritz	Peaco	Snyder	Swift of Jackson
Goode			

Amendment lost.

Hanson of Lyon moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 77.

Aldrich	Beath	Bowers	Crouch
Alesch	Beswick	Burgess	Cunningham
Augustine	Bouska	Casey	Davis

Digitized by Google

Dean	Grell	Millhone	Stimpson
Ditto	Hanson of Lyon	Mitchell	Strachan
Donlon	Hanson of Winnebago	Moore of Benton	Swift of Dubuque
Doran	Hook	Moore of Harrison	Swift of Jackson
Dreessen	Jenkins	Mooty	Teter
Durant	Jensen	Paisley	Thies
Elliott	Johnson	Peet	Thiessen
Ellsworth	Koch	Porter	Treimer
Falvey	Lichty	Rice	Weed
Felter	Lookingbill	Roe	Wiese
Foster	McCarthy	Schmitz	Willis
Frizzell	McCreery	Schroeder	Wolf
Fuelling	McDermott	Sours	Yager
Fuester	McKinnon	Speidel	Zipse
Gallagher	Malone	Stanzel	Zylstra
Garner	Metcalf	Stewart	Mr. Speaker
Gittinger			

The nays were, 15.

Bruce	Hopp	McLean	Peaco
Dole	Hough	Mercer	Reed
Gissel	Hultman	Osborn	Smith
Grau	Humeston	Ostby	

Absent or not voting, 16.

Bonnstetter	Goode	Maniece	Snyder
Brady	Hartman	Rawlings	Stansell
Craven	Laughlin	Ryder	Stiger
Fabritz	McFarlane	Sheridan	Wenig

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

Senate File No. 339, a bill for an act to amend Section four hundred fifty-three (453) of the Code of 1931, relating to Armory Board, tenure, duties, payment of allowances, from sifting committee, was taken up for consideration.

Doran of Boone moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 84.

Aldrich	Davis	Foster	Hook
Augustine	Dean	Frizzell	Hopp
Beath	Dole	Fuelling	Hough
Beswick	Donlon	Gallagher	Hultman
Bouska	Doran	Garner	Humeston
Bowers	Durant	Gissel	Jenkins
Bruce	Elliott	Grau	Jensen
Burgess	Ellsworth	Grell	Johnson
Casey	Fabritz	Hanson of Lyon	Koch
Crouch	Falvey	Hanson of Winnebago	Lichty
Cunningham	Felter		Lookingbill

Digitized by Google

McCarthy	Mooty	Schroeder	Thiessen
McCreery	Osborn	Smith	Treimer
McDermott	Ostby	Sours	Weed
McKinnon	Paisley	Stanzel	Wenig
McLean	Peaco	Stewart	Wiese
Malone	Porter	Stimpson	Willis
Mercer	Rawlings	Swift of Dubuque	Wolf
Metcalf	Reed	Swift of Jackson	Yager
Millhone	Roe	Teter	Zipse
Mitchell	Schmitz	Thies	Zylstra
Moore of Benton			

The nays were, none.

Absent or not voting, 24.

Alesch	Gittinger	Moore of Harrison	Snyder
Bonnstetter	Goode	Peet	Speidel
Brady	Hartman	Rice	Stansell
Craven	Laughlin	Ryder	Stiger
Ditto	McFarlane	Sheridan	Strachan
Dreessen	Maniece		Mr. Speaker
Fuester			

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

Doran of Boone moved that the vote by which Senate File No. 339 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 342, a bill for an act to relinquish any claim, right, title or interest for or on behalf of the State of Iowa in and to certain real estate now known as Flanders-Bixby State Park in Marion County, Iowa, with report of committee recommending passage was taken up for consideration.

Moore of Harrison moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Teter of Marion asked and obtained unanimous consent to amend line three, section one and line four, section one by inserting following the word "Flanders" the words "and their heirs at law".

On the question "Shall the bill pass?"

The ayes were, 90.

Aldrich	Bowers	Cunningham	Donlon
Augustine	Bruce	Davis	Doran
Beath	Burgess	Dean	Dreessen
Beswick	Casey	Ditto	Durant
Bouska	Crouch	Dole	Elliott

Digitized by Google

Ellsworth	Hopp	Mitchell	Speidel
Fabritz	Hough	Moore of Benton	Stewart
Falvey	Hultman	Moore of Harrison	Stimpson
Felter	Humeston	Mooty	Strachan
Foster	Jenkins	Osborn	Swift of Dubuque
Frizzell	Jensen	Ostby	Swift of Jackson
Fuelling	Johnson	Paisley	Teter
Gallagher	Koch	Peaco	Thies
Garner	Lichty	Peet	Thiessen
Gissel	Lookingbill	Porter	Treimer
Gittinger	McCarthy	Rawlings	Wenig
Grau	McCreery	Reed	Wiese
Grell	McDermott	Roe	Willis
Hanson of Lyon	McLean	Schroeder	Wolf
Hanson of Winnebago	Malone	Schmitz	Yager
Hartman	Mercer	Smith	Zipse
Hook	Metcalf	Sours	Zylstra
	Millhone		Mr. Speaker

The nays were, none.

Absent or not voting, 18.

Alesch	Goode	Rice	Stansell
Bonnstetter	Laughlin	Ryder	Stanzel
Brady	McFarlane	Sheridan	Stiger
Craven	McKinnon	Snyder	Weed
Fuester	Maniece		

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

House File No. 344, a bill for an act to amend section twelve thousand three hundred ninety-six (12396), Code, 1931, relating to nuisances, and to provide that any object or structure hereafter erected or maintained within one thousand feet of the limits of any municipal airport which may endanger or obstruct aerial navigation is a nuisance, with report of committee recommending amendment and passage was taken up for consideration.

On motion of Mercer of Johnson the amendments proposed by the committee, found on page 579 of the Journal of February 24, were adopted.

Mercer of Johnson moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 80.

Aldrich	Bouska	Crouch	Dole
Augustine	Bowers	Cunningham	Donlon
Beath	Burgess	Dean	Doran
Beswick	Casey	Ditto	Dreessen

Digitized by Google

Durant	Hopp	Millhone	Sours
Elliott	Hough	Mitchell	Stanzel
Ellsworth	Hultman	Moore of Benton	Stewart
Fabritz	Humeston	Mooty	Strachan
Falvey	Jenkins	Osborn	Swift of Dubuque
Felter	Johnson	Ostby	Swift of Jackson
Frizzell	Koch	Paisley	Teter
Fuelling	Lichty	Peaco	Thiessen
Fuester	Lookingbill	Peet	Treimer
Gallagher	McCarthy	Rawlings	Wenig
Garner	McCreery	Reed	Wiese
Gissel	McDermott	Roe	Willis
Gittinger	McKinnon	Schmitz	Wolf
Hanson of Lyon	Malone	Schroeder	Zipse
Hanson of Winnebago	Mercer	Sheridan	Zylstra
Hook	Metcalf	Smith	Mr. Speaker

The nays were, 5.

Foster	Grell	McLean	Stimpson
Grau			

Absent or not voting, 23.

Alesch	Goode	Moore of Harrison	Speidel
Bonnstetter	Hartman	Porter	Stansell
Brady	Jensen	Rice	Stiger
Bruce	Laughlin	Ryder	Thies
Craven	McFarlane	Snyder	Weed
Davis	Maniece		Yager

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

House File No. 494, a bill for an act to amend section nine hundred ninety-four (994) Code of 1931, relating to contesting elections for seats in the General Assembly, from sifting committee, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 86.

Aldrich	Dean	Frizzell	Hough
Augustine	Ditto	Fuelling	Hultman
Beath	Donlon	Gallagher	Humeston
Beswick	Doran	Garner	Jenkins
Bouska	Dreessen	Gissel	Johnson
Bowers	Durant	Gittinger	Koch
Bruce	Elliott	Grau	Lichty
Burgess	Ellsworth	Grell	Lookingbill
Casey	Fabritz	Hanson of Lyon	McCarthy
Crouch	Falvey	Hartman	McCreery
Cunningham	Felter	Hook	McDermott
Davis	Foster	Hopp	McKinnon

Digitized by Google

McLean	Paisley	Sours	Thiessen
Malone	Peaco	Stanzel	Treimer
Mercer	Peet	Stewart	Wenig
Metcalf	Porter	Stimpson	Wiese
Millhone	Rawlings	Strachan	Willis
Mitchell	Reed	Swift of Dubuque	Wolf
Moore of Benton	Roe	Swift of Jackson	Yager
Mooty	Schroeder	Teter	Zipse
Osborn	Sheridan	Thies	Zylstra
Ostby	Smith		

The nays were, 1.

Mr. Speaker

Absent or not voting, 21.

Alesch	Goode	Maniece	Snyder
Bonnstetter	Hanson of Winnebago	Moore of Harrison	Speidel
Brady	Jensen	Rice	Stansell
Craven	Laughlin	Ryder	Stiger
Dole	McFarlane	Schmitz	Weed
Fuester			

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

House File No. 397, a bill for an act to amend section ninety hundred fifty-five (9055), and to repeal section ninety hundred forty-three (9043), Code, 1931, and to enact a substitute in lieu thereof relating to associations engaged in the writing of hail insurance and to provide for limited assessments; to fix time of closing books, the minimum percentage which shall be returned to members through payment of losses and dividends from the income for each year; to provide for contributions to an emergency or surplus fund, and to provide the date on which hail losses shall be due and payable, with report of committee recommending passage, was taken up for consideration.

Durant of Hancock moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 88.

Aldrich	Casey	Dreessen	Fuelling
Alesch	Crouch	Durant	Fuester
Augustine	Cunningham	Elliott	Gallagher
Beath	Davis	Ellsworth	Garner
Beswick	Dean	Fabritz	Gissel
Bouska	Ditto	Falvey	Gittinger
Bowers	Dole	Felter	Grau
Bruce	Donlon	Foster	Grell
Burgess	Doran	Frizzell	Hanson of Lyon

Digitized by Google

Hanson of Winnebago	McKinnon	Peet	Swift of Dubuque
Hartman	McLean	Porter	Swift of Jackson
Hook	Malone	Reed	Teter
Hough	Mercer	Rice	Thies
Hultman	Metcalf	Roe	Thiessen
Humeston	Millhone	Schmitz	Treimer
Jenkins	Mitchell	Schroeder	Wenig
Jensen	Moore of Benton	Sours	Wiese
Johnson	Mooty	Speidel	Willis
Koch	Osborn	Stanzel	Wolf
McCarthy	Ostby	Stewart	Yager
McCreery	Paisley	Stimpson	Zipse
McDermott	Peaco	Strachan	Zylstra

The nays were, 1.

Smith

Absent or not voting, 19.

Bonnstetter	Laughlin	Moore of Harrison	Snyder
Brady	Lichty	Rawlings	Stansell
Craven	Lookingbill	Ryder	Stiger
Goode	McFarlane	Sheridan	Weed
Hopp	Maniece		Mr. Speaker

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

Durant of Hancock moved that the vote by which House File No. 397 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 482, a bill for an act to amend Section forty-nine hundred twenty (4920), Code, 1931, relating to license fees on motor vehicle trailers, from sifting committee, was taken up for consideration.

Mooty of Grundy moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 80.

Aldrich	Davis	Frizzell	Hopp
Alesch	Dean	Fuelling	Hough
Augustine	Dole	Fuester	Hultman
Beath	Donlon	Gallagher	Humeston
Beswick	Doran	Garner	Jensen
Bouska	Dreessen	Grau	Johnson
Bowers	Durant	Grell	Koch
Bruce	Elliott	Hanson of Lyon	McCarthy
Burgess	Ellsworth	Hanson of Winnebago	McCreery
Casey	Falvey	Hartman	McDermott
Crouch	Felter	Hook	McKinnon
Cunningham	Foster		McLean

Digitized by Google

Mercer	Peaco	Speidel	Thiessen
Metcalf	Peet	Stanzel	Treimer
Millhone	Reed	Stewart	Wiese
Mitchell	Roe	Stimpson	Willis
Moore of Benton	Schmitz	Strachan	Wolf
Moore of Harrison	Schroeder	Swift of Dubuque	Yager
Mooty	Sheridan	Swift of Jackson	Zipse
Ostby	Smith	Thies	Zylstra
	Sours		

The nays were, none.

Absent or not voting, 28.

Bonnstetter	Goode	Maniece	Snyder
Brady	Jenkins	Osborn	Stansell
Craven	Laughlin	Paisley	Stiger
Ditto	Lichty	Porter	Teter
Fabritz	Lookingbill	Rawlings	Weed
Gissel	McFarlane	Rice	Wenig
Gittinger	Malone	Ryder	Mr. Speaker

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

Senate File No. 302, a bill for an act to legalize warrants issued by the Board of Park Commissioners of the City of Clinton, Iowa, proceedings taken authorizing the issuance of bonds to retire said warrants, and provisions made for the levy of taxes to pay said bonds, was taken up for consideration.

Peaco of Clinton moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 88.

Aldrich	Durant	Hook	Moore of Harrison
Alesch	Ellsworth	Hopp	Mooty
Augustine	Elliott	Hough	Osborn
Beath	Fabritz	Hultman	Ostby
Beswick	Falvey	Humeston	Paisley
Bouska	Felter	Jenkins	Peaco
Bowers	Foster	Johnson	Peet
Bruce	Frizzell	Koch	Reed
Burgess	Fuelling	McCarthy	Rice
Casey	Fuester	McCreery	Roe
Crouch	Gallagher	McDermott	Schmitz
Cunningham	Garner	McKinnon	Schroeder
Davis	Gissel	McLean	Smith
Dean	Gittinger	Malone	Sours
Ditto	Grell	Mercer	Speidel
Dole	Hanson of Lyon	Metcalf	Stanzel
Donlon	Hanson of Winnebago	Millhone	Stewart
Doran	Hartman	Mitchell	Stiger
Dreessen		Moore of Benton	

Digitized by Google

Stimpson	Teter	Wiese	Zipse
Strachan	Thiessen	Willis	Zylstra
Swift of Dubuque	Treimer	Wolf	Mr. Speaker
Swift of Jackson	Wenig	Yager	

The nays were, none.

Absent or not voting, 19.

Bonnstetter	Jensen	Maniece	Snyder
Brady	Laughlin	Porter	Stansell
Craven	Lichty	Rawlings	Thies
Goode	Lookingbill	Ryder	Weed
Grau	McFarlane	Sheridan	

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 290, a bill for an act relating to primary road funds and primary road bonds.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 474, a bill for an act relating to drainage district bonds and providing for the appointment of a conservator.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 189, a bill for an act relating to execution of policies of insurance.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 279, a bill for an act fixing level of dams or spillways at outlets of lakes and across streams.

Also, that the Senate has concurred in House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 327, a bill for an act to make an appropriation to Mrs. Doris E. Kast.

Also, that the Senate has concurred in House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 192, a bill for an act relating to those persons not engaged in the practice of optometry, and providing for the revocation of license of a licensed optometrist.

BYRON G. ALLEN, *Secretary.*

SENATE MESSAGES CONSIDERED

Senate File No. 474, a bill for an act to provide for the appointment of a conservator for a drainage district, levee district, drain-

Digitized by Google

age and levee district, drainage and levee district with pumping stations in default to holders of bonds issued by such districts in default; to provide for the issuance of conservator's bonds by such districts to the bondholders; to provide for adequate proceedings in the district court and to provide for notices and writs incident to the operation of this act; and defining the meaning of the term "drainage district" for the purpose of this act.

Read first and second times and referred to sifting committee.

Senate File No. 290, a bill for an act to amend section forty-seven hundred fifty-five b-thirty-two (4755-b32) of the code 1931, to romove the present limitations on the use of primary road funds for the payment of principal and interest of primary road bonds and bonds issued to refund primary road bonds, to provide a comprehensive plan for the financing of primary road bonds and bonds issued to refund primary road bonds, and to make more certain that primary road bonds and bonds issued to refund primary road bonds and the interest on such bonds will be paid out of the primary road fund.

Read first and second times and referred to sifting committee.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Files Nos. 69, 276 and 275; Senate File No. 223.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills:

House Files Nos. 69, 276, and 275.

Senate File No. 223.

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills submitted the following report:

Digitized by Google

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 25th day of March, 1933, sent to the governor for his approval:

House Files Nos. 69, 276, and 275.

WM. KOCH, *Chairman.*

Report adopted.

AMENDMENTS FILED

Roe of Allamakee filed the following amendment:

Amend Substitute to House File 73 as follows:

Section 41, line 8, by striking out the figure "11,770" and inserting in lieu thereof the figure "13,770".

Further amend said section by striking out the figure "$80,800" in line 11, and inserting in lieu thereof the figure "$82,800".

Further amend said section by striking out the figure "$81,400" in line 16, and inserting in lieu thereof the figure "$83,400".

Dean of Cerro Gordo filed the following amendments to substitute for House File No. 73:

Amend Section three (3), of Substitute for House File 73 by striking from said section lines eight to thirty-one inclusive and inserting in lieu thereof the following:

Total Agricultural Department $138,822.00 to be allocated as follows:

Salaries	$99,822.00
Traveling, contingent and replacement of cars	38,000.00
Seed Analysts	1,000.00

Amend Section three (3), of Substitute for House File 73 by striking from said section lines fifty-four (54) to seventy-two (72) inclusive and inserting the following in lieu thereof:

Iowa Weather and Crop Bureau and State Entomologist....$14,440.00

Amend Section three (3), of Substitute for H. F. 73 by striking from said section lines thirty-eight (38) to forty-nine (49) inclusive and lines fifty-two and fifty-three and inserting the following in lieu thereof:

The affiliated societies of the Department of Agriculture, to be allocated by the Secretary of Agriculture for the following purposes, Iowa Horticultural Society, Iowa Corn and Small Grain Growers, Iowa Dairy Association, Iowa Beef Producers Association and Iowa Horse and Mule Breeders Association $22,000.00

Poultry Association and County Achievement Shows..... 22,000.00

Amend Section three (3) of Substitute for House File 73 by striking from said section line thirty-seven (37) the figure $125,000.00 and insert in lieu thereof $200,000.00.

On motion of McCreery of Linn, the House adjourned until 10:00 a. m. Monday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 27, 1933.

The House met pursuant to adjournment, Mr. Stiger in the chair, on request of the Speaker pro tempore.

Prayer was offered by the Rev. Henry E. Franken, Pastor of the Reformed Church of America, Eddyville, Iowa.

Journal of March 25 corrected and approved.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

Approving prohibition. Beath, from citizens of Adams county; Burgess, from citizens of Woodbury county; Malone, from citizens of Cass county; Lichty, from citizens of Black Hawk county; McFarlane, from citizens of Black Hawk county; Mercer, from citizens of Johnson county; Stewart, from citizens of Calhoun county. Police regulation, suppression of crime and intemperance.

Opposing Beatty-Bennett bill. Aldrich, from citizens of Wright county; Peet, from citizens of Guthrie county. Tax reduction.

Favoring Senate File No. 389. Hultman, from rural carriers of Montgomery county. County and township organization.

Opposing special tax on retail sales. Hough, from citizens of Fayette county. Ways and means.

Opposing action on Senate File No. 263 until Brookings Institute reports. Lichty, from citizens of Black Hawk county. Tax reduction.

Opposing repeal of gasoline tax refund law. Mooty, from citizens of Grundy county. Motor vehicles and transportation.

Favoring taxation of property now exempt. Gallagher, from citizens of Iowa county. Ways and means.

Digitized by Google

Opposing Senate File No. 233 and House File No. 379. Gittinger, from Lucas County Board of Supervisors. Roads and highways.

Favoring Senate File Nos. 125, 175 and 246. Bonnstetter, from citizens of Kossuth county. Motor vehicles and transportation.

Favoring gross income tax. Felter, from citizens of Warren county. Ways and means.

Favoring special tax on chain stores. Aldrich, from citizens of Wright county. Ways and means.

Opposing prohibition. Grell, from citizens of Scott county. Police regulation, suppression of crime and intemperance.

ADDITIONAL COPIES ORDERED PRINTED

Augustine of Ringgold asked and obtained unanimous consent to have three hundred (300) additional copies ordered printed of House File No. 261 as amended.

CONSIDERATION OF BILLS

House File No. 565, a bill for an act to make permanent the transfers of county funds in Floyd County to the poor fund and to the soldiers' relief fund from the road construction fund, where said transfers were originally made with the approval of the Director of the Budget, was taken up for consideration.

Sours of Floyd moved to amend section one, line 14 by striking the word "of" and substituting in lieu thereof the words "and/or". Amendment adopted.

Gissel of Buchanan moved to amend House File No. 565 by inserting in line two, section one following "county" the words "and Buchanan County"; also by inserting in line ten, section one after the word "county" the words "and Buchanan County"; also by striking from section two, lines two and three the words "Nora Springs Advertiser" and "Nora Springs" and substituting in lieu thereof the words "Independence Conservative", "Independence, Iowa". Motion lost.

Sours of Floyd asked and obtained unanimous consent to have

Digitized by Google

section one, line five corrected by striking the first word "at" and substituting in lieu thereof the word "with".

Sours of Floyd moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 88.

Aldrich	Foster	McDermott	Schroeder
Alesch	Frizzell	McKinnon	Smith
Beath	Fuelling	McLean	Snyder
Beswick	Garner	Malone	Sours
Bonnstetter	Gissel	Metcalf	Speidel
Bowers	Gittinger	Millhone	Stansell
Bruce	Goode	Mitchell	Stanzel
Burgess	Grau	Moore of Benton	Stewart
Casey	Grell	Moore of	Stiger
Crouch	Hanson of Lyon	Harrison	Stimpson
Cunningham	Hanson of	Mooty	Strachan
Dean	Winnebago	Osborn	Swift of Dubuque
Ditto	Hartman	Ostby	Swift of Jackson
Dole	Hook	Paisley	Teter
Donlon	Hopp	Peaco	Thies
Doran	Hough	Peet	Thiessen
Dreessen	Hultman	Porter	Treimer
Durant	Humeston	Rawlings	Weed
Elliott	Johnson	Reed	Wiese
Ellsworth	Koch	Roe	Willis
Fabritz	Lichty	Ryder	Yager
Falvey	Lookingbill	Schmitz	Zipse
Felter	McCreery		

The nays were, 5.

Bouska	Gallagher	Maniece	Zylstra
Fuester			

Absent or not voting, 15.

Augustine	Jenkins	McFarlane	Wenig
Brady	Jensen	Mercer	Wolf
Craven	Laughlin	Rice	Mr. Speaker
Davis	McCarthy	Sheridan	

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

REPORT OF COMMITTEE ON HOUSE RESOLUTION NO. 21

Your committee appointed pursuant to House Resolution No. 21 beg leave, first to make the following report of its findings up to date, second, to make the following recommendations, and third, to ask that the Committee be continued to make further findings of fact and report thereon.

House Resolution No. 21 was partially prompted by the following editorial which appeared on page 4 of the Des Moines Tribune, January 28, 1933:

Digitized by Google

"SMELLS LIKE COLLUSION"

"Last year the Missouri highway department paid an average of about 90 cents a barrel for cement, so when the state legislature discovered all the new contracts were placed at $1.25 it naturally did a little investigating.

Thereupon it discovered that the nine contractors involved, some in Missouri and some in three neighboring states, had all bid the same price this year.

The appalling thing is that the contractors had no answer to make except that the bids are based on market price plus cost of distribution, and happened to come out alike!

That would be very pretty if it weren't that (a) the costs of materials and labor have hardly increased 39 per cent since last summer, (b) the distance of the nine contractors from their respective points of delivery varies, and (c) no one is going to swallow nine separate bids, alike to the penny, as pure happenstance.

It will doubtless shock and hurt the cement contractors to learn that the Missouri attorney general refuses to believe in fairies."

I

In response to receiving Resolution No. 21, Fred R. White, Chief Engineer of the Highway Commission, forwarded to the Speaker of the House certain letters, telegrams and copies of bids, which for convenience have been numbered from (1) to (22).

This information furnished by Mr. White in his official capacity, has been received and checked, and from this information the following facts have been found and from these facts the following conclusions and recommendations are made.

II

For the convenience of the members of the legislature, the following sections of the statutes of the state of Iowa as found in the 1931 Code are quoted:

Section 9906. POOLS AND TRUSTS. Any corporation organized under the laws of this or any other state or country for transacting or conducting any kind of business in this state, or any partnership, association, or individual, creating, entering into, or becoming a member of, or a party to, any pool, trust, agreement, contract, combination, confederation, or understanding with any other corporation, partnership, association, or individual, to regulate or fix the price of any article of merchandise or commodity, or to fix or limit the amount or quantity of any article, commodity, or merchandise to be manufactured, mined, produced, or sold in this state, shall be guilty of a conspiracy.

Section 9929. "PITTSBURGH PLUS." There is hereby created a committee consisting of the governor and attorney general, which committee shall have full power and authority to protect and shall be charged with the duty of protecting the state of Iowa and the people thereof against the steel trade practice commonly known as "Pittsburgh plus" and other similar trade practices, and said committee is hereby authorized to use all lawful means for the accomplishment of said purposes.

Digitized by Google

Section 4630. COUNSEL. The attorney general shall act as attorney for said commission on all matters pertaining to their duties, and take such action as may be deemed advisable by him in order to correct violation of the laws relative to highway matters.

Section 4626. DUTIES. Said commission shall:

4. Investigate highway conditions in any county, and report all violations of duty to the attorney general.

Section 9928. PROVISION PART OF EVERY CONTRACT—FORFEIT. The following provision shall be deemed and held to be a part of every contract hereafter entered into by any person, firm, or private corporation with the state, or with any county, city, town, city acting under special charter, city acting under commission form of government, school corporation, or with any municipal corporation, now or hereafter created, whether said provision be inserted in such contract or not, to-wit:

"The party to whom this contract has been awarded, hereby represents and guarantees that he has not, nor has any other person for or in his behalf, directly or indirectly, entered into any arrangement or agreement with any other bidder, or with any public officer, whereby he has paid or is to pay to any other bidder or public officer any sum of money or anything of value whatever in order to obtain this contract; and that he has not, nor has another person, for or in his behalf, directly or indirectly, entered into any agreement or arrangement with any other person, firm, corporation, or association which tends to or does lessen or destroy free competition in the letting of this contract, and he hereby agrees that in case it hereafter be established that such representations or guaranties, or any of them, are false, he will forfeit and pay not less than five per cent of the contract price but in no event less than three hundred dollars, as liquidated damages to the other contracting party."

Section 11268. EXCEPTIONS. In the following cases no witness shall be excused from giving testimony, or from producing any evidence, upon the ground that his testimony or such evidence would tend to render him criminally liable or expose him to public ignominy:

12. In prosecutions against public officers for unlawfully opening, or divulging the contents of, sealed bids.

FACTS

(a) According to the evidence submitted pursuant to this resolution by Mr. Fred White, chief engineer, and the State Highway Commission, we find that in 1929 the commission accepted bids on cement on nine different dates, from fifteen different companies, from different states during the year 1929, the cement to be delivered to different stations in the state and every bid of all these companies was ALIKE TO THE PENNY.

(b) In 1930 and 1931 the same facts are true that all the bids, of practically the same companies, were again alike to the penny, with one exception, and this is the exception:

THE LONE STAR CEMENT COMPANY AT KANSAS CITY BID FOUR CENTS PER BARREL LOWER FOR DELIVERY TO FORT DODGE THAN DID ALL THE OTHER COMPANIES.

As soon as this bid was opened the representative of the Lone Star

Digitized by Google

Cement Company stated that they had made a mistake and that they had intended to bid the same price per barrel at Fort Dodge *as did the other companies* and that the Lone Star Cement Company requested that the Iowa highway commisison reject their bid on this account, or raise their bid four cents per barrel. According to this record, as furnished by Mr. White, the penalty placed upon the Lone Star Cement Company for making a mistake in not following the standard bid which evidently had been agreed upon their bidding four cents lower at Fort Dodge than the others, was to penalize this company by rejecting its bid and not permit it to furnish any cement at that time. The commission approved the request of the Lone Star Cement Company and their bid was rejected.

(c) In 1932 the same policy according to the evidence submitted by Mr. White, was followed by the bidding cement companies and the bids were all IDENTICAL TO THE PENNY.

(d) In Mr. White's letter to the Speaker transmitting the evidence, he refers in two specific places to the price of cement "at the base point." This is conclusive evidence and an admission that he was and is aware of the practice of the cement companies in selling cement to the Iowa Highway Commission in the state of Iowa on the plan of "Base point Plus." In this letter to the Speaker of the House, Mr. White refers, in two different places, to prices of cement at the "base point." Mr. White must have known that the cement companies had to have a "base point" to start from or they could not have made their bids alike, as freight rates to the different shipping points could not have been the same for all companies.

(e) Mr. White asserts in the same letter to the Speaker that cement prices advanced during 1930 and that the purchase of 2,202,000 barrels of cement saved the state $550,000. There is no evidence or figures, in the records submitted, that proves this statement, but facts and figures prove that on March 18, 1930, bids were taken alternately giving contractors the chance to buy their own cement, or use cement purchased by the highway commission and on contracts involving 158,770 barrels of cement a saving of $23,221.18 resulted from letting the contractor buy his own cement rather than use the cement purchased by the state on the previous December. The contractor from the above figures must have purchased his cement 14.6c per barrel cheaper than the state's price. On April 15, 1930, bids were again taken alternately, and a contract involving 54,375 barrels of cement was awarded with the contractor furnishing the cement, then a saving to the state of $8,101.60 or a difference in the cement price of 14.9c per barrel in favor of the contractor. Therefore the purchase of 2,202,000 barrels of cement in December, 1929, cost the state $325,000 instead of saving the state $550,000 as Mr. White claims. The cement combination profits the first amount, $325,000. In Mr. White's letter to the Speaker he further asserts that beginning in November, 1930, it appeared that cement was to advance in price so all paving bids required the contractor to furnish the cement. Before April 1, 1931, cement had dropped $.57 per barrel. Contracts were reduced by this amount. The contractors purchased their own cement on 200 miles of paving, and the state was saved $453,000. The above statement is again untrue, because on March 31, 1931, the bids were taken alternately on Project P750, Win-

Digitized by Google

nebago County, and the price bid by the cement company group is shown to be $.57 lower than the price of the previous November; but the contractor who was low bidder offered to buy his own cement and do the job $29,049.16 below the cost of the project, with state purchased cement.

This shows that the contractor's price involving 75,330 barrels of cement at that letting was $.39 per barrel below the price quoted to the state or a total of $.96 per barrel lower than the price in November, 1930. White's asserted saving to the state of $453,000 is therefore turned into a loss to the state of $310,000 because the price deducted from the contracts did not represent the full amount cement had dropped since the contracts were awarded.

(f) The record submitted and before us fails to show that Mr. White ever, either orally or in writing, notified the governor or the attorney general during these four years of the apparent "collusion" or conspiracy or both, of these various cement companies in the bidding to furnish cement to the state.

(g) The evidence submitted by Mr. White and before us, fails to show that Mr. White ever made public statement, ever notified a grand jury, ever notified the governor of the state or the attorney general, as provided in Section 9928, that these uniform bids, identical to the penny, "tend to, or do lessen free competition in the letting of this contract."

(h) The records before us fail to show that Mr. White ever recommended rejection of bids because of this evident "collusion."

(i) The record fails to show that the Highway Commission ever asked for bids on brick or any other type of surfacing in an attempt to break up this monopoly, and likewise the record fails to show that Mr. White, as engineer, ever made any such recommendation.

CONCLUSIONS

III

From the above facts herein cited and other facts in the record not herein set out, your committee has come to the following conclusions:

a. There is abundant evidence to establish collusion, and conspiracy.

b. There is abundant evidence to establish wanton ignorance, lack of efficiency and contempt of public trust.

c. That Mr. White must have known from the beginning, in July, 1929, that there was no competition among the bidding cement companies to furnish cement to the State of Iowa, and that there was collusion to violate the laws of Iowa.

d. That Mr. White and the Iowa Highway Commission was wantonly negligent if not criminally so in not notifying the Governor and the Attorney General of the facts and circumstances of the bidding of these cement companies, exactly alike to the penny.

RECOMMENDATIONS

Your committee after careful investigation of the records laid before it and after due deliberation, taking into consideration the enormous sums of money involved and the baneful influence of these practices by men of high places clothed with authority and great responsibility, recommend:

1. That all this evidence be turned over to the Attorney General with

Digitized by Google

instructions to investigate further and bring such proceedings as he deems advisable.

2. That the Highway law be changed by this legislature so that those clothed with authority be responsible and responsive to the people directly.

3. And we further recommend that the committee be continued for further report on other facts and information which it has in its possession and knows where to secure.

CHRISTIAN GRELL
LAMAR P. FOSTER
GUSTAVE ALESCH
W. A. YAGER
ADA GARNER
Committee.

Laid over under Rule No. 34.

CONSIDERATION OF BILLS

House File No. 567, a bill for an act to amend section sixteen hundred fifty-four (1654), Code, 1931, relating to fees charged by township clerks for mileage and reporting same, was taken up for consideration.

Sours of Floyd moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 98.

Aldrich	Frizzell	McCarthy	Schmitz
Beath	Fuelling	McCreery	Schroeder
Beswick	Fuester	McDermott	Sheridan
Bonnstetter	Gallagher	McKinnon	Smith
Bouska	Garner	McLean	Snyder
Bowers	Gissel	Malone	Sours
Brady	Gittinger	Maniece	Speidel
Burgess	Goode	Mercer	Stansell
Casey	Grau	Metcalf	Stewart
Craven	Grell	Millhone	Stiger
Crouch	Hanson of Lyon	Mitchell	Stimpson
Cunningham	Hanson of Winnebago	Moore of Benton	Strachan
Davis	Hartman	Moore of Harrison	Swift of Dubuque
Dean	Hook	Mooty	Swift of Jackson
Dole	Hopp	Osborn	Teter
Donlon	Hough	Ostby	Thies
Doran	Hultman	Paisley	Thiessen
Dreessen	Humeston	Peaco	Treimer
Durant	Jenkins	Peet	Weed
Elliott	Jensen	Porter	Wiese
Ellsworth	Johnson	Rawlings	Willis
Fabritz	Koch	Reed	Wolf
Falvey	Laughlin	Roe	Yager
Felter	Lichty	Ryder	Zipse
Foster			Zylstra

The nays were, none.

Digitized by Google

Absent or not voting, 10.

Alesch	Ditto	Rice	Wenig
Augustine	Lookingbill	Stanzel	Mr. Speaker
Bruce	McFarlane		

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

At this time Speaker Miller resumed the chair.

House File No. 367, a bill for an act to make permanent a temporary transfer made March 8, 1932, by authority of the Director of the Budget for Iowa, of twenty thousand dollars ($20,000.00) from the Secondary Road Construction Fund of Monroe County, Iowa, to the Poor Fund of said county, with report of committee recommending passage, was taken up for consideration.

Falvey of Monroe moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 85.

Aldrich	Fabritz	Lookingbill	Sheridan
Alesch	Falvey	McCarthy	Smith
Beath	Felter	McDermott	Snyder
Beswick	Foster	Malone	Sours
Boonstetter	Frizzell	Mercer	Stansell
Brady	Fuelling	Metcalf	Stewart
Bruce	Garner	Millhone	Stiger
Burgess	Gissel	Mitchell	Stimpson
Casey	Gittinger	Moore of Benton	Swift of Dubuque
Craven	Goode	Moore of Harrison	Swift of Jackson
Crouch	Grell	Mooty	Teter
Cunningham	Hanson of Lyon	Osborn	Thies
Davis	Hanson of Winnebago	Paisley	Thiessen
Dean	Hartman	Peaco	Treimer
Ditto	Hook	Peet	Weed
Dole	Hough	Porter	Wiese
Donlon	Humeston	Reed	Willis
Doran	Johnson	Roe	Yager
Dreessen	Koch	Ryder	Zipse
Durant	Laughlin	Schmitz	Zylstra
Elliott	Lichty	Schroeder	Mr. Speaker
Ellsworth			

The nays were, 10.

Bouska	Jenkins	McLean	Ostby
Fuester	McCreery	Maniece	Strachan
Grau	McKinnon		

Absent or not voting, 13.

Augustine	Hultman	Rawlings	Stanzel
Bowers	Jensen	Rice	Wenig
Gallagher	McFarlane	Speidel	Wolf
Hopp			

Digitized by Google

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

House File No. 535, a bill for an act to make an appropriation to R. Kamminga, Administrator of the Estate of Michael Barry, deceased, with report of committee recommending amendment and passage, was taken up for consideration.

On motion of Reed of Mahaska the amendments proposed by the committee, found on page 786 of the Journal of March 15, were adopted.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 101.

Aldrich	Foster	Lookingbill	Schroeder
Alesch	Frizzell	McCarthy	Smith
Beath	Fuelling	McDermott	Snyder
Beswick	Fuester	McKinnon	Sours
Bonnstetter	Gallagher	McLean	Speidel
Bouska	Garner	Malone	Stansell
Bowers	Gissel	Maniece	Stanzel
Brady	Gittinger	Mercer	Stewart
Bruce	Goode	Metcalf	Stiger
Burgess	Grau	Millhone	Stimpson
Casey	Grell	Mitchell	Strachan
Craven	Hanson of Lyon	Moore of Benton	Swift of Dubuque
Crouch	Hanson of Winnebago	Moore of Harrison	Swift of Jackson
Cunningham	Hartman	Mooty	Teter
Davis	Hook	Osborn	Thies
Dean	Hopp	Ostby	Thiessen
Dole	Hough	Paisley	Treimer
Donlon	Hultman	Peaco	Weed
Doran	Humeston	Peet	Wiese
Dreessen	Jenkins	Porter	Willis
Durant	Jensen	Rawlings	Wolf
Elliott	Johnson	Reed	Yager
Ellsworth	Koch	Roe	Zipse
Fabritz	Laughlin	Ryder	Zylstra
Falvey	Lichty	Schmitz	Mr. Speaker
Felter			

The nays were, none.

Absent or not voting, 7.

Augustine	McCreery	Rice	Wenig
Ditto	McFarlane	Sheridan	

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

Digitized by Google

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, House Files Nos. 189, 278 and 279.

WM. KOCH, *Chairman House Committee,*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House Files Nos. 189, 278 and 279.

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 27th day of March, 1933, sent to the governor for his approval, House Files Nos. 189, 278 and 279.

WM. KOCH, *Chairman.*

Report adopted.

PROOF OF PUBLICATION

The official proof of publication of Senate File No. 469, a bill for an act to make permanent the temporary transfer of money from the secondary road construction fund to the general county fund of Pocahontas County, Iowa, was duly filed with the Chief Clerk of the House in compliance with the provisions of section 10358 of the Code, 1931.

ASSIGNMENT OF SEAT IN PRESS GALLERY

Chief Clerk announced the assignment of a desk in the press gallery:

Donald H. Johnson, Des Moines Post-Dispatch.

AMENDMENTS FILED

Wiese of Scott filed the following amendments to House Substitute for House File No. 73:

Amend House Substitute for House File No. 73 as follows:

1. Amend sub-section 13 of section 45 by striking from lines 167 and

Digitized by Google

168 the words and figures "one hundred forty-six thousand six hundred eighty-five dollars ($146,685)" and substituting therefor the words and figures "one hundred seventy thousand dollars ($170,000)".

2. Further amend said section by striking from line 171 the figures "$146,685," and substituting therefor the figures "$170,000."

3. Further amend said sub-section, line 214 by striking the figures "$3,310,729," and substituting therefor the figures "$3,334,044."

Hopp of Mills filed the following amendments to House Substitute for House File No. 73:

Amend House Substitute for House File No. 73, section forty-five (45), line forty-one (41), by inserting after the word "for" the words "each year of".

Also, amend House Substitute for House File No. 73, section forty-five (45), by striking the figures "$278,536" in line forty-five (45), and inserting in lieu thereof the figures "$288,536".

Also, amend House Substitute for House File No. 73, section forty-five, by adding the following paragraph after line forty-nine (49):

"The total amount appropriated for the boiler plant for the biennium shall be available during the first year of the biennuim."

Ditto of Osceola filed the following amendments to House Substitute for House File No. 73:

Amend House Substitute for House File No. 73 as follows:

Section two (2), Line thirty-two (32), strike the figures "$160,008," and insert in lieu thereof "$166,000."

Section two (2), Line thirty-five (35), strike the figures "$184,866," and insert in lieu thereof "$190,866."

Johnson of Linn filed the following amendments to House Substitute for House File No. 73:

Amend House Substitute for House File No. 73 by the Appropriations Committee, by adding thereto and inserting therein as Section seventeen and one-half (Sec. 17½) the following:

GEOLOGICAL SURVEY

(See page 38 of Budget Report)

Sec. 17½. For the department of the Geological Survey there is hereby appropriated for each year of the biennuim beginning July 1, 1933, and ending June 30, 1935, the sum of eight thousand two hundred seventy-four dollars ($8,274) or so much thereof as may be necessary, to be used in the following manner:

For Salaries: (a)

Assistant State Geologist	$2,628
Secretary	1,596
	$4,224

For Miscellaneous Purposes: (b)

Geological investigations, including wages and expenses	$2,250

Digitized by Google

Biological investigations, including publication of reports..... 1,800

$4,050

Grand total of all appropriations for all purposes for each year of the biennium for the department of the Geological Survey.....$8,274

Swift of Jackson filed the following amendments to House Substitute for House File No. 73:

Amend House Substitute for House File No. 73, Section 20 as follows:

1. Strike from lines three (3) and four (4) the following "seventy-three thousand five hundred ninety-four dollars ($73,594)" and insert in lieu thereof "seventy-eight thousand, eight hundred thirty-five ($78,835)".

2. Strike the figures "3,625" from line nine (9) and insert in lieu thereof the figures "4500".

3. Strike the figures "3000" from line ten (10) and insert in lieu thereof the figures "3600".

4. Strike the figures "2713" from line twenty-one and insert in lieu thereof the figures "3000".

5. Insert between lines 23 and 24 the following:

"Director child hygiene (one-half time).....1725".

6. Insert between lines 24 and 25 the following:

"Nurse Child Hygiene.....2000".

7. Strike the figures "3700" from line twenty-nine (29) and insert in lieu thereof the figures "4500".

8. Strike the figures "2713" from line forty-seven (47) and insert in lieu thereof the figures "3300".

9. Strike the figures "1733" from line forty-eight (48) and insert in lieu thereof the figures "1800".

10. Strike the figures "1700" from line forty-nine (49) and insert in lieu thereof the figures "1800".

11. Strike the figures "1980" from line fifty (50) and insert in lieu thereof the figures "2100".

12. Strike the figures "1530" from line fifty-one (51) and insert in lieu thereof the figures "1600".

Bonnstetter of Kossuth filed the following amendment to House Substitute for House File No. 73:

Amend House Substitute for House File No. 73 by inserting as Section 69 the following:

"All appropriations made by this act may be available by such department, bureau, board, commission or institution as named herein, only upon a sworn statement made by the head of the department, bureau, board, commission or institution, that all money received from unexpended appropriations, miscellaneous receipts, fees or other income, has been expended. The sworn statement shall be made to the Auditor of State, who shall disburse to the department, bureau, board or commission such part of the appropriations as he deems necessary. All unexpended balances from this appropriation shall revert to the general fund of the state."

Renumber section 69 as section 70.

Digitized by Google

Craven of Jasper filed the following amendment to House Substitute for House File No. 73:

Amend section 12, lines 3 and 4, by striking out the words and figures "three hundred seventy-five thousand dollars ($375,000)" and insert in lieu thereof the words and figures "three hundred seventy-two thousand five hundred ($372,500)".

Mooty of Grundy filed the following amendment to House File No. 166:

Amend House File No. 166 by striking therefrom section 2 and substituting therefor the following:

Sec. 2. That section 6134-d6 of the Code, 1931, is amended by inserting the words:

"for telephone service" after the word "energy" in line seven (7) thereof.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that he had approved the following bills:

March 22, House Substitute for House File No. 1; House Files Nos. 3, 13, 28, 53, 58, 102, 150, 210, 242, 534 and 541.

March 23, House Files Nos. 67, 84, 181, 243 and 299.

March 25, House Files Nos. 69, 275 and 276.

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your Sifting Committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

Sifting Com. Bill No. 568	H. F. No. 301
H. F. No. 366	H. F. No. 322
H. F. No. 406	H. F. No. 356
H. F. No. 314	H. F. No. 387
H. F. No. 544	H. F. No. 393
H. F. No. 232	H. F. No. 398
H. F. No. 233	H. F. No. 447
H. F. No. 269	S. F. No. 290

ED. RAWLINGS, *Chairman.*

Doran of Boone moved that the House adjourn until 9:00 a. m. Tuesday.

Malone of Cass moved to amend the motion by striking the words "9:00 a. m. Tuesday" and substituting in lieu thereof the words "1:30 p. m. Monday". Amendment lost.

Motion prevailed and the House stood adjourned until 9:00 a. m. Tuesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 28, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. Fred A. Smith, Pastor of the Methodist Episcopal Church, Shell Rock, Iowa.

Journal of March 27 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Moore of Harrison for the day, on request of Maniece of Emmett; Willis of Dallas for the day, on request of Ditto of Osceola.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the following committees:

Favoring prohibition. Paisley, from citizens of Lee county; Stewart, from citizens of Calhoun county; Brady, from citizens of Pottawattamie county. Referred to police protection, suppression of crime and intemperance.

Favoring beer and light wines. Lichty, from citizens of Black Hawk county. Referred to police protection, suppression of crime and intemperance.

Favoring taxation of property now exempt. Beswick, from citizens of Van Buren county. Referred to ways and means.

Favoring bill to reduce lengths and weights of trucks. Doran, from citizens of Boone county. Referred to motor vehicles and transportation.

Favoring reduction in telephone rates. Metcalf, from Telephone Subscribers Association for Lower Rates located in Muscatine, Iowa. Referred to telephone, telegraph and express.

Digitized by Google

Favoring optional military training at Iowa City and Ames. Ellsworth, from citizens of Hardin county. Referred to military.

Favoring gross income tax law. Crouch, from citizens of Greene county. Referred to ways and means.

INTRODUCTION OF BILLS

House File No. 568, by the sifting committee, a bill for an act requiring liability insurance for certain employees operating state owned motor vehicles.

Read first and second times and placed on calendar.

CONSIDERATION OF BILLS

Senate File No. 122, a bill for an act to amend sections eighteen hundred fifty-four (1854), eighteen hundred fifty-five (1855), eighteen hundred sixty-four (1864), eighteen hundred sixty-nine-b-one (1869-b-1), and eighteen hundred seventy-five (1875), Code, 1931, and to repeal section eighteen hundred seventy-six, (1876), Code, 1931, and enacting a substitute therefor; relating to the duties of the secretary of the Board of Engineering Examiners, providing for the regulation, licensing and practice of professional engineers and land surveyors and penalty for the violation thereof, with report of committee recommending passage, was taken up for consideration.

Willis of Dallas called up the amendment filed by him, and found on page 1040 of the Journal of March 24, and moved its adoption. Amendment adopted.

Stiger of Tama moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 50.

Beath	Hanson of Lyon	Mercer	Schroeder
Bouska	Hanson of Winnebago	Millhone	Sheridan
Brady	Hultman	Moore of Benton	Snyder
Casey	Johnson	Osborn	Stansell
Craven	Koch	Ostby	Stanzel
Cunningham	Laughlin	Paisley	Stewart
Ditto	Lichty	Peaco	Stiger
Durant	Lookingbill	Peet	Strachan
Ellsworth	McDermott	Porter	Swift of Dubuque
Fabritz	McFarlane	Rawlings	Swift of Jackson
Falvey	McLean	Reed	Thiessen
Gittinger	Malone	Ryder	Wiese
Grell		Schmitz	

Digitized by Google

The nays were, 44.

Aldrich	Dreessen	Hook	Roe
Alesch	Elliott	Hopp	Smith
Augustine	Felter	Hough	Speidel
Beswick	Foster	Humeston	Stimpson
Bonnstetter	Frizzell	Jenkins	Thies
Bowers	Fuelling	Jensen	Treimer
Crouch	Fuester	McCreery	Weed
Davis	Garner	Maniece	Wolf
Dole	Goode	Mitchell	Yager
Donlon	Grau	Mooty	Zipse
Doran	Hartman	Rice	Zylstra

Absent or not voting, 14.

Bruce	Gissel	Moore of Harrison	Wenig
Burgess	McCarthy	Sours	Willis
Dean	McKinnon	Teter	Mr. Speaker
Gallagher	Metcalf		

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

Crouch of Greene moved that the vote by which Senate File No. 122 failed to pass the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 566, a bill for an act providing for the nonpartisan nomination and election of judges of the Supreme, District and Superior Courts of Iowa, was taken up for consideration.

Rice of Keokuk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 54.

Aldrich	Foster	Maniece	Smith
Alesch	Fuelling	Mercer	Speidel
Bonnstetter	Fuester	Metcalf	Stanzel
Bouska	Garner	Mitchell	Stewart
Brady	Gittinger	Osborn	Stiger
Craven	Grau	Peaco	Teter
Crouch	Grell	Peet	Thies
Davis	Hanson of Lyon	Rawlings	Thiessen
Dean	Hook	Reed	Treimer
Ditto	Hough	Rice	Wenig
Donlon	Koch	Roe	Zipse
Dreessen	Laughlin	Schmitz	Zylstra
Fabritz	McKinnon	Schroeder	Mr. Speaker
Falvey	McLean		

The nays were, 49.

Augustine	Bowers	Dole	Elliott
Beath	Burgess	Doran	Ellsworth
Beswick	Casey	Durant	Felter

Digitized by Google

Frizzell	Jensen	Moore of Benton	Stansell
Gallagher	Johnson	Mooty	Stimpson
Gissel	Lichty	Ostby	Strachan
Goode	Lookingbill	Paisley	Swift of Dubuque
Hanson of Winnebago	McCarthy	Porter	Swift of Jackson
	McCreery	Ryder	Weed
Hartman	McDermott	Sheridan	Wiese
Hopp	McFarlane	Snyder	Wolf
Hultman	Malone	Sours	Yager
Humeston	Millhone		

Absent or not voting, 5.

Bruce	Jenkins	Moore of Harrison	Willis
Cunningham			

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

Rice of Keokuk moved that the vote by which House File No. 566 failed to pass the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Rawlings of Monona moved that House File No. 166 be stricken from the list. Motion lost.

House File No. 166, a bill for an act to amend section sixty one hundred twenty seven (6127), sixty one hundred thirty four d-six (6134-d6), sixty one hundred thirty five (6135), sixty one hundred forty two (6142) of the code of 1931, relating to public utilities and to the power of cities and towns, was taken up for consideration.

Mooty of Grundy called up the amendment filed by him, and found on page 1070 of the Journal of March 27, and moved its adoption.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 74.

Aldrich	Foster	Jensen	Smith
Augustine	Frizzell	Lichty	Snyder
Beath	Fuelling	McCarthy	Speidel
Beswick	Fuester	McFarlane	Stewart
Bowers	Gallagher	McKinnon	Stimpson
Burgess	Garner	McLean	Strachan
Craven	Gissel	Maniece	Swift of Dubuque
Cunningham	Gittinger	Metcalf	Swift of Jackson
Davis	Grau	Mitchell	Thies
Dole	Grell	Moore of Benton	Thiessen
Donlon	Hanson of Lyon	Mooty	Treimer
Doran	Hanson of Winnebago	Osborn	Weed
Dreessen		Ostby	Wenig
Durant	Hartman	Peaco	Wiese
Elliott	Hook	Peet	Wolf
Ellsworth	Hopp	Reed	Yager
Fabritz	Hough	Rice	Zipse
Falvey	Hultman	Roe	Zylstra
Felter	Humeston	Schroeder	

Digitized by Google

The nays were, 6.

Bouska	Schmitz	Stansell	Stanzel
Johnson	Sours		

Absent or not voting, 28.

Alesch	Goode	Malone	Rawlings
Bonnstetter	Jenkins	Mercer	Ryder
Brady	Koch	Millhone	Sheridan
Bruce	Laughlin	Moore of	Stiger
Casey	Lookingbill	Harrison	Teter
Crouch	McCreery	Paisley	Willis
Dean	McDermott	Porter	Mr. Speaker
Ditto			

Amendment adopted.

McKinnon of Henry asked and obtained unanimous consent to strike the word "for" from line three of section two.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 191, a bill for an act relating to road poll taxes.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 451, a bill for an act relating to the emergency fund of mutual assessment insurance associations other than life.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 179, a bill for an act relating to minimum capitalization of state and savings banks and trust companies.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 320, a bill for an act authorizing return of checks to bidders on street improvements and sewers in cities under Commisison form of Government.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 469, a bill for an act to make permanent the temporary transfer of money from the secondary road construction fund to the general county fund of Pocahontas County, Iowa.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 332, a bill for an act relating to maintenance of highways through cities and towns.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 348, a bill for an act requiring assigned or transferred mortgages to be reported to County Auditor.

BYRON G. ALLEN, *Secretary.*

Digitized by Google

SENATE AMENDMENTS TO HOUSE FILE NO. 179

Amend Section 1 by striking therefrom line fourteen (14).

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption.

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, Senate Files Nos. 300, 280, 212, 166, 327, 192, 339 and 302.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: Senate Files Nos. 300, 280, 212, 166, 327, 192, 339 and 302.

CONSIDERATION OF BILLS

The time for special order having arrived, House File No. 204, a bill for an act to provide necessary revenue for the State of Iowa and all of its subdivisions, or parts thereof, including its schools and the schools of any and all of its subdivisions by the imposition and the collection of a general gross retail sales tax upon all individuals, partnerships, corporations, joint stock companies, syndicates or associations and persons, for the privilege of bartering, selling and/or exchanging, within this State, any and all kinds of property, commodities, articles, goods, wares, merchandise, bonds, stocks, securities, and/or other evidences of property, or interest in property and/or interest in property and/or selling or otherwise disposing of any and all kinds of service, except the personal earnings of individuals, within the State of Iowa; to provide for the ascertainment, assessment and collection of said taxes; to fix penalties for the violation of this Act; to apply the proceeds of taxes collected under this Act; to prohibit the levying and/or collection, of any ad valorem tax on property after December 31st, 1933; to repeal Chapters three hundred thirty-two (332) to three hundred forty-nine (349) inclusive, three hundred twenty-nine-Ctwo (329-c2), three hundred forty-d one (340-d1), three hundred forty-one-a one (341-a1), and section seventy-three hundred ninety-eight (7398), Code 1931, are hereby repealed as of Decem-

Digitized by Google

ber 31, 1933, and all Acts, or parts of Acts, in conflict with this Act, was taken up for consideration.

MESSAGE FROM THE GOVERNOR

The following message was received from the Governor:

SPECIAL MESSAGE TO LEGISLATURE

MR. PRESIDENT, SENATORS AND REPRESENTATIVES OF THE FORTY-FIFTH GENERAL ASSEMBLY: I wish to place before the General Assembly my position upon tax revision as I am advised that the legislature now has before it a number of tax revision measures. For twelve years I have advocated a complete revision of our taxing machinery. My position in this connection has in no wise changed. I believe tax revision to be of at least equal importance with every other question before the Legislature and the people. I am opposed to tax revision in this session of the Legislature for the following reasons:

A comprehensive study of revenue systems, state and local, is now being made. This report will describe the existing system of taxation. It will point out its inequalities and defects and will recommend specific measures for improvement. Tax revision will be compared, so far as it may be possible, with the incomes of taxpayers, and this report will show in what taxing districts, among what classes of population, the burden of taxation is heaviest. Due attention will be given to the method of assessments and to the allocation of the proceeds of taxation. Especially will careful consideration be given to the general property tax and to possible substitute sources, which if taxed, might bring about a more equitable distribution of the tax burden. In my opinion, it would be extremely difficult, if not impossible, to accomplish a sound revision of our revenue system without the information which this survey will provide. Taxation is an extremely intricate matter, and though done with the best of intentions, the hasty enactment of new revenue laws might defeat their own purpose. I want new taxes devised after we know what the tax load is to be.

I have upon another occasion advised your Honorable Body that I purpose calling a special session of the Legislature in the latter part of the present summer. I pledge you now that one of the very first matters to be urged for consideration by this special session of the Legislature will be tax revision, to be based upon full and complete revenue information which will be laid before you.

The only possible advantage from a revenue standpoint of tax revision measures now before the General Assembly as contrasted with action to be taken in the next session, would be revenue from a sales tax program, and possibly a small return from a net income tax. I do not believe that this possible revenue justifies revamping our entire revenue-raising structure without the information which the above referred to survey will provide. I recognize it is clearly the duty of the Legislature to provide revenue and it is further the duty of the Legislature to provide revenue in the most just and equitable manner, and I recognize further the injus-

Digitized by Google

tices of a system which has been in effect for approximately seventy-five years. However, I cananot believe that the continuance of this present inequitable system for an additional one hundred and twenty days justifies disregarding altogether the effort that is now being made to assemble facts and conditions upon which an intelligent long-time program can be devised.

Respectfully submitted,

CLYDE L. HERRING, *Governor.*

ACTION ON TAX REVISION MEASURES DEFERRED

Ditto of Osceola moved that action on all tax revision measures be deferred until the Special Session in August.

Rice of Keokuk moved that the House recess until 1:30 p. m. Motion lost.

Wenig of Clay moved the previous question. Motion prevailed.

On the question "Shall action be deferred on all tax revision bills?" a roll call was demanded.

The ayes were, 63.

Aldrich	Garner	Maniece	Sheridan
Alesch	Gissel	Mercer	Stewart
Bouska	Gittinger	Metcalf	Stiger
Brady	Goode	Mitchell	Stimpson
Burgess	Hartman	Moore of Benton	Swift of Dubuque
Casey	Hook	Osborn	Swift of Jackson
Davis	Hopp	Ostby	Thies
Ditto	Hough	Paisley	Thiessen
Dole	Humeston	Peaco	Treimer
Dreessen	Jensen	Porter	Wenig
Fabritz	Koch	Rawlings	Wiese
Falvey	Laughlin	Reed	Wolf
Foster	McCarthy	Rice	Yager
Frizzell	McDermott	Ryder	Zipse
Fuelling	McKinnon	Schmitz	Mr. Speaker
Fuester	Malone	Schroeder	

The nays were, 42.

Augustine	Doran	Hultman	Roe
Beath	Durant	Jenkins	Smith
Beswick	Elliott	Johnson	Snyder
Bonnstetter	Ellsworth	Lichty	Sours
Bowers	Felter	Lookingbill	Speidel
Bruce	Gallagher	McCreery	Stansell
Craven	Grau	McFarlane	Stanzel
Crouch	Grell	McLean	Strachan
Cunningham	Hanson of Lyon	Millhone	Weed
Dean	Hanson of Winnebago	Mooty	Zylstra
Donlon		Peet	

Absent or not voting, 3.

Moore of Harrison	Teter	Willis

Motion prevailed.

Digitized by Google

MOTION TO RECONSIDER FILED

MR. SPEAKER: I move to reconsider the vote by which House File No. 566 failed to pass the House. C. E. MALONE.

McKinnon of Henry moved that the House recess until 1:30 p. m. Motion prevailed.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Snyder of Hamilton for the afternoon, on request of Jenkins of Louisa.

CONSIDERATION OF SENATE AMENDMENTS

On request of Ellsworth of Hardin, unanimous consent having been given, House File No. 179, an act to amend Section ninety-two hundred seventeen C-1 (9217 C-1), Code, 1931, relating to the minimum capitalization of state and savings banks and trust companies, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 179

Amend Section 1 by striking therefrom line fourteen (14).

Mr. Ellsworth moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 87.

Aldrich	Durant	Hough	Moore of Benton
Alesch	Ellsworth	Hultman	Mooty
Augustine	Felter	Humeston	Osborn
Beath	Foster	Jenkins	Paisley
Beswick	Frizzell	Jensen	Peaco
Bonnstetter	Fuelling	Johnson	Peet
Bouska	Gallagher	Koch	Porter
Bowers	Garner	Laughlin	Reed
Bruce	Gissel	Lichty	Roe
Burgess	Gittinger	Lookingbill	Ryder
Casey	Goode	McCarthy	Schmitz
Craven	Grell	McCreery	Schroeder
Crouch	Hanson of Lyon	McFarlane	Sheridan
Cunningham	Hanson of Winnebago	McKinnon	Smith
Davis	Hartman	Malone	Sours
Dole	Hook	Metcalf	Speidel
Donlon	Hopp	Millhone	Stansell
Doran		Mitchell	Stewart

Digitized by Google

Stiger	Swift of Jackson	Weed	Wolf
Stimpson	Teter	Wenig	Yager
Strachan	Thiessen	Wiese	Zipse
Swift of Dubuque	Treimer	Willis	Mr. Speaker

The nays were, none.

Absent or not voting, 21.

Brady	Falvey	Mercer	Rice
Dean	Fuester	Moore of Harrison	Snyder
Ditto	Grau	Ostby	Stanzel
Dreessen	McDermott	Rawlings	Thies
Elliott	McLean		Zylstra
Fabritz	Maniece		

So the House concurred in Senate amendments to House File No. 179.

CONSIDERATION OF BILLS

The House resumed consideration of House File No. 166.

McCreery of Linn moved that House File No. 166 be rereferred to the sifting committee.

Fabritz of Wapello in the chair, at the request of the Speaker.

McKinnon of Henry moved the previous question. Motion prevailed.

On the question "Shall House File No. 166 be rereferred to the sifting committee?" a roll call was demanded.

The ayes were, 35.

Augustine	Johnson	Moore of Benton	Stiger
Beswick	Koch	Paisley	Swift of Dubuque
Bouska	Laughlin	Reed	Teter
Brady	Lookingbill	Ryder	Thies
Casey	McCarthy	Schmitz	Treimer
Ditto	McCreery	Sheridan	Wiese
Durant	Malone	Sours	Willis
Gissel	Metcalf	Stansell	Wolf
Hartman	Millhone	Stanzel	

The nays were, 61.

Aldrich	Doran	Grell	McFarlane
Alesch	Dreessen	Hanson of Lyon	McKinnon
Beath	Elliott	Hanson of Winnebago	McLean
Bowers	Ellsworth	Hook	Maniece
Bruce	Felter	Hopp	Mitchell
Burgess	Foster	Hough	Mooty
Craven	Frizzell	Hultman	Osborn
Crouch	Fuelling	Humeston	Ostby
Cunningham	Fuester	Jenkins	Peaco
Davis	Garner	Jensen	Peet
Dean	Gittinger	Lichty	Porter
Dole	Goode		Rice

Digitized by Google

Roe	Stewart	Thiessen	Yager
Schroeder	Stimpson	Weed	Zipse
Smith	Strachan	Wenig	Zylstra
Speidel	Swift of Jackson		

Absent or not voting, 12.

Bonnstetter	Gallagher	Mercer	Rawlings
Donlon	Grau	Moore of	Snyder
Fabritz	McDermott	Harrison	Mr. Speaker
Falvey			

Motion lost.

Speaker Miller resumed the chair.

Zylstra of Sioux moved the previous question on the main question. Motion prevailed.

Mooty of Grundy moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 73.

Aldrich	Frizzell	McCarthy	Schroeder
Alesch	Fuester	McFarlane	Smith
Beath	Gallagher	McKinnon	Speidel
Bonnstetter	Garner	McLean	Stansell
Bowers	Gittinger	Malone	Stanzel
Burgess	Goode	Maniece	Stewart
Crouch	Grau	Mitchell	Stimpson
Cunningham	Hanson of Lyon	Moore of Benton	Strachan
Davis	Hanson of	Mooty	Swift of Jackson
Dean	Winnebago	Osborn	Teter
Dole	Hook	Ostby	Thies
Donlon	Hopp	Peaco	Thiessen
Doran	Hough	Peet	Weed
Dreessen	Hultman	Porter	Wenig
Elliott	Humeston	Rawlings	Willis
Fabritz	Jenkins	Reed	Yager
Falvey	Jensen	Rice	Zipse
Felter	Laughlin	Roe	Zylstra
Foster	Lichty		

The nays were, 27.

Augustine	Ellsworth	McCreery	Sours
Bouska	Fuelling	Mercer	Stiger
Brady	Gissel	Metcalf	Swift of Dubuque
Bruce	Hartman	Paisley	Treimer
Casey	Johnson	Ryder	Wiese
Ditto	Koch	Schmitz	Wolf
Durant	Lookinghill	Sheridan	

Absent or not voting, 8.

Beswick	McDermott	Moore of	Snyder
Craven	Millhone	Harrison	Mr. Speaker
Grell			

Digitized by Google

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

Jensen of Audubon moved that the vote by which House File No. 166 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

AMENDMENT WITHDRAWN

Swift of Jackson asked and obtained unanimous consent to withdraw the amendment to House Substitute for House File No. 73 filed by him, and found on page 1069 of the Journal of March 27.

CONSIDERATION OF BILLS

Senate File No. 221, a bill for an act to amend section five thousand twenty-one (5021), Code, 1931, relating to vehicles turning to the right when overtaken and to regulate the passing of vehicles upon or near the crest of grades or hills and upon curves and turns in the primary highways, and requiring the State Highway Commission to designate dangerous places by suitable signs or markings, and to provide penalties for violations of this act, was taken up for consideration.

Peaco moved the previous question. Motion prevailed.

Malone of Cass moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 93.

Aldrich	Donlon	Grell	McFarlane
Alesch	Doran	Hanson of Lyon	McKinnon
Augustine	Dreessen	Hanson of Winnebago	McLean
Beath	Durant	Hartman	Malone
Beswick	Elliott	Hopp	Mercer
Bonnstetter	Ellsworth	Hough	Metcalf
Bouska	Fabritz	Hultman	Millhone
Bowers	Falvey	Humeston	Mitchell
Bruce	Frizzell	Jenkins	Moore of Benton
Burgess	Fuelling	Jensen	Mooty
Casey	Fuester	Johnson	Osborn
Craven	Gallagher	Koch	Ostby
Crouch	Garner	Laughlin	Paisley
Cunningham	Gissel	Lichty	Peaco
Davis	Gittinger	Lookingbill	Peet
Dean	Goode	McDermott	Porter
Dole	Grau		Reed

Digitized by Google

Rice	Sours	Swift of Dubuque	Wenig
Roe	Speidel	Swift of Jackson	Wiese
Ryder	Stansell	Thies	Wolf
Schmitz	Stanzel	Thiessen	Yager
Schroeder	Stewart	Treimer	Zylstra
Sheridan	Stimpson	Weed	Mr. Speaker
Smith	Strachan		

The nays were, 8.

Felter	Hook	Maniece	Willis
Foster	McCreery	Teter	Zipse

Absent or not voting, 7.

Brady	McCarthy	Rawlings	Stiger
Ditto	Moore of Harrison	Snyder	

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

COMMITTEE OF THE WHOLE

Bonnstetter of Kossuth moved that the House resolve itself into a committee of the whole to consider House Substitute for House File No. 73, permitting clerks, members of the Press and a representative of the department of the budget director to remain on the floor. Motion prevailed, and the Speaker called Fabritz of Wapello to the chair.

AMENDMENTS FILED

Reed of Mahaska filed the following amendment to House File No. 447:

Amend House File No. 447 as follows:

Amend section one (1) by inserting after the word "scope" the following phrase: "penal institutions excepted".

Also: Amend by inserting as section four (4) the following:

"Sec. 4. No section of this measure shall be construed to prevent:

(1) Any state institution from selling at wholesale prices any produce grown, article manufactured, or livestock raised by said institution for experimental or educational purposes; and/or

(2) any state institution from maintaining any experimental station or laboratory that is essentially vital to achieve the purpose that said institution or any branch thereof was created for in the first instance.

Further amend by renumbering section four (4) as section five (5).

Johnson of Linn filed the following amendment to House Substitute for House File No. 73:

Amend House Substitute for House File No. 73 as follows:

Section four (4), Line eleven (11), strike the figures "$1,815" and insert in lieu thereof "$1,944".

Digitized by Google

Bonnstetter of Kossuth filed the following amendment to House Substitute for House File No. 73:

Amend House Substitute for House File Seventy Three (73) as follows:

1. Strike from lines three (3) and four (4), section six (6) the words and figures "twenty two thousand three hundred seventy eight dollars ($22,378.00)" and substitute therefor the words and figures "twenty three thousand seven hundred fifty three dollars ($23,753.00)."

2. Further strike from line seven (7) of said section six (6) the figures "$3625.00" and substitute therefor the figures "$5000.00."

3. Further amend nineteen (19) of said section by striking the figures "$20,078.00" and substitute therefor the figures "$22,453.00."

4. Strike from line twenty seven (27) of said section the figures "$22,378.00" and substituting therefor the figures "$23,753.00."

5. Strike from lines three (3) and four (4), section 39 the words and figures "forty-nine thousand forty-six dollars ($49,046)", and substitute therefor the words and figures "fifty thousand four hundred twenty-one dollars ($50,421)".

6. Strike from line 9 of said section the figures "$3,625" and substitute therefor the figures "$5,000".

7. Further amend said section by striking from line 20 the figures "$13,953" and substituting therefor the figures "$15,328".

8. Strike from line 52 of said section the figures "$49,046", and substitute therefor the figures "$50,421".

9. Amend section 43 by striking the words and figures "eighty-one thousand nine hundred sixteen dollars ($81,916)" in lines 3 and 4, and substituting therefor the words and figures "eighty-three thousand two hundred ninety-one dollars ($83,291)".

10. Further amend by striking from line 9 the figures "$3,625" and substituting therefor the figures "$5,000".

11. Further amend said section by striking the figures "$22,706" in line 28 and substituting therefor the figures "$24,081".

12. Further amend said section by striking the figures in line 70 "$81,916" and substituting therefor the figures "$82,291".

13. Amend section 50 by inserting after the word "wardens" in line 9, the word "at", and changing the capital "N" in line 10 of said section to a small "n".

14. Amend section 55 by striking the words and figures "fifty cents (50c)" in line 12, and substitute therefor the words and figures "thirty-five cents (35c)"; and by striking the words and figures "seventy-five (75c)" in line 17, and substitute therefor the words and figures "fifty cents (50c)".

Swift of Jackson filed the following amendments to House Substitute for House File No. 73:

Amend House Substitute for House File No. 73, Section 20, as follows:

1. Strike from lines three (3) and four (4) the following: "seventy-three thousand five hundred ninety-four dollars ($73,594)" and insert in lieu thereof "eighty one thousand twenty-five dollars ($81,025)".

2. Strike the figures "3,625" from line nine (9) and insert in lieu thereof the figures "4500".

Digitized by Google

8. Strike the figures "3000" from line ten (10) and insert in lieu thereof the figures "3600".

4. Strike the figures "1700" from line twelve (12) and insert in lieu thereof the figures "1900".

5. Strike the figures "2713" from line twenty-one (21) and insert in lieu thereof the figures "3000".

6. Insert between lines 23 and 24 the following:

"Director child hygiene (one half time).....1725".

7. Insert between lines 24 and 25 the following:

"Nurse Child Hygiene.....2000".

8. Strike the figures "34,178" from line twenty-seven (27) and insert in lieu thereof the figures "39,865".

9. Strike the figures "3700" from line twenty-nine (29) and insert in lieu thereof the figures "4500".

10. Strike the figures "$18,000" from line thirty-six (36) and insert in lieu thereof the figures "$18,800".

11. Strike the figures "52,178" from line thirty-seven (37) and insert in lieu thereof the figures "58,665".

12. Strike the figures "2713" from line forty-seven (47) and insert in lieu thereof the figures "3300".

13. Strike the figures "1783" from line forty-eight (48) and insert in lieu thereof the figures "1800".

14. Strike the figures "1700" from line forty-nine (49) and insert in lieu thereof the figures "1800".

15. Strike the figures "1980" from line fifty (50) and insert in lieu thereof the figures "2100".

16. Strike the figures "1530" from line fifty-one (51) and insert in lieu thereof the figures "1600".

17. Strike the figures "$11,816" from line fifty-four (54) and insert in lieu thereof the figures "$12,760".

18. Strike the figures "$17,516" from line sixty-two (62) and insert in lieu thereof the figures "$18,460".

19. Strike the figures "$73,594" from line sixty-four (64) and insert in lieu thereof the figures "$81,025".

Johnson of Linn filed the following amendment to House Substitute for House File No. 73:

Amend House Substitute for House File No. 73 as follows:

Section four (4), Lines eight (8), nine (9), and ten (10), strike the figures "$3,263" and insert in lieu thereof "$3,600".

Section four (4), Line twenty-seven (27), strike the figures "$16,000" and insert in lieu thereof "$20,000".

Mercer of Johnson filed the following amendment to House Substitute for House File No. 73:

Amend House Substitute for House File No. 73, Section 46, as follows:

1. Strike out the words and figures in lines 18 and 19 of Sub-section 1, entitled State University of Iowa, "the sum of one million eight hundred fifty-six thousand two hundred fifty-three dollars ($1,856,253)" and sub-

Digitized by Google

stitute therefor the words and figures "the sum of one million nine hundred sixty thousand dollars ($1,960,000)".

2. Strike out the words and figures in lines 25, 26 and 27 of Sub-section 2, entitled Iowa State College of Agriculture and Mechanic Arts, "the sum one million six hundred seventy thousand eight hundred thirty-five dollars ($1,670,835)" and substitute therefor the words and figures "the sum of one million nine hundred forty-six thousand three hundred sixty dollars ($1,946,360)".

3. Strike out the words and figures in lines 32 and 33 of Sub-section 3, entitled Iowa State Teachers College, "the sum of four hundred fifty-four thousand two hundred thirty dollars ($454,230)" and substitute therefor the words and figures "the sum of five hundred fifty thousand dollars ($550,000)".

4. Strike out the words and figures in lines 39 and 40 of Sub-section 4, entitled Iowa School for the Deaf, "the sum of one hundred eighty-five thousand seven hundred eighty-one dollars ($185,781)" and substitute therefor the words and figures "the sum of one hundred ninety-nine thousand seven hundred eighty-five dollars ($199,785)".

5. Strike out the words and figures in lines 50 and 51 of Sub-section 5, entitled Iowa School for the Blind, "the sum of ninety thousand four hundred ninety-three dollars ($90,493)" and substitute therefor the words and figures "the sum of one hundred thousand seven hundred dollars ($100,700)".

Fuelling of Clayton moved that the committee rise. Motion prevailed.

The House reconvened, Speaker Miller in the chair.

On motion of Goode of Davis, the House adjourned until 9:00 a. m. Wednesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 29, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Bonnstetter of Kossuth moved that the House resolve itself into a committee of the whole for further consideration of House Substitute for House File No. 73.

Motion prevailed and the House resolved itself into a committee of the whole, with Fabritz of Wapello in the chair.

On motion of Jensen of Audubon, the committee rose at 4:15 p. m.

The House reconvened, Speaker Miller in the chair.

Journal of March 28 corrected and approved.

REPORTS OF COMMITTEES

Bonnstetter of Kossuth, from the committee on appropriations, submitted the following reports:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 278, a bill for an act to make an appropriation for miscellaneous expenses of the General Assembly, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 562, a bill for an act to make an appropriation to Ben Whittington, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 561, a bill for an act to make an appropriation to George Anderson, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 480, a bill for an act to make an appropriation for the payment of expenses in the election contest of Horvei vs. Ostby, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 448, a bill for an act to make an appropriation to W. H. Sprole, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

COMMUNICATION FROM THE GOVERNOR

The following communication was received from the Governor:

February 23, 1933.

TO THE HONORABLE MEMBERS OF THE HOUSE OF THE FORTY-FIFTH GENERAL ASSEMBLY: We are this date in receipt of a communication from Washington enclosing copy of a Resolution of Congress entitled, "Joint Resolution Proposing an Amendment to the Constitution of the United States", copy of which communication and enclosure is attached hereto.

CLYDE HERRING, *Governor.*

NO. 684

UNITED STATES OF AMERICA
DEPARTMENT OF STATE

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

I certify that the copy hereto attached is a true copy of a Resolution of Congress entitled "Joint Resolution Proposing an Amendment to the Constitution of the United States" the original of which is on file in this Department.

In Testimony Whereof, I Henry L. Stimson, Secretary of State, have hereunto caused the Seal of the Department

Digitized by Google

of State to be affixed and my name subscribed by the Acting Chief Clerk of the said Department, at the City of Washington, in the District of Columbia, this 21st day of February, 1933.

SEAL

HENRY L. STIMSON, *Secretary of State.*
By P. F. ALLEN, *Acting Chief Clerk.*

SEVENTY-SECOND CONGRESS OF THE UNITED STATES OF AMERICA;

At the Second Session,

Begun and held at the City of Washington on Monday, the fifth day of December, one thousand nine hundred and thirty-two.

JOINT RESOLUTION

Proposing an amendment to the Constitution of the United States.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each House concurring therein), That the following article is hereby proposed as an amendment to the Constitution of the United States, which shall be valid to all intents and purposes as part of the Constitution when ratified by conventions in three-fourths of the several States:

"Article —

"Section 1. The eighteenth article of amendment to the Constitution of the United States is hereby repealed.

"Sec. 2. The transportation or importation into any State, Territory, or possession of the United States for delivery or use therein of intoxicating liquors, in violation of the laws thereof, is hereby prohibited.

"Sec. 3. This article shall be inoperative unless it shall have been ratified as an amendment to the Constitution by conventions in the several States, as provided in the Constitution, within seven years from the date of the submission hereof to the States by the Congress."

JNO. N. GARNER, *Speaker of the House of Representatives.*
CHARLES CURTIS, *Vice President of the United States and President of the Senate.*

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that he had approved the following bills:

March 22, House Files Nos. 2, 6, 45, 68, 70 and 72.

March 27, House Files Nos. 189, 278 and 279.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has accepted and adopted the Conference Committee report, and

Digitized by Google

has concurred in the amendments proposed by the Conference Committee to Houes File No. 238, a bill for an act relating to protection of fish and game and powers of the commission.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 237, a bill for an act relating to the election of superintendents and teachers in public schools.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 384, a bill for an act authorizing the Board of Waterworks Trustees of the City of Des Moines to furnish exhaust steam for heating the club house of the Des Moines Chapter of the Izaak Walton League.

BYRON G. ALLEN, *Secretary*.

SENATE MESSAGES CONSIDERED

Senate File No. 469, a bill for an act to make permanent the temporary transfer of money from the secondary road construction fund to the general county fund of Pocahontas County, Iowa.

Read first and second times and referred to sifting committee.

Senate File No. 320, a bill for an act to amend section six thousand six hundred and ten c sixteen (6610-c16) Iowa Code of 1931, relating to Street Improvements and Sewers in cities under Commission form of Government authorizing return of checks to all bidders except the low responsible bidder.

Read first and second times and referred to sifting committee.

Senate File No. 332, a bill for an act to amend section forty-seven hundred fifty-five-b twenty-nine (4755-b29), Code 1931, relating to maintenance of highways through cities and towns.

Read first and second times and referred to sifting committee.

Senate File No. 348, a bill for an act requiring assigned or transferred mortgages to be reported to County Auditor within certain time limit and providing penalty.

Read first and second times and referred to sifting committee.

MOTION TO RECONSIDER SENATE FILE NO. 122

MR. SPEAKER: I move to reconsider the vote by which Senate File No. 122 failed to pass the House.

E. A. ELLIOTT.

CONFERENCE COMMITTEE REPORT FILED

MR. PRESIDENT AND MR. SPEAKER: Your joint Committee of Conference appointed to confer in regard to Senate Substitute for Senate File No. 131, as amended and passed by the House, begs leave to report that

Digitized by Google

your Committee has conferred and that it has agreed and recommends as follows:

That Senate Substitute for Senate File No. 131, as amended and passed by the House be amended as proposed by the Conference Committee Amendment set forth herein and made a part of this report, that said Conference Committee Amendment be adopted, and that the bill when so amended be approved.

ROY E. STEVENS, *Chairman.*	L. D. TETER, *Chairman.*
FRANK I. COYKENDALL	C. L. RICE
JOHN K. VALENTINE	I. M. REED
F. M. BEATTY	F. J. SWIFT
On the part of the Senate.	*On the part of the House.*

CONFERENCE COMMITTEE AMENDMENT TO SENATE SUBSTITUTE FOR SENATE FILE NO. 131

Amend Senate Substitute for Senate File No. 131, as amended and passed by the House, by striking all after the enacting clause, and substituting in lieu thereof the following:

Section 1. The total rate of millage levy of taxes in each of the years 1933 and 1934, for or on behalf of any taxing district in this state, including special charter cities, shall not exceed twenty per cent (20%) of the total rate of millage levy made in the year 1930, for or on behalf of said district; provided, however, that the term "total rate of millage levy" in both instances where heretofore used in this section, shall not be construed to include, and the limitation imposed by this section shall not be applicable to, any millage levies authorized or required to be determined or certified by the state board of assessment and review, nor any millage levies authorized to be made by the board of supervisors for the support of the poor as provided in section fifty-three hundred thirty-seven (5337) of the Code, 1931, nor any millage levies for the care of the sick poor as provided in section fifty-three hundred fifty-three (5353) of the Code, 1931, nor any millage levies authorized under the provisions of section fifty-three hundred eighty-five (5385) of the Code, 1931, nor any millage levies authorized or required to be made to pay any judgment rendered by a court of competent jurisdiction against any county, municipality or other taxing district, nor any millage levies authorized or required to be made or certified for the payment of the principal, interest or sinking fund of any bonds of any county, municipality or other taxing district, authorized or outstanding at the time of the taking effect of this act, or for the payment of the principal, interest or sinking fund of any bonds issued to refund any such bonds so authorized or outstanding, or of any funding bonds issued to pay indebtedness incurred prior to the taking effect of this act, or of any bonds issued by any county to pay indebtedness now or hereafter incurred for the support of poor persons, as defined in Chapter Two Hundred Sixty-seven (267) of the Code, 1931, nor any millage levies authorized or required to be made by any city or town for the fire fund or fire department maintenance fund.

Sec. 2. Any taxing district, upon application to the State Budget

Digitized by Google

Director, and upon showing made to said Budget Director of strict necessity arising from the fact;

(a) That those of its levies, made in the year 1930, which would now be subject to the limitation contained in Section one (1) hereof, were low as compared with such levies for any of the four years immediately preceding or the year immediately following, or

(b) that those of its levies, made in the year 1930, which would now be subject to the limitation contained in Section one (1) hereof, were low on account of the contemplated use of an accumulated surplus or balance then on hand, or

(c) that since the year 1930 there has been an unusual destruction or removal of property within the district causing a substantially larger per cent of decrease in the value of property subject to taxation in such district than the average per cent of decrease for such class of districts throughout the state generally, or

(d) that an emergency exists in such district by reason of loss or damage of public buildings or other public improvements by fire or flood, or other natural elements, which loss or damage is not compensated for by insurance or otherwise, or

(e) that, in case of a school district, there has been a material increase in school population or school attendance since 1931, or that a substantially larger portion of its general fund is required to pay tuition for students attending high school in other districts than was required in 1931, or

(f) that, in case of a school district, the total value of the taxable property within the district in the year 1930 was materially low in relation to the number of persons of school age attending school within such district, and the amount of the general school fund per person of school age attending school in said district was substatially less than in other districts of like character in the state, or

(g) that, in case of a city or town, the amount which can be made available under this act for the maintenance and operation of the police department within such city or town is clearly inadequate for such purposes;

may be exempted by said Budget Director from the limitation imposed by Section one (1) of this Act, but only to the extent required by such necessity and only for the year and with respect to the specific levies for which such exemptions shall be granted. Such application shall be made in writing and shall specifically state the facts giving rise to such necessity in said district, and the burden of establishing such necessity and the facts giving rise thereto shall be upon the applicant. Upon receiving such application the State Budget Director shall fix the time and place for the hearing at which such showing may be made, and shall prescribe a notice of such hearing, and the applicant shall cause one publication of such notice to be made not less than ten (10) days before the time of such hearing, in a newspaper which has a general circulation in such taxing district and is an official newspaper of the county within which such taxing district is situated. At such hearing, any party interested may appear and be heard in person or by counsel, and such showing or resistance thereto may be made orally or presented in writing.

Digitized by Google

Sec. 3. If any city or town shall be irrevocably obligated, under a contract duly authorized by law entered into and in effect on or before January 1, 1933, to pay a fixed or determinable amount or amounts during the fiscal years beginning April 1, 1934, and/or April 1, 1935, for light, water, gas, heat or for the purchase or use of property, and if such amounts are payable from a specific fund or funds to be raised by millage rates affected by the limitation contained in section one (1) hereof, such city or town may, in the years 1933 and/or 1934, levy for such specific fund or funds a millage rate sufficient to raise not more than twenty per cent (20%) of the amounts required to be paid in each such fiscal year under such contract, in addition to the total millage rates which may be levied in accordance with the provisions of section one (1) hereof.

Sec. 4. If any city or town, at the time of the taking effect of this act, shall have outstanding certificates payable from and issued in anticipation of the collection of a specific fund or funds to be raised by millage levies affected by the limitation contained in section one (1) hereof, such city or town may, in each of the years 1933 and/or 1934, levy for such specific fund or funds a millage rate sufficient to raise not more than twenty per cent (20%) of the amount of principal and/or interest of such certificates payable from such fund or funds in the year respectively following each of said years, in addition to the total millage rate which may be levied in accordance with the provisions of section one (1) hereof.

Sec. 5. Any city or town may, in each of the years 1933 and/or 1934, levy for its general fund a millage rate sufficient to raise an amount not more than twenty per cent (20%) of the amounts actually expended by it for the operation and maintenance of its police department during its fiscal year next preceding, in addition to the total millage rate which may be levied in accordance with the provisions of section one (1) hereof.

Sec. 6. Any taxing district which is now devoting the revenue received from sources other than millage levies to the payment of principal, interest or sinking fund for bonds or anticipatory certificates shall not divert, while such bonds or certificates are outstanding, such revenues to other purposes and thereby require increased millage levies to be made in the year 1933 or 1934 for payment of principal, interest or sinking fund of such bonds or certificates.

Sec. 7. The total rate of millage levies made in the years 1933 or 1934 by any city or town for fire fund and fire department maintenance fund shall not exceed one-fourth of the total rate of millage levies made in the year 1930 by such city or town for said funds.

Sec. 8. Any consolidated school district maintaining an approved high school course, which in the year 1930 did not levy for its general fund more than ninety-five dollars ($95.00) for each person of school age residing in such district, shall not be required by the provisions of this act to reduce the amount levied in the year 1933 or 1934 for its general fund for each such person of school age, more than thirty-two per cent (32%) below the amount levied for its general fund for each such person in the year 1930; and any such district which levied for its general fund in the year 1930 more than ninety-five dollars ($95.00) for each person of school age residing in such district, shall not be required by the provisions of

Digitized by Google

this act to reduce the amount levied in the year 1933 or 1934 for its general fund below sixty-five dollars ($65.00) for each such person of school age. No consolidated school district maintaining an approved high school shall be required to levy for its general fund in the year 1933 or 1934 less than seventy-two dollars ($72.00) for each pupil in average daily attendance in such district, or less than fifty-eight dollars ($58.00) for each person of school age residing in such district.

Any school corporation having a school enumeration of ten thousand (10,000) or more shall not be required by the provisions of this act to reduce the amount levied in the year 1933 or 1934 for its general fund for each person of school age residing in such district, more than thirty-two per cent (32%) below the amount levied for its general fund for each such person in the year 1930. No school corporation having a school enumeration of ten thousand (10,000) or more shall be required to levy for its general fund in the year 1933 or 1934 less than sixty-eight dollars ($68.00) per pupil in average daily attendance in such district, or less than forty dollars ($40.00) for each person of school age residing in such district.

Any other school corporation which in the year 1930 did not levy for its general fund more than seventy-five dollars ($75.00) for each person of school age residing in such district, shall not be required by the provisions of this act to reduce the amount levied in the year 1933 or 1934 for its general fund for each such person of school age more than thirty-two per cent (32%) below the amount levied for its general fund for each such person in the year 1930; and any such other school corporation which levied for its general fund in the year 1930 more than seventy-five dollars ($75.00) for each person of school age residing in such school district shall not be required by the provisions of this act to reduce the amount levied in the year 1933 or 1934 for its general fund below fifty-one dollars ($51.00) for each such person of school age. Any such other school corporation shall not be required to levy for its general fund in the year 1933 or 1934 less than fifty dollars ($50.00) per pupil in average daily attendance in such district, or less than thirty-six dollars ($36.00) for each person of school age residing in such district.

No school district shall be required, in either the year 1933 or 1934, to reduce the millage levy for its general fund to a rate which will produce less than six hundred dollars ($600.00) for each school conducted in the district, exclusive of the amount required by such district to pay tuition for its students attending high school in other school districts.

The school census for the year 1930 shall be used for the basis as to computations for the levy made in the year 1930. The school census for the year 1932 shall be used as the basis for determining the levy to be made in the year 1933, and the school census for the year 1934 shall be used as the basis for determining the levy to be made in the year 1934. Wherever the average daily attendance shall be relevant in determining the levies to be made in the year 1933 or 1934 for any school district, the average daily attendance of such district for each school year respectively preceding such year shall be used as the basis for such determination. The term "general fund" shall not include amounts levied for interest on bonds or for principal payments on bonds.

Digitized by Google

Sec. 9. No taxing district shall be required by the provisions of this act to levy or certify for levy in the year 1933 or 1934, for the purposes or funds affected by the limitation contained in section one (1) hereof, less than sixty-five per cent (65%) of the amount in dollars levied or certified for levy by such taxing district, in the year 1930, for such funds or purposes, exclusive of any additional amount such district is permitted to levy or certify for levy under sections three (3), four (4) and five (5) of this act.

Sec. 10. If in the construction or application of the provisions of this act it shall be necessary to arrive at the rate of millage levy of any taxing district made in the year 1930 for a certain purpose, and a separate levy was not made in 1930 by such district for such purpose, the rate of millage levy which, if applied to the adjusted taxable value of the property in such taxing district for the year 1930 (not including moneys and credits, and other moneyed capital taxed at a flat rate as provided in section 6985), would be required to raise the amount expended for such purpose by such taxing district during the fiscal year commencing in 1931, shall be considered the rate of millage levy made in the year 1930, by such taxing district for such purpose.

Sec. 11. Insofar as the provisions of this act may conflict with other laws of this state, the provisions of this act shall control. It is hereby declared that the provisions of this act and of each clause, sentence, paragraph, section or part hereof are severable and not dependent upon each other, and that none of such parts is an inducement to the enactment of any other part, and if any such clause, sentence, paragraph, section or part hereof shall for any reason be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this act, but shall be confined in its operation to the clause, sentence, paragraph, section or part hereof directly involved in the controversy in which such judgment shall have been rendered.

Sec. 12. This act being deemed of immediate importance shall be in full force and effect after its passage and publication in the Ottumwa Daily Courier, a newspaper published at Ottumwa, Iowa, and in the Atlantic News Telegraph, a newspaper published in the city of Atlantic, Iowa.

Also amend the title to Senate Substitute for Senate File No. 131, as amended and passed by the House, so that the title will read as follows:

A bill for an act relating to taxation, and to make mandatory reductions of the total tax levies in the taxing districts of the state, including special charter cities, for the years 1933 and 1934, fixing the tax limits of taxing districts for the years 1933 and 1934, providing for exceptions thereto, providing for powers and duties of the budget director and prescribing procedure therefor.

AMENDMENT WITHDRAWN

Bonnstetter of Kossuth asked and obtained unanimous consent to withdraw the amendment to House File No. 73 found on page 527 of the Journal of February 21.

Digitized by Google

AMENDMENTS FILED

Stiger of Tama filed the following amendment to House Substitute for House File No. 73.

Amend section forty-five (45) of substitute for House File No. seventy-three (73) by striking from said section "line (102)" and insert in lieu thereof the following:

"For Salaries, Support and Maintenance.....$105,000.00"

Speidel of Washington filed the following amendment to House Substitute for House File No. 73:

Amend House Substitute for House File No. 73, section 46, lines 18 and 19, by striking therefrom the words and figures, "one million eight hundred fifty-six thousand two hundred fifty-three dollars ($1,856,253)" and insert in lieu thereof the words and figures, "one million seven hundred thousand dollars ($1,700,000); also, lines 25, 26, and 27, by striking therefrom the words and figures, "one million six hundred seventy thousand eight hundred thirty-five dollars ($1,670,835)" and insert in lieu thereof the words and figures, "one million seven hundred thousand dollars ($1,700,000)".

Dean of Cerro Gordo filed the following amendment to House Substitute for House File No. 73:

Amend House Substitute for House File No. 73, Section 46, Sub-section 2, relating to the Iowa State College of Agriculture and Mechanic Arts, as follows:

Strike out the words and figures "the sum of one million six hundred seventy thousand eight hundred thirty-five dollars ($1,670,835)", appearing in lines 25, 26 and 27, and substitute the following therefor: "the sum of one million eight hundred forty-two thousand nine hundred sixty dollars ($1,842,960)".

Gissel of Buchanan filed the following amendment to Senate File No. 278:

Amend Senate File No. 278 Section five (5), by striking out the period "." at the end of the section and inserting in lieu thereof the following: "and eleven (11) coats for House pages, the sum of fifty-five dollars ($55.00)."

On motion of Koch of Bremer the House adjourned until 9:00 a. m. Thursday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 30, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by Reverend Gordon Dale Cox, ex-Army Chaplain, Ottumwa, Iowa.

Journal of March 29 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Weed of Madison for the day, on request of Lookingbill of Story; Lookingbill of Story for the day, on request of Cunningham of Polk; Hultman of Montgomery for the day, on request of Speidel of Washington.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring prohibition. Doran, from citizens of Boone county; Malone, from citizens of Cass county; Stewart, from citizens of Calhoun county. Police regulation, suppression of crime and intemperance.

Favoring beer bill. Koch of Bremer, from 300 voters of Tripoli. Police regulation, suppression of crime and intemperance.

Opposing curtailment of funds for Bellevue State Park. Swift of Jackson from Sabula Commercial Club. Appropriations.

Favoring House File No. 451. Wiese of Scott, from Farmers Mutual Insurance Association of Scott county. Insurance.

Opposing House File No. 396. Wiese, from Farmers Mutual Insurance Association of Scott county. Insurance.

Favoring Senate File No. 421. Grell and Wiese of Scott from Local Union No. 387 U. Assoc. of Journeymen Plumbers of Davenport. Judiciary.

Favoring $250,000 appropriations for county fairs. Bowers, from citizens of Union county. Appropriations.

Digitized by Google

Opposing Senate File No. 449. Osborn, from citizens of Decatur county. Public health.

Opposing special chain store tax. Johnson, from citizens of Linn county. Ways and means.

Favoring appropriation for Iowa State Horticulture Society. Speaker Miller, from members of Des Moines Garden Club. Horticulture and forestry.

Favoring repeal of rural eighth grade examinations. Hopp, from citizens of Mills county. Schools and textbooks.

Favoring House File No. 105 without Swift amendment. Alesch, from citizens of Plymouth county. Ways and means.

COMMITTEE OF THE WHOLE

Bonnstetter of Kossuth moved that the House resolve itself into a committee of the whole for further consideration of House Substitute for House File No. 73.

Motion prevailed and the House resolved itself into a committee of the whole, with Fabritz of Wapello presiding.

At 3:45 p. m. Jensen of Audubon moved that the committee rise. Motion prevailed.

The House reconvened, Speaker Miller in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 266, a bill for an act to provide for lien on grain and seed threshed or corn shelled for the benefit of persons operating grain threshing or corn shelling equipment. BYRON G. ALLEN, *Secretary*.

SENATE AMENDMENTS TO HOUSE FILE NO. 266

Amend section 1 by inserting after the word "corn" in line 3 the words "shredding corn, filling silos,".

On motion of Jensen of Audubon, the House adjourned until 9:00 a. m. Friday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, MARCH 31, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend Henry McCraven, Pastor of the African Methodist Episcopal Church, Des Moines, Iowa.

Journal of March 30 corrected and approved.

INTRODUCTION OF BILLS

House File No. 569 by committee on claims, a bill for an act to make an appropriation to A. C. Sino.

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

House File No. 570 by committee on claims, a bill for an act to make an appropriation to the City of Iowa City, Iowa, to reimburse the City for expenditures made in paving streets and adjacent to state owned property.

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

House File No. 571 by committee on claims, a bill for an act to make an appropriation to the Albert Dickenson Company.

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

House File No. 572 by committee on claims, a bill for an act to make an appropriation to Ira A. Polk, Conway Chevrolet Company, J. F. Batesole, Karl Engledinger, Walter Noffsinger, H. H. Lindeman, Albert Anselme, W. N. Attig, Rude Auto Company, Eugene Palmer, Thos. Shover, Guy A. Perry, Elmer J. Berber, Clarence McDole, A. L. Holub, E. F. Stegeman, and American Mutual Liability Company.

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

Digitized by Google

House File No. 573 by committee on claims, a bill for an act to make an appropriation to Jefferson County, Iowa, and to J. W. McDowell, Guardian of Elbert Elsworth Morgan and Lloyd Francis Morgan, minor heirs of Henry H. Morgan, deceased.

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

House File No. 574 by committee on claims, a bill for an act to make an appropriation to Floyd Kisby.

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

House File No. 575 by committee on claims, a bill for an act to make an appropriation to Espy A. Barker.

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

House File No. 576 by committee on claims, a bill for an act to make an appropriation to R. F. Allen.

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

House File No. 577 by committee on claims, a bill for an act to make an appropriation to Devota Tipton.

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

House File No. 578 by committee on claims, a bill for an act to make an appropriation to Anna Steece.

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

House File No. 579 by committee on claims, a bill for an act to make an appropriation to Lynn Fenton.

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

House File No. 580 by committee on claims, a bill for an act to make an appropriation to William Schuenke.

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

House File No. 581 by committee on claims, a bill for an act to make an appropriation to J. M. Brockway.

Digitized by Google

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

Laughlin of Fremont, Ditto of Osceola, McCreery of Linn, Hanson of Winnebago, and Mitchell of Webster offered the following concurrent resolution:

HOUSE CONCURRENT RESOLUTION NO. 24

Whereas, the State Highway Commission has requested that the House and the Senate, through a joint committee, make a full, complete, and public investigation of all lettings held by the Commission at which bids were received on cement; and

Whereas, the people of the State are entitled to know the whole truth about cement lettings and all cement purchased by the State Highway Commission; and

Whereas, in fairness to the public and to the State Highway Commission, such full, complete, and public investigation should be made and a report promptly filed, now, therefore,

Be It Resolved by the House, the Senate concurring:

1. That a joint committee consisting of five members of the Senate to be appointed by the President of the Senate, and five members of the House, to be appointed by the Speaker of the House, is hereby created to investigate the matters herein suggested.

2. That said committee is authorized and directed to proceed immediately to make a full, complete, thorough, and public investigation of any and all matters relating to cement lettings held by the State Highway Commission, and all purchases of cement by the Commission, and to report its findings at this session of the General Assembly.

3. That the report of the House Committee on House Resolution Number 21 relating to the purchase of cement by the State Highway Commission, which report was filed on March 27, 1933 and appears beginning on Page 1059 of the House Journal, and any and all documents, records of bids on cement, reports from the State Highway Commission and other data now before the House committee on cement, be referred to the joint committee created by this resolution.

4. Said joint committee shall have authority to call witnesses, administer oaths, and examine witnesses under oath. All sessions of the committee shall be open to the public. Said joint committee is hereby authorized and directed to employ a reporter who shall take care of the testimony and transcribe the same. Said reporter shall prepare thirteen copies of the testimony and exhibits, and furnish one copy to each member of the joint committee, one copy to the State Highway Commission, one copy to the Speaker of the House, and one copy to the President of the Senate.

Laid over under Rule No. 34.

McFarlane of Black Hawk offered the following concurrent resolution:

Digitized by Google

HOUSE CONCURRENT RESOLUTION NO. 25

Be It Resolved by the House, the Senate concurring, That the Forty-fifth General Assembly adjourn, *sine die,* at twelve o'clock noon, Wednesday, April 12th, 1933.

Laid over under Rule No. 34.

CONSIDERATION OF SENATE AMENDMENTS

On request of Strachan of Humboldt, unanimous consent having been given, House File No. 266, a bill for an act to provide for lien on grain and seed threshed or corn shelled for the benefit of persons operating grain threshing or corn shelling equipment, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 266

Amend section 1 by inserting after the word "corn" in line 3 the words "shredding corn, filling silos,".

Mr. Strachan moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 88.

Aldrich	Foster	Laughlin	Rice
Augustine	Frizzell	Lichty	Roe
Beath	Fuelling	Lookingbill	Ryder
Beswick	Fuester	McDermott	Schmitz
Bonnstetter	Gallagher	McFarlane	Schroeder
Bouska	Garner	McLean	Smith
Bowers	Gissel	Malone	Snyder
Brady	Gittinger	Maniece	Speidel
Bruce	Goode	Metcalf	Stansell
Casey	Grau	Millhone	Stewart
Craven	Grell	Mitchell	Stimpson
Crouch	Hanson of Lyon	Moore of Benton	Strachan
Cunningham	Hartman	Moore of Harrison	Swift of Jackson
Davis	Hook	Mooty	Thiessen
Dole	Hopp	Ostby	Treimer
Donlon	Hough	Paisley	Weed
Doran	Hultman	Peaco	Wenig
Dreessen	Humeston	Peet	Wiese
Durant	Jenkins	Porter	Willis
Elliott	Jensen	Rawlings	Wolf
Ellsworth	Johnson	Reed	Yager
Falvey	Koch		Zylstra
Felter			

The nays were, 5.

Osborn	Stanzel	Teter	Zipse
Sours			

Digitized by Google

Absent or not voting, 15.

Alesch	Fabritz	McCreery	Stiger
Burgess	Hanson of	McKinnon	Swift of Dubuque
Dean	Winnebago	Mercer	Thies
Ditto	McCarthy	Sheridan	Mr. Speaker

So the House concurred in Senate amendments to House File No. 266.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 130, a bill for an act relating to intoxicating liquors and to the commission on fines.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 124, a bill for an act relating to appointment of referees in probate matters.

Also, that the Senate has failed to pass the following bill in which the concurrence of the Senate was asked:

House File No. 540, a bill for an act requiring the filing of schedules of rates and rules by insurance companies.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 130, a bill for an act relating to itinerant vendors of drugs and fixing the license fees therefor.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 478, a bill for an act to amend Substitute for Senate File No. 1, Acts of the 45th General Assembly, relating to taxation.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 480, a bill for an act to amend House File No. 47, enacted by the 45th General Assembly, relating to school privileges under certain conditions.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 363, a bill for an act relating to the improvement of extension of primary roads in cities and towns.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 291, a bill for an act relating to the taking of land for the rounding of primary road corners.

Also, that the Senate insists on its amendments to House File No. 63, and requests a conference committee. The President of the Senate has appointed as members of such committee, on the part of the Senate, Senators Byers, Booth, Harrington and Cooney.

Digitized by Google

Also, that the Senate refuses to concur in House Amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 477, a bill for an act to provide for a State Constitutional Convention to consider the ratification or rejection of amendment or amendments to the Constitution of the United States.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 223, a bill for an act relating to bounties for wild animals caught and killed within the county.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 348, a bill for an act to make an appropriation to G. G. Gregg.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 200, a bill for an act specifying license fees for hearses.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 65, a bill for an act with reference to the payment of unclaimed fees.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 537, a bill for an act to make an appropriation to J. W. Arnett, for injuries received at Ft. Madison.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 224, a bill for an act relating to Disabled Firemen and Policemen.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 125, a bill for an act relating to the maximum length of motor vehicles, trailers and semi-trailers, and combinations thereof.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 102, a bill for an act relating to the exception of trucks used in highway construction and maintenance work.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 318, a bill for an act to provide for and regulate the matter of public hearings on estimates of annual tax levies for municipalities and for the publication of such estimates.

BYRON G. ALLEN, *Secretary*.

SENATE AMENDMENTS TO HOUSE FILE NO. 124

Amend House File No. 124 by striking the word "who" in line four (4) of Section 1.

Further amend by striking the words "his opinion" in lines seven (7) and eight (8) of section 1 and inserting the words "the opinion of the court".

Digitized by Google

Further amend by inserting before the period "." in line ten (10) the following: ",' ".

Further amend by striking from line fourteen (14) of section 1 the following: "whenever in his opinion it seems fit and proper".

SENATE AMENDMENTS TO HOUSE FILE NO. 65

Amend title to said act by striking therefrom the words, "with reference to payment of unclaimed fees", and substituting in lieu thereof, "relating to the payment of fees and fixing the time in which demand may be made for same."

SENATE AMENDMENTS TO HOUSE FILE NO. 537

Amend House File No. 537 by adding thereto the following:

"Sec. 4. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Albert City Appeal, a newspaper published at Albert City, Iowa, and in the Gilmore Enterprise, a newspaper published at Gilmore City, Iowa."

CONSIDERATION OF SENATE AMENDMENTS

On request of Casey of Mitchell, unanimous consent having been given, House File No. 124, a bill for an act to amend Section twelve thousand forty-one (12041), Code, 1931, relating to the appointment of referees in probate matters, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 124

Amend House File No. 124 by striking the word "who" in line four (4) of section 1.

Further amend by striking the words "his opinion" in lines seven (7) and eight (8) of section 1 and inserting the words "the opinion of the court".

Further amend by inserting before the period "." in line ten (10) the following: ", ".

Further amend by striking from line fourteen (14) of section 1 the following: "whenever in his opinion it seems fit and proper".

Mr. Casey moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 99.

Aldrich	Bouska	Crouch	Doran
Alesch	Bowers	Cunningham	Dreessen
Augustine	Brady	Davis	Durant
Beath	Bruce	Dean	Elliott
Beswick	Casey	Dole	Ellsworth
Bonnstetter	Craven	Donlon	Fabritz

Digitized by Google

Falvey	Humeston	Mooty	Stansell
Felter	Jenkins	Osborn	Stewart
Foster	Jensen	Ostby	Stimpson
Frizzell	Johnson	Paisley	Strachan
Fuelling	Koch	Peaco	Swift of Jackson
Gallagher	Laughlin	Peet	Teter
Garner	Lichty	Porter	Thies
Gittinger	Lookingbill	Rawlings	Thiessen
Gissel	McCreery	Reed	Treimer
Goode	McDermott	Rice	Weed
Grau	McFarlane	Roe	Wenig
Grell	McKinnon	Ryder	Wiese
Hanson of Lyon	McLean	Schmitz	Willis
Hanson of Winnebago	Maniece	Schroeder	Wolf
Hartman	Metcalf	Sheridan	Yager
Hook	Millhone	Smith	Zipse
Hopp	Mitchell	Snyder	Zylstra
Hough	Moore of Benton	Sours	Mr. Speaker
Hultman	Moore of Harrison	Speidel	

Absent or not voting, 9.

The nays were, none.

Burgess	McCarthy	Mercer	Stiger
Ditto	Malone	Stanzel	Swift of Dubuque
Fuester			

So the House concurred in Senate amendments to House File No. 124.

CONSIDERATION OF BILLS

House File No. 564, a bill for an act to extend the time in which answer may be made by defendant in real estate foreclosure actions; to provide for the prevention of undue waste of property under foreclosure, and to provide for the application of income from real estate in foreclosure actions; to suspend the operation and effectiveness of all laws in conflict herewith; and to provide for the termination of the period during which this act shall be in effect, was taken up for consideration.

Ostby of Worth moved the previous question. Motion prevailed.

Ditto of Osceola moved to reconsider the vote by which the previous question was made. Motion prevailed.

Rawlings of Monona moved to amend section 4, line 7 by inserting, preceding the word "maintenance", the word "interest"; also to insert a comma "," following the word "interest". Motion prevailed.

Rawlings of Monona moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 94.

Aldrich	Falvey	Lichty	Schmitz
Alesch	Felter	Lookingbill	Schroeder
Augustine	Foster	McCarthy	Smith
Beath	Frizzell	McDermott	Snyder
Beswick	Fuelling	McFarlane	Sours
Bonnstetter	Fuester	McKinnon	Speidel
Bouska	Gallagher	McLean	Stanzel
Bowers	Garner	Malone	Stewart
Bruce	Gissel	Maniece	Strachan
Burgess	Gittinger	Metcalf	Stimpson
Casey	Grau	Mitchell	Swift of Dubuque
Craven	Grell	Moore of	Swift of Jackson
Crouch	Hanson of Lyon	Harrison	Teter
Cunningham	Hanson of	Mooty	Thies
Davis	Winnebago	Osborn	Thiessen
Dean	Hartman	Ostby	Treimer
Ditto	Hook	Paisley	Weed
Dole	Hopp	Peaco	Wenig
Donlon	Hough	Porter	Wiese
Dreessen	Hultman	Rawlings	Wolf
Durant	Humeston	Reed	Yager
Elliott	Jenkins	Rice	Zipse
Ellsworth	Jensen	Roe	Zylstra
Fabritz	Laughlin	Ryder	Mr. Speaker

The nays were, 11.

Brady	Johnson	Mercer	Sheridan
Doran	Koch	Millhone	Willis
Goode	McCreery	Moore of Benton	

Absent or not voting, 3.

Peet	Stansell	Stiger

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

Zylstra of Sioux moved that the vote by which House File No. 564 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

HOUSE INSISTS ON AMENDMENTS

Ditto of Osceola moved that the House insist on its amendments to Senate File No. 477.

On the question "Shall the House insist on its amendments to Senate File No. 477?"

The ayes were, 70.

Aldrich	Bouska	Casey	Donlon
Beath	Brady	Davis	Dreessen
Beswick	Bruce	Ditto	Durant
Bonnstetter	Burgess	Dole	Fabritz

Digitized by Google

Felter	Jensen	Mooty	Stanzel
Foster	Johnson	Ostby	Stimpson
Frizzell	Koch	Peaco	Strachan
Fuelling	Laughlin	Rawlings	Swift of Dubuque
Fuester	Lookingbill	Reed	Swift of Jackson
Gallagher	McDermott	Rice	Thies
Garner	McKinnon	Roe	Treimer
Gissel	McLean	Schmitz	Weed
Gittinger	Malone	Schroeder	Wenig
Goode	Maniece	Sheridan	Wiese
Grell	Mercer	Smith	Willis
Hartman	Metcalf	Snyder	Wolf
Hultman	Mitchell	Stansell	Mr. Speaker
Humeston	Moore of Benton		

The nays were, 13.

Hanson of Lyon	Lichty	Speidel	Yager
Hanson of Winnebago	Peet	Stewart	Zipse
Hook	Ryder	Thiessen	Zylstra
	Sours		

Absent or not voting, 25.

Alesch	Doran	Hough	Moore of Harrison
Augustine	Elliott	Jenkins	Osborn
Bowers	Ellsworth	McCarthy	Paisley
Craven	Falvey	McCreery	Porter
Crouch	Grau	McFarlane	Stiger
Cunningham	Hopp	Millhone	Teter
Dean			

So the House insists on its amendments to Senate File No. 477.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Files Nos. 179, 191 and 451.

Senate File No. 221.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House Files Nos. 179, 191 and 451; Senate File No. 221.

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports

Digitized by Google

that it has, on this 31st day of March, 1933, sent to the governor for his approval:

House Files Nos. 179, 191 and 451. WM. KOCH, *Chairman.*

Report adopted.

REPORT OF THE COMMITTEE OF THE WHOLE

MR. SPEAKER: Your committee of the whole to whom was referred the Substitute for House File No. 73, a Bill for an Act to establish the general fund for the state of Iowa, for the biennium beginning July 1, 1933, and to appropriate therefrom for all departments and various divisions thereof, of the state of Iowa, for all purposes provided by law, for the said biennium, beg leave to report they have had the same under consideration and recommend that it be amended as follows and when so amended that it do pass.

E. H. FABRITZ, *Chairman of the Committee of the Whole.*

COMMITTEE AMENDMENTS FOR HOUSE SUBSTITUTE TO HOUSE FILE NO. 73

1. Amend section two (2), line 32 by striking the figures "160,008" and inserting in lieu thereof "166,000".

2. Amend section twelve (12), lines 3 and 4, by striking the words and figures "three hundred seventy-five thousand dollars ($375,000)" and inserting in lieu thereof the words and figures "three hundred seventy-two thousand five hundred ($372,500)".

3. Amend section fifteen (15) by striking all of line seven (7); also

Striking from line eight (8) the words and figures "twenty three thousand five hundred dollars ($23,500)" and inserting in lieu thereof the words and figures "fifty thousand dollars ($50,000)".

4. Amend section sixteen (16) line 7, by striking the words and figures "seventy-five thousand dollars ($75,000)" and inserting in lieu thereof the words and figures "one hundred five thousand dollars ($105,000)".

5. Amend by inserting after section seventeen (17) the following section:

"Geological Survey

Sec. 17½. For the department of the Geological Survey there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of five thousand dollars ($5000.00)."

6. Amend section twenty-six (26) line eight (8) by striking "$2400" and inserting in lieu thereof "$2713".

7. Amend section forty-one (41), line eight (8) by striking the figures "$11,770" and inserting in lieu thereof "$13,770"; also;

Line eleven (11), by striking the figures "$80,800" and inserting in lieu thereof "$82,800"; also

Line sixteen (16) by striking the figures "$81,400" and inserting in lieu thereof "$83,400".

8. Amend section forty-four (44) line twenty-four (24) by changing the word "Assistant" to "Assistants" and adding the following; "(3 at $990.00)"; also

Digitized by Google

By changing the figures at the end of said line from "$990" to "$2,970".

9. Amend section forty-five (45), line forty-one (41) by inserting after the word "for" the words "each year of"; also

Strike from line forty-five (45) the figures "278,536" and insert in lieu thereof "288,536"; also

Amend by adding the following paragraph after line forty-nine (49):

"The total amount appropriated for the boiler plant for the biennium shall be available during the first year of the biennium."

Also, strike from line 102 the figures "86,739" and insert in lieu thereof the figures "105,000".

10. Amend section forty-six (46) by adding thereto the following:

"No salaries shall be allowed or paid by the State Board of Education in excess of the following amounts:

Presidents seventy-five hundred dollars ($7500.00); Superintendents three thousand dollars ($3000.00); Secretaries twenty-four hundred dollars ($2400.00); Treasurers twenty-four hundred dollars ($2400.00); Professors who are heads of departments, five thousand dollars ($5,000.00); Professors who are not heads of departments, thirty-six hundred dollars ($3600.00); Instructors, directors, officers and other employees three thousand dollars, ($3000.00)."

11. Amend section forty-eight (48) by striking from line four (4) the figures "17.50" and inserting in lieu thereof "13.00" also;

Line five (5) by striking the figures "15.00" and inserting in lieu thereof "11.00".

12. Amend section forty-nine (49) by striking from line three (3) the words and figures "seven dollars ($7.00)" and inserting in lieu thereof the words and figures "six dollars ($6.00)".

13. Amend section fifty (50), line 9 by inserting after the word "wardens" the word "at"; also

By changing the capital "N" in line 10 to a small "n".

14 Amend section fifty-five (55), line twelve (12) by striking the words and figures "fifty cents (50c)" and inserting in lieu thereof the words and figures "thirty-five cents (35c); also,

Line seventeen (17) by striking the words and figures "seventy-five cents (75c)" and inserting in lieu thereof the words and figures "fifty cents (50c)".

15. Amend by inserting as section sixty-nine (69) the following:

"All appropriations made by this act may be available to such department, bureau, board, commission or institution as named herein, only upon a sworn statement made by the head of the department, bureau, board, commission or institution, that all money received from unexpended appropriations, miscellaneous receipts, fees or other income, has been expended. The sworn statement shall be made to the Auditor of State, who shall disburse to the department, bureau, board or commission such part of the appropriations as he deems necessary. All unexpended balances from this appropriation shall revert to the general fund of the state."

Renumber section 69 as section 70.

On motion of Bonnstetter of Kossuth, unanimous consent having

Digitized by Google

been given, the report of the committee and the amendments were adopted.

CONSIDERATION OF BILLS

House Substitute for House File No. 73, a bill for an act to establish the general fund for the state of Iowa, for the biennium beginning July 1, 1933, and ending June 30, 1935, and to appropriate therefrom for all departments and various divisions thereof, of the State of Iowa, for all purposes provided by law, for the said biennium, was taken up for consideration.

Speidel of Washington called up the amendment filed by him and found on page 1096 of the Journal of March 29 and moved its adoption.

Fabritz of Wapello moved the previous question on the amendment. Motion prevailed.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 24.

Bowers	Hanson of Lyon	McCreery	Speidel
Ditto	Hanson of Winnebago	McKinnon	Treimer
Dole	Hultman	McLean	Wenig
Durant	Humeston	Moore of Harrison	Willis
Elliott	Jenkins	Osborn	Zylstra
Felter	Lookingbill		Mr. Speaker
Grau			

The nays were, 74.

Aldrich	Frizzell	McFarlane	Sheridan
Alesch	Fuelling	Malone	Smith
Beath	Fuester	Maniece	Snyder
Beswick	Gallagher	Mercer	Sours
Bonnstetter	Garner	Metcalf	Stansell
Bouska	Gissel	Mitchell	Stanzel
Brady	Gittinger	Moore of Benton	Stewart
Bruce	Goode	Mooty	Stimpson
Burgess	Grell	Ostby	Strachan
Casey	Hartman	Paisley	Swift of Dubuque
Craven	Hook	Peaco	Thies
Crouch	Hopp	Peet	Thiessen
Cunningham	Hough	Porter	Weed
Donlon	Jensen	Reed	Wiese
Doran	Johnson	Rice	Wolf
Dreessen	Koch	Roe	Yager
Fabritz	Laughlin	Ryder	Zipse
Falvey	Lichty	Schmitz	
Foster	McDermott	Schroeder	

Absent or not voting, 10.

Augustine	Ellsworth	Rawlings	Swift of Jackson
Davis	McCarthy	Stiger	Teter
Dean	Millhone		

Amendment lost.

Digitized by Google

Teter of Marion moved to amend House substitute for House File No. 73, Section 46, by inserting between the comma "," and the word "to-wit" in line 14, the following:

"provided, however, that no part thereof shall be used for salaries, support, maintenance or operation of any department and/or program curriculum which includes compulsory military training,".

Strachan of Humboldt moved that the House recess until 2:00 p. m. Motion lost.

Fabritz of Wapello moved that Bonnstetter of Kossuth be permitted to talk on the amendment. Motion prevailed.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 18.

Foster	Hook	Ostby	Strachan
Garner	Hough	Porter	Teter
Gittinger	Humeston	Schmitz	Zipse
Grau	Jensen	Stimpson	Zylstra
Grell	McKinnon		

The nays were, 87.

Aldrich	Elliott	McFarlane	Sheridan
Alesch	Ellsworth	McLean	Smith
Augustine	Fabritz	Malone	Snyder
Beath	Falvey	Maniece	Sours
Beswick	Frizzell	Mercer	Speidel
Bonnstetter	Fuelling	Metcalf	Stansell
Bouska	Fuester	Millhone	Stanzel
Bowers	Gallagher	Mitchell	Stewart
Brady	Goode	Moore of Benton	Stiger
Bruce	Hanson of Lyon	Moore of Harrison	Swift of Dubuque
Burgess	Hanson of Winnebago	Mooty	Swift of Jackson
Casey	Hartman	Osborn	Thies
Craven	Hopp	Paisley	Thiessen
Crouch	Hultman	Peaco	Treimer
Cunningham	Jenkins	Peet	Weed
Davis	Johnson	Rawlings	Wenig
Dean	Koch	Reed	Wiese
Ditto	Laughlin	Rice	Willis
Dole	Lookingbill	Roe	Wolf
Donlon	McCarthy	Ryder	Yager
Doran	McCreery	Schroeder	Mr. Speaker
Dreessen	McDermott		
Durant			

Absent or not voting, 3.

Felter	Gissel	Lichty

Amendment lost.

Bonnstetter of Kossuth moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 103.

Aldrich	Frizzell	McFarlane	Smith
Alesch	Fuelling	McKinnon	Snyder
Augustine	Fuester	McLean	Sours
Beath	Gallagher	Maniece	Speidel
Beswick	Garner	Mercer	Stansell
Bonnstetter	Gittinger	Metcalf	Stanzel
Bouska	Goode	Millhone	Stewart
Bowers	Grau	Mitchell	Stiger
Bruce	Grell	Moore of Benton	Stimpson
Burgess	Hanson of Lyon	Moore of	Strachan
Casey	Hanson of	Harrison	Swift of
Craven	Winnebago	Mooty	Dubuque
Crouch	Hartman	Osborn	Swift of Jackson
Cunningham	Hook	Ostby	Teter
Davis	Hopp	Paisley	Thies
Dean	Hough	Peaco	Thiessen
Ditto	Hultman	Peet	Treimer
Dole	Humeston	Porter	Weed
Donlon	Jenkins	Rawlings	Wenig
Doran	Jensen	Reed	Wiese
Dreessen	Johnson	Rice	Willis
Durant	Koch	Roe	Wolf
Elliott	Laughlin	Ryder	Yager
Ellsworth	Lookingbill	Schmitz	Zipse
Fabritz	McCarthy	Schroeder	Zylstra
Falvey	McCreery	Sheridan	Mr. Speaker
Foster	McDermott		

The nays were, none.

Absent or not voting, 5.

Brady	Gissel	Lichty	Malone
Felter			

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

Rice of Keokuk moved that the vote by which House substitute for House File No. 73 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

McFarlane of Black Hawk moved that the House recess until 2:30 p. m. Motion prevailed.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

Speaker Miller called Mitchell of Webster to the chair.

The sifting committee was excused from the session.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Jenkins of Louisa for rest of the week, on request of Snyder of Hamilton.

Digitized by Google

SENATE MESSAGES CONSIDERED

Senate File No. 130, a bill for an act to amend and revise sections thirty-one hundred forty-eight (3148) and thirty-one hundred forty-nine (3149) of chapter one hundred fifty-five (155) of the Code, 1931, relating to itinerant vendors of drugs, and fixing the license fees therefor, and providing an exemption therefrom.

Read first and second times and referred to sifting committee.

Senate File No. 291, a bill for an act to amend section forty-seven hundred fifty-five-b twenty-seven (4755-b27), code 1931, relating to the taking of land for the rounding of primary road corners.

Read first and second times and referred to sifting committee.

Senate File No. 363, a bill for an act to amend section forty-seven hundred fifty-five-b twenty-six (4755-b26) of the code, 1931, relating to the improvement of extension of primary roads in cities and towns.

Read first and second times and referred to sifting committee.

Senate File No. 478, a bill for an act to repeal section eighty-seven (87) of Substitute for House File Number one (1), enacted by the forty-fifth (45th) General Assembly, relating to taxation.

Read first and second times and referred to sifting committee.

Senate File No. 480, a bill for an act to amend House File No. 47, enacted by the 45th General Assembly, relating to school privileges under certain conditions.

Read first and second times and referred to sifting committee.

Senate File No. 102, a bill for an act to amend section four thousand nine hundred twenty-one C two (4921C2) Chapter two hundred fifty-one (251) Code of Iowa 1931, relating to the exception of trucks used in highway construction and maintenance work.

Read first and second times and referred to sifting committee.

Senate File No. 125, a bill for an act to amend the law as it appears in section 5067-d4 of the code of Iowa, 1931, relating to the maximum length of motor vehicles, trailers and semi-trailers, and combinations thereof.

Read first and second times and referred to sifting committee.

Senate File No. 224, a bill for an act to amend Section sixty

Digitized by Google

three hundred ten (6310) of the Code of 1931, relating to Disabled Firemen and Policemen.

Read first and second times and referred to sifting committee.

Senate File No. 318, a bill for an act to repeal Section three hundred seventy-five (375) of the Code, 1931, and to enact a substitute which will provide for and regulate the matter of public hearings on estimates of annual tax levies for municipalities and for the publication of such estimates in brief and understandable language.

Read first and second times and referred to sifting committee.

CONSIDERATION OF SENATE AMENDMENTS

On request of Malone of Cass, unanimous consent having been given, House File No. 65, a bill for an act to amend section ten thousand eight hundred forty (10,840), code 1931, with reference to the payment of unclaimed fees, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 65

Amend title to said act by striking therefrom the words, "with reference to payment of unclaimed fees", and substituting in lieu thereof, "relating to the payment of fees and fixing the time in which demand may be made for same."

Mr. Malone moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 75.

Aldrich	Fabritz	McCarthy	Sours
Alesch	Falvey	McDermott	Speidel
Augustine	Felter	McFarlane	Stansell
Beath	Foster	Malone	Stewart
Beswick	Fuester	Maniece	Stiger
Bonnstetter	Gallagher	Metcalf	Stimpson
Bouska	Gissel	Millhone	Swift of Dubuque
Bowers	Goode	Moore of Benton	Swift of Jackson
Bruce	Grau	Mooty	Teter
Casey	Grell	Osborn	Thies
Crouch	Hanson of Lyon	Ostby	Thiessen
Cunningham	Hartman	Paisley	Weed
Davis	Hook	Peaco	Wenig
Dean	Hopp	Peet	Wiese
Ditto	Hough	Porter	Willis
Dole	Johnson	Roe	Wolf
Donlon	Koch	Ryder	Zipse
Durant	Laughlin	Schroeder	Zylstra
Ellsworth	Lookingbill	Snyder	

Digitized by Google

The nays were, none.

Absent or not voting, 33.

Brady	Gittinger	McKinnon	Schmitz
Burgess	Hanson of Winnebago	McLean	Sheridan
Craven	Hultman	Mercer	Smith
Doran	Humeston	Mitchell	Stanzel
Dreessen	Jenkins	Moore of Harrison	Strachan
Elliott	Jensen	Rawlings	Treimer
Frizzell	Lichty	Reed	Yager
Fuelling	McCreery	Rice	Mr. Speaker
Garner			

So the House concurred in Senate amendments to House File No. 65.

On request of Bonnstetter of Kossuth, unanimous consent having been given, House File No. 537, a bill for an act to make an appropriation to J. W. Arnett, for injuries received at Ft. Madison, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 537

Amend House File No. 537 by adding thereto the following:

"Sec. 4. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Albert City Appeal, a newspaper published at Albert City, Iowa, and in the Gilmore Enterprise, a newspaper published at Gilmore City, Iowa."

Mr. Bonnstetter moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 81.

Aldrich	Fabritz	McFarlane	Speidel
Alesch	Falvey	McKinnon	Stansell
Augustine	Felter	Malone	Stanzel
Beath	Foster	Maniece	Stewart
Beswick	Fuester	Metcalf	Stiger
Bonnstetter	Gissel	Millhone	Stimpson
Bouska	Goode	Moore of Benton	Strachan
Bowers	Grau	Mooty	Swift of Dubuque
Bruce	Grell	Osborn	Swift of Jackson
Burgess	Hanson of Lyon	Ostby	Teter
Casey	Hartman	Paisley	Thies
Craven	Hopp	Peaco	Thiessen
Crouch	Hough	Peet	Weed
Cunningham	Jensen	Roe	Wenig
Davis	Johnson	Ryder	Wiese
Dean	Koch	Schroeder	Willis
Dole	Laughlin	Sheridan	Wolf
Donlon	Lookingbill	Smith	Yager
Dreessen	McCarthy	Snyder	Zipse
Durant	McDermott	Sours	Zylstra
Ellsworth			

Digitized by Google

The nays were, none.

Absent or not voting, 27.

Brady	Gittinger	Lichty	Porter
Ditto	Hanson of Winnebago	McCreery	Rawlings
Doran	Hook	McLean	Reed
Elliott	Hultman	Mercer	Rice
Frizzell	Humeston	Mitchell	Schmitz
Fuelling	Jenkins	Moore of Harrison	Treimer
Gallagher			Mr. Speaker
Garner			

So the House concurred in Senate amendments to House File No. 537.

CONSIDERATION OF BILLS

House File No. 406, a bill for an act to repeal section fifteen hundred fifty-seven (1557) Code, 1931, and to enact a substitute in lieu thereof relative to permits to sell cigarettes or cigarette papers, and defining the rights of city or town councils or boards of supervisors with respect to granting or refusing such permits, was taken up for consideration.

Willis of Dallas moved to amend House File No. 406, Section One (1), by striking from lines Six (6) to Ten (10), inclusive, the following:

"The council of any city or town under any form of government, may in its sole and unqualified discretion, either grant such permit, or, likewise, in its sole and unqualified discretion, may refuse to grant such permit".

Further amend Section One (1), by inserting after the period (.) in line seventeen (17), the following:

"Provided, however, that there shall be no discrimination between applicants for licenses unless said applicants have previously been convicted of violating any law of this State; and no application for a license shall be refused on the ground that the applicant has refused to join in any combination to fix the price of cigarettes and cigarette papers".

Ditto of Osceola moved the previous question.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 55.

Aldrich	Ditto	Grau	Laughlin
Alesch	Dole	Hanson of Lyon	Lookingbill
Augustine	Doran	Hanson of Winnebago	McCreery
Beath	Ellsworth	Hartman	McDermott
Beswick	Felter	Hook	McKinnon
Bouska	Frizzell	Hough	Malone
Bruce	Gallagher	Hultman	Metcalf
Burgess	Garner	Jensen	Millhone
Davis	Gissel	Johnson	Moore of Benton
Dean	Goode		

Digitized by Google

Moore of Harrison	Rice	Stewart	Willis
Mooty	Roe	Stiger	Wolf
Ostby	Snyder	Strachan	Yager
Rawlings	Speidel	Weed	Mr. Speaker
	Stansell		

The nays were, 39.

Bowers	Falvey	Paisley	Stanzel
Brady	Foster	Peaco	Swift of Dubuque
Casey	Fuester	Peet	Swift of Jackson
Craven	Grell	Reed	Thies
Crouch	Hopp	Ryder	Thiessen
Cunningham	Koch	Schmitz	Wenig
Donlon	McFarlane	Schroeder	Wiese
Dreessen	McLean	Sheridan	Zipse
Durant	Mercer	Smith	Zylstra
Fabritz	Osborn	Sours	

Absent or not voting, 14.

Bonnstetter	Humeston	Maniece	Stimpson
Elliott	Jenkins	Mitchell	Teter
Fuelling	Lichty	Porter	Treimer
Gittinger	McCarthy		

Amendment adopted.

Sheridan of Lee moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 6.

Bowers	Hartman	Ostby	Reed
Foster	McFarlane		

The nays were, 88.

Aldrich	Felter	McKinnon	Smith
Alesch	Frizzell	McLean	Snyder
Augustine	Fuester	Malone	Sours
Beath	Gallagher	Mercer	Speidel
Beswick	Garner	Metcalf	Stansell
Bouska	Gissel	Millhone	Stanzel
Brady	Goode	Moore of Benton	Stewart
Bruce	Grau	Moore of Harrison	Stiger
Burgess	Grell	Mooty	Stimpson
Casey	Hanson of Lyon	Osborn	Strachan
Craven	Hanson of Winnebago	Paisley	Swift of Dubuque
Crouch	Hook	Peaco	Swift of Jackson
Davis	Hough	Peet	Teter
Dean	Hultman	Porter	Thies
Ditto	Jensen	Rawlings	Thiessen
Dole	Johnson	Reed	Weed
Donlon	Koch	Rice	Wiese
Doran	Laughlin	Roe	Willis
Dreessen	Lockingbill	Ryder	Wolf
Durant	McCarthy	Schmitz	Yager
Ellsworth	McCreery	Schroeder	Zipse
Fabritz	McDermott	Sheridan	Mr. Speaker
Falvey			

Digitized by Google

Absent or not voting, 14.

Bonnstetter	Gittinger	Lichty	Treimer
Cunningham	Hopp	Maniece	Wenig
Elliott	Humeston	Mitchell	Zylstra
Fuelling	Jenkins		

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

Willis of Dallas moved that the vote by which House File No. 406 failed to pass the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 314, a bill for an act to amend section twelve thousand three hundred ninety (12390) and section twelve thousand three hundred ninety-three (12393), Code, 1931, relating to the forfeiture of real estate contracts, was taken up for consideration.

Cunningham of Polk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 93.

Aldrich	Felter	McDermott	Smith
Alesch	Foster	McFarlane	Snyder
Beath	Frizzell	McLean	Sours
Beswick	Fuester	Maniece	Speidel
Bonnstetter	Gallagher	Mercer	Stansell
Bouska	Garner	Metcalf	Stanzel
Bowers	Gissel	Millhone	Stewart
Brady	Goode	Moore of Benton	Stimpson
Bruce	Grau	Moore of Harrison	Strachan
Casey	Grell	Mooty	Swift of Dubuque
Craven	Hanson of Lyon	Osborn	Swift of Jackson
Crouch	Hanson of Winnebago	Ostby	Teter
Cunningham	Hartman	Paisley	Thies
Davis	Hook	Peaco	Thiessen
Dean	Hough	Peet	Weed
Ditto	Hultman	Porter	Wenig
Dole	Jensen	Rawlings	Wiese
Donlon	Johnson	Reed	Willis
Doran	Koch	Rice	Wolf
Dreessen	Laughlin	Roe	Yager
Durant	Lookingbill	Ryder	Zipse
Ellsworth	McCarthy	Schmitz	Zylstra
Fabritz	McCreery	Schroeder	Mr. Speaker
Falvey			

The nays were, none.

Digitized by Google

Absent or not voting, 15.

Augustine	Gittinger	Lichty	Sheridan
Burgess	Hopp	McKinnon	Stiger
Elliott	Humeston	Malone	Treimer
Fuelling	Jenkins	Mitchell	

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the President of the Senate has appointed Senators Geske, Hicklin, Irwin, and Hush, on the part of the Senate, to serve on the Conference Committee to consider Senate File No. 477.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 481, a bill for an act to legalize certain depositors' agreements heretofore entered into covering deposits of public moneys in the Commercial National Bank of Waterloo, Iowa.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 482, a bill for an act to legalize the Corporate Acts and Proceedings of Clinton, Davenport & Muscatine Railway Company of Davenport, Iowa, and to provide for the renewal and extension of the period of corporate existence and the adoption of renewal, amended and substituted articles of incorporation of said company.

BYRON G. ALLEN, *Secretary*.

SENATE MESSAGES CONSIDERED

Senate File No. 482, a bill for an act to legalize the Corporate Acts and Proceedings of Clinton, Davenport & Muscatine Railway Company of Davenport, Iowa, and to provide for the renewal and Extension of the Period of Corporate Existence and the Adoption of Renewal, Amended and Substituted Articles of Incorporation of said Clinton, Davenport & Muscatine Railway Company.

Read first and second times and referred to sifting committee.

Senate File No. 481, a bill for an act to legalize certain depositors' agreements heretofore entered into covering deposits of public moneys in the Commercial National Bank of Waterloo, Iowa.

Read first and second times and referred to sifting committee.

Digitized by Google

CONSIDERATION OF BILLS

House File No. 544, a bill for an act to provide for the certification and training of teachers in the public schools; to repeal section thirty-eight hundred fifty-eight (3858), code 1931, and to enact a substitute therefor; to repeal sections thirty-eight hundred sixty-two (3862) to thirty-eight hundred seventy-two (3872) inclusive, code 1931, and to enact a substitute therefor, the repeal to be effective July 1, 1935; to repeal sections thirty-eight hundred seventy-eight (3878) and four thousand ninety-seven (4097), code 1931, and to enact substitutes therefor; to amend sections thirty-eight hundred seventy-six (3876) and thirty-eight hundred ninety-nine (3899), code 1931, all sections relating to the training and certification of teachers, was taken up for consideration.

Hanson of Lyon moved to amend House File No. 544 by striking the word "ten" in line two of section 20 and inserting in lieu thereof the word "five".

Johnson of Linn moved to defer action. Motion prevailed.

BILL APPROVED BY THE GOVERNOR

A communication was received from the Governor stating that on March 18 he had approved the following bill:

House File No. 350.

CONFERENCE COMMITTEE APPOINTED

The Speaker appointed as members on the part of the House on conference committee on House File No. 63 the following: Swift of Jackson, Gissel of Buchanan, Peaco of Clinton and Wolf of Franklin.

AMENDMENTS FILED

McFarlane of Black Hawk filed the following amendments to House File No. 447:

Amend House File No. 447 by inserting as Section 4 the following:

"Section 4. The provisions of this act shall not apply to the operation of the dormitory or restaurant or cafeteria in connection with the Iowa State Teachers College at Cedar Falls, nor to restaurants or cafeterias operated in connection with public schools in the State".

Renumber the sections.

Dole of Jefferson filed the following amendment to House File No. 544:

Digitized by Google

Amend House File No. 544 by adding at the end of line seven (7) of section one (1), the following:

"and four (4) additional members to be appointed by the Governor under the limitations provided in subsections two (2), three (3), four (4) and five (5),".

EXPLANATION OF VOTE

Beswick of Van Buren filed the following explanation of vote on the amendment offered by Teter of Marion, to Section 46 of the House Substitute for House File No. 73:

Since my vote "No" on the optional military training in state schools might be construed as meaning I am in favor of compulsory military training in the State University and Iowa State College, I desire to make this explanation: I voted "No" because I did not favor the Teter amendment being attached to the Appropriation bill. Should the optional military training bill come before the House, I shall vote "Yes" first, last and all the time.

C. L. BESWICK.

On motion of Peaco of Clinton, the House adjourned until 9:00 a. m. Saturday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 1, 1933.

House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend A. R. Weed, Pastor of West Star and Worthington Churches, Winterset, Iowa.

Journal of March 31 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Craven of Jasper for the day, on request of Metcalf of Muscatine; Lichty of Black Hawk for the day, on request of McFarlane of Black Hawk; Fuelling of Clayton for the day, on request of McFarlane of Black Hawk; Osborn of Decatur for the day, on request of Ostby of Worth; Hopp of Mills for the day, on request of Swift of Jackson; Roe of Allamakee for the day, on request of Maniece of Emmett; Hartman of Des Moines for the day, on request of McKinnon of Henry; Treimer of O'Brien for the day, on request of Schmitz of Winneshiek; Gittinger of Lucas for the day, on request of Malone of Cass; Lookingbill of Story for remainder of the day, on request of Gallagher of Iowa.

REPORTS OF COMMITTEES

Bonnstetter of Kossuth, from the committee on Appropriations, submitted the following report:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 279, a bill for an act to make an appropriation for Frank D. Paine, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 580, a bill for an act to make an appropriation to William Schuenke, beg leave to report they have had the same under

Digitized by Google

consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 581, a bill for an act to make an appropriation to J. M. Brockway, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 579, a bill for an act to make an appropriation for Lynn Fenton, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 578, a bill for an act to make an appropriation to Anna Steece, beg leave to report they have had the same under consederation and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 577, a bill for an act to make an appropriation to Devota Tipton, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 576, a bill for an act to make an appropriation for R. F. Allen, beg leave to report they have had the same under

Digitized by Google

consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 575, a bill for an act to make an appropriation for Espy A. Barker, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 574, a bill for an act to make an appropriation to Floyd K. Kisby, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 571, a bill for an act to make an appropriation for Albert Dickenson Company, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 573, a bill for an act to make an appropriation to Jefferson County, Iowa, and to J. W. McDowell, Guardian of Elbert Ellsworth Morgan and Lloyd Francis Morgan, minor heirs of Henry H. Morgan, deceased, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 572, a bill for an act to make an appropriation

Digitized by Google

to Ira A. Polk, Conway Chevrolet Company, J. F. Batesole, etc., beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 570, a bill for an act to make an appropriation to the City of Iowa City, Iowa, to reimburse the City for expenditures made in paving streets adjacent to state owned property, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 569, a bill for an act to make an appropriation to A. C. Sino, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

INTRODUCTION OF BILLS

House File No. 582 by committee on claims, a bill for an act to make an appropriation to C. B. Laird as compensation for a horse killed at Camp Dodge.

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

Stimpson of Jones and Foster of Cedar offered the following concurrent resolution:

HOUSE CONCURRENT RESOLUTION NO. 26

Whereas, the motion picture business is characterized by many unfair practices detrimental alike to the theatre owners and theatre going public of the state of Iowa, and

Whereas, the United States Disrtict Court in Wisconsin in the case of Paramount-Publix Corporation v. Charles L. Hill, Commissioner of Markets, et al., (decided December 20, 1932) has held that the states cannot enact remedial legislation on the subject of the interstate character of the business; and

Digitized by Google

Whereas, it has been demonstrated that there is no Federal legislation adequate to protect the theatre owners and the public against the unfair practices in question; Now, therefore,

Be It Resolved by the House, the Senate Concurring, that the Congress of the United States be and it is hereby petitioned and memoralized by the Legislature of the State of Iowa to authorize an investigation of the organization, financing and practices of the motion picture industry similar to that provided for in Senate Resolution No. 170 of the Seventy-second Congress First Session; and further, that legislation against the evils of block booking, unreasonable protection and other unfair practices similar to Senate Bill 3770 of the Seventy-second Congress, First Session, be speedily enacted.

Laid over under Rule 34.

CONSIDERATION OF BILLS

Senate File No. 473, a bill for an act extending the time in which to pay, without penalty, the first installment of all taxes payable in 1933, and to provide for interest on said installment in case payment is not made within the time specified, was taken up for consideration.

Rawlings of Monona moved to amend Senate File No. 473 by striking from lines 6 and 7 in section one the following:
"one per cent (1%)", and inserting in lieu thereof the words "three-forths of one per cent (¾%)"; also, in line 4 of section one after the word "penalty", add the words "any penalty paid prior to taking effect of this act shall be credited as a payment on the second installment".

Amendments adopted.

Dreesen of Crawford moved the previous question. Motion prevailed.

Rawlings of Monona moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Wenig of Clay moved to reconsider the vote by which the bill passed to its third reading. Motion lost.

On the question "Shall the bill pass?"

The ayes were, 94.

Aldrich	Bonnstetter	Casey	Ditto
Alesch	Bouska	Crouch	Dole
Augustine	Bowers	Cunningham	Donlon
Beath	Bruce	Davis	Doran
Beswick	Burgess	Dean	Dreessen

Digitized by Google

Durant	Hough	Moore of Benton	Stanzel
Elliott	Hultman	Moore of	Stewart
Ellsworth	Humeston	Harrison	Stiger
Fabritz	Jensen	Mooty	Stimpson
Falvey	Johnson	Ostby	Strachan
Felter	Koch	Paisley	Swift of Dubuque
Foster	Laughlin	Peaco	Swift of Jackson
Frizzell	Lookingbill	Peet	Teter
Fuester	McCarthy	Porter	Thies
Gallagher	McCreery	Rawlings	Thiessen
Garner	McDermott	Reed	Weed
Gissel	McFarlane	Rice	Wenig
Goode	McKinnon	Ryder	Wiese
Grau	Malone	Schmitz	Willis
Grell	Maniece	Schroeder	Wolf
Hanson of Lyon	Mercer	Smith	Yager
Hanson of	Metcalf	Snyder	Zipse
Winnebago	Millhone	Sours	Zylstra
Hook	Mitchell	Stansell	Mr. Speaker

The nays were, 2.

McLean	Speidel

Absent or not voting, 12.

Brady	Gittinger	Jenkins	Roe
Craven	Hartman	Lichty	Sheridan
Fuelling	Hopp	Osborn	Treimer

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

Rawlings of Monona moved that the vote by which Senate File No. 473 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 568, a bill for an act requiring liability insurance for certain employees operating state owned motor vehicles, was taken up for consideration.

Hanson of Lyon moved to defer action and the bill retain its place on the calendar. Motion prevailed.

House File No. 232, a bill for an act to amend section seven hundred eighteen-b eight (718-b8) of the Code, relating to permanent registration, was taken up for consideration.

Cunningham of Polk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 83.

Augustine	Garner	Malone	Speidel
Beath	Gissel	Maniece	Stansell
Bonnstetter	Goode	Mercer	Stanzel
Bouska	Grau	Metcalf	Stewart
Bowers	Grell	Millhone	Stiger
Bruce	Hanson of Lyon	Mitchell	Stimpson
Burgess	Hanson of	Moore of Benton	Strachan
Cunningham	Winnebago	Mooty	Swift of Dubuque
Davis	Hook	Ostby	Swift of Jackson
Dean	Hough	Paisley	Teter
Dole	Hultman	Peaco	Thies
Donlon	Humeston	Peet	Thiessen
Doran	Jensen	Porter	Weed
Durant	Johnson	Rawlings	Wenig
Elliott	Koch	Reed	Wiese
Ellsworth	Laughlin	Ryder	Willis
Fabritz	McCarthy	Schroeder	Wolf
Falvey	McCreery	Sheridan	Yager
Felter	McDermott	Smith	Zipse
Frizzell	McKinnon	Snyder	Zylstra
Gallagher	McLean	Sours	Mr. Speaker

The nays were, none.

Absent or not voting, 25.

Aldrich	Ditto	Hartman	Moore of
Alesch	Dreessen	Hopp	Harrison
Beswick	Foster	Jenkins	Osborn
Brady	Fuelling	Lichty	Rice
Casey	Fuester	Lookingbill	Roe
Craven	Gittinger	McFarlane	Schmitz
Crouch			Treimer

So the bill having received a constitutional majority was declared to have passed the House.

Cunningham of Polk asked and obtained unanimous consent to have the Chief Clerk amend the title as follows:

Insert after the word "Code," in line two (2) the figures "1931,".

The title as amended was agreed to.

House File No. 301, a bill for an act to amend Section Twenty-one Hundred Thirty-six (2136), Code, 1931, relating to the persons to whom permit holders may sell intoxicating liquor, with report of committee recommending passage, was taken up for consideration.

Fabritz of Wapello moved the previous question. Motion prevailed.

Wiese of Scott moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 57.

Bonnstetter	Garner	Moore of Benton	Stewart
Bouska	Grell	Moore of Harrison	Stiger
Brady	Hough	Ostby	Stimpson
Bruce	Hultman	Peaco	Swift of Dubuque
Burgess	Jensen	Rawlings	Swift of Jackson
Davis	Johnson	Reed	Thies
Dean	Koch	Rice	Thiessen
Ditto	Laughlin	Ryder	Wenig
Donlon	McCarthy	Schmitz	Wiese
Fabritz	McKinnon	Schroeder	Willis
Falvey	Malone	Sheridan	Wolf
Foster	Maniece	Smith	Yager
Frizzell	Mercer	Stansell	Zipse
Fuester	Metcalf		Mr. Speaker
Gallagher	Mitchell		

The nays were, 29.

Augustine	Ellsworth	Hook	Snyder
Beath	Felter	McCreery	Sours
Bowers	Gissel	McFarlane	Speidel
Cunningham	Goode	McLean	Strachan
Dole	Grau	Mooty	Teter
Doran	Hanson of Lyon	Paisley	Weed
Durant	Hanson of Winnebago	Peet	Zylstra
Elliott			

Absent or not voting, 22.

Aldrich	Dreessen	Jenkins	Osborn
Alesch	Fuelling	Lichty	Porter
Beswick	Gittinger	Lookingbill	Roe
Casey	Hartman	McDermott	Stanzel
Craven	Hopp	Millhone	Treimer
Crouch	Humeston		

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

Wiese of Scott moved that the vote by which House File No. 301 passed the House be reconsidered and the vote to reconsider be laid on the table. Motion prevailed.

PRELIMINARY REPORT OF THE COMMITTEE ACTING UNDER JOINT RESOLUTION NO. 7

TO HIS EXCELLENCY, THE GOVERNOR OF THE STATE OF IOWA
AND TO THE MEMBERS OF THE FORTY-FIFTH GENERAL ASSEMBLY:

The undersigned committee appointed pursuant to the provisions of House Joint Resolution No. 7 adopted by the Forty-fifth General Assembly, beg leave to report that immediately upon its appointment it held an organization meeting as a result of which Dr. E. E. Munger was chosen as chairman of the committee and Dr. A. W. Erskine as secretary.

Thereafter the committee held consultations with individual members of the faculty of the State University of Iowa Medical College and with

Digitized by Google

members of the staff of the State University Hospital. They also conferred with representatives of the State Board of Education and with the President of the State University. They also consulted with the legislative committee of the Iowa State Medical Society and with the Health Commissioner of the State of Iowa, and communicated with the officers of the schools of medicine in Wisconsin, Nebraska, Illinois, Kansas, Colorado, Missouri, Minnesota, Michigan and Indiana. They also communicated with the Secretary of the Association of American Medical Colleges and with the Council on Medical Education and Hospitals of the American Medical Association. They further consulted with numerous individuals of the medical profession, as well as some judges, county attorneys and other officers of the state of Iowa; and the chairman of the committee consulted with the officials of the Brookings Institution in Washington, D. C., and with William D. Cutter, Secretary of the Council on Medical Education and Hospitals of the American Medical Association and with officials of the Rockefeller Foundation in New York City.

The object of the formation of this committee is stated in said House Joint Resolution No. 7 to be as follows:

"The sole purpose of this committee shall be to seek the cause or causes of at least one of Iowa's present misfortunes, viz., unprovided for sick and suffering, and report back to the Forty-fifth General Assembly at the earliest possible moment the result of their consultations and conferences with such recommendations as to the committee seem fit and proper for the deliberate consideration of the Governor, the Senate and the House of Representatives, and for such further action by them as circumstances warrant."

This committee considered to be within the scope of the stated object for its formation (and as particularly set out in the preamble to said resolution) the subject of the existence of a waiting list of indigent patients committed to the State University Hospital under the terms of Chapter 199 of the Code of Iowa, 1931, and has given this subject especial consideration. This waiting list as of March 1, 1933, as disclosed by the records of said State University Hospital, comprised 5,434 persons. Whether this figure is accurate, your committee is unable to determine because there may have been a number of persons committed who since the time of their commitment have died or have been treated and cared for in other ways and at other places, but your committee is convinced that there is a large and needless number of persons upon this waiting list.

It has, therefore, seemed appropriate to your committee that it give consideration to the causes which have brought about this intolerable condition and to suggest certain remedies therefor.

Your committee believes that the law as stated in Chapter 199 of the Code of Iowa, 1931, was enacted for two purposes: First, to furnish adequate clinical material for the purpose of instruction of the number of medical students in the University of Iowa Medical Colleges who would reasonably meet the needs of the State of Iowa in the replacement and provision of trained members of the medical profession and, second, to provide care for indigent citizens of the state. Your committee finds that there are now 420 students enrolled in the Medical College, and for the

Digitized by Google

last five years there have been graduated from this college approximately 95 students each year. Your committee further finds that in the year 1932, being the last year for which there are available data, there were 2671 medical doctors practicing in Iowa, and in this connection your committee presents a tabulation which it attaches hereto as Exhibit I showing the number of graduates from the Medical College in each of the years 1928 to 1932, inclusive, and the number of such graduates in practice in the State of Iowa in 1933, and the number of medical doctors practicing in the state in each of said years.

The Association of American Medical Colleges in 1925 appointed a commission on medical education which reported in 1932. This commission among other things found: "Available data indicate that proper medical service can be provided on the basis of one active physician to 1000-1200 persons, depending upon the size and type of the community, the organization of the services and other factors. The present number of physicians probably exceeds the need by at least 25,000 (in the United States) although the number of thoroughly qualified practitioners is and always will remain insufficient." There is now one medical doctor engaged in active practice in the State of Iowa to each 928 people. The average number of doctors dying and removing from the state during the past five years, as shown in Exhibit I, has been 71. Considering, therefore, the number of doctors now engaged in the practice of medicine, which is in excess of the number needed to render proper medical service to the people of the state, and considering the number of replacements normally needed as shown by the experience of the past five years, your committe believes that a student body in the aggregate in the medical school of a number which would make available substantially 75 graduates each year, would fully and amply meet the needs of the State of Iowa insofar as its medical needs are concerned.

If the number of students in the medical college is limited so as to provide only such additions to the medical profession as are needed, the quantity of clinical material for the teaching of the lesser number of students would be correspondingly reduced. The Association of American Medical Colleges through its secretary states: "We do insist, and the Council on Medical Education of the American Medical Association is in complete agreement with the demand, that the school should own or control a general hospital to the extent that it will appoint those members of the staff on whom devolves the teaching function. The requirement calls for a daily average of not less than 200 patients who can be utilized for teaching and of such a variety and character as to permit students to see and study the common types of surgical and medical cases, as well as a fair number in each of the so-called specialties. In the use of this clinical material, bedside and ward clinics should be developed for sections of from 5 to 10 students; and patients in medicine, surgery and the specialties should be assigned to each student under a well supervised clinical clerk system."

That a class of students within reasonable limits can receive more thorough instruction than one without such limits is the opinion of the deans of each of the schools of medicine hereinbefore referred to without

Digitized by Google

exception, and as typical of such opinion, we desire to call to your attention the statement of the Dean of the Medical School of the University of Wisconsin as follows: "We have assumed that this section, by implication, prevents our taking more students in a class for clinical work in a hospital than can be accommodated there with due regard to the welfare of the patients. The medical school and hospital authorities believe that fifty students in a class are as many as can be accepted with due regard to the welfare of the patients, and have accordingly limited the work of the clinical years to that number of students". It is, therefore, the conclusion of your committee, and it so recommends, that the State Board of Education should adopt standards of admittance on a competitive basis to the medical school which would keep the student body of the College of Medicine within such limits as would produce for the last two years thereof an average of approximately 75 members for each of said years and also raise the standard of the type of student which is admitted to and graduated from the College; subject to the same limitations under the existing regulations whereby Iowa citizens are preferred.

During the year ended June 30, 1932, there were 8,719 patients admitted to the State Hospital. The average period of hospitalization for these patients during the same time was 17.7 days. The average number of patients, therefore, at the State Hospital constantly was 492.6. It therefore follows that some other means should be employed in order to care for the indigent sick of the state than the law as contained in Chapter 199, Code of Iowa, 1931, as presently administered.

Under the statutes of this state the duty of caring for indigents primarily rests upon the board of supervisors of each of the counties who are furnished with necessary funds through the levying of general taxes for the poor. Your committee believes, therefore, that Chapter 199, Code of Iowa, 1931, should be amended so as to provide that upon the filing of a complaint, as in that Chapter specified, the same should be referred to the board of supervisors of the county who should, through its overseer of the poor or other designated agent, make an investigation of the indigency of the subject of the complainant. That such subject should be examined by a physician appointed by the court who should receive not in excess of $2.00 for the examination, that if such physician receives a salary or other compensation from the public for his full-time services, no such examination fee shall be paid him, and that upon the report by the physician and the investigating agent of the board of supervisors, a hearing should be had at which the county attorney, the overseer of the poor or other agent of the board of supervisors, the patient or any persons representing him, should be authorized to introduce evidence and be heard. That if upon such hearing the court finds that such person is indigent and is in need of medical care, he shall ascertain from the physician in charge of admissions at the State Hospital, by a long-distance telephone call, reversing the toll to the State Hospital, whether the person can be received as a patient, and if he can, then the court shall enter an order of commitment, and if the physician appointed by the court to examine the subject certifies that an attendant to accompany the patient to the said hospital is necessary, then the court may enter an order appointing such attendant who shall receive not exceeding $2.00 per day for his time and

Digitized by Google

his actual necessary traveling expenses by the most direct route whether by train or automobile.

If, however, the said subject cannot be received in the said hospital, then the court shall enter an order directing the board of supervisors of the county to provide adequate treatment at home or in a hospital.

Since the primary duty of caring for the indigent under the laws of Iowa rests upon the Board of Supervisors of each county, and since provision of funds for such purpose is made through the levying of general taxation, your committee recommends that said law be further amended so as to provide that the auditor of state shall ascertain the average cost per patient day during each year for all medicine, care and maintenance, and separately for the actual cost of special appliances, instruments and X-ray service used in connection with such treatment, and separately the cost of doctor's examining fees, and separately the cost of the transportation to and from the State Hospital, including the expense of attendants and escorts, of the treatment of all persons committed under the terms of said State Hospital, including the expense of attendants and escorts, of the treatment of all persons committed under the terms of said State Hospital. That the cost as so ascertained of caring for each committed patient other than the cost of transportation and attendants shall be paid one-half by the state and one-half by the county of each patient's legal residence. The cost of transportation and attendants shall be borne by the state.* That the superintendent of said State Hospital shall certify to the auditor of state on the first days of January, April, July and October the amount not previously certified by him due the state from the several counties having patients chargeable thereto, and the auditor of state shall thereupon charge the same to the counties so owing. A duplicate certificate shall also be mailed to the auditor of each county having patients chargeable thereto. That the county auditor upon receipt of such certificate shall thereupon enter the same to the credit of the state in his ledger of state accounts, and shall at once issue a notice to the county treasurer directing him to transfer the amount from the poor fund to the general state revenue, which notice shall be filed by the treasurer as his authority for making such transfer, and shall include the amount so transferred in his next remittance of state taxes to the treasurer of state, designating the fund to which it belongs.

That said law be further amended so as to provide that all purchases of materials and supplies by said State Hospital shall be upon competitive bidding and that all expenses incurred by said State Hospital shall be audited by the auditor of state and paid by warrant drawn by him upon the state treasurer. That said law be further amended so as to authorize the said State Hospital to receive patients, care for and treat patients whether over or under 16 years of age who shall be financially able to pay the cost per patient day estimate as hereinbefore provided, but that no such patients shall be received until there is deposited with the hospital authorities a sum equalling such cost for the period of hospitalization estimated by the physician in charge of admissions; but that no such patient shall be received so long as there are indigents needing such care and treatment up to the amount of clinical material as hereinbefore recommended.

Digitized by Google

That the law be further amended to provide that the cost of any indigent patient to the county shall be certified by the state auditor to the county auditor and preserved by the county auditor and that whenever the same becomes collectable, such sum shall be a debt due the county from the patient or the persons legally responsible for his care, maintenance and support, and it shall be the duty of the board of supervisors and the county attorney to enforce the collection thereof.

Your committee feels that there is no need for a waiting list, with a possible exception of cases of deformity, for admission to the State Hospital. Indeed, it is difficult for your committee to see how patients under the other classifications of said Chapter 199 can be maintained without harm for any considerable period of time upon a waiting list. The suggestions and recommendations heretofore made would provide: First, for adequate clinical material for the needed student body in the state medical college. Second, for the care to that extent of indigent patients partly at state expense and partly at county expense. Third, for the care of all other indigents immediately through other avenues and by resort to the taxes laid under the general laws of the state for such purposes. Your committee further feels that the adoption of the recommendations would tend toward the saving of the taxpayers' money through the lessening of the need of transportation of indigent patients from long distances for an unnecessary purpose. Your committee appends hereto forms of proposed laws to carry out the foregoing recommendations.

Your committee further recommends that the Board of Education be directed to continue the economies now in effect at the University Hospital, and also, since the state is now facing a grave emergency, and the standard of living of many of its citizens is far below what they desire and have been accustomed to, and the state, like its citizens, must curtail its expenditures and live within its income in times of financial stress; that the Board of Education be directed to reduce the standards of hospital service to the lowest possible level consistent with the comfort and welfare of the patients.

* It is the thought and suggestion of Senator Hicklin and Doctor E. E. Munger that the entire cost of indigent patients at the University Hospital should be borne by the respective counties from which they come, inasmuch as those counties are primarily responsible for the care of their own indigent patients.

It is also their opinion and suggestion that no part of this act comes within the proper function of the court, that the board of supervisors should have the sole responsibility of commitment, based upon the advice of local doctors or health officers; that patients should be committed to the University Hospital so long as they can be received there, but that the local boards of supervisors should at all times have discretion to otherwise care for said patients if they feel that they can do so more economically.

E. E. MUNGER, M. D.
G. W. PATTERSON
E. R. HICKLIN
M. MOORE
JOHN SPEIDEL
OLIVER J. FAY
W. A. STERNBERG
ARTHUR W. ERSKINE
PAUL L. MILLHONE

Digitized by Google

Year	No. Ia. Grads.	No. Ia. Res. Admis.	No. Ia. Res. Grads.	In pract. in Ia. 1933	No. M. D.'s Pract. in Ia.	No. of Deaths	No. Recip. Lics. Cert.	No. Grtd. Lics. by Exams.	No. Grtd. Lics. by Recip.	Renewal fees Iowa and Elsewhere
1928	99	89	89	43	2420	66	6	114	23	$3076.00
1929	86	79	80	25	2666	73	7	92	30	3025.00
1930	97	89	93	15	2742	25	4	105	27	3046.00
1931	92	82	89	not listed	2815	82	7	112	38	3198.00
1932	97	71	91	in dir.	2671	78	6	116	48	3212.00

DES MOINES, IOWA.
March 31, 1933.

TO HIS EXCELLENCY, THE GOVERNOR OF THE STATE OF IOWA
AND MEMBERS OF THE FORTY-FIFTH GENERAL ASSEMBLY.

Because of considerable data having a direct bearing on the operation of Iowa's adult indigent law, which data it is not possible to assemble and properly present before the time for adjournment of this session, your committee respectfully requests that it be not discharged, in order that it may present a supplementary or final report under authority of House joint resolution No. 7, to the special session to be held in August, 1933, or to the next General Assembly.

E. E. MUNGER, M. D.
G. W. PATTERSON
E. R. HICKLIN
M. MOORE
W. A. STERNBERG
ARTHUR W. ERSKINE
PAUL L. MILLHONE
OLIVER J. FAY

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled: House File No. 238.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILL SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bill: House File No. 238.

BILL SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills submitted the following report:

Digitized by Google

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 1st day of April, 1933, sent to the governor for his approval: House File No. 238.

WM. KOCH, *Chairman.*

Report adopted.

AMENDMENTS FILED

Johnson of Linn filed the following amendment to House File No. 568:

Amend House File No. 568 by the sifting committee as follows: 'Insert after the word "Insurance" in line six (6) of Section one the following: "running to the state of Iowa for the benefit of any person or persons injured or damaged in any way solely on account of reckless operation by such employee of any automobile, title to it is in the state of Iowa."

Durant of Hancock filed the following amendment to House File No. 387:

Amend House File No. 387 by striking therefrom all of Section One (1) after the word "place", in Line Ten (10) of said section, and substituting therefore the following:

"a flare at the side of such vehicle and in plain view of all traffic, and shall maintain it in such position during the time such vehicle remains parked".

On motion of Koch of Bremer the House adjourned until 10:00 a. m. Monday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 3, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend William J. Johnstone, Presbyterian Church, St. Paul, Minnesota.

Journal of April 1 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Ryder of Dubuque for the day, on request of Swift of Dubuque; Hartman of Des Moines for the day, on request of Hough of Fayette; Jenkins of Louisa for the day, on request of Snyder of Hamilton; Sheridan of Lee for the day, on request of Swift of Dubuque; Lookingbill of Story for the day, on request of Cunningham of Polk.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Opposing Senate File No. 449. Elliott, from citizens of Polk county; Cunningham, from citizens of Polk county; Maniece, from citizens of Emmet county; Grell and Wiese, from citizens of Scott county. Public health.

Opposing special tax on chain stores. Wolf, from citizens of Franklin county; Lichty, from citizens of Black Hawk county; Moore, from citizens of Benton county; Mooty, from citizens of Grundy county. Ways and means.

Favoring beer and light wines. Fuester, from citizens of Ida county; Swift of Dubuque, from Roosevelt Club of Dubuque. Police regulation, suppression of crime and intemperance.

Favoring prohibition. Burgess, from citizens of Woodbury county; Johnson and McCreery, from citizens of Linn county. Police regulation, suppression of crime and intemperance.

Digitized by Google

Favoring Senate File No. 153. Bonnstetter, from citizens of Kossuth county. Telephone, telegraph and express.

Favoring taxation of property now exempt. Beswick, from citizens of Van Buren county. Tax revision.

Favoring House File No. 352. Peaco and Thiessen, from citizens of Clinton county. Motor vehicles and transportation.

Favoring Senate File No. 483. Cunningham, from citizens of Polk county. Banks and banking.

Favoring Senate File No. 456. Ellsworth, from citizens of Hardin county. Motor vehicles and transportation.

CALL OF THE HOUSE

The following call of the House was filed:

MR. SPEAKER: We, the undersigned, request a call of the House when the report of the Committee is taken up pursuant to House Resolution No. 21.

T. G. JENSEN
C. S. HOOK
JOHN MCDERMOTT
C. E. MALONE
C. L. MCKINNON

The roll call disclosed that all members were present, except Craven of Jasper, Hartman of Des Moines, Jenkins of Louisa, Lookingbill of Story, Ryder of Dubuque, and Sheridan of Lee. All had been previously granted leave of absence except Craven of Jasper, who, on motion of Gissel of Buchanan, was excused.

MESSAGES FROM THE SENATE

The following messages wee received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 344, a bill for an act relating to the depositing of securities with the commissioner of insurance, the exchange of securities and the amount at which the same may be held by the department of insurance.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 324, a bill for an act relating to the tax on motor vehicle fuel.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 128, a bill for an act to provide for liens in favor of hospitals, physicians and others.

Digitized by Google

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 476, a bill for an act to define the requirements of a legal newspaper for publication of legal notices.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 390, a bill for an act relating to investment of funds of insurance companies.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 367, a bill for an act relating to transfer of funds from the Secondary Road Construction Fund of Monroe county to the poor fund of said county.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 364, a bill for an act authorizing the Board of Supervisors of Tama County to make certain refunds of taxes.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 272, a bill for an act to provide for the ownership, operation or disposition of hospitals, asylums, sanitariums, schools or homes by Fraternal Societies.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 263, a bill for an act relating to review of award or settlement in compensation. BYRON G. ALLEN, *Secretary*.

SENATE AMENDMENTS TO HOUSE FILE NO. 128

Amend by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Any person, firm, charitable association, corporation or other institution operating any hospital in the State of Iowa, including state, county and municipal hospitals and any physician, surgeon, osteopath and/or chiropractor licensed to practice in the State of Iowa, who renders any hospital care or maintenance or professional service, or both, to any person injured by reason of the negligence of any other person, firm or corporation, may have a lien for the reasonable value of such professional services and/or such hospital care and maintenance furnished, upon:

"1. Any judgment recovered by the said injured person or his legal representative on account of said injury. Said lien upon any such judgment may be made effective by filing a verified itemized statement thereof in the office of the Clerk of Court and entering same in the judgment or combination docket opposite the entry of the judgment.

"2. Any valid claim for damages of such injured person or his legal representative on account of such injury. Said lien upon any such claim shall be made effective by the delivery of a written notice thereof together with verified itemized statement thereof to the person, firm or corporation owing such claim.

Digitized by Google

"Sec. 2. In all cases the lien provided in Section 1 hereof may be enforced by proper proceedings in equity.

"Sec. 3. The lien provided herein shall be junior only to attorney fees and costs."

Amend the title by substituting in lieu thereof the following:

"A Bill for an Act to provide for liens in favor of hospitals, physicians, surgeons, osteopaths or chiropractors, upon judgments or claims for damages arising out of personal injuries for which such hospital or physician, surgeon, osteopath or chiropractor has rendered care, maintenance or professional services, and providing for the manner of enforcing such lien."

CONSIDERATION OF HOUSE RESOLUTION NO. 21

Alesch of Plymouth called up the report of the committee on House Resolution No. 21 and moved its adoption.

McCreery of Linn moved to amend the report of the committee by substituting House Concurrent Resolution No. 24 as found on page 1101 of the Journal of March 27 for the recommendations contained in the report of the committee.

Ostby of Worth moved to amend House Concurrent Resolution No. 24 by inserting after the word "cement" in the sixth line of the third paragraph the words "and other essential data concerning cement." Amendment adopted.

Dreessen moved the previous question. Motion prevailed.

On the question "Shall House Concurrent Resolution No. 24 be substituted for the report of the committee?"

The ayes were, 46.

Augustine	Fabritz	McCarthy	Peet
Beath	Felter	McCreery	Snyder
Bowers	Fuelling	McFarlane	Sours
Brady	Gallagher	Maniece	Speidel
Casey	Grau	Mercer	Stansell
Cunningham	Hanson of Winnebago	Millhone	Stanzel
Dean	Hultman	Mitchell	Stiger
Ditto	Johnson	Moore of Benton	Strachan
Dole	Koch	Moore of Harrison	Swift of Dubuque
Doran	Laughlin	Mooty	Wiese
Elliott	Lichty	Paisley	Willis
Ellsworth			Wolf

The nays were, 55.

Aldrich	Burgess	Foster	Goode
Alesch	Crouch	Frizzell	Grell
Beswick	Davis	Fuester	Hanson of Lyon
Bonnstetter	Donlon	Garner	Hook
Bouska	Dreessen	Gissel	Hopp
Bruce	Durant	Gittinger	Hough

Digitized by Google

Humeston	Ostby	Schroeder	Treimer
Jensen	Peaco	Smith	Weed
McDermott	Porter	Stewart	Wenig
McKinnon	Rawlings	Stimpson	Yager
McLean	Reed	Swift of Jackson	Zipse
Malone	Rice	Teter	Zylstra
Metcalf	Roe	Thies	Mr. Speaker
Osborn	Schmitz	Thiessen	

Absent or not voting, 7.

Craven	Hartman	Lookingbill	Sheridan
Falvey	Jenkins	Ryder	

Amendment lost.

Malone of Cass moved that Falvey of Monroe be excused from voting. Motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, House Files Nos. 65, 124, 130, 200, 223, 237, 266, 348, 384 and 537.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House Files Nos. 65, 124, 130, 200, 223, 237, 266, 348, 384 and 537.

BILLS SENT TO THE GOVERNOR

Koch of Bremer from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 3rd day of April, 1933, sent to the Governor for his approval: House Files Nos. 65, 124, 130, 200, 223, 237, 266, 348, 384 and 537.

WM. KOCH, *Chairman.*

Report adopted.

On motion of McKinnon of Henry, the House recessed until 2:00 p. m.

Digitized by Google

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

The House resumed consideration of the report of the committee on House Resolution No. 21.

The Call of the House still being in effect, the members recorded their presence. Roll call disclosed that all members were present except Jenkins of Louisa, Lookingbill of Story, Ryder of Dubuque and Sheridan of Lee, who had been previously excused.

Teter of Marion moved to amend the "Report of committee on House Resolution No. 21", as follows:

1. By striking all that part of paragraph "f", page 1063 of the Journal of the House, following the word "years" in line 3 and substituting in lieu thereof the following: ", of the said uniformity in bidding to furnish cement to the state."
2. By striking all that part of paragraph "h", of said page 1063, following the word "bids" in line two and inserting a period "." immediately after the said word "bids".
3. By striking all that part on said page 1063, beginning with the word "conclusions" down to and including the word "penny" immediately preceding the word "recommendations".
4. By striking the figure "1" and the sentence, beginning with the last line on said page 1063, and ending with line two at top of page 1064 and substituting in lieu thereof the following: "1. That all this evidence be turned over to the Attorney General of this State for such investigation and action as he may deem advisable."
5. By striking the figure "2" and the sentence immediately following, being the 3rd and 4th lines on said page 1064; and by changing the figure "3" in the beginning of line 5 on said page 1064 and inserting in lieu thereof the figure "2".

Amendments adopted.

The committee report as amended was adopted.

CONSIDERATION OF BILLS

House File No. 233, a bill for an act to amend section Seventy-two hundred and seventy-nine (7279) of the Code of 1931, relating to the notice of expiration of right of redemption, was taken up for consideration.

Cunningham of Polk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 102.

Aldrich	Felter	McCreery	Schroeder
Alesch	Foster	McDermott	Smith
Augustine	Frizzell	McFarlane	Snyder
Beath	Fuelling	McKinnon	Sours
Beswick	Fuester	McLean	Speidel
Bonnstetter	Gallagher	Malone	Stansell
Bouska	Garner	Maniece	Stanzel
Bowers	Gissel	Mercer	Stewart
Brady	Gittinger	Metcalf	Stiger
Bruce	Goode	Millhone	Stimpson
Burgess	Grau	Mitchell	Strachan
Casey	Grell	Moore of Benton	Swift of Dubuque
Craven	Hanson of Lyon	Moore of Harrison	Swift of Jackson
Cunningham	Hanson of Winnebago	Mooty	Teter
Davis	Hartman	Osborn	Thies
Dean	Hook	Ostby	Thiessen
Ditto	Hopp	Paisley	Treimer
Dole	Hough	Peaco	Weed
Donlon	Hultman	Peet	Wenig
Doran	Humeston	Porter	Wiese
Dreessen	Jensen	Rawlings	Willis
Durant	Johnson	Reed	Wolf
Elliott	Koch	Rice	Yager
Ellsworth	Lichty	Roe	Zipse
Fabritz	McCarthy	Schmitz	Zylstra
Falvey			Mr. Speaker

The nays were, 1.

Crouch

Absent or not voting, 5.

Jenkins	Lookingbill	Ryder	Sheridan
Laughlin			

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

House File No. 356, a bill for an act to amend section forty-one hundred thirty-one (4131), code 1931, relating to attaching territory to an adjoining corporation, was taken up for consideration.

Aldrich of Wright moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 89.

Aldrich	Brady	Dean	Ellsworth
Alesch	Bruce	Ditto	Fabritz
Augustine	Burgess	Dole	Falvey
Beath	Casey	Donlon	Felter
Beswick	Craven	Doran	Frizzell
Bonnstetter	Crouch	Dreessen	Fuelling
Bouska	Cunningham	Durant	Fuester
Bowers	Davis	Elliott	Gallagher

Digitized by Google

Garner	Laughlin	Ostby	Stiger
Gissel	Lichty	Paisley	Stimpson
Gittinger	McCarthy	Peaco	Strachan
Grell	McDermott	Peet	Swift of Dubuque
Hanson of Winnebago	McFarlane	Porter	Swift of Jackson
Hartman	McKinnon	Rawlings	Teter
Hook	McLean	Reed	Thies
Hopp	Malone	Rice	Thiessen
Hough	Maniece	Schmitz	Treimer
Hultman	Metcalf	Snyder	Weed
Humeston	Millhone	Speidel	Wenig
Jensen	Mitchell	Stansell	Wiese
Johnson	Moore of Benton	Stanzel	Willis
Koch	Mooty	Stewart	Zylstra
	Osborn		

The nays were, 8.

Goode	Hanson of Lyon	Smith	Yager
Grau	Roe	Sours	Zipse

Absent or not voting, 11.

Foster	McCreery	Ryder	Wolf
Jenkins	Mercer	Schroeder	Mr. Speaker
Lookingbill	Moore of Harrison	Sheridan	

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

Strachan of Humboldt moved that the Call of the House be now raised. Motion prevailed.

House File No. 387, a bill for an act to require motor trucks and combinations thereof when operating upon the highways at night to be equipped with portable flares and providing penalty therefor, was taken up for consideration.

Durant of Hancock called up the amendment filed by him and found on page 1137 of the Journal of April 1 and moved its adoption. Amendment adopted.

Goode of Davis moved to amend section one, line one following the word "trucks" by inserting the words "of over two ton capacity." Amendment lost.

McFarlane of Black Hawk moved to amend section one, line one by inserting the words "all motor vehicles including" preceding the word "motor". Motion lost.

Willis of Dallas asked and obtained unanimous consent to change the word "of" to "as" in section two, line three.

Willis of Dallas moved that the bill be read a third time now

Digitized by Google

and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 64.

Alesch	Frizzell	McCarthy	Roe
Augustine	Fuelling	McCreery	Schmitz
Beswick	Fuester	McDermott	Snyder
Bonnstetter	Gallagher	McFarlane	Stansell
Bouska	Gissel	McLean	Stiger
Brady	Gittinger	Malone	Swift of Dubuque
Bruce	Grau	Mercer	Swift of Jackson
Burgess	Hanson of Lyon	Millhone	Teter
Casey	Hanson of	Mitchell	Thies
Cunningham	Winnebago	Moore of Benton	Treimer
Davis	Hartman	Mooty	Weed
Ditto	Humeston	Osborn	Wenig
Dole	Johnson	Peaco	Wiese
Donlon	Koch	Peet	Willis
Doran	Laughlin	Porter	Wolf
Durant	Lichty	Reed	Zylstra
Ellsworth			

The nays were, 33.

Beath	Garner	Maniece	Speidel
Bowers	Goode	Metcalf	Stanzel
Craven	Grell	Moore of	Stewart
Crouch	Hook	Harrison	Stimpson
Dean	Hopp	Rawlings	Strachan
Dreessen	Hough	Schroeder	Thiessen
Falvey	Hultman	Smith	Yager
Felter	Jensen	Sours	Zipse
Foster	McKinnon		

Absent or not voting, 11.

Aldrich	Jenkins	Paisley	Sheridan
Elliott	Lookingbill	Rice	Mr. Speaker
Fabritz	Ostby	Ryder	

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

Willis of Dallas moved that the vote by which House File No. 387 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 393, a bill for an act to amend Sections Five thousand seventy-nine-d eight (5079-d8) and five thousand seventy-nine-d nine (5079-d9) Code, 1931, relating to the maximum hours of operation of commercial motor vehicles, upon the highways of the State of Iowa, was taken up for consideration.

McFarlane of Black Hawk moved that the bill be read a third

Digitized by Google

time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 67.

Aldrich	Fabritz	Lichty	Rice
Augustine	Foster	McCreery	Roe
Beswick	Frizzell	McDermott	Schmitz
Bonnstetter	Fuelling	McFarlane	Smith
Bowers	Gallagher	McKinnon	Snyder
Brady	Garner	Malone	Sours
Bruce	Gissel	Mercer	Speidel
Burgess	Gittinger	Metcalf	Stansell
Casey	Goode	Mitchell	Strachan
Craven	Grell	Moore of Benton	Swift of Dubuque
Crouch	Hanson of Lyon	Osborn	Swift of Jackson
Cunningham	Hanson of Winnebago	Ostby	Teter
Davis	Hartman	Paisley	Weed
Dean	Hough	Peaco	Wenig
Dole	Humeston	Peet	Wiese
Elliott	Johnson	Porter	Willis
Ellsworth		Reed	Yager

The nays were, 32.

Beath	Grau	Maniece	Stimpson
Bouska	Hook	Moore of Harrison	Thies
Ditto	Hopp	Mooty	Thiessen
Doran	Hultman	Rawlings	Treimer
Dreessen	Jensen	Schroeder	Wolf
Durant	Koch	Stewart	Zipse
Falvey	Laughlin	Stiger	Zylstra
Felter	McCarthy		Mr. Speaker
Fuester			

Absent or not voting, 9.

Alesch	Lookingbill	Millhone	Sheridan
Donlon	McLean	Ryder	Stanzel
Jenkins			

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

McFarlane of Black Hawk moved that the vote by which House File No. 393 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 398, a bill for an act to amend section fifty hundred twenty (5020), Code 1931, relating to meeting and turning to the right on arterial highways, was taken up for consideration.

Grau of Buena Vista moved to amend House File No. 398 by striking the period "." in line 7 and adding thereto the following: "when road conditions permit." Amendment adopted.

Digitized by Google

Ellsworth of Hardin moved to amend the bill by adding to the amendment as adopted following the word "permit" the words "except as provided in section 5022, Code, 1931." Amendment adopted.

Johnson of Linn moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 80.

Aldrich	Falvey	McCreery	Sours
Beswick	Felter	McDermott	Stansell
Bouska	Frizzell	McFarlane	Stanzel
Bowers	Fuelling	McKinnon	Stewart
Brady	Fuester	McLean	Stiger
Bruce	Gallagher	Malone	Stimpson
Burgess	Gissel	Mercer	Strachan
Casey	Gittinger	Metcalf	Swift of Dubuque
Craven	Goode	Mitchell	Swift of Jackson
Crouch	Grau	Moore of Benton	Thies
Cunningham	Grell	Osborn	Thiessen
Dean	Hanson of Winnebago	Ostby	Treimer
Ditto	Hartman	Peaco	Weed
Dole	Hopp	Peet	Wenig
Donlon	Hultman	Porter	Wiese
Doran	Humeston	Rawlings	Willis
Dreessen	Jensen	Reed	Wolf
Durant	Johnson	Schmitz	Yager
Elliott	Koch	Schroeder	Zylstra
Ellsworth		Snyder	Mr. Speaker
Fabritz			

The nays were, 18.

Beath	Hanson of Lyon	Moore of Harrison	Roe
Bonnstetter	Hook	Mooty	Smith
Davis	McCarthy	Paisley	Speidel
Foster	Maniece	Rice	Teter
Garner			Zipse

Absent or not voting, 10.

Alesch	Jenkins	Lookingbill	Ryder
Augustine	Laughlin	Millhone	Sheridan
Hough	Lichty		

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

Johnson of Linn moved that the vote by which House File No. 398 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

The House resumed consideration of House File No. 544, a bill for an act to provide for the certification and training of teachers

Digitized by Google

in the public schools; to repeal section thirty-eight hundred fifty-eight (3858), code 1931, and to enact a substitute therefor; to repeal sections thirty-eight hundred sixty-two (3862) to thirty-eight hundred seventy-two (3872) inclusive, code 1931, and to enact a substitute therefor, the repeal to be effective July 1, 1935; to repeal sections thirty-eight hundred seventy-eight (3878) and four thousand ninety-seven (4097), code 1931, and to enact substitutes therefor; to amend sections thirty-eight hundred seventy-six (3876) and thirty-eight hundred ninety-nine (3899), code 1931, all sections relating to the training and certification of teachers, was taken up for consideration.

Dole of Jefferson called up the amendment filed by him and found on page 1121 of the Journal of March 31 and moved its adoption. Amendment adopted.

Hanson of Lyon moved to amend House File No. 544 by striking the word "ten" from line two, section twenty and inserting in lieu thereof the word "five". Amendment adopted.

McKinnon of Henry moved to amend section two by striking all of said section following the period "." after the word "prescribed" in line five of said section. Amendment adopted.

Teter of Marion moved to amend by striking section 17 and renumbering the sections.

Teter of Marion moved that action be deferred and the bill be made a special order for 9:00 a. m. Tuesday. Motion lost.

Teter of Marion asked and obtained unanimous consent to withdraw his amendment.

Elliott of Polk moved the previous question. Motion prevailed.

Hanson of Lyon moved that the House adjourn until 9:00 a. m. Tuesday. Motion lost.

Jensen of Audubon moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 49.

Aldrich	Burgess	Dole	Foster
Augustine	Casey	Doran	Gallagher
Bowers	Davis	Durant	Garner
Brady	Dean	Elliott	Gissel
Bruce	Ditto	Felter	Goode

Digitized by Google

Hanson of Lyon	Mercer	Peet	Stimpson
Hopp	Metcalf	Porter	Strachan
Hultman	Millhone	Rawlings	Swift of Dubuque
Jensen	Moore of	Schmitz	Swift of Jackson
Johnson	Harrison	Snyder	Teter
Laughlin	Osborn	Sours	Treimer
Lichty	Paisley	Stiger	Yager
McFarlane	Peaco		

The nays were, 52.

Alesch	Fuester	McDermott	Smith
Beath	Gittinger	McKinnon	Speidel
Beswick	Grau	McLean	Stansell
Bonnstetter	Grell	Malone	Stanzel
Bouska	Hanson of	Maniece	Stewart
Craven	Winnebago	Mitchell	Thies
Crouch	Hartman	Moore of Benton	Thiessen
Cunningham	Hook	Mooty	Weed
Donlon	Hough	Ostby	Wiese
Dreessen	Humeston	Reed	Wolf
Ellsworth	Koch	Rice	Zipse
Falvey	McCarthy	Roe	Zylstra
Frizzell	McCreery	Schroeder	Mr. Speaker
Fuelling			

Absent or not voting, 7.

Fabritz	Lookingbill	Sheridan	Willis
Jenkins	Ryder	Wenig	

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

McCreery of Linn moved that the vote by which House File No. 544 failed to pass the House be reconsidered and the motion to reconsider be laid on the table.

On the question "Shall the motion to reconsider be tabled?" a roll call was demanded.

The ayes were, 48.

Alesch	Frizzell	Humeston	Rice
Beath	Fuelling	Koch	Roe
Beswick	Fuester	Laughlin	Speidel
Bonnstetter	Garner	McCarthy	Stansell
Bouska	Gittinger	McCreery	Stanzel
Brady	Grau	McKinnon	Stewart
Craven	Grell	McLean	Thies
Crouch	Hanson of	Maniece	Thiessen
Donlon	Winnebago	Moore of Benton	Weed
Dreessen	Hartman	Osborn	Wolf
Ellsworth	Hook	Ostby	Zipse
Falvey	Hough	Reed	Zylstra
Felter			

The nays were, 54.

Aldrich	Bruce	Cunningham	Ditto
Augustine	Burgess	Davis	Dole
Bowers	Casey	Dean	Doran

Digitized by Google

Durant	Johnson	Mooty	Stiger
Elliott	Lichty	Paisley	Stimpson
Fabritz	McDermott	Peaco	Strachan
Foster	McFarlane	Peet	Swift of Dubuque
Gallagher	Malone	Porter	Swift of Jackson
Gissel	Mercer	Rawlings	Teter
Goode	Metcalf	Schmitz	Treimer
Hanson of Lyon	Millhone	Schroeder	Wiese
Hopp	Mitchell	Smith	Yager
Hultman	Moore of Harrison	Snyder	Mr. Speaker
Jensen		Sours	

Absent or not voting, 6.

Jenkins	Ryder	Wenig	Willis
Lookingbill	Sheridan		

Motion to lay on the table was lost.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 457, a bill for an act to prohibit the sale of milk or milk products under false representations as to the breed of cattle from which the same were produced.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 190, a bill for an act relating to the improvement of streets by oiling and graveling and the assessment of the cost thereof.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 381, a bill for an act relating to the custody of persons paroled by the court and providing for the appointment of parole officers.

Also, that the Senate has concurred in the Conference Committee report on Senate Substitute for Senate File No. 131, relating to taxation and to make mandatory reductions of total tax levies in each taxing district for years 1933 and 1934. BYRON G. ALLEN, *Secretary*.

SENATE MESSAGES CONSIDERED

Senate File No. 344, a bill for an act to amend the law as it appears in section eighty-seven hundred forty-one (8741) of the Code 1931, relating to the depositing of securities with the commissioner of insurance, the exchange of securities and the amount at which the same may be held by the department of insurance.

Read first and second times and referred to sifting committee.

Senate File No. 324, a bill for an act to amend section five thousand ninety-three-a five (5093-a5), to repeal section five thou-

Digitized by Google

sand ninety-three-a eight (5093-a8) and to enact a substitute therefor, and to repeal section five thousand ninety-three-a ten (5093-a10), all of the Code, 1931, and relating to the tax on motor vehicle fuel; providing for the coloring of tax exempt motor vehicle fuel and a penalty for the violation of this act.

Read first and second times and referred to sifting committee.

Senate File No. 190, a bill for an act to amend sections fifty-nine hundred and seventy-five (5975), fifty-nine hundred and seventy-eight (5978), six thousand and two (6002), six thousand and three, (6003), six thousand and twenty-four (6024), six thousand and twenty-six (6026), and six thousand and thirty-two (6032), of the 1931 Code of Iowa, relating to the improvement of streets by oiling and graveling and the assessment of the cost thereof.

Read first and second times and referred to sifting committee.

Senate File No. 457, a bill for an act to prohibit the sale of milk or milk products under false representations as to the breed of cattle from which the same were produced and to provide a penalty for the violation of the provisions of this act.

Read first and second times and referred to sifting committee.

AMENDMENT FILED

Paisley of Lee filed the following amendment to Senate File No. 483:

Amend section one by adding thereto the following:

"Provided, however, that the Banking Department shall, with the approval of the Governor, have the right to waive or modify any of the provisions or requirements of this Act, where a bank is not to resume or continue banking operations, and where waivers or depositors' agreements are taken as a part of a plan for liquidating such bank."

On motion of McKinnon of Henry, the House adjourned until 9:00 a. m. Tuesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 4, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend Ernest L. Shaffer, Pastor of the Castle Memorial of the United Brethren Church, Des Moines, Iowa.

Journal of April 3 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Ryder of Dubuque for the day, on request of Swift of Dubuque; Sheridan of Lee for the day, on request of Swift of Dubuque.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring prohibition repeal, from citizens of Greene county; Fahey, from citizens of Monroe county; Hunneton, from citizens of Wayne county; McCreery, from citizens of Linn county; McFarlane, from citizens of Black Hawk. Police regulation, suppression of crime and intemperance.

Favoring Senate File No. 352. Bradyl, from citizens of Pottawattamie county; Lookingbill, from citizens of Story county; Peaco and Thiessen, from citizens of Clinton county. Motor vehicles and transportation.

Favoring certification of teachers. Sours, from citizens of Floyd county. Schools and textbooks.

Opposing Senate File No. 131 in present form. Cunningham, from citizens of Polk county. Tax reduction.

INTRODUCTION OF BILLS

House File No. 583, by sifting committee, a bill for an act to

Digitized by Google

amend section fifteen hundred fifty-two (1552), Code, 1931, by defining cigarettes.

Read first and second times and placed on calendar.

House File No. 584, by sifting committee, a bill for an act to amend Section ten hundred sixty-three (1063) Code 1931, and to repeal Section three hundred nine (309) to three hundred seventeen (317) inclusive, Code, 1931, and to enact a substitute therefore relating to the office of Director of the Budget, and to constitute the Auditor of State Ex-officio director of the budget.

Read first and second times and placed on calendar.

CONSIDERATION OF BILLS

Senate File No. 386, a bill for an act to provide for consolidating city and school elections in school districts which embrace a city and which have a population of not more than one hundred thousand (100,000), nor less than seventy thousand (70,000), by the last federal census; to prescribe the manner of holding the same; to provide for terms of directors and the manner of nominating and electing same; prescribing eligibility of voters and registration thereof, and making other statutes affecting city and school elections applicable except where inconsistent or contradictory; by amending sections forty-one hundred twenty-five (4125), forty-two hundred twenty (4220), forty-two hundred seventeen (4217), forty-two hundred eighteen (4218), forty-two hundred twenty-three-a2 (4223-a2), forty-two hundred twenty-three-b1 (4223-b1), forty-two hundred twenty-eight (4228), forty-three hundred fifty-four (4354), forty-four hundred one (4401), forty-four hundred six (4406), forty-four hundred fifty-three (4453), and forty-four hundred sixty-four (4464), Code 1931, was taken up for consideration.

Elliott of Polk moved that action be deferred on Senate File No. 386. Motion prevailed.

House File No. 447, a bill for an act to prohibit the engaging in any business of a private nature by any municipality created under the laws of this state, any political sub-division of this state, and any corporation, board, or trustee charged with the administration of any state institution, was taken up for consideration.

Reed of Mahaska called up the amendment filed by him and found on page 1083 of the Journal of March 28 and moved its adoption. Amendment adopted.

Digitized by Google

Willis of Dallas moved to amend House File No. 447 by inserting as a new section the following:

Section 4. None of the provisions hereof shall prohibit any public educational institution or school from operating and maintaining dormitories, cafeterias, restaurants, or cafes for the use and benefit of its regularly enrolled students and employees or their guests.

McKinnon of Henry moved that action on House File No. 447 be deferred. Motion prevailed.

House File No. 322, a bill for an act to repeal section twelve thousand six hundred forty-four c-fourteen (12644 c-14) of the Code, 1931, and to enact a substitute therefor relating to investment of funds by guardians, was taken up for consideration.

Cunningham of Polk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 95.

Aldrich	Falvey	Laughlin	Schmitz
Augustine	Felter	Lichty	Schroeder
Beath	Foster	Lookingbill	Smith
Beswick	Frizzell	McCarthy	Snyder
Bonnstetter	Fuelling	McCreery	Sours
Bouska	Fuester	McDermott	Stansell
Bowers	Gallagher	McFarlane	Stanzel
Brady	Garner	McKinnon	Stewart
Bruce	Gissel	McLean	Stiger
Burgess	Gittinger	Malone	Stimpson
Casey	Goode	Metcalf	Strachan
Craven	Grau	Mitchell	Swift of
Crouch	Grell	Moore of Benton	Dubuque
Cunningham	Hanson of Lyon	Moore of	Swift of Jackson
Davis	Hanson of	Harrison	Thies
Dean	Winnebago	Mooty	Thiessen
Ditto	Hartman	Osborn	Treimer
Dole	Hook	Ostby	Weed
Donlon	Hopp	Peaco	Wenig
Doran	Hough	Peet	Willis
Dreessen	Hultman	Porter	Wolf
Durant	Humeston	Reed	Zipse
Elliott	Jenkins	Rice	Zylstra
Ellsworth	Jensen	Roe	Mr. Speaker
Fabritz	Koch		

The nays were, none.

Absent or not voting, 13.

Alesch	Millhone	Ryder	Teter
Johnson	Paisley	Sheridan	Wiese
Maniece	Rawlings	Speidel	Yager
Mercer			

Digitized by Google

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

House File No. 336, a bill for an act to amend section fifty-hundred ninety-three-a-five (5093-a5), Code 1931, to provide for proper forms in reporting tax on motor vehicle fuel imported and sold in Iowa, was taken up for consideration.

Ditto of Osceola moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?"

The ayes were, 95.

Aldrich	Foster	McDermott	Smith
Augustine	Frizzell	McFarlane	Snyder
Beath	Fuelling	McKinnon	Sours
Beswick	Fuester	McLean	Speidel
Bonnstetter	Gallagher	Malone	Stansell
Bouska	Garner	Maniece	Stanzel
Bowers	Gissel	Metcalf	Stewart
Bruce	Gittinger	Millhone	Stiger
Burgess	Goode	Mitchell	Stimpson
Casey	Grau	Moore of Benton	Strachan
Craven	Grell	Moore of Harrison	Swift of Jackson
Cunningham	Hanson of Winnebago	Mooty	Swift of Dubuque
Davis	Hartman	Osborn	Thiesstetter
Dean	Hook	Ostby	Thiessen
Ditto	Hopp	Peaco	Treimer
Dole	Hough	Peet	Weed
Donlon	Hultman	Porter	Wenig
Doran	Humeston	Rawlings	Wiese
Dreessen	Jenkins	Reed	Willis
Durant	Koch	Rice	Wolf
Elliott	Laughlin	Roe	Zipse
Ellsworth	Lichty	Schmitz	Zylstra
Fabritz	Lookingbill	Schroeder	Mr. Speaker
Falvey	McCarthy		
Felter			

The nays were, none.

Absent or not voting, 13.

Alesch	Jensen	Mercer	Sheridan
Brady	Johnson	Paisley	Teter
Crouch	McCreery	Ryder	Yager
Hanson of Lyon			

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

CONFERENCE COMMITTEE REPORT ON HOUSE FILE NO. 63 ADOPTED

Swift of Jackson presented the following conference committee report on House File No. 63 and moved that the same be adopted.

Digitized by Google

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, your conference committee appointed to consider the Senate amendment to House File No. 63, beg leave to report that we have had the same under consideration and desire to recommend:

That the House concur in the Senate amendment.

FRANK C. BYRNE,
CHAS. D. BOOTH,
M. D. COONEY,
VINCENT F. HARRINGTON,
On the part of the Senate.

F. J. SWIFT,
MILTON PEACO,
W. H. GISSEL,
A. W. WOLF,
On the part of the House.

On the question "Shall the conference committee report on House File No. 63 be adopted?" a roll call was demanded.

The ayes were, 80.

Aldrich	Falvey	Lookingbill	Schroeder
Beath	Felter	McCarthy	Smith
Beswick	Frizzell	McCreery	Sours
Bonnstetter	Fuelling	McDermott	Speidel
Bouska	Fuester	McFarlane	Stansell
Bowers	Gallagher	McKinnon	Stiger
Bruce	Garner	Maniece	Stimpson
Burgess	Gissel	Metcalf	Swift of Dubuque
Casey	Gittinger	Millhone	Swift of Jackson
Craven	Goode	Moore of Benton	Thies
Crouch	Grell	Moore of Harrison	Thiessen
Cunningham	Hanson of Lyon	Osborn	Treimer
Davis	Hartman	Peaco	Wenig
Ditto	Hook	Peet	Wiese
Dole	Hopp	Porter	Willis
Donlon	Hough	Reed	Wolf
Doran	Hultman	Rice	Yager
Dreessen	Humeston	Roe	Zylstra
Durant	Koch	Schmitz	Mr. Speaker
Elliott	Laughlin		
Fabritz	Lichty		

The nays were, 13.

Dean	Hanson of Winnebago	Ostby	Strachan
Ellsworth	Mitchell	Stanzel	Wood
Foster	Mooty	Stewart	Zipse
Grau			

Absent or not voting, 15.

Alesch	Jensen	Mercer	Sheridan
Augustine	Johnson	Paisley	Snyder
Brady	McLean	Rawlings	Teter
Jenkins	Malone	Ryder	

Report adopted.

SIFTING COMMITTEE EXCUSED

Rawlings of Monona asked and obtained unanimous consent to have the sifting committee excused for the day.

Digitized by Google

CONSIDERATION OF BILLS

Senate File No. 317, a bill for an act to amend Sections Six Thousand Nine Hundred and seventy-nine (6979) and Six Thousand Nine Hundred and eighty-one (6981) of the Code of Iowa, 1931, relative to the assessment of water works plants and the personal property thereof, was taken up for consideration.

Hartman of Des Moines moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 76.

Beath	Falvey	Laughlin	Schroeder
Beswick	Felter	Lichty	Snyder
Bonnstetter	Foster	Lookingbill	Speidel
Bouska	Frizzell	McCarthy	Stansell
Bowers	Fuelling	McDermott	Stewart
Bruce	Fuester	McFarlane	Stiger
Burgess	Gallagher	McKinnon	Stimpson
Casey	Gissel	McLean	Swift of
Craven	Gittinger	Malone	Dubuque
Crouch	Hanson of Lyon	Maniece	Thies
Cunningham	Hanson of	Metcalf	Thiessen
Davis	Winnebago	Moore of Benton	Treimer
Ditto	Hartman	Osborn	Weed
Dole	Hook	Ostby	Wenig
Donlon	Hopp	Peaco	Wiese
Dreessen	Hough	Peet	Willis
Durant	Hultman	Porter	Wolf
Elliott	Humeston	Rice	Yager
Ellsworth	Jenkins	Roe	Zylstra
Fabritz	Koch		

The nays were, 2.

Stanzel	Zipse

Absent or not voting, 30.

Aldrich	Grau	Moore of	Sheridan
Alesch	Grell	Harrison	Smith
Augustine	Jensen	Mooty	Sours
Brady	Johnson	Paisley	Strachan
Dean	McCreery	Rawlings	Swift of Jackson
Doran	Mercer	Reed	Teter
Garner	Millhone	Ryder	Mr. Speaker
Goode	Mitchell	Schmitz	

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

Senate File No. 331, a bill for an act to legalize the granting of a franchise by the town of Rowley, Iowa, and by the electors thereof to the Iowa Railway and Light Corporation to construct, recon-

Digitized by Google

struct, maintain and operate an electric light and power plant and a system for transmission, distribution and use of electrical energy, including the right to build and operate a high potential electric transmission line to and through said town, was taken up for consideration.

Gissel of Buchanan moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bil plass?"

The ayes were, 85.

Beath	Foster	Lookingbill	Sours
Beswick	Frizzell	McCarthy	Stansell
Bonnstetter	Fuelling	McDermott	Stanzel
Bouska	Fuester	McFarlane	Stewart
Bowers	Gallagher	McKinnon	Stiger
Bruce	Gissel	McLean	Stimpson
Burgess	Gittinger	Malone	Strachan
Casey	Goode	Maniece	Swift of Dubuque
Craven	Grau	Metcalf	Teter
Crouch	Grell	Millhone	Thies
Cunningham	Hanson of Lyon	Moore of Benton	Thiessen
Davis	Hartman	Mooty	Treimer
Dean	Hook	Osborn	Weed
Dole	Hopp	Peaco	Wenig
Donlon	Hough	Peet	Wiese
Dreessen	Humeston	Porter	Willis
Durant	Jenkins	Rice	Wolf
Elliott	Jensen	Roe	Yager
Ellsworth	Koch	Schroeder	Zipse
Fabritz	Laughlin	Smith	Zylstra
Falvey	Lichty	Snyder	Mr. Speaker
Felter			

The nays were, none.

Absent or not voting, 23.

Aldrich	Hanson of Winnebago	Mitchell	Reed
Alesch	Hultman	Moore of Harrison	Ryder
Augustine	Johnson	Ostby	Schmitz
Brady	McCreery	Paisley	Sheridan
Ditto	Mercer	Rawlings	Speidel
Doran			Swift of Jackson
Garner			

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

House File No. 480, a bill for an act to make an appropriation for the payment of expenses incurred in the election contest of Horvei vs. Ostby, was taken up for consideration.

Durant of Hancock moved to amend the bill by striking the

Digitized by Google

figures "$143.25" from line nine and inserting in lieu thereof the figures "$120.25"; also by striking the figures "$100.00" from line ten and inserting in lieu thereof the figures "$75.00"; also by striking the figures "293.35" from line twelve and inserting in lieu thereof the figures "243.35".

Durant of Hancock asked and obtained unanimous consent to withdraw his amendment.

Porter of Delaware moved the previous question. Motion prevailed.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 84.

Aldrich	Felter	Lichty	Smith
Beath	Frizzell	Lookingbill	Snyder
Beswick	Fuelling	McCarthy	Soura
Bonnstetter	Fuester	McFarlane	Speidel
Bouska	Gallagher	McKinnon	Stansell
Bowers	Gissel	Malone	Stewart
Bruce	Gittinger	Maniece	Stimpson
Burgess	Goode	Metcalf	Swift of Dubuque
Casey	Grau	Millhone	Swift of Jackson
Craven	Grell	Mitchell	Thies
Crouch	Hanson of Lyon	Moore of Benton	Thiessen
Cunningham	Hanson of Winnebago	Mooty	Treimer
Davis	Hook	Osborn	Weed
Dean	Hopp	Paisley	Wenig
Ditto	Hough	Peaco	Wiese
Dole	Hultman	Peet	Willis
Dreessen	Jenkins	Porter	Wolf
Durant	Jensen	Reed	Yager
Elliott	Koch	Rice	Zipse
Ellsworth	Laughlin	Roe	Zylstra
Fabritz		Schroeder	Mr. Speaker
Falvey			

The nays were, 5.

Foster	McLean	Stanzel	Strachan
Humeston			

Absent or not voting, 19.

Alesch	Garner	Mercer	Ryder
Augustine	Hartman	Moore of Harrison	Schmitz
Brady	Johnson	Ostby	Sheridan
Donlon	McCreery	Rawlings	Stiger
Doran	McDermott		Teter

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

Digitized by Google

House File No. 561, a bill for an act to make an appropriation to George Anderson, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were 88.

Aldrich	Frizzell	Lookingbill	Snyder
Beath	Fuelling	McCarthy	Sours
Beswick	Fuester	McFarlane	Speidel
Bonnstetter	Gallagher	McKinnon	Stansell
Bouska	Gissel	McLean	Stanzel
Bowers	Gittinger	Malone	Stewart
Bruce	Goode	Maniece	Stimpson
Casey	Grau	Metcalf	Strachan
Craven	Grell	Millhone	Swift of Dubuque
Crouch	Hanson of Lyon	Mitchell	Swift of Jackson
Cunningham	Hanson of Winnebago	Moore of Benton	Thies
Davis	Hartman	Mooty	Thiessen
Dean	Hook	Osborn	Treimer
Ditto	Hopp	Ostby	Weed
Dole	Hough	Paisley	Wenig
Donlon	Hultman	Peaco	Wiese
Durant	Humeston	Peet	Willis
Elliott	Jenkins	Porter	Wolf
Ellsworth	Jensen	Reed	Yager
Fabritz	Koch	Rice	Zipse
Falvey	Lichty	Roe	Zylstra
Felter		Smith	Mr. Speaker
Foster			

The nays were, none.

Absent or not voting, 20.

Alesch	Garner	Marcer	Schmitz
Augustine	Johnson	Moore of Harrison	Schroeder
Brady	Laughlin	Rawlings	Sheridan
Burgess	McCreery	Ryder	Stiger
Doran	McDermott		Teter
Dreessen			

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 562, a bill for an act to make an appropriation to Ben Whittington, was taken up for consideration.

Metcalf of Muscatine moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 82.

Aldrich	Foster	Lookingbill	Smith
Augustine	Frizzell	McCarthy	Snyder
Beath	Fuelling	McDermott	Sours
Beswick	Fuester	McFarlane	Speidel
Bonnstetter	Gallagher	McKinnon	Stansell
Bouska	Gissel	McLean	Stewart
Bruce	Gittinger	Malone	Stimpson
Casey	Goode	Metcalf	Swift of Dubuque
Crouch	Grau	Millhone	Swift of Jackson
Cunningham	Grell	Mitchell	Thies
Davis	Hanson of Lyon	Moore of Benton	Thiessen
Dean	Hanson of	Mooty	Treimer
Dole	Winnebago	Osborn	Weed
Donlon	Hartman	Ostby	Wenig
Dreessen	Hook	Paisley	Wiese
Durant	Hopp	Peaco	Willis
Elliott	Hough	Peet	Wolf
Ellsworth	Hultman	Porter	Yager
Fabritz	Humeston	Reed	Zylstra
Falvey	Jensen	Roe	Mr. Speaker
Felter	Lichty	Schroeder	

The nays were, 2.

Rice	Stanzel

Absent or not voting, 24.

Alesch	Garner	Maniece	Schmitz
Bowers	Jenkins	Mercer	Sheridan
Brady	Johnson	Moore of	Stiger
Burgess	Koch	Harrison	Strachan
Craven	Laughlin	Rawlings	Teter
Ditto	McCreery	Ryder	Zipse
Doran			

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

Senate File No. 278, a bill for an act making an appropriation for miscellaneous expenses of the general assembly, was taken up for consideration.

Gissel of Buchanan called up the amendment filed by him and found on page 1096 of the Journal of March 29 and moved its adoption. Amendment adopted.

Gissel of Buchanan moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 89.

Aldrich	Beswick	Bowers	Crouch
Augustine	Bonnstetter	Bruce	Cunningham
Beath	Bouska	Casey	Davis

Digitized by Google

Dean	Hanson of Lyon	Maniece	Stansell
Dole	Hanson of	Metcalf	Stanzel
Donlon	Winnebago	Millhone	Stewart
Dreessen	Hartman	Mitchell	Stimpson
Durant	Hook	Moore of Benton	Strachan
Elliott	Hopp	Mooty	Swift of Dubuque
Ellsworth	Hough	Osborn	Swift of Jackson
Fabritz	Hultman	Paisley	Teter
Falvey	Humeston	Peaco	Thies
Felter	Jensen	Peet	Thiessen
Foster	Koch	Porter	Treimer
Frizzell	Laughlin	Reed	Weed
Fuelling	Lichty	Rice	Wenig
Fuester	Lookingbill	Roe	Wiese
Gallagher	McCarthy	Schroeder	Willis
Gissel	McDermott	Smith	Wolf
Gittinger	McFarlane	Snyder	Yager
Goode	McKinnon	Sours	Zipse
Grau	McLean	Speidel	Zylstra
Grell	Malone		

The nays were, none.

Absent or not voting, 19.

Alesch	Doran	Mercer	Ryder
Brady	Garner	Moore of	Schmitz
Burgess	Jenkins	Harrison	Sheridan
Craven	Johnson	Ostby	Stiger
Ditto	McCreery	Rawlings	Mr. Speaker

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

Senate File No. 448, a bill for an act to make an appropriation to W. H. Sprole, was taken up for consideration.

Bouska of Howard moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 85.

Aldrich	Ditto	Goode	McCarthy
Augustine	Dole	Grell	McFarlane
Beath	Donlon	Hanson of Lyon	McKinnon
Beswick	Dreessen	Hanson of	McLean
Bonnstetter	Durant	Winnebago	Malone
Bouska	Ellsworth	Hartman	Metcalf
Bowers	Fabritz	Hook	Millhone
Bruce	Falvey	Hopp	Mitchell
Burgess	Felter	Hultman	Moore of Benton
Casey	Foster	Humeston	Mooty
Craven	Frizzell	Jenkins	Osborn
Crouch	Fuelling	Jensen	Ostby
Cunningham	Fuester	Koch	Paisley
Davis	Gallagher	Lichty	Peaco
Dean	Gittinger	Lookingbill	Peet

Digitized by Google

Reed	Speidel	Swift of Dubuque	Wenig
Rice	Stansell	Swift of Jackson	Wiese
Roe	Stanzel	Thies	Willis
Schroeder	Stewart	Thiessen	Wolf
Smith	Stiger	Treimer	Yager
Snyder	Stimpson	Weed	Zylstra
Sours	Strachan		

The nays were, 3.

Gissel	Hough	Porter

Absent or not voting, 20.

Alesch	Johnson	Mercer	Schmitz
Brady	Laughlin	Moore of Hamilton	Sheridan
Doran	McCreery	Rawlings	Teter
Elliott	McDermott	Ryder	Zipse
Garner	Maniece		Mr. Speaker
Grau			

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

Senate File No. 480, a bill for an act to amend House File No. 47, enacted by the 45th General Assembly, relating to school privileges under certain conditions, was taken up for consideration.

Jensen of Audubon moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 68.

Alesch	Foster	Koch	Snyder
Augustine	Frizzell	Laughlin	Speidel
Beath	Fuelling	Lichty	Stansell
Beswick	Gallagher	McCarthy	Stewart
Bonnstetter	Gissel	McKinnon	Stiger
Bouska	Gittinger	Malone	Stimpson
Bowers	Grau	Metcalf	Swift of Dubuque
Burgess	Hanson of Lyon	Mitchell	Thies
Casey	Hanson of Winnebago	Moore of Benton	Treimer
Craven	Hartman	Mooty	Weed
Cunningham	Hook	Osborn	Wenig
Ditto	Hopp	Paisley	Wiese
Donlon	Hough	Peaco	Willis
Durant	Humeston	Peet	Yager
Elliott	Jenkins	Porter	Zipse
Ellsworth	Jensen	Rice	Zylstra
Falvey		Roe	Mr. Speaker
Felter			

The nays were, 13.

Aldrich	Dean	Goode	Ostby
Bruce	Dole	Grell	Teter
Crouch	Fuester	McLean	Thiessen
Davis			

Digitized by Google

Absent or not voting, 27.

Brady	Lookingbill	Moore of Harrison	Sheridan
Doran	McCreery	Rawlings	Smith
Dreessen	McDermott	Reed	Sours
Fabritz	McFarlane	Ryder	Stanzel
Garner	Maniece	Schmitz	Strachan
Hultman	Mercer	Schroeder	Swift of Jackson
Johnson	Millhone		Wolf

So the bill, having received a constitutional majority, was declared to have passed the House and the title was agreed to.

House File No. 579, a bill for an act to make an appropriation to Lynn Fenton, was taken up for consideration.

Reed of Mahaska moved to amend House File No. 579 as follows:

Amend House File No. 579 by striking the words "Lynn Fenton" in line two (2) section one (1) and inserting in lieu thereof the words "Fenton Lynn".

Also amend section two (2) line two (2) by striking the words "Lynn Fenton" and inserting in lieu thereof the words "Fenton Lynn".

Also amend section three (3) line two (2) by striking the words "Lynn Fenton" and inserting in lieu thereof the words "Fenton Lynn".

Amendment adopted.

Iverson of Audubon moved the previous question. Motion prevailed.

Mooty of Grundy moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were 89.

Aldrich	Durant	Hook	Moore of Benton
Alesch	Elliott	Hopp	Mooty
Beath	Ellsworth	Hough	Osborn
Bowick	Fabritz	Hultman	Paisley
Boucher	Falvey	Humeston	Peaco
Bouska	Felter	Jenkins	Porter
Bowers	Frizzell	Jensen	Reed
Bruce	Fuelling	Koch	Rice
Burgess	Fuester	Laughlin	Roe
Casey	Gallagher	Lookingbill	Schroeder
Craven	Gissel	McCarthy	Smith
Crouch	Gittinger	McDermott	Snyder
Cunningham	Goode	McFarlane	Sours
Davis	Grau	McKinney	Speidel
Dean	Grell	McLean	Stansell
Ditto	Hanson of Lyon	Maniece	Stanzel
Dole	Hanson of Winnebago	Metcalf	Stewart
Donlon	Hartman	Millhone	Stimpson
Dreessen		Mitchell	Swift of Dubuque

Digitized by Google

Swift of Jackson	Treimer	Willis	Zipse
Teter	Weed	Wolf	Zylstra
Thies	Wenig	Yager	Mr. Speaker
Thiessen	Wiese		

The nays were, none.

Absent or not voting, 19.

Augustine	Johnson	Moore of Harrison	Ryder
Brady	Lichty	Ostby	Schmitz
Doran	McCreery	Peet	Sheridan
Foster	Malone	Rawlings	Stiger
Garner	Mercer		Strachan

So the bill having received a constitutional two-thirds majority was declared to have passed the House.

Reed of Mahaska asked and obtained unanimous consent to have the Chief Clerk correct the title by striking the words "Lynn Fenton" and inserting in lieu thereof the words "Fenton Lynn".

Title as amended was adopted.

Senate File No. 279, a bill for an act to make an appropriation for Frank D. Paine, was taken up for consideration.

Bonnstetter of Kossuth moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 86.

Aldrich	Falvey	Koch	Snyder
Alesch	Felter	Laughlin	Sours
Augustine	Frizzell	Lookingbill	Speidel
Beath	Fuelling	McCarthy	Stansell
Beswick	Fuester	McKinnon	Stanzel
Bonnstetter	Gallagher	McLean	Stewart
Bouska	Gissel	Maniece	Stimpson
Bowers	Gittinger	Metcalf	Strachan
Bruce	Goode	Millhone	Swift of Dubuque
Burgess	Grau	Mitchell	Swift of Jackson
Casey	Grell	Moore of Benton	Teter
Craven	Hanson of Lyon	Mooty	Thiessen
Cunningham	Hanson of Winnebago	Osborn	Treimer
Davis	Hartman	Ostby	Weed
Ditto	Hook	Paisley	Wenig
Dole	Hopp	Peet	Willis
Donlon	Hough	Porter	Wolf
Dreessen	Hultman	Reed	Yager
Durant	Humeston	Rice	Zipse
Elliott	Jenkins	Roe	Zylstra
Ellsworth	Jensen	Schroeder	Mr. Speaker
Fabritz		Smith	

The nays were, none.

Digitized by Google

Absent or not voting, 22.

Brady	Johnson	Mercer	Schmitz
Crouch	Lichty	Moore of	Sheridan
Dean	McCreery	Harrison	Stiger
Doran	McDermott	Peaco	Thies
Foster	McFarlane	Rawlings	Wiese
Garner	Malone	Ryder	

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 569, a bill for an act to make an appropriation to A. C. Sino, was taken up for consideration.

Ellsworth of Hardin moved to amend section one, line four by inserting after the word "injuries" the following: "and damages to personal property." Amendment adopted.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 84.

Aldrich	Falvey	Koch	Snyder
Alesch	Felter	Lookingbill	Sours
Beath	Foster	McDermott	Speidel
Bonnstetter	Frizzell	McFarlane	Stansell
Bouska	Fuelling	McLean	Stanzel
Bowers	Fuester	Maniece	Stewart
Bruce	Gallagher	Metcalf	Stimpson
Burgess	Gissel	Millhone	Strachan
Casey	Gittinger	Mitchell	Swift of Dubuque
Craven	Goode	Moore of Benton	Swift of Jackson
Crouch	Grau	Osborn	Teter
Cunningham	Grell	Ostby	Thies
Davis	Hanson of Lyon	Paisley	Thiessen
Dean	Hanson of	Peaco	Treimer
Ditto	Winnebago	Peet	Weed
Dole	Hartman	Porter	Wiese
Donlon	Hook	Reed	Willis
Dreessen	Hopp	Rice	Wolf
Durant	Hough	Roe	Yager
Elliott	Humeston	Schroeder	Zipse
Ellsworth	Jenkins	Smith	Zylstra
Fabritz			

The nays were, none.

Absent or not voting, 24.

Augustine	Johnson	Malone	Ryder
Beswick	Laughlin	Mercer	Schmitz
Brady	Lichty	Moore of	Sheridan
Doran	McCarthy	Harrison	Stiger
Garner	McCreery	Mooty	Wenig
Hultman	McKinnon	Rawlings	Mr. Speaker
Jensen			

Digitized by Google

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 570, a bill for an act to make an appropriation to the City of Iowa City, Iowa, to reimburse the City for expenditures made in paving streets adjacent to state owned property, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 78:

Aldrich	Foster	Laughlin	Sloss
Alesch	Frizzell	Lookingbill	Speidel
Beath	Fuelling	McFarlane	Stansell
Bonnstetter	Fuester	McLean	Stewart
Bouska	Gallagher	Maniece	Stimpson
Bowers	Gissel	Metcalf	Strachan
Bruce	Gittinger	Millhone	Swift of Dubuque
Burgess	Goode	Mitchell	Swift of Jackson
Casey	Grell	Mooty	Teter
Craven	Hanson of Lyon	Osborn	Thies
Cunningham	Hanson of Winnebago	Ostby	Thiessen
Davis	Hartman	Paisley	Treimer
Ditto	Hook	Peaco	Weed
Dole	Hopp	Peet	Wiese
Donlon	Hough	Porter	Willis
Durant	Hultman	Reed	Wolf
Elliott	Humeston	Rice	Yager
Fabritz	Jenkins	Roe	Zipse
Falvey	Koch	Smith	Zylstra
Felter		Snyder	

The nays were, 2:

Crouch	Ellsworth

Absent or not voting, 28:

Augustine	Jensen	Malone	Schmitz
Beswick	Johnson	Mercer	Schroeder
Brady	Lichty	Moore of Benton	Sheridan
Dean	McCarthy	Moore of Harrison	Stanzel
Doran	McCreery	Rawlings	Stiger
Dreessen	McDermott	Ryder	Wenig
Garner	McKinnon		Mr. Speaker
Grau			

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 571, a bill for an act to make an appropriation to the Albert Dickenson Company, was taken up for consideration.

Digitized by Google

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 71.

Aldrich	Ellsworth	Jensen	Roe
Alesch	Fabritz	Koch	Smith
Beath	Falvey	Laughlin	Snyder
Beswick	Felter	Lookingbill	Sours
Bonnstetter	Foster	McFarlane	Speidel
Bouska	Frizzell	McKinnon	Stansell
Bowers	Fuelling	Malone	Stanzel
Bruce	Fuester	Manicke	Stewart
Burgess	Gissel	Metcalf	Stimpson
Casey	Gittinger	Millhone	Strachan
Craven	Goode	Mitchell	Swift of Dubuque
Cunningham	Grau	Moore of Benton	Thies
Davis	Grell	Mooty	Thiessen
Dole	Hanson of Winnebago	Osborn	Weed
Donlon	Hook	Peet	Wiese
Dreessen	Hopp	Porter	Wolf
Durant	Hultman	Reed	Yager
Elliott		Rice	Zylstra

The nays were, 7.

Crouch	Jenkins	Ostby	Zipse
Humeston	McDermott	Schroeder	

Absent or not voting, 30.

Augustine	Hartman	Moore of Harrison	Stiger
Brady	Hough	Paisley	Swift of Jackson
Dean	Johnson	Peaco	Teter
Ditto	Lichty	Rawlings	Treimer
Doran	McCarthy	Ryder	Wenig
Gallagher	McCreary	Schmitz	Willis
Garner	McLean	Sheridan	Mr. Speaker
Hanson of Lyon	Mercer		

So the bill having failed to receive a constitutional two-thirds majority was declared to have failed to pass the House.

House File No. 572, a bill for an act to make an appropriation to Ira A. Polk, Conway Chevrolet Company, J. F. Batesole, Karl Engelhinger, Walter Hoffsinger, H. H. Lindeman, Albert Anseime, W. N. Attig, Rude Auto Company, Eugene Palmer, Thos. Shover, Guy A. Perry, Elmer J. Berber, Clarence McDole, A. L. Holab, E. F. Stegeman, and American Mutual Liability Company, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 79.

Aldrich	Fabritz	Jensen	Schroeder
Alesch	Falvey	Koch	Smith
Beath	Felter	Laughlin	Sours
Beswick	Foster	Lichty	Speidel
Bonnstetter	Frizzell	Lookingbill	Stansell
Bouska	Fuelling	McFarlane	Stanzel
Bowers	Fuester	McKinnon	Stewart
Burgess	Gallagher	Malone	Stimpson
Casey	Gissel	Maniece	Swift of Dubuque
Craven	Gittinger	Metcalf	Teter
Cunningham	Goode	Millhone	Thies
Davis	Grau	Mitchell	Thiessen
Dean	Hanson of Lyon	Moore of Benton	Treimer
Ditto	Hanson of Winnebago	Mooty	Weed
Dole	Hook	Osborn	Wiese
Donlon	Hopp	Paisley	Willis
Dreessen	Hough	Peet	Wolf
Durant	Hultman	Reed	Yager
Elliott	Jenkins	Rice	Zipse
Ellsworth		Roe	Zylstra

The nays were, 2.

Humeston	McDermott

Absent or not voting, 27.

Augustine	Hartman	Ostby	Snyder
Brady	Johnson	Peaco	Stiger
Bruce	McCarthy	Porter	Strachan
Crouch	McCreery	Rawlings	Swift of Jackson
Doran	McLean	Ryder	Wenig
Garner	Mercer	Schmitz	Mr. Speaker
Grell	Moore of Harrison	Sheridan	

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 573, a bill for an act to make an appropriation to Jefferson County, Iowa, and to J. W. McDowell, Guardian of Elbert Elsworth Morgan and Lloyd Francis Morgan, minor heirs of Henry H. Morgan, deceased, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 81.

Aldrich	Bouska	Cunningham	Dreessen
Alesch	Bowers	Davis	Durant
Beath	Burgess	Dean	Elliott
Beswick	Casey	Ditto	Ellsworth
Bonnstetter	Craven	Dole	Fabritz

Digitized by Google

Falvey	Hopp	Mitchell	Stanzel
Felter	Hultman	Moore of Benton	Stewart
Frizzell	Jenkins	Moore of	Stimpson
Fuelling	Jensen	Harrison	Swift of Dubuque
Fuester	Koch	Mooty	Teter
Gallagher	Laughlin	Osborn	Thies
Gissel	Lichty	Ostby	Thiessen
Gittinger	Lookingbill	Paisley	Treimer
Goode	McCarthy	Peet	Weed
Grau	McDermott	Porter	Wiese
Grell	McFarlane	Reed	Willis
Hanson of Lyon	McKinnon	Rice	Wolf
Hanson of	Malone	Roe	Yager
Winnebago	Mercer	Schroeder	Zipse
Hartman	Metcalf	Snyder	Zylstra
Hook	Millhone	Sours	

The nays were, 1.

Foster

Absent or not voting, 26.

Augustine	Hough	Rawlings	Stansell
Brady	Humeston	Ryder	Stiger
Bruce	Johnson	Schmitz	Strachan
Crouch	McCreery	Sheridan	Swift of Jackson
Donlon	McLean	Smith	Wenig
Doran	Maniece	Speidel	Mr. Speaker
Garner	Peaco		

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

MOTIONS TO RECONSIDER FILED

MR. SPEAKER: I move to reconsider the vote by which House File No. 544 failed to pass the House. PAUL H. CUNNINGHAM.

MR. SPEAKER: I move to reconsider the vote by which House File No. 571 failed to pass the House. I. M. REED.

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your Sifting Committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

H. F. No. 336	S. F. No. 98
H. F. No. 389	S. F. No. 130 amended
H. F. No. 394	S. F. No. 317
H. F. No. 401	S. F. No. 320
H. F. No. 481	S. F. No. 331
H. F. No. 553	S. F. No. 344
H. F. No. 554	S. F. No. 478
H. F. No. 555	S. F. No. 480
H. F. No. 583 Sift. Com. Bill	S. F. No. 481
H. F. No. 584 Sift. Com. Bill	S. F. No. 482
S. F. No. 83	

ED RAWLINGS, *Chairman.*

Digitized by Google

On motion of Wolf of Franklin, the House recessed until 2:00 p. m.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

CONSIDERATION OF BILLS

House File No. 555, a bill for an act to amend section three thousand fifty-eight (3058) Code, 1931, by striking out paragraphs thirty-three (33) to thirty-five (35), inclusive, and by enacting substitutes therefor, relating to the establishment of legal definitions and standards of various foods, was taken up for consideration.

Johnson of Linn moved to amend section one, paragraph four by adding at the end of the paragraph the following:

"A quart of ice cream in factory-filled packages shall not weigh less than eighteen ounces."

Dean of Cerro Gordo moved to amend section one, lines 13 and 14 by striking the words "milk products" and inserting in lieu thereof the following: "sweet milk and/or sweet cream."

Dole of Jefferson moved that House File No. 555 be laid on the table.

On the question "Shall House File No. 555 be laid on the table?" a roll call was demanded.

The ayes were, 60.

Augustine	Felter	Hultman	Snyder
Beath	Foster	Humeston	Sours
Bouska	Frizzell	Jenkins	Stansell
Bowers	Fuelling	Jensen	Stewart
Bruce	Fuester	Johnson	Stimpson
Burgess	Gallagher	Lookingbill	Strachan
Casey	Garner	McCreery	Taylor
Crouch	Gissel	McKinnon	Thiessen
Cunningham	Gittinger	McLean	Weed
Dean	Goode	Millhone	Wiese
Dole	Grau	Moore of Benton	Wolf
Doran	Hartman	Mooty	Yager
Durant	Hook	Peet	Zylstra
Ellsworth	Hopp	Reed	Zipse
Fabritz	Hough	Rice	Mr. Speaker

The nays were, 35.

Aldrich	Bodenstedt	Davis	Hanson of Lyon
Alesch	Brady	Donlon	Hanson of
Beswick	Craven	Dreessen	Winnebago

Digitized by Google

Laughlin	Moore of	Rawlings	Stanzel
McCarthy	Harrison	Roe	Swift of Dubuque
McDermott	Osborn	Schmitz	Thies
Malone	Ostby	Schroeder	Treimer
Mercer	Paisley	Smith	Wenig
Metcalf	Porter	Speidel	Willis
Mitchell			

Absent or not voting, 18.

Ditto	Koch	Maniece	Sheridan
Elliott	Lichty	Peaco	Stiger
Falvey	McFarlane	Ryder	Swift of Jackson
Grell			

Motion to lay on the table prevailed.

Fabritz of Wapello moved that House File No. 554 be laid on the table.

On the question "Shall House File No. 554 be laid on the table?" a roll call was demanded.

The ayes were, 75.

Alesch	Ellsworth	Jensen	Smith
Augustine	Fabritz	Johnson	Sours
Beath	Felter	Laughlin	Stansell
Beswick	Foster	Lichty	Stewart
Bonnstetter	Frizzell	Lookinghill	Stimpson
Bouska	Fuelling	McCarthy	Strachan
Bowers	Fuester	McCreery	Swift of Jackson
Brady	Gallagher	McFarlane	Thiessen
Bruce	Gissel	McKinnon	Treimer
Burgess	Gittinger	McLean	Weed
Casey	Goode	Malone	Wiese
Crouch	Grau	Metcalf	Willis
Cunningham	Hartman	Millhone	Wolf
Davis	Hook	Moore of Benton	Yager
Dean	Hopp	Mooty	Zapse
Ditto	Hough	Peaco	Zylstra
Dole	Hultman	Peet	Mr. Speaker
Donlon	Humeston	Reed	
Durant	Jenkins	Rice	

The nays were, 17.

Aldrich	Moore of	Rawlings	Swift of Dubuque
Dreessen	Harrison	Roe	Thies
Hanson of Lyon	Osborn	Schmitz	Stanzel
Hanson of	Ostby	Schroeder	Wenig
Winnebago	Paisley	Speidel	

Absent or not voting, 16.

Craven	Garner	Maniece	Ryder
Doran	Grell	Mercer	Sheridan
Elliott	Koch	Mitchell	Snyder
Falvey	McDermott	Porter	Stiger

Motion to lay on the table prevailed.

Fabritz of Wapello moved that House File No. 553 be laid on the table.

Digitized by Google

On the question "Shall House File No. 553 be laid on the table?" a roll call was demanded.

The ayes were, 73.

Alesch	Foster	Laughlin	Sours
Augustine	Frizzell	Lichty	Stansell
Beath	Fuelling	Lookingbill	Stanzel
Beswick	Fuester	McCarthy	Stewart
Bonnstetter	Gallagher	McCreery	Stimpson
Bouska	Garner	McFarlane	Strachan
Bowers	Gissel	McKinnon	Swift of Jackson
Bruce	Gittinger	McLean	Teter
Burgess	Goode	Malone	Thiessen
Casey	Grau	Metcalf	Treimer
Crouch	Hartman	Millhone	Weed
Cunningham	Hook	Moore of Benton	Wiese
Dean	Hopp	Mooty	Willis
Dole	Hough	Peaco	Wolf
Donlon	Humeston	Peet	Yager
Durant	Jenkins	Porter	Zipse
Ellsworth	Jensen	Reed	Zylstra
Fabritz	Johnson	Rice	Mr. Speaker
Felter			

The nays were, 17.

Aldrich	Hanson of Winnebago	Ostby	Schroeder
Davis	Moore of Harrison	Paisley	Speidel
Dreessen	Osborn	Rawlings	Swift of Dubuque
Hanson of Lyon		Roe	Thies
		Schmitz	Wenig

Absent or not voting, 18.

Brady	Falvey	Maniece	Sheridan
Craven	Grell	Mercer	Smith
Ditto	Hultman	Mitchell	Snyder
Doran	Koch	Ryder	Stiger
Elliott	McDermott		

Motion to lay on the table prevailed.

House File No. 574, a bill for an act to make an appropriation to Floyd Kisby, was taken up for consideration.

Reed of Mahaska moved to amend section one, line three by striking the word "him" and inserting in lieu thereof the words "Floyd Kisby". Amendment adopted.

Beath of Adams moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 87.

Aldrich	Bonnstetter	Bruce	Craven
Alesch	Bouska	Burgess	Crouch
Beath	Bowers	Casey	Cunningham

Digitized by Google

Dole	Hanson of Winnebago	Moore of Harrison	Stansell
Donlon	Hartman	Mooty	Stanzel
Doran	Hopp	Osborn	Stewart
Dreessen	Hultman	Ostby	Stimpson
Durant	Humeston	Paisley	Strachan
Ellsworth	Jenkins	Peaco	Swift of Dubuque
Fabritz	Jensen	Peet	Swift of Jackson
Falvey	Johnson	Porter	Teter
Felter	Lichty	Rawlings	Thies
Frizzell	Lookingbill	Reed	Thiessen
Fuelling	McCarthy	Rice	Treimer
Fuester	McCreery	Roe	Weed
Gallagher	McFarlane	Schmitz	Wenig
Garner	McKinnon	Schroeder	Wiese
Gissel	McLean	Smith	Willis
Gittinger	Malone	Snyder	Wolf
Goode	Metcalf	Sours	Yager
Grau	Millhone	Speidel	Zipse
Hanson of Lyon	Moore of Benton		Zylstra

The nays were, 2.

Foster	Laughlin

Absent or not voting, 19.

Augustine	Ditto	Koch	Ryder
Beswick	Elliott	McDermott	Sheridan
Brady	Grell	Maniece	Stiger
Davis	Hook	Mercer	Mr. Speaker
Dean	Hough	Mitchell	

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 575, a bill for an act to make an appropriation to Espy A. Barker, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 90.

Aldrich	Dole	Garner	Laughlin
Alesch	Donlon	Gissel	Lichty
Beath	Doran	Gittinger	Lookingbill
Beswick	Dreessen	Goode	McCarthy
Bonnstetter	Durant	Hanson of Lyon	McCreery
Bouska	Ellsworth	Hanson of Winnebago	McDermott
Bowers	Fabritz	Hartman	McFarlane
Bruce	Falvey	Hook	McKinnon
Burgess	Felter	Hopp	McLean
Casey	Foster	Hultman	Malone
Craven	Frizzell	Jenkins	Mercer
Crouch	Fuelling	Jensen	Metcalf
Cunningham	Fuester	Johnson	Millhone
Dean	Gallagher		Mitchell

Digitized by Google

Moore of Benton	Roe	Stimpson	Wenig
Mooty	Schmitz	Strachan	Wiese
Osborn	Schroeder	Swift of Dubuque	Willis
Peaco	Snyder	Swift of Jackson	Wolf
Peet	Sours	Teter	Yager
Porter	Speidel	Thies	Zipse
Rawlings	Stansell	Thiessen	Zylstra
Reed	Stanzel	Treimer	Mr. Speaker
Rice	Stewart	Weed	

The nays were, 2.

Humeston	Ostby

Absent or not voting, 16.

Augustine	Grau	Maniece	Ryder
Brady	Grell	Moore of Harrison	Sheridan
Davis	Hough	Paisley	Smith
Ditto	Koch		Stiger
Elliott			

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 576, a bill for an act to make an appropriation to R. F. Allen, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 89.

Aldrich	Felter	McFarlane	Schroeder
Alesch	Foster	McKinnon	Snyder
Beath	Frizzell	McLean	Sours
Beswick	Fuelling	Malone	Speidel
Bonnstetter	Fuester	Mercer	Stansell
Bouska	Garner	Metcalf	Stanzel
Bowers	Gissel	Millhone	Stewart
Bruce	Gittinger	Mitchell	Stimpson
Burgess	Goode	Moore of Benton	Strachan
Casey	Grau	Moore of Harrison	Swift of Dubuque
Craven	Hanson of Lyon	Mooty	Swift of Jackson
Crouch	Hartman	Osborn	Teter
Cunningham	Hook	Ostby	Thies
Davis	Hopp	Paisley	Thiessen
Dean	Hultman	Peaco	Treimer
Dole	Humeston	Peet	Weed
Donlon	Jenkins	Porter	Wenig
Doran	Jensen	Reed	Wiese
Dreessen	Laughlin	Rice	Yager
Durant	Lichty	Roe	Zipse
Ellsworth	Lookingbill	Schmitz	Zylstra
Fabritz	McCarthy		Mr. Speaker
Falvey	McCreery		

The nays were, 2.

Willis	Wolf

Digitized by Google

Absent or not voting, 17.

Augustine	Grell	Koch	Ryder
Brady	Hanson of Winnebago	McDermott	Sheridan
Ditto	Hough	Maniece	Smith
Elliott	Johnson	Rawlings	Stiger
Gallagher			

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 578, a bill for an act to make an appropriation to Anna Steece, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 87.

Aldrich	Felter	McCarthy	Smith
Alesch	Foster	McGeery	Snyder
Beath	Frizzell	McFarlane	Sours
Beswick	Fuelling	McKinnon	Speidel
Bonnstetter	Fuester	McLean	Stansell
Bouska	Gallagher	Malone	Stanzel
Bowers	Gissel	Mercer	Stewart
Bruce	Gittinger	Metcalf	Stimpson
Burgess	Goode	Moore of Benton	Strachan
Casey	Grau	Moore of Harrison	Swift of Dubuque
Craven	Hanson of Lyon	Mooty	Swift of Jackson
Crouch	Harman	Osborn	Thies
Cunningham	Hook	Paisley	Thiessen
Davis	Hopp	Peacock	Treimer
Dean	Hough	Peet	Weed
Dole	Hultman	Rawlings	Wenig
Donlon	Humeston	Reed	Wiese
Doran	Jenkins	Rice	Willis
Dreessen	Jensen	Roe	Wolf
Durant	Laughlin	Schmitz	Yager
Ellsworth	Lichty	Schroeder	Zylstra
Fabritz	Lookingbill		Mr. Speaker

The nays were, 1.

Falvey

Absent or not voting, 20.

Augustine	Hanson of Winnebago	Maniece	Ryder
Brady	Johnson	Millhone	Sheridan
Ditto	Koch	Mitchell	Stiger
Elliott	McDermott	Ostby	Teter
Garner		Porter	Zipse
Grell			

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

Digitized by Google

House File No. 580, a bill for an act to make an appropriation to William Schuenke, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 73.

Aldrich	Ellsworth	Lichty	Schroeder
Alesch	Fabritz	McFarlane	Snyder
Beath	Felter	McKinnon	Sours
Beswick	Frizzell	McLean	Speidel
Bonnstetter	Fuelling	Malone	Stansell
Bouska	Gallagher	Mercer	Stewart
Bowers	Garner	Metcalf	Stimpson
Brady	Gissel	Mitchell	Swift of Dubuque
Bruce	Gittinger	Mooty	Swift of Jackson
Burgess	Grell	Osborn	Thies
Casey	Hanson of Lyon	Ostby	Treimer
Craven	Hanson of	Paisley	Weed
Cunningham	Winnebago	Peaco	Wenig
Davis	Hartman	Peet	Wiese
Dean	Hook	Porter	Willis
Dole	Hopp	Rawlings	Wolf
Donlon	Hultman	Reed	Yager
Dreessen	Jenkins	Rice	Zylstra
Durant	Laughlin		

The nays were, 18.

Crouch	Grau	McCarthy	Stanzel
Doran	Hough	Moore of Benton	Strachan
Foster	Humeston	Roe	Zipse
Fuester	Jensen	Schmitz	Mr. Speaker
Goode	Lookingbill		

Absent or not voting, 17.

Augustine	Koch	Moore of	Smith
Ditto	McCreery	Harrison	Stiger
Elliott	McDermott	Ryder	Teter
Falvey	Maniece	Sheridan	Thiessen
Johnson	Millhone		

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 581, a bill for an act to make an appropriation to J. M. Brockway, was taken up for consideration.

Metcalf of Muscatine moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 92.

Aldrich	Felter	Lookingbill	Rice
Alesch	Foster	McCarthy	Roe
Beath	Frizzell	McCreery	Schmitz
Beswick	Fuelling	McDermott	Schroeder
Bonnstetter	Fuester	McFarlane	Snyder
Bouska	Gallagher	McKinnon	Sours
Bowers	Garner	McLean	Speidel
Brady	Gissel	Malone	Stansell
Bruce	Gittinger	Mercer	Stanzel
Burgess	Goode	Metcalf	Stewart
Casey	Grau	Mitchell	Stimpson
Craven	Grell	Moore of Benton	Swift of Dubuque
Crouch	Hanson of Lyon	Moore of	Swift of Jackson
Cunningham	Hanson of	Harrison	Thies
Davis	Winnebago	Mooty	Thiessen
Dean	Hartman	Osborn	Treimer
Dole	Hook	Ostby	Weed
Donlon	Hopp	Paisley	Wenig
Doran	Hough	Peaco	Wiese
Dreessen	Hultman	Peet	Willis
Durant	Jenkins	Porter	Yager
Ellsworth	Jensen	Rawlings	Zipse
Fabritz	Laughlin	Reed	Zylstra
Falvey	Lichty		

The nays were, 2.

Humeston	Strachan

Absent or not voting, 14.

Augustine	Koch	Sheridan	Teter
Ditto	Maniece	Smith	Wolf
Elliott	Millhone	Stiger	Mr. Speaker
Johnson	Ryder		

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 401, a bill for an act relating to the perpetuation of credits earned by students in institutions of higher learning which may be discontinued, was taken up for consideration.

Gissel of Buchanan moved to amend section six, line seven and eight by striking the words and figures "one thousand dollars ($1,000.00)" and substituting in lieu thereof the words and figures "five hundred dollars ($500.00)". Amendment adopted.

Mercer of Johnson moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 89.

Aldrich	Beath	Bouska	Burgess
Alesch	Beswick	Bowers	Casey
Augustine	Bonnstetter	Bruce	Craven

Digitized by Google

Crouch	Grau	Malone	Soura
Cunningham	Grell	Mercer	Speidel
Davis	Hanson of Lyon	Metcalf	Stansell
Dean	Hanson of Winnebago	Mitchell	Stanzel
Dole	Hartman	Moore of Benton	Stewart
Donlon	Hook	Moore of Harrison	Stimpson
Dreessen	Hopp	Mooty	Strachan
Durant	Hough	Osborn	Swift of Dubuque
Ellsworth	Hultman	Ostby	Swift of Jackson
Fabritz	Humeston	Paisley	Thies
Falvey	Jenkins	Peaco	Thiessen
Felter	Jensen	Peet	Treimer
Foster	Laughlin	Porter	Weed
Frizzell	Lichty	Reed	Wiese
Fuelling	Lookingbill	Rice	Willis
Gallagher	McCreery	Roe	Wolf
Garner	McFarlane	Schmitz	Yager
Gissel	McKinnon	Schroeder	Zipse
Gittinger	McLean	Snyder	Zylstra
Goode			

The nays were, none.

Absent or not voting, 19.

Brady	Johnson	Millhone	Stiger
Ditto	Koch	Rawlings	Teter
Doran	McCarthy	Ryder	Wenig
Elliott	McDermott	Sheridan	Mr. Speaker
Fuester	Maniece	Smith	

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

House File No. 481, a bill for an act to amend Section fifty-six hundred eighty-three (5683), code, 1931, relating to annual appropriations by cities and towns to pay dues to the League of Iowa Municipalities, was taken up for consideration.

Strachan of Humboldt moved to amend the bill by striking section two from the bill. Amendment adopted.

Swift of Dubuque moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 43.

Aldrich	Dreessen	Hook	Malone
Bouska	Durant	Hough	Mercer
Bruce	Ellsworth	Humeston	Moore of Harrison
Burgess	Fabritz	Laughlin	Osborn
Casey	Falvey	Lichty	Ostby
Craven	Gallagher	Lookingbill	Paisley
Crouch	Gissel	McCarthy	Peaco
Cunningham	Gittinger	McFarlane	

Digitized by Google

Peet	Speidel	Stimpson	Thiessen
Rawlings	Stansell	Swift of Dubuque	Treimer
Schmitt	Stewart	Thies	Wiese

The nays were, 54.

Alesch	Fuelling	McCreery	Snyder
Augustine	Fuester	McDermott	Sours
Beath	Garner	McKinnon	Stanzel
Beswick	Goode	McLean	Strachan
Bonnstetter	Grau	Metcalf	Teter
Bowers	Grell	Mitchell	Weed
Davis	Hanson of Lyon	Moore of Benton	Wenig
Dean	Hanson of Winnebago	Mooty	Willis
Dole	Hartman	Porter	Wolf
Donlon	Hopp	Reed	Yager
Doran	Hultman	Rice	Zipse
Felter	Jenkins	Roe	Zylstra
Foster	Jensen	Schroeder	Mr. Speaker
Frizzell		Smith	

Absent or not voting, 11.

Brady	Johnson	Millhone	Stiger
Ditto	Koch	Ryder	Swift of Jackson
Elliott	Maniece	Sheridan	

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

AMENDMENT TO HOUSE FILE NO. 568 WITHDRAWN

Johnson of Linn asked and obtained unanimous consent to withdraw his amendment to House File No. 568 found on page 1137 of the Journal of April 1.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Weed of Madison, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, House Files Nos. 263, 272, 364, 367, 381, 390 and 476.

A. R. WEED, *Acting Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House Files Nos. 263, 272, 364, 367, 381, 390 and 476.

Digitized by Google

BILLS SENT TO THE GOVERNOR

Weed of Madison, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 4th day of April, 1933, sent to the Governor for his approval, House Files Nos. 263, 272, 364, 367, 381, 390 and 476.

A. R. WEED, *Acting Chairman.*

Report adopted.

AMENDMENTS FILED

Beswick of Van Buren filed the following amendment to House File No. 447:

Amend House File No. 447: (1) By inserting as section four (4), the following: "Sec. 4. No institution supported in whole or in part by taxation, growing, mining, manufacturing, or producing any product to be placed on the market in competition with private, company, or corporation owned enterprises, shall sell or offer for sale any product at prices below the prices of private, company, or corporation owned enterprises in their territory." (2) Renumber the remaining section of said bill.

Reed of Mahaska filed the following amendment to House File No. 577:

Amend House File No. 577 by making an appropriation for the said Claimant, Devota Tipton, of One thousand one hundred ten dollars ($1110.00) and an amount of ninety dollars ($90.00) to Geo. B. Baker of Sigourney, Iowa, as attorney fees in said case.

Willis of Dallas filed the following amendments to House File No. 447:

Amend House File No. 447 by striking therefrom all after the enacting clause and substituting in lieu thereof the following:

Section 1. No municipality created under the laws of this state, no political sub-division of this state, no corporation, board, or trustee charged with the administration of any state institution, except those institutions under the supervision and control of the State Board of Control, shall engage as such directly or indirectly, in any business of a private nature ordinarily conducted by private individuals and of a nature for the operation of which money raised by taxation could not be legally expended. Nor permit the use of buildings under their control to be used for such purpose.

Section 2. Any tax payer being himself aggrieved by any violation or threatened violence of Section 1 of this act may enjoin the commission or threatened commission of such act.

Section 3. This act shall not be construed to prevent municipalities from owning and operating public utilities such as hospitals, water, gas, light and power plants.

Digitized by Google

Section 4. This act shall not prevent any such state institutions from maintaining any experimental station, department or laboratory that is essentially vital to achieve the purpose that said institution or any branch thereof was created for in the first instance, nor to prevent any such institution from selling at wholesale prices any products grown, article manufactured, or livestock raised by said institution for experimental or educational purposes.

Section 5. None of the provisions of this act shall prohibit any public educational institution or school from operating and maintaining dormitories, cafeterias, restaurants, or cafes for the use and benefit of its regularly enrolled students, members of faculty, employees or their guests.

Section 6. This act being deemed of an immediate importance shall take effect and be in full force from and after its publication in the Perry Daily Chief, a newspaper published at Perry, Ia. and in the Adel News, a newspaper published at Adel, Ia.

Amend the title by striking therefrom the period "." at the end of said title and substituting in lieu thereof the following: ", except institutions under the supervision and control of the State Board of Control."

Elliott of Polk filed the following amendment to Senate File No. 386:

Strike out all after the enacting clause and substitute the following:

Section 1. Amend section forty-two hundred sixteen-c one (4216-c1), Code, 1931, by striking from line eight (8) the words "one hundred twenty-five thousand" and inserting in lieu thereof the words "seventy-five thousand".

Also amend the title by striking out all after the word "to" in line one (1) and substituting therefor the following:

"amend section forty-two hundred sixteen-c one (4216-c1), Code, 1931, relating to biennial school elections in cities of seventy-five thousand population or over."

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

H. F. No. 452
H. F. No. 413 amended
H. F. No. 156
S. F. No. 360
S. F. No. 160
S. F. No. 311
S. F. No. 176
S. F. No. 199
S. F. No. 198
S. F. No. 310

ED. RAWLINGS, *Chairman.*

On motion of Willis of Dallas, the House adjourned until 9:00 a. m. Wednesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 5, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by Philip Shutt, Lay Reader of St. James Episcopal Church, Independence, Iowa.

Journal of April 4 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Ryder of Dubuque, indefinitely, on request of Swift of Dubuque.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring prohibition. Jenkins, from citizens of Louisa county; Hook, from citizens of Taylor county; Lichty, from citizens of Black Hawk county; Dole, from citizens of Jefferson county.

Police regulation, suppression of crime and intemperance.

Opposing Senate File No. 149. Grell, from citizens of Scott county; Hultman, from citizens of Montgomery county. Public health.

Opposing Senate File No. 110. Peet, from citizens of Guthrie county. Schools and textbooks.

Favoring House File No. 512, and Senate File No. 352. Thiessen, from citizens of Clinton county. Motor vehicles and transportation.

Opposing House File No. 447. Mercer, from citizens of Johnson county. Cities and towns.

CONSIDERATION OF SENATE AMENDMENTS

On motion of Craven of Jasper, unanimous consent having been

Digitized by Google

given, House File No. 128, an act to provide for liens in favor of hospitals furnishing care, treatment and maintenance for persons injured in accidents, said liens to be against any claim, demand, verdict or order, in favor of the injured person or in case of death, his estate, heirs or legal representatives, against other persons, or corporations for damages on account of negligence causing the injuries or death, and upon the proceeds of the settlements of any such claims or demands, verdict or orders, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 128

Amend by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Any person, firm, charitable association, corporation or other institution operating any hospital in the State of Iowa, including state, county and municipal hospitals and any physician, surgeon, osteopath and/or chiropractor licensed to practice in the State of Iowa, who renders any hospital care or maintenance or professional service, or both, to any person injured by reason of the negligence of any other person, firm or corporation, may have a lien for the reasonable value of such professional services and/or such hospital care and maintenance furnished, upon:

"1. Any judgment recovered by the said injured person or his legal representative on account of said injury. Said lien upon any such judgment may be made effective by filing a verified itemized statement thereof in the office of the Clerk of Court and entering same in the judgment or combination docket opposite the entry of the judgment.

"2. Any valid claim for damages of such injured person or his legal representative on account of such injury. Said lien upon any such claim shall be made effective by the delivery of a written notice thereof together with verified itemized statement thereof to the person, firm or corporation owing such claim.

"Sec. 2. In all cases the lien provided in Section 1 hereof may be enforced by proper proceedings in equity.

"Sec. 3. The lien provided herein shall be junior only to attorney fees and costs."

Amend the title by substituting in lieu thereof the following:

"A Bill for an Act to provide for liens in favor of hospitals, physicians, surgeons, osteopaths or chiropractors, upon judgments or claims for damages arising out of personal injuries for which such hospital or physician, surgeon, osteopath or chiropractor has rendered care, maintenance or professional services, and providing for the manner of enforcing such lien."

Mr. Craven moved that the House concur in the Senate amendments.

Jensen of Audubon moved the previous question. Motion prevailed.

Digitized by Google

On the question, "Shall the House concur?"

The ayes were, 2.

Brady	Craven

The nays were, 94.

Aldrich	Foster	Lookingbill	Snyder
Alesch	Frizzell	McCreery	Sours
Augustine	Fuelling	McFarlane	Speidel
Beath	Fuester	McKinnon	Stansell
Beswick	Gallagher	McLean	Stewart
Bonnstetter	Garner	Malone	Stiger
Bouska	Gissel	Mercer	Stimpson
Bowers	Gittinger	Metcalf	Strachan
Bruce	Goode	Millhone	Swift of Dubuque
Burgess	Grau	Mitchell	Swift of Jackson
Casey	Hanson of Lyon	Moore of Benton	Teter
Crouch	Hanson of Winnebago	Mooty	Thies
Cunningham	Hartman	Osborn	Thiessen
Davis	Hook	Ostby	Treimer
Dole	Hopp	Peaco	Weed
Donlon	Hough	Peet	Wenig
Doran	Hultman	Porter	Wiese
Dreessen	Humeston	Rawlings	Willis
Durant	Jensen	Reed	Wolf
Elliott	Johnson	Rice	Yager
Ellsworth	Koch	Roe	Zipse
Fabritz	Laughlin	Schmitz	Zylstra
Falvey	Lichty	Schroeder	Mr. Speaker
Felter		Smith	

Absent or not voting, 12.

Dean	McCarthy	Moore of Harrison	Ryder
Ditto	McDermott	Paisley	Sheridan
Grell	Maniece		Stanzel
Jenkins			

So the House refused to concur in Senate amendments to House File No. 128.

CONSIDERATION OF BILLS

The House resumed consideration of House File No. 568, a bill for an act requiring liability insurance for certain employees operating state owned motor vehicles.

Johnson of Linn moved to amend House File No. 568 as follows:

1. Amend the title by changing the period (.) at the end of line two (2) to a comma (,) and adding the following: "and providing that the fact that the title to such motor vehicle is in the state of Iowa and such officer or employee is in discharge of his duties, shall be no defense to claim for damages based on negligence of such officers or employees in operating such motor vehicle."

2. Also amend by inserting after the word "insurance" in line six (6) of Section one (Sec. 1.) the following: "for the benefit of any person

Digitized by Google

or persons injured or damaged by the negligent operation thereof, by such officer or employee".

3. Further amend by adding at the end of line fifteen (15) of Section one (Sec. 1.) the following: "The fact that the title to such motor vehicle is in the state of Iowa at the time such injury or damage occurs, and that such officer or employee of the state is then in the discharge of his duties as such, shall not be available to him as a defense in any suit for damages against such officer or employee based upon the negligent operation of such motor vehicle by such officer or employee while in the performance of his duties."

Jensen of Audubon moved to defer action on House File No. 568.

Motion lost.

Swift of Jackson in the chair.

Moore of Harrison moved the previous question on the amendment. Motion prevailed.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 87.

Alesch	Felter	Lichty	Sheridan
Beath	Frizzell	Lookingbill	Snyder
Beswick	Fuelling	McCreery	Sours
Bonnstetter	Gallagher	McFarlane	Speidel
Bouska	Garner	McKinnon	Stansell
Bowers	Gissel	McLean	Stewart
Brady	Gittinger	Malone	Stiger
Bruce	Goode	Maniece	Stimpson
Burgess	Grau	Mercer	Strachan
Casey	Grell	Metcalf	Swift of Dubuque
Craven	Hanson of	Millhone	Teter
Crouch	Winnebago	Moore of Benton	Thies
Cunningham	Hartman	Mooty	Thiessen
Dean	Hopp	Ostby	Treimer
Ditto	Hough	Peaco	Weed
Dole	Hultman	Peet	Wenig
Donlon	Humeston	Rawlings	Wiese
Doran	Jenkins	Reed	Willis
Dreessen	Jensen	Rice	Wolf
Durant	Johnson	Roe	Yager
Elliott	Koch	Schmitz	Zipse
Fabritz	Laughlin	Schroeder	Zylstra

The nays were, 12.

Davis	Hanson of Lyon	Moore of	Paisley
Ellsworth	Hook	Harrison	Porter
Falvey	McCarthy	Osborn	Stanzel
Foster			

Absent or not voting, 9.

Aldrich	McDermott	Ryder	Swift of Jackson
Augustine	Mitchell	Smith	Mr. Speaker
Fuester			

Digitized by Google

Amendment adopted.

Sours of Floyd moved to amend the bill by inserting following the word "insurance" in section one, line six, the words "in any case where such policy can be secured."

Moore of Harrison moved the previous question on the amendment, all pending amendments and the main question. Motion prevailed.

Amendment adopted.

Bowers of Union moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 75.

Aldrich	Elliott	Johnson	Roe
Alesch	Ellsworth	Lichty	Schmitz
Beath	Falvey	Lookingbill	Schroeder
Beswick	Felter	McDermott	Snyder
Bonnstetter	Frizzell	McFarlane	Sours
Bouska	Fuelling	McLean	Speidel
Bowers	Fuester	Malone	Stewart
Bruce	Gallagher	Maniece	Stiger
Burgess	Garner	Metcalf	Stimpson
Casey	Gissel	Millhone	Strachan
Craven	Gittinger	Mitchell	Swift of Dubuque
Crouch	Hanson of Lyon	Moore of Benton	Thies
Cunningham	Hanson of Winnebago	Mooty	Thiessen
Dean	Hook	Ostby	Treimer
Dole	Hopp	Paisley	Weed
Donlon	Hough	Peet	Wenig
Doran	Hultman	Rawlings	Wiese
Dreessen	Jenkins	Reed	Willis
Durant		Rice	Yager

The nays were, 24.

Brady	Hartman	Moore of Harrison	Stansell
Davis	Humeston	Osborn	Stanzel
Ditto	Jensen	Peaco	Teter
Foster	Koch	Porter	Wolf
Goode	McCarthy	Smith	Zipse
Grau	McCreery		Zylstra
Grell			

Absent or not voting, 9.

Augustine	McKinnon	Ryder	Swift of Jackson
Fabritz	Mercer	Sheridan	Mr. Speaker
Laughlin			

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

Digitized by Google

Bowers of Union moved that the vote by which House File No. 568 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Senate File No. 481, a bill for an act to legalize certain depositors' agreements heretofore entered into covering deposits of public moneys in the Commercial National Bank of Waterloo, Iowa, was taken up for consideration.

McFarlane of Black Hawk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 86.

Aldrich	Fabritz	Johnson	Schmitz
Alesch	Falvey	Koch	Schroeder
Beath	Felter	Lichty	Smith
Beswick	Foster	Lookingbill	Snyder
Bonnstetter	Frizzell	McCarthy	Sours
Bouska	Fuelling	McCreery	Stansell
Bowers	Fuester	McDermott	Stewart
Brady	Gallagher	McFarlane	Stimpson
Bruce	Gissel	McLean	Swift of Dubuque
Burgess	Gittinger	Malone	Teter
Casey	Goode	Maniece	Thiessen
Craven	Grell	Metcalf	Treimer
Crouch	Hanson of Lyon	Mitchell	Weed
Cunningham	Hanson of Winnebago	Moore of Benton	Wenig
Dean	Hartman	Mooty	Wiese
Dole	Hook	Osborn	Willis
Donlon	Hough	Paisley	Wolf
Doran	Hultman	Peaco	Yager
Dreessen	Humeston	Peet	Zipse
Durant	Jenkins	Porter	Zylstra
Elliott	Jensen	Reed	Mr. Speaker
Ellsworth		Roe	

The nays were, 1.

Garner

Absent or not voting, 21.

Augustine	McKinnon	Rawlings	Stanzel
Davis	Mercer	Rice	Stiger
Ditto	Millhone	Ryder	Strachan
Grau	Moore of Harrison	Sheridan	Swift of Jackson
Hopp	Ostby	Speidel	Thies
Laughlin			

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

McFarlane of Black Hawk moved that the vote by which Senate

Digitized by Google

File No. 481 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Speaker Miller in the chair.

Senate File No. 386, a bill for an act to provide for consolidating city and school elections in school districts which embrace a city and which have a population of not more than one hundred thousand (100,000), nor less than seventy thousand (70,000), by the last federal census; to prescribe the manner of holding the same; to provide for terms of directors and the manner of nominating and electing same; prescribing eligibility of voters and registration thereof, and making other statutes affecting city and school elections applicable except where inconsistent or contradictory; by amending sections forty-one hundred twenty-five (4125), forty-two hundred twenty (4220), forty-two hundred seventeen (4217), forty-two hundred eighteen (4218), forty-two hundred twenty-three-a2 (4223-a2), forty-two hundred twenty-three-b1 (4223-b1), forty-two hundred twenty-eight (4228), forty-three hundred fifty-four (4354), forty-four hundred one (4401), forty-four hundred six (4406), forty-four hundred fifty-three (4453) and forty-four hundred sixty-four (4464), Code 1931, was taken up for consideration.

Burgess of Woodbury moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Strachan of Humboldt moved the previous question. Motion prevailed.

On the question "Shall the bill pass?"

The ayes were, 37.

Aldrich	Fabritz	Lookingbill	Rawlings
Augustine	Fuelling	McLean	Rice
Bonnstetter	Fuester	Mercer	Schroeder
Brady	Garner	Mitchell	Sheridan
Burgess	Grell	Moore of Harrison	Stewart
Craven	Hook	Mooty	Swift of Dubuque
Crouch	Hopp	Ostby	Thiessen
Dean	Humeston	Peaco	Willis
Ditto	Koch		Zylstra
Dreessen	Laughlin		

The nays were, 60.

Alesch	Casey	Elliott	Gallagher
Beath	Davis	Ellsworth	Gissel
Beswick	Dole	Falvey	Gittinger
Bouska	Donlon	Felter	Goode
Bowers	Doran	Foster	Grau
Bruce	Durant	Frizzell	Hanson of Lyon

Digitized by Google

Hanson of Winnebago	McCreery	Roe	Teter
Hartman	McFarlane	Schmitz	Thies
Hough	Malone	Sours	Treimer
Hultman	Maniece	Speidel	Weed
Jenkins	Metcalf	Stansell	Wenig
Jensen	Millhone	Stanzel	Wiese
Johnson	Paisley	Stiger	Wolf
Lichty	Peet	Strachan	Yager
McCarthy	Reed	Swift of Jackson	Zipse

Absent or not voting, 11.

Cunningham	Moore of Benton	Ryder	Stimpson
McDermott	Osborn	Smith	Mr. Speaker
McKinnon	Porter	Snyder	

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

McFarlane of Black Hawk moved that the vote by which Senate File No. 336 failed to pass the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Malone of Cass called up the motion filed by him to reconsider the vote by which House File No. 566 failed to pass the House.

CALL OF THE HOUSE

The following Call of the House was filed:

MR. SPEAKER: We, the undersigned, request a call of the House for the reconsideration of House File No. 566.

LLOYD W. ZIPSE	A. H. BONNSTETTER
C. L. RICE	E. J. MANIECE
FOREST DAVIS	C. E. MALONE

The roll call disclosed all members were present except Ryder of Dubuque, who had been previously excused.

Reed of Mahaska moved the previous question. Motion prevailed.

On the question "Shall the House reconsider the vote by which House File No. 566 failed to pass the House?" a roll call was demanded.

The ayes were, 46.

Aldrich	Ditto	Garner	McCarthy
Bonnstetter	Dreessen	Gittinger	McDermott
Brady	Fabritz	Grau	McKinnon
Bruce	Falvey	Grell	Malone
Craven	Foster	Hook	Maniece
Davis	Fuelling	Hough	Metcalf
Dean	Fuester	Laughlin	Mitchell

Digitized by Google

Moore of Harrison	Roe	Stimpson	Wenig
Osborn	Schroeder	Swift of Dubuque	Zipse
Reed	Smith	Swift of Jackson	Zylstra
Rice	Stanzel	Thies	Mr. Speaker
	Stewart	Treimer	

The nays were, 55.

Augustine	Felter	Johnson	Rawlings
Beath	Frizzell	Koch	Schmitz
Beswick	Gallagher	Lichty	Snyder
Bouska	Gissel	Lookingbill	Sours
Bowers	Goode	McCreery	Stansell
Burgess	Hanson of Lyon	McFarlane	Stiger
Casey	Hanson of Winnebago	McLean	Strachan
Crouch	Hartman	Millhone	Teter
Cunningham	Hopp	Mooty	Thiessen
Dole	Hultman	Ostby	Weed
Donlon	Humeston	Paisley	Wiese
Doran	Jenkins	Peaco	Willis
Elliott	Jensen	Peet	Wolf
Ellsworth		Porter	Yager

Absent or not voting, 7.

Alesch	Mercer	Ryder	Speidel
Durant	Moore of Benton	Sheridan	

Motion to reconsider lost.

CONSIDERATION OF BILLS

House File No. 394, a bill for an act to create a lien for certain services rendered in the favor of licensed veterinarians, was taken up for consideration.

Grau of Buena Vista moved to amend House File No. 394 by striking the words "biological products" from lines four and five, section one, and inserting in lieu thereof the words "serum and virus". Further amend by striking the words "contagious live-stock diseases" from line six, section one and inserting in lieu thereof the words "hog cholera". Amendment lost.

Elliott of Polk moved the previous question. Motion prevailed.

Burgess of Woodbury moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 59.

Bonnstetter	Burgess	Cunningham	Dreessen
Bouska	Casey	Dean	Durant
Bowers	Craven	Donlon	Ellsworth
Bruce	Crouch	Doran	Fabritz

Digitized by Google

Felter	Koch	Mitchell	Schroeder
Gallagher	Laughlin	Moore of Benton	Speidel
Gissel	Lichty	Moore of Harrison	Stimpson
Gittinger	Lookingbill	Mooty	Swift of Dubuque
Grell	McCarthy	Osborn	Swift of Jackson
Hanson of Lyon	McCreery	Ostby	Thies
Hanson of Winnebago	McDermott	Peaco	Treimer
Hultman	Malone	Peet	Wenig
Humeston	Mercer	Rawlings	Wiese
Jenkins	Metcalf	Schmitz	Willis
Jensen	Millhone		Yager

The nays were, 42.

Aldrich	Garner	Maniece	Stansell
Alesch	Goode	Paisley	Stanzel
Beath	Grau	Porter	Stewart
Beswick	Hartman	Reed	Strachan
Dole	Hook	Rice	Teter
Elliott	Hopp	Roe	Thiessen
Falvey	Hough	Sheridan	Weed
Foster	Johnson	Smith	Wolf
Frizzell	McFarlane	Snyder	Zipse
Fuelling	McKinnon	Sours	Zylstra
Fuester	McLean		

Absent or not voting, 7.

Augustine	Davis	Ryder	Mr. Speaker
Brady	Ditto	Stiger	

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

Reed of Mahaska moved that Davis of Appanoose be excused from voting. Motion prevailed.

McCreery of Linn moved that the vote by which House File No. 394 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

On motion of McKinnon of Henry, the House recessed until 1:30 p. m.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

Schroeder of Carroll offered the following resolution and asked unanimous consent for its immediate consideration:

HOUSE RESOLUTION NO. 32

Whereas, the Honorable G. A. Justice, who was a member of the House of Representatives in the Thirty-eighth and Thirty-ninth General Assemblies from Shelby County, died on March 18, 1933; therefore,

Digitized by Google

Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That a committee of three be appointed to draft suitable resolutions to be presented to the House in commemoration of his life and services.

Unanimous consent having been granted for the immediate consideration of the resolution, Mr. Schroeder moved its adoption. Motion prevailed and the amendment was adopted. As members of such committee, the Speaker appointed Schroeder of Carroll, Dreessen of Crawford and Moore of Harrison.

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your Sifting Committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

H. F. No. 441	S. F. No. 189
H. F. No. 463	S. F. No. 368
S. F. No. 291	S. F. No. 242

ED. RAWLINGS, *Chairman.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, Senate Files Nos. 317, 448, 279, 480 and 331.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: Senate Files Nos. 317, 448, 279, 480 and 331.

CONSIDERATION OF BILLS

House File No. 577, a bill for an act to make an appropriation to Devota Tipton, was taken up for consideration.

Reed of Mahaska moved to amend House File No. 577 as follows:

Amend section one (1) by striking from lines two (2) and three (3) thereof the words and figures "one thousand two hundred dollars ($1200.00)" and substituting therefor the words and figures "one thousand one hundred ten dollars ($1110.00)".

Digitized by Google

Amend section two (2) by striking from lines five (5) and six (6) the words and figures "one thousand two hundred dollars ($1200.00)" and substituting therefor the words and figures "one thousand one hundred ten dollars ($1110.00)".

Amend section three (3) by striking from lines one (1) and two (2) the words and figures "one thousand two hundred dollars ($1200.00)" and substituting therefor the words and figures "one thousand one hundred ten dollars ($1110.00)".

Further amend by adding thereto the following:

"Sec. 4. There is hereby appropriated the sum of ninety dollars ($90.00) to George B. Baker as attorney fees and the Auditor of State is hereby directed to issue his warrant drawn on the primary fund to the said George B. Baker and the Treasurer of State is hereby directed to pay said warrant so issued and to charge the same to the Primary Road Fund."

Amendment adopted.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 96.

Aldrich	Fuelling	McKinnon	Smith
Alesch	Fuester	McLean	Snyder
Beath	Gallagher	Malone	Sours
Beswick	Garner	Maniece	Speidel
Bonnstetter	Gissel	Mercer	Stansell
Bouska	Gittinger	Metcalf	Stanzel
Bowers	Goode	Millhone	Stewart
Bruce	Grau	Mitchell	Stimpson
Burgess	Hanson of Lyon	Moore of Benton	Strachan
Casey	Hanson of Winnebago	Moore of Harrison	Swift of Dubuque
Craven	Hartman	Mooty	Swift of Jackson
Crouch	Hook	Osborn	Teter
Davis	Hopp	Paisley	Thies
Dean	Hough	Peaco	Thiessen
Dole	Hultman	Peet	Treimer
Donlon	Humeston	Porter	Weed
Doran	Jenkins	Rawlings	Wenig
Dreessen	Jensen	Reed	Wiese
Durant	Johnson	Rice	Willis
Elliott	Koch	Roe	Wolf
Ellsworth	Laughlin	Schmitz	Yager
Falvey	Lookingbill	Schroeder	Zipse
Felter	McCarthy	Sheridan	Zylstra
Foster	McCreery		Mr. Speaker
Frizzell			

The nays were, none.

Absent or not voting, 12.

Augustine	Ditto	Lichty	Ostby
Brady	Fabritz	McDermott	Ryder
Cuningham	Grell	McFarlane	Stiger

Digitized by Google

So the bill having received a constitutional two-thirds majority was declared to have passed the House.

Ellsworth of Hardin asked and obtained unanimous consent to correct the title as follows:

Strike the period "." at the end of line one (1) and substitute in lieu thereof the following: ", claimant and Geo. B. Baker, attorney."

Title as amended was agreed to.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 483, a bill for an act to provide for the reorganization of savings banks, state banks, private banks and trust companies.

BYRON G. ALLEN, *Secretary.*

SENATE MESSAGE CONSIDERED

Senate File No. 483, a bill for an act to provide for the reorganization of savings banks, state banks, private banks and trust companies and in connection therewith for the issuance of trust certificates and for the setting aside of assets in an amount equal thereto; prescribing the rights of the holders of such trust certificates and authorizing the governing boards of taxing districts to accept the same; providing for the retirement of such trust certificates; and repealing conflicting laws or parts of laws.

Read first and second times and referred to sifting committee.

CONSIDERATION OF BILLS

House File No. 447, a bill for an act to prohibit the engaging in any business of a private nature by any municipality created under the laws of this state, any political sub-division of this state, and any corporation, board, or trustee charged with the administration of any state institution, was taken up for consideration.

Willis of Dallas called up the amendment filed by him and found on page 1182 of the Journal of April 4 and moved that the same be substituted for all pending amendments except the one filed by Beswick of Van Buren and found on the same page of the Journal.

Mercer of Johnson moved to amend the bill by inserting after

Digitized by Google

the word "municipalities" in line one, section three, the words "or boards"; also, by striking from section four, line two the word "or" and inserting in lieu thereof a comma ","; also, by inserting after the word "laboratory" in line two of section four, the words "hospital or clinic".

Rice of Keokuk moved that the bill and all pending amendments be tabled.

On the question "Shall House File No. 447 and all pending amendments be laid on the table?" a roll call was demanded.

The ayes were, 73.

Aldrich	Foster	Johnson	Speidel
Alesch	Frizzell	McCreery	Stansell
Augustine	Fuelling	McKinnon	Stanzel
Beath	Fuester	McLean	Stewart
Beswick	Garner	Maniece	Stimpson
Bonnstetter	Gissel	Mercer	Strachan
Bouska	Gittinger	Metcalf	Swift of Jackson
Bowers	Grau	Millhone	Teter
Casey	Grell	Mooty	Thiessen
Craven	Hanson of Lyon	Osborn	Thies
Crouch	Hanson of Winnebago	Ostby	Treimer
Davis	Hook	Peaco	Weed
Dean	Hopp	Porter	Wenig
Dole	Hough	Rice	Wiese
Donlon	Hultman	Schmitz	Yager
Doran	Humeston	Smith	Zipse
Dreessen	Jenkins	Snyder	Zylstra
Durant	Jensen	Sours	Mr. Speaker
Felter			

The nays were, 31.

Brady	Gallagher	McFarlane	Reed
Bruce	Goode	Malone	Roe
Burgess	Hartman	Mitchell	Schroeder
Cunningham	Koch	Moore of Benton	Sheridan
Ditto	Laughlin	Moore of Harrison	Stiger
Elliott	Lichty	Paisley	Swift of Dubuque
Ellsworth	Lookingbill	Peet	Willis
Falvey	McCarthy		Wolf

Absent or not voting, 4.

Fabritz	McDermott	Rawlings	Ryder

Motion to lay on the table prevailed.

Senate File No. 130, a bill for an act to amend and revise sections thirty-one hundred forty-eight (3148) and thirty-one hundred forty-nine (3149) of chapter one hundred fifty-five (155) of the Code, 1931, relating to itinerant vendors of drugs, and fixing the license fees therefor, and providing an exemption therefrom, was taken up for consideration.

Digitized by Google

Rawlings of Monona moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 89.

Aldrich	Fuelling	McCarthy	Schroeder
Alesch	Fuester	McCreery	Sheridan
Augustine	Gallagher	McDermott	Smith
Beswick	Garner	McFarlane	Sours
Bonnstetter	Gissel	McKinnon	Speidel
Bouska	Gittinger	McLean	Stansell
Brady	Goode	Malone	Stewart
Burgess	Grau	Maniece	Stiger
Crouch	Grell	Mercer	Stimpson
Cunningham	Hanson of Lyon	Millhone	Swift of Dubuque
Davis	Hanson of Winnebago	Mitchell	Swift of Jackson
Dean	Hartman	Moore of Benton	Teter
Ditto	Hook	Moore of Harrison	Thies
Dole	Hopp	Mooty	Thiessen
Donlon	Hough	Osborn	Treimer
Doran	Hultman	Paisley	Weed
Dreessen	Jensen	Peaco	Wenig
Durant	Johnson	Peet	Wiese
Elliott	Koch	Rawlings	Willis
Fabritz	Laughlin	Reed	Zipse
Felter	Lichty	Roe	Zylstra
Foster	Lookingbill	Schmitz	Mr. Speaker
Frizzell			

The nays were, 10.

Beath	Ellsworth	Stanzel	Wolf
Bruce	Humeston	Strachan	Yager
Casey	Porter		

Absent or not voting, 9.

Bowers	Jenkins	Ostby	Ryder
Craven	Metcalf	Rice	Snyder
Falvey			

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

Rawlings of Monona moved that the vote by which Senate File No. 130 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 389, a bill for an act to amend sections forty-nine hundred eight (4908) and forty-nine hundred twelve (4912), Code 1931, relating to license fees for well drills, was taken up for consideration.

Lichty of Black Hawk called up the amendment filed by him

Digitized by Google

and found on page 674 of the Journal of March 7 and moved its adoption. Amendment adopted.

Lichty of Black Hawk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 77.

Augustine	Foster	McFarlane	Snyder
Beath	Fuelling	McKinnon	Sours
Beswick	Fuester	McLean	Speidel
Bonnstetter	Garner	Mercer	Stanzel
Bowers	Gittinger	Millhone	Stewart
Brady	Grau	Mitchell	Stiger
Bruce	Hanson of Lyon	Moore of Benton	Stimpson
Burgess	Hanson of Winnebago	Osborn	Strachan
Casey	Hartman	Paisley	Swift of Dubuque
Craven	Hook	Peaco	Swift of Jackson
Cunningham	Hultman	Peet	Teter
Davis	Jensen	Porter	Thiessen
Dean	Johnson	Rawlings	Treimer
Ditto	Koch	Reed	Wenig
Dole	Laughlin	Rice	Wiese
Doran	Lichty	Roe	Willis
Durant	Lookingbill	Schmitz	Wolf
Elliott	McCarthy	Sheridan	Zipse
Ellsworth	McCreery	Smith	Zylstra
Felter			

The nays were, 23.

Aldrich	Gallagher	Jenkins	Schroeder
Alesch	Gissel	McDermott	Stansell
Bouska	Goode	Malone	Thies
Dreessen	Hopp	Metcalf	Weed
Falvey	Hough	Mooty	Yager
Frizzell	Humeston	Ostby	

Absent or not voting, 8.

Crouch	Grell	Moore of Harrison	Ryder
Donlon	Maniece		Mr. Speaker
Fabritz			

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

Senate File No. 320, a bill for an act to amend section six thousand six hundred and ten c sixteen (6610-c16) Iowa Code of 1931, relating to Street Improvements and Sewers in cities under Commission form of Government authorizing return of checks to all bidders except the low responsible bidder, was taken up for consideration.

Elliott of Polk moved that the bill be read a third time now

Digitized by Google

and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 93.

Aldrich	Foster	Lookingbill	Schroeder
Alesch	Frizzell	McCreery	Sheridan
Augustine	Fuelling	McDermott	Smith
Beath	Fuester	McFarlane	Snyder
Beswick	Gallagher	McKinnon	Sours
Bonnstetter	Garner	McLean	Speidel
Bouska	Gissel	Malone	Stansell
Bowers	Gittinger	Mercer	Stanzel
Brady	Goode	Metcalf	Stewart
Bruce	Grau	Millhone	Stimpson
Burgess	Hanson of Lyon	Mitchell	Strachan
Casey	Hanson of	Moore of Benton	Swift of Dubuque
Craven	Winnebago	Mooty	Thies
Cunningham	Hartman	Osborn	Thiessen
Davis	Hook	Ostby	Treimer
Dean	Hopp	Paisley	Weed
Dole	Hough	Peaco	Wenig
Doran	Hultman	Peet	Wiese
Dreessen	Humeston	Porter	Willis
Durant	Jenkins	Rawlings	Wolf
Elliott	Jensen	Reed	Zipse
Ellsworth	Koch	Roe	Zylstra
Falvey	Laughlin	Schmitz	Mr. Speaker
Felter	Lichty		

The nays were, none.

Absent or not voting, 15.

Crouch	Grell	Moore of	Stiger
Ditto	Johnson	Harrison	Swift of Jackson
Donlon	McCarthy	Rice	Teter
Fabritz	Maniece	Ryder	Yager

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

Elliott of Polk moved that the vote by which Senate File No. 320 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Senate File No. 98, a bill for an act to amend section six hundred forty-three (643) Code, 1931, relating to the printing of names on primary ballots, was taken up for consideration.

Peaco of Clinton moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 89.

Aldrich	Frizzell	Lookingbill	Schroeder
Alesch	Fuelling	McCreery	Sheridan
Augustine	Fuester	McDermott	Smith
Beath	Gallagher	McFarlane	Snyder
Beswick	Garner	McKinnon	Speidel
Bonnstetter	Gissel	McLean	Stansell
Bouska	Gittinger	Malone	Stewart
Bowers	Goode	Mercer	Stiger
Brady	Grau	Metcalf	Stimpson
Bruce	Hanson of Lyon	Millhone	Swift of Dubuque
Burgess	Hanson of Winnebago	Mitchell	Swift of Jackson
Casey	Hartman	Moore of Benton	Teter
Craven	Hook	Mooty	Thies
Davis	Hopp	Osborn	Thiessen
Dean	Hough	Ostby	Treimer
Dole	Humeston	Peaco	Weed
Doran	Jenkins	Peet	Wenig
Dreessen	Jensen	Porter	Wiese
Durant	Johnson	Reed	Willis
Elliott	Koch	Rice	Wolf
Ellsworth	Laughlin	Roe	Zipse
Falvey	Lichty	Schmitz	Zylstra
Felter			

The nays were, 1.

Foster

Absent or not voting, 18.

Crouch	Grell	Moore of Harrison	Sours
Cunningham	Hultman	Paisley	Stanzel
Ditto	McCarthy	Rawlings	Strachan
Donlon	Maniece	Ryder	Yager
Fabritz			Mr. Speaker

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

House File No. 413, a bill for an act to amend the law as it now appears in Section Fifty-one Hundred Five-A Forty-one (5105-A41), Code, 1931, regulating the taxation of motor vehicle carriers, was taken up for consideration.

Rawlings of Monona moved to amend House File No. 413 by striking from Section one (1), line twelve (12) the words, "one half" and inserting in lieu thereof the word, "two".

Amendment adopted.

Dole of Jefferson asked and obtained unanimous consent to add the letter "s" to the word "mill" in line twelve.

Dean of Cerro Gordo moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 60.

Aldrich	Elliott	McDermott	Roe
Alesch	Ellsworth	Malone	Schmitz
Beath	Felter	Mitchell	Schroeder
Bouska	Foster	Mercer	Sheridan
Bowers	Fuelling	Metcalf	Smith
Brady	Gallagher	Millhone	Snyder
Bruce	Garner	Moore of Benton	Speidel
Casey	Gittinger	Mooty	Stewart
Cunningham	Hanson of Lyon	Osborn	Stiger
Davis	Hultman	Paisley	Stimpson
Dean	Jenkins	Peet	Swift of Dubuque
Ditto	Jensen	Porter	Treimer
Dole	Johnson	Rawlings	Weed
Doran	Koch	Reed	Willis
Dreessen	McCreery	Rice	Mr. Speaker

The nays were, 32.

Beswick	Hanson of Winnebago	McCarthy	Swift of Jackson
Burgess	Hartman	McKinnon	Teter
Craven	Hook	McLean	Thies
Durant	Hopp	Ostby	Thiessen
Falvey	Hough	Peaco	Wenig
Frizzell	Humeston	Stansell	Wiese
Fuester	Laughlin	Stanzel	Wolf
Gissel		Strachan	Zipse
			Zylstra

Absent or not voting, 16.

Augustine	Fabritz	Lichty	Moore of Harrison
Bonnstetter	Goode	Lookingbill	Ryder
Crouch	Grau	McFarlane	Sours
Donlon	Grell	Maniece	Yager

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

Johnson of Linn moved that the vote by which House File No. 413 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion lost.

Senate File No. 311, a bill for an act to amend section seven thousand one hundred and sixty-one (7161) of the Code, 1927, relating to the apportionment of the compensation of persons employed to discover property not listed or assessed for taxation, was taken up for consideration.

Fabritz of Wapello moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 86.

Aldrich	Falvey	Laughlin	Schroeder
Alesch	Felter	McCarthy	Sheridan
Augustine	Foster	McCreery	Smith
Beath	Frizzell	McDermott	Snyder
Beswick	Fuelling	McKinnon	Sours
Bonnstetter	Fuester	McLean	Stewart
Bouska	Garner	Malone	Stiger
Bowers	Gissel	Mercer	Stimpson
Bruce	Gittinger	Metcalf	Swift of Dubuque
Casey	Goode	Millhone	Swift of Jackson
Craven	Grau	Moore of Benton	Teter
Cunningham	Hanson of Winnebago	Mooty	Thies
Davis		Osborn	Thiessen
Dean	Hartman	Ostby	Treimer
Ditto	Hook	Paisley	Weed
Dole	Hopp	Peaco	Wenig
Doran	Hough	Porter	Wiese
Dreessen	Humeston	Rawlings	Willis
Durant	Jenkins	Reed	Zipse
Elliott	Jensen	Rice	Zylstra
Ellsworth	Johnson	Roe	Mr. Speaker
Fabritz	Koch	Schmitz	

The nays were, 1.

McFarlane

Absent or not voting, 21.

Brady	Hanson of Lyon	Moore of Harrison	Stansell
Burgess	Hultman	Peet	Stanzel
Crouch	Lichty	Ryder	Strachan
Donlon	Lookingbill	Speidel	Wolf
Gallagher	Maniece		Yager
Grell	Mitchell		

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

House File No. 156, a bill for an act to amend section eighty-six hundred twenty-four (8624), Code, 1931, relating to sale of insurance company stock as inducement to insurance, was taken up for consideration.

Gallagher of Iowa moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 77.

Aldrich	Bonnstetter	Casey	Ditto
Augustine	Bouska	Craven	Dole
Beath	Bowers	Cunningham	Doran
Beswick	Burgess	Dean	Dreessen

Digitized by Google

Durant	Hartman	Metcalf	Sours
Elliott	Hopp	Millhone	Stewart
Ellsworth	Hough	Moore of Benton	Stimpson
Fabritz	Humeston	Moore of Harrison	Strachan
Falvey	Jensen	Mooty	Swift of Dubuque
Felter	Johnson	Osborn	Swift of Jackson
Foster	Koch	Peaco	Teter
Frizzell	Laughlin	Peet	Thies
Fuelling	McCarthy	Porter	Thiessen
Fuester	McCreery	Reed	Treimer
Gallagher	McDermott	Schmitz	Weed
Garner	McFarlane	Schroeder	Wiese
Gissel	McKinnon	Sheridan	Willis
Gittinger	McLean	Snyder	Wolf
Goode	Malone		Zylstra
Grau	Mercer		

The nays were, 7.

Alesch	Ostby	Roe	Zipse
Davis	Rice	Stanzel	

Absent or not voting, 24.

Brady	Hanson of Winnebago	Lookingbill	Smith
Bruce	Hook	Maniece	Speidel
Crouch	Hultman	Mitchell	Stansell
Donlon	Jenkins	Paisley	Stiger
Grell	Lichty	Rawlings	Wenig
Hanson of Lyon		Ryder	Yager
			Mr. Speaker

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

Senate File No. 176, a bill for an act providing that an order suspending a public officer from the exercise of his office shall automatically suspend the payment of all official salary or compensation to said officer, and fixing the conditions under which said suspended salary or compensation shall be withheld from, or paid to, such officer, was taken up for consideration.

Johnson of Linn moved to amend section one, line twelve by inserting after the word "officer" the words "together with interest at the rate of 6% per annum during the time compensation is withheld."

Peaco of Clinton moved the previous question on the amendment and main question. Motion prevailed.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 37.

Aldrich	Bouska	Cunningham	Ellsworth
Augustine	Bruce	Dean	Foster
Beswick	Burgess	Doran	Gallagher

Digitized by Google

Goode	McKinnon	Porter	Stanzel
Hopp	Mercer	Schmitz	Stimpson
Jensen	Mooty	Snyder	Strachan
Johnson	Osborn	Sours	Swift of Dubuque
Lichty	Peaco	Speidel	Swift of Jackson
McCreery	Peet	Stansell	Thiessen
McFarlane			

The nays were, 57.

Alesch	Frizzell	Lookingbill	Roe
Beath	Fuelling	McCarthy	Schroeder
Bonnstetter	Fuester	McLean	Smith
Bowers	Garner	Malone	Stewart
Brady	Gissel	Metcalf	Stiger
Casey	Gittinger	Millhone	Teter
Craven	Hanson of Lyon	Mitchell	Thies
Davis	Hanson of	Moore of Benton	Weed
Ditto	Winnebago	Moore of	Wenig
Dole	Hartman	Harrison	Willis
Dreessen	Hough	Ostby	Wolf
Durant	Hultman	Paisley	Zipse
Fabritz	Humeston	Rawlings	Zylstra
Falvey	Jenkins	Reed	Mr. Speaker
Felter	Koch	Rice	

Absent or not voting, 14.

Crouch	Grell	Maniece	Treimer
Donlon	Hook	Ryder	Wiese
Elliott	Laughlin	Sheridan	Yager
Grau	McDermott		

Amendment lost.

Ditto of Osceola moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 93.

Aldrich	Durant	Hopp	Moore of
Alesch	Elliott	Hough	Harrison
Augustine	Ellsworth	Hultman	Mooty
Beath	Fabritz	Humeston	Osborn
Beswick	Falvey	Jenkins	Ostby
Bonnstetter	Felter	Johnson	Paisley
Bouska	Frizzell	Koch	Peaco
Bowers	Fuelling	Lichty	Peet
Bruce	Fuester	Lookingbill	Porter
Burgess	Gallagher	McCarthy	Rawlings
Casey	Garner	McCreery	Reed
Craven	Gissel	McFarlane	Rice
Cunningham	Gittinger	McKinnon	Roe
Davis	Goode	McLean	Schmitz
Dean	Grau	Malone	Schroeder
Ditto	Hanson of Lyon	Mercer	Sheridan
Dole	Hanson of	Metcalf	Smith
Doran	Winnebago	Millhone	Snyder
Dreessen	Hartman	Moore of Benton	Speidel

Digitized by Google

Stansell	Swift of Dubuque	Treimer	Wolf
Stanzel	Swift of Jackson	Weed	Zipse
Stewart	Teter	Wenig	Zylstra
Stiger	Thies	Wiese	Mr. Speaker
Strachan	Thiessen	Willis	

The nays were, 4.

Foster	Jensen	Sours	Stimpson

Absent or not voting, 11.

Brady	Grell	McDermott	Ryder
Crouch	Hook	Maniece	Yager
Donlon	Laughlin	Mitchell	

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

Senate File No. 360, a bill for an act to amend section seventy-one hundred eighty-eight (7188), Code of 1931, relating to the collection of taxes, was taken up for consideration.

Dole of Jefferson raised a point of order that the subject matter of this bill had been previously postponed. Point of order well taken.

Reed of Mahaska moved to suspend the rule prohibiting the consideration of subject matter having been previously postponed.

On the question "Shall the rules be suspended?" a roll call was demanded.

The ayes were, 73.

Aldrich	Frizzell	McKinnon	Snyder
Beswick	Fuelling	Mercer	Sours
Bonnstetter	Fuester	Millhone	Speidel
Bouska	Garner	Mitchell	Stansell
Bowers	Gissel	Moore of Benton	Stanzel
Bruce	Gittinger	Mooty	Stewart
Burgess	Goode	Osborn	Stiger
Craven	Grau	Paisley	Stimpson
Cunningham	Hanson of Lyon	Peaco	Strachan
Davis	Hanson of Winnebago	Porter	Swift of Dubuque
Dean		Rawlings	Swift of Jackson
Doran	Hartman	Reed	Teter
Dreessen	Hopp	Rice	Thiessen
Elliott	Hough	Roe	Treimer
Ellsworth	Humeston	Schmitz	Weed
Fabritz	Jenkins	Schroeder	Zipse
Falvey	Koch	Sheridan	Zylstra
Felter	Lookingbill	Smith	Mr. Speaker
Foster	McDermott		

The nays were, 26.

Alesch	Casey	Durant	Hultman
Beath	Ditto	Gallagher	Jensen
Brady	Dole	Hook	Johnson

Digitized by Google

Lichty	McLean	Moore of	Wenig
McCarthy	Malone	Harrison	Wiese
McCreery	Metcalf	Ostby	Willis
McFarlane		Thies	Wolf

Absent or not voting, 9.

Augustine	Grell	Maniece	Ryder
Crouch	Laughlin	Peet	Yager
Donlon			

Motion to suspend the rules prevailed.

Teter of Marion moved that action be deferred on Senate File No. 360. **Motion lost.**

Fabritz of Wapello moved to amend line three by inserting following the word "shall" the following: "upon the order of the Board of Supervisors". Amendment adopted.

Teter of Marion moved to suspend line three of the bill by inserting following the word "Supervisors" in the previous amendment the words "in the years of 1933 and 1934." Amendment adopted.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 95.

Aldrich	Frizzell	Lookingbill	Schroeder
Alesch	Fuelling	McCarthy	Smith
Augustine	Fuester	McDermott	Snyder
Beath	Gallagher	McFarlane	Sours
Beswick	Garner	McKinnon	Speidel
Bonnstetter	Gissel	McLean	Stansell
Bouska	Gittinger	Malone	Stanzel
Bowers	Goode	Maniece	Stewart
Bruce	Grau	Mercer	Stimpson
Burgess	Hanson of Lyon	Metcalf	Strachan
Casey	Hanson of	Millhone	Swift of Dubuque
Craven	Winnebago	Mitchell	Swift of Jackson
Cunningham	Hartman	Moore of Benton	Teter
Davis	Hook	Moore of	Thies
Dean	Hopp	Harrison	Thiessen
Dole	Hough	Mooty	Treimer
Doran	Hultman	Osborn	Weed
Dreessen	Humeston	Peaco	Wenig
Durant	Jenkins	Porter	Wiese
Elliott	Jensen	Rawlings	Willis
Ellsworth	Johnson	Reed	Wolf
Fabritz	Koch	Rice	Zipse
Falvey	Laughlin	Roe	Zylstra
Felter	Lichty	Schmitz	Mr. Speaker
Foster			

Digitized by Google

The nays were, 3.

Ostby	Paisley	Sheridan	

Absent or not voting, 10.

Brady	Donlon	Peet	Stiger
Crouch	Grell	Ryder	Yager
Ditto	McCreery		

So 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 House File No. 394 for the reason that, in my judgment, it is so drafted that it does not create a lien on the "biological products" purchased and used by the veterinarian in the prevention of contagious livestock diseases. The bill creates a lien only for the "services rendered" (See Sec. 1.), and the written statement of account required by Sec. 2 shall set forth only "the kind and number of livestock upon which said services were rendered, the price agreed upon for such services, etc." Yesterday, I suggested these defects to the sponsors of this bill, and assumed amendments would be offered today. If this bill is amended by the Senate so as to create a lien for said "biological products," I will then vote to concur in the amendment. L. D. TETER.

On motion of Moore of Harrison, the House adjourned until 9:00 a. m., Thursday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 6, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend E. A. Elliott, Pastor of the United Brethren Church, Van Meter, Iowa.

Journal of April 5, corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Rawlings of Monona for the day, on request of Sours of Floyd.

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your Sifting Committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

S. F. No. 178 S. F. No. 179

ED. RAWLINGS, *Chairman.*

CONSIDERATION OF HOUSE CONCURRENT RESOLUTION NO. 25

McFarlane of Black Hawk called up House Concurrent Resolution No. 25 found on page 1102 of the Journal of March 31 and moved its adoption.

Fabritz of Wapello moved to defer action on the resolution. Motion prevailed and action was deferred.

HOUSE FILE NO. 236 WITHDRAWN FROM SIFTING COMMITTEE

Snyder of Hamilton moved that House File No. 236 be taken from the sifting committee and considered at this time.

Reed of Mahaska moved the previous question. Motion prevailed.

On the question "Shall House File No. 236 be withdrawn from the sifting committee?" a roll call was demanded.

Digitized by Google

The ayes were, 86.

Aldrich	Fabritz	Jensen	Smith
Alesch	Falvey	Johnson	Snyder
Augustine	Felter	Koch	Speidel
Beath	Foster	Laughlin	Stansell
Beswick	Frizzell	Lookingbill	Stanzel
Bonnstetter	Fuelling	McDermott	Stewart
Bouska	Fuester	McKinnon	Stiger
Bowers	Gallagher	McLean	Stimpson
Bruce	Gissel	Malone	Strachan
Burgess	Gittinger	Mercer	Swift of Dubuque
Casey	Goode	Metcalf	Swift of Jackson
Craven	Grau	Millhone	Thies
Cunningham	Grell	Moore of Benton	Thiessen
Davis	Hanson of Lyon	Mooty	Treimer
Dean	Hanson of Winnebago	Osborn	Weed
Ditto	Hartman	Ostby	Wenig
Dole	Hook	Paisley	Wiese
Donlon	Hough	Porter	Willis
Dreessen	Hultman	Reed	Wolf
Durant	Humeston	Roe	Yager
Elliott	Jenkins	Schmitz	Mr. Speaker
Ellsworth		Schroeder	

The nays were, 10.

Brady	McCarthy	Mitchell	Teter
Crouch	McCreery	Moore of Harrison	Zylstra
Garner	Maniece		

Absent or not voting, 12.

Doran	McFarlane	Rawlings	Sheridan
Hopp	Peaco	Rice	Sours
Lichty	Peet	Ryder	Zipse

Motion prevailed.

MOTION TO RECONSIDER WITHDRAWN

Johnson of Linn asked and obtained unanimous consent to withdraw the motion to reconsider House File No. 413 found on page 1202 of the Journal of April 5.

CONSIDERATION OF BILLS

House File No. 236, a bill for an act to amend section twelve thousand nine hundred eighty-three (12983), Code, 1931, relating to kidnapping for ransom, by changing the penalty therefor from life imprisonment to death by hanging upon conviction, was taken up for consideration.

Sours of Floyd moved to amend the bill as follows:

Strike from lines five and six the words "sentenced to death by hanging" and insert in lieu thereof the following: "punished with death, or imprisonment for life at hard labor in the penitentiary, as determined by the jury or the court, if the defendant pleads guilty."

Digitized by Google

Dreessen of Crawford moved the previous question. Motion prevailed.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 18.

Cunningham	Lichty	Rice	Teter
Davis	McCreery	Sours	Willis
Dean	Maniece	Stansell	Zipse
Frizzell	Millhone	Stewart	Zylstra
Garner	Mitchell		

The nays were, 75.

Aldrich	Foster	McCarthy	Schmidt
Alesch	Fuelling	McDermott	Schroeder
Augustine	Fuester	McKinnon	Smith
Beath	Gallagher	McLean	Snyder
Bonnstetter	Gissel	Malone	Speidel
Bouska	Gittinger	Mercer	Stanzel
Bowers	Goode	Metcalf	Stiger
Bruce	Grau	Moore of Benton	Stimpson
Burgess	Hanson of Lyon	Moore of Harrison	Strachan
Casey	Hartman	Mooty	Swift of Dubuque
Dole	Hook	Osborn	Swift of Jackson
Donlon	Hough	Ostby	Thies
Doran	Hultman	Paisley	Thiessen
Dreesen	Humeston	Peaco	Weed
Durant	Jenkins	Peet	Wenig
Elliott	Jensen	Porter	Wiese
Fabritz	Johnson	Reed	Wolf
Falvey	Koch	Roe	Yager
Felter	Lookingbill		Mr. Speaker

Absent or not voting, 15.

Beswick	Ellsworth	Hopp	Ryder
Brady	Grell	Laughlin	Sheridan
Craven	Hanson of Winnebago	McFarlane	Treimer
Crouch		Rawlings	
Ditto			

Amendment lost.

Fabritz of Wapello moved the previous question on the main bill. Motion prevailed.

Snyder of Hamilton moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 88.

Aldrich	Beath	Bouska	Bruce
Alesch	Beswick	Bowers	Burgess
Augustine	Bonnstetter	Brady	Casey

Digitized by Google

Craven	Goode	McFarlane	Snyder
Crouch	Grau	McLean	Speidel
Dean	Grell	Malone	Stanzel
Ditto	Hanson of Lyon	Mercer	Stewart
Dole	Hanson of Winnebago	Metcalf	Stiger
Donlon	Hartman	Moore of Benton	Stimpson
Doran	Hook	Moore of Harrison	Strachan
Dreessen	Hopp	Mooty	Swift of Dubuque
Durant	Hough	Osborn	Swift of Jackson
Elliott	Hultman	Ostby	Thies
Ellsworth	Humeston	Paisley	Thiessen
Fabritz	Jenkins	Peaco	Treimer
Falvey	Jensen	Porter	Weed
Felter	Johnson	Reed	Wenig
Foster	Koch	Roe	Wiese
Fuelling	Lookingbill	Schmitz	Willis
Fuester	McCarthy	Schroeder	Wolf
Gallagher	McDermott	Sheridan	Yager
Gissel		Smith	Mr. Speaker
Gittinger			

The nays were, 18.

Cunningham	Lichty	Mitchell	Stansell
Davis	McCreery	Peet	Teter
Frizzell	McKinnon	Rice	Zipse
Garner	Maniece	Sours	Zylstra
Laughlin	Millhone		

Absent or not voting, 2.

Rawlings	Ryder

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

Johnson of Linn moved that the vote by which House File No. 236 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

McCreery of Linn moved that the House consider Senate File No. 290 at this time. Motion prevailed.

Senate File No. 290, a bill for an act to amend section forty-seven hundred fifty-five b-thirty-two (4755-b32) of the code 1931, to remove the present limitations on the use of primary road funds for the payment of principal and interest of primary road bonds and bonds issued to refund primary road bonds, to provide a comprehensive plan for the financing of primary road bonds and bonds issued to refund primary road bonds, and to make more certain that primary road bonds and bonds issued to refund primary road bonds and the interest on such bonds will be paid out of the primary road fund, was taken up for consideration.

Stiger of Tama in the chair.

Digitized by Google

Laughlin of Fremont moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Reed of Mahaska moved the previous question. Motion prevailed.

On the question "Shall the bill pass?"

The ayes were, 45.

Aldrich	Gallagher	McDermott	Peaco
Brady	Gittinger	McFarlane	Reed
Cunningham	Hartman	Malone	Sheridan
Davis	Hopp	Millhone	Stiger
Ditto	Hultman	Mitchell	Swift of Dubuque
Doran	Johnson	Moore of Benton	Swift of Jackson
Durant	Koch	Moore of Harrison	Treimer
Elliott	Laughlin	Mooty	Wenig
Ellsworth	Lichty	Osborn	Wiese
Fabritz	Lookingbill	Paisley	Willis
Falvey	McCarthy		Wolf
Fuelling	McCreery		

The nays were, 58.

Alesch	Felter	Jenkins	Speidel
Augustine	Foster	Jensen	Stansell
Beath	Frizzell	McKinnon	Stanzel
Bonnstetter	Fuester	McLean	Stewart
Bouska	Garner	Maniece	Stimpson
Bowers	Gissel	Metcalf	Strachan
Bruce	Goode	Peet	Teter
Burgess	Grau	Porter	Thies
Casey	Grell	Rice	Thiessen
Craven	Hanson of Lyon	Roe	Weed
Crouch	Hanson of Winnebago	Schmitz	Yager
Dean	Hook	Schroeder	Zipse
Dole	Hough	Smith	Zylstra
Donlon	Humeston	Snyder	Mr. Speaker
Dreessen		Sours	

Absent or not voting, 5.

Beswick	Ostby	Rawlings	Ryder
Mercer			

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

Smith of Cherokee moved that the vote by which Senate File No. 290 failed to pass the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Speaker Miller in the chair.

Senate File No. 482, a bill for an act to legalize the corporate acts and proceedings of Clinton, Davenport & Muscatine Railway

Digitized by Google

Company of Davenport, Iowa, and to provide for the renewal and extension of the period of corporate existence and the adoption of renewal, amended and substituted articles of incorporation of said Clinton, Davenport & Muscatine Railway Company, was taken up for consideration.

Wiese of Scott moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 96.

Aldrich	Frizzell	McCarthy	Sheridan
Alesch	Fuelling	McCreery	Smith
Beath	Fuester	McFarlane	Snyder
Bonnstetter	Gallagher	McKinnon	Sours
Bouska	Garner	McLean	Speidel
Bowers	Gissel	Malone	Stansell
Brady	Gittinger	Maniece	Stanzel
Burgess	Goode	Metcalf	Stewart
Casey	Grell	Millhone	Stiger
Craven	Hanson of Lyon	Mitchell	Stimpson
Crouch	Hanson of Winnebago	Moore of Benton	Swift of Dubuque
Cunningham	Hartman	Moore of Harrison	Swift of Jackson
Davis	Hook	Mooty	Teter
Dean	Hopp	Osborn	Thies
Ditto	Hough	Paisley	Thiessen
Dole	Hultman	Peaco	Treimer
Donlon	Humeston	Peet	Weed
Doran	Jenkins	Porter	Wenig
Dreessen	Jensen	Reed	Wiese
Durant	Johnson	Rice	Willis
Elliott	Koch	Roe	Wolf
Ellsworth	Laughlin	Schmitz	Zipse
Fabritz	Lichty	Schroeder	Zylstra
Falvey	Lookingbill		Mr. Speaker
Foster			

The nays were, none.

Absent or not voting, 12.

Augustine	Felter	Mercer	Ryder
Beswick	Grau	Ostby	Strachan
Bruce	McDermott	Rawlings	Yager

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

Wiese of Scott moved that the vote by which House File No. 482 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Senate File No. 478, a bill for an act to repeal section eighty-seven (87) of Substitute for House File Number one (1), enacted by the forty-fifth (45th) General Assembly, relating to taxation, was taken up for consideration.

Digitized by Google

Jenkins of Louisa moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 91.

Aldrich	Felter	Koch	Roe
Beath	Foster	Lichty	Schmitz
Bonnstetter	Frizzell	Lookingbill	Schroeder
Bouska	Fuelling	McCarthy	Smith
Bowers	Fuester	McCreery	Snyder
Brady	Gallagher	McDermott	Sours
Bruce	Garner	McFarlane	Speidel
Burgess	Gissel	McKinnon	Stansell
Casey	Gittinger	Malone	Stewart
Craven	Goode	Maniece	Stiger
Crouch	Grau	Mercer	Stimpson
Cunningham	Hanson of Lyon	Metcalf	Swift of Dubuque
Davis	Hanson of Winnebago	Millhone	Swift of Jackson
Dean	Hartman	Mitchell	Teter
Ditto	Hook	Moore of Benton	Thiessen
Dole	Hopp	Moore of Harrison	Treimer
Donlon	Hough	Mooty	Weed
Doran	Hultman	Paisley	Wenig
Dreessen	Humeston	Peaco	Wiese
Durant	Jenkins	Peet	Willis
Elliott	Jensen	Porter	Yager
Ellsworth	Johnson	Reed	Zylstra
Fabritz			Mr. Speaker
Falvey			

The nays were, 1.

Zipse

Absent or not voting, 16.

Alesch	Laughlin	Rawlings	Stanzel
Augustine	McLean	Rice	Strachan
Beswick	Osborn	Ryder	Thies
Grell	Ostby	Sheridan	Wolf

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

On motion of McKinnon of Henry, the House recessed until 1:30 p. m.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Metcalf of Muscatine for the afternoon, on request of Craven of Jasper; Beswick of Van Buren for the afternoon, on request of Schroeder of Carroll.

Digitized by Google

CONSIDERATION OF BILLS

Senate File No. 160, a bill for an act to amend section ninety-two hundred ninety-two (9292) of the Code, 1931, relating to the appointment of successor, trustees or appointees, was taken up for consideration.

Stiger of Tama moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 95.

Aldrich	Foster	McCarthy	Smith
Beath	Frizzell	McCreery	Snyder
Bonnstetter	Gallagher	McFarlane	Sours
Bouska	Garner	McKinnon	Speidel
Bowers	Gissel	McLean	Stansell
Brady	Gittinger	Maniece	Stanzel
Bruce	Goode	Mercer	Stewart
Burgess	Grau	Millhone	Stiger
Casey	Grell	Mitchell	Stimpson
Craven	Hanson of Lyon	Moore of Benton	Strachan
Crouch	Hanson of Winnebago	Moore of Harrison	Swift of Dubuque
Cunningham	Hartman	Mooty	Swift of Jackson
Davis	Hook	Osborn	Thies
Dean	Hopp	Ostby	Thiessen
Ditto	Hough	Paisley	Treimer
Dole	Hultman	Peet	Weed
Donlon	Jenkins	Porter	Wenig
Doran	Jensen	Reed	Wiese
Dreessen	Johnson	Rice	Willis
Durant	Koch	Roe	Wolf
Elliott	Laughlin	Schmitz	Yager
Ellsworth	Lichty	Schroeder	Zipse
Fabritz	Lookingbill	Sheridan	Zylstra
Falvey			Mr. Speaker
Felter			

The nays were, 2.

Fuelling	Fuester

Absent or not voting, 11.

Alesch	Humeston	Metcalf	Ryder
Augustine	McDermott	Peaco	Teter
Beswick	Malone	Rawlings	

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

Senate File No. 199, a bill for an act to repeal section nineteen hundred sixty-six (1966), Code, 1931, relating to intoxicating liquors, was taken up for consideration.

Digitized by Google

Stiger of Tama moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 94.

Aldrich	Frizzell	McCarthy	Smith
Alesch	Fuelling	McCreery	Snyder
Beath	Fuester	McDermott	Sours
Bonnstetter	Gallagher	McFarlane	Speidel
Bouska	Garner	McKinnon	Stansell
Bowers	Gittinger	McLean	Stanzel
Brady	Goode	Malone	Stewart
Bruce	Grau	Maniece	Stiger
Burgess	Grell	Mercer	Stimpson
Casey	Hanson of Winnebago	Millhone	Strachan
Craven	Hartman	Mitchell	Swift of Dubuque
Cunningham	Hook	Moore of Benton	Swift of Jackson
Davis	Hopp	Moore of Harrison	Thies
Dean	Hough	Mooty	Thiessen
Dole	Hultman	Osborn	Treimer
Donlon	Humeston	Ostby	Weed
Doran	Jenkins	Peet	Wenig
Dreessen	Jensen	Porter	Wiese
Durant	Johnson	Reed	Willis
Elliott	Koch	Roe	Wolf
Ellsworth	Laughlin	Schmitz	Yager
Fabritz	Lichty	Schroeder	Zipse
Falvey	Lookingbill	Sheridan	Zylstra
Felter			Mr. Speaker

The nays were, 2.

Foster	Gissel

Absent or not voting, 12.

Augustine	Ditto	Paisley	Rice
Beswick	Hanson of Lyon	Peaco	Ryder
Crouch	Metcalf	Rawlings	Teter

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

Johnson of Linn moved that the vote by which Senate File No. 199 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Senate File No. 198, a bill for an act to amend section seventy-one hundred ninety-three-b one (7193-b1), Code, 1931, relating to the compromise of personal property taxes, was taken up for consideration.

Craven of Jasper moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 96.

Aldrich	Frizzell	Lookingbill	Sheridan
Alesch	Fuelling	McCarthy	Smith
Beath	Fuester	McCreery	Snyder
Bonnstetter	Gallagher	McDermott	Sours
Bouska	Garner	McFarlane	Speidel
Bowers	Gissel	McKinnon	Stansell
Brady	Gittinger	McLean	Stanzel
Bruce	Goode	Maniece	Stewart
Burgess	Grau	Mercer	Stiger
Casey	Grell	Millhone	Stimpson
Craven	Hanson of Lyon	Mitchell	Swift of Dubuque
Crouch	Hanson of Winnebago	Moore of Benton	Swift of Jackson
Cunningham	Hartman	Moore of Harrison	Thies
Davis	Hook	Mooty	Thiessen
Dean	Hopp	Osborn	Treimer
Dole	Hough	Ostby	Weed
Donlon	Hultman	Peet	Wenig
Doran	Humeston	Porter	Wiese
Dreessen	Jenkins	Reed	Willis
Durant	Jensen	Rice	Wolf
Elliott	Johnson	Roe	Yager
Ellsworth	Koch	Schmitz	Zipse
Falvey	Laughlin	Schroeder	Zylstra
Felter	Lichty		Mr. Speaker
Foster			

The nays were, none.

Absent or not voting, 12.

Augustine	Fabritz	Paisley	Ryder
Beswick	Malone	Peaco	Strachan
Ditto	Metcalf	Rawlings	Teter

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

Senate File No. 310, a bill for an act so to amend sections thirteen thousand six hundred sixty-nine (13669) and thirteen thousand six hundred seventy-one (13671), Code, 1931, as to provide for the rendition of judgments during a recess of the district court, in criminal cases prosecuted on trial information filed by the county attorney, was taken up for consideration.

Stiger of Tama moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 98.

Aldrich	Bonnstetter	Brady	Casey
Alesch	Bouska	Bruce	Craven
Beath	Bowers	Burgess	Crouch

Digitized by Google

Cunningham	Hanson of Lyon	Malone	Sours
Davis	Hanson of Winnebago	Maniece	Speidel
Dean	Hartman	Mercer	Stansell
Dole	Hook	Millhone	Stanzel
Donlon	Hopp	Mitchell	Stewart
Doran	Hough	Moore of Benton	Stiger
Dreessen	Hultman	Moore of Harrison	Stimpson
Durant	Humeston	Mooty	Strachan
Elliott	Jenkins	Osborn	Swift of Dubuque
Ellsworth	Jensen	Ostby	Swift of Jackson
Fabritz	Johnson	Paisley	Thies
Falvey	Koch	Peet	Thiessen
Felter	Laughlin	Porter	Treimer
Foster	Lichty	Reed	Weed
Frizzell	Lookingbill	Rice	Wenig
Fuelling	McCarthy	Roe	Wiese
Fuester	McCreery	Schmitz	Willis
Garner	McDermott	Schroeder	Wolf
Gissel	McFarlane	Sheridan	Yager
Gittinger	McKinnon	Smith	Zipse
Goode	McLean	Snyder	Zylstra
Grell			Mr. Speaker

The nays were, none.

Absent or not voting, 10.

Augustine	Gallagher	Peaco	Ryder
Beswick	Grau	Rawlings	Teter
Ditto	Metcalf		

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

Senate File No. 83, a bill for an act to repeal sections seventy-three hundred twenty-one (7321) and seventy-three hundred forty-five (7345), code of 1931, and to enact a substitute therefor, relating to appraisal for inheritance tax purposes, was taken up for consideration.

Grau of Buena Vista moved to amend the bill by striking from section one, line four the following: "the clerk of"; also, by striking the words "the clerk of" from line four, section two.

Amendments adopted.

Johnson of Linn asked and obtained unanimous consent to have the word "he" stricken from line six of section one of the bill and inserting in lieu thereof the word "it"; also to strike from line seven the words "he" and "his" where they appear in said line and insert in lieu the words "it" and "its", respectively,

Johnson of Linn moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 96.

Aldrich	Foster	Lookingbill	Schroeder
Alesch	Frizzell	McCarthy	Sheridan
Beath	Fuester	McCreery	Smith
Bonnstetter	Gallagher	McDermott	Snyder
Bouska	Garner	McKinnon	Sours
Bowers	Gissel	McLean	Speidel
Brady	Gittinger	Malone	Stansell
Bruce	Goode	Maniece	Stanzel
Burgess	Grau	Mercer	Stewart
Casey	Grell	Millhone	Stimpson
Craven	Hanson of Lyon	Mitchell	Strachan
Crouch	Hanson of Winnebago	Moore of Benton	Swift of Dubuque
Cunningham		Moore of Harrison	Thies
Davis	Hartman	Mooty	Thiessen
Dean	Hook	Osborn	Treimer
Dole	Hopp	Ostby	Weed
Donlon	Hough	Peaco	Wenig
Doran	Hultman	Peet	Wiese
Dreessen	Humeston	Porter	Willis
Durant	Jenkins	Reed	Wolf
Elliott	Jensen	Rice	Yager
Ellsworth	Johnson	Roe	Zipse
Fabritz	Koch	Schmitz	Zylstra
Falvey	Laughlin		Mr. Speaker
Felter	Lichty		

The nays were, none.

Absent or not voting, 12.

Augustine	Fuelling	Paisley	Stiger
Beswick	McFarlane	Rawlings	Swift of Jackson
Ditto	Metcalf	Ryder	Teter

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

Johnson of Linn moved that the vote by which Senate File No. 83 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 441, a bill for an act to amend section fifty-nine hundred sixty-four (5964) of the Iowa Code, 1931, relating to payment of assessments for sidewalks, was taken up for consideration.

Cunningham of Polk moved to amend the bill by adding thereto as section two the following:

"Section 5965, Code, 1931, is hereby repealed."

Amendment adopted.

Cunningham of Polk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 86.

Aldrich	Foster	McCarthy	Smith
Alesch	Frizzell	McDermott	Snyder
Beath	Fuelling	McKinnon	Sours
Bonnstetter	Fuester	McLean	Speidel
Bouska	Garner	Malone	Stansell
Bowers	Gissel	Maniece	Stanzel
Bruce	Gittinger	Mercer	Stewart
Burgess	Grell	Millhone	Strachan
Casey	Hanson of Lyon	Mitchell	Swift of Dubuque
Craven	Hanson of	Moore of Benton	Thies
Crouch	Winnebago	Mooty	Thiessen
Cunningham	Hartman	Osborn	Treimer
Davis	Hook	Paisley	Weed
Dean	Hopp	Peaco	Wenig
Dole	Hough	Peet	Wiese
Donlon	Hultman	Porter	Willis
Doran	Humeston	Reed	Wolf
Dreessen	Jenkins	Rice	Yager
Durant	Jensen	Roe	Zipse
Elliott	Laughlin	Schmitz	Zylstra
Falvey	Lichty	Schroeder	Mr. Speaker
Felter	Lookingbill	Sheridan	

The nays were, 10.

Augustine	Goode	Koch	Moore of
Brady	Grau	McCreery	Harrison
Ellsworth	Johnson	McFarlane	

Absent or not voting, 12.

Beswick	Gallagher	Rawlings	Stimpson
Ditto	Metcalf	Ryder	Swift of Jackson
Fabritz	Ostby	Stiger	Teter

So the bill having received a constitutional majority was declared to have passed the House.

Cunningham of Polk asked and obtained unanimous consent to have the Chief Clerk correct the title as follows:

Insert after the figures "(5964)" in line one (1) the following: "and to repeal section fifty-nine hundred sixty-five (5965)".

The title as amended was agreed to.

Senate File No. 291, a bill for an act to amend section forty-seven hundred fifty-five-b twenty-seven (4755-b27), code 1931, relating to the taking of land for the rounding of primary road corners, was taken up for consideration.

McKinnon of Henry moved to amend the bill by inserting following the word "building" in section one, line four, the word "or".

Digitized by Google

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 28.

Alesch	Ellsworth	Hook	Stansell
Augustine	Falvey	Humeston	Stanzel
Beath	Felter	Jensen	Strachan
Bonnstetter	Foster	Johnson	Thies
Crouch	Fuester	McKinnon	Wiese
Dean	Garner	Maniece	Zipse
Dreessen	Goode	Mooty	Zylstra

The nays were, 58.

Aldrich	Gallagher	McCarthy	Roe
Bruce	Gittinger	McCreery	Schmitz
Burgess	Grau	McDermott	Sheridan
Casey	Grell	McFarlane	Smith
Craven	Hanson of Lyon	McLean	Snyder
Cunningham	Hanson of Winnebago	Malone	Sours
Davis	Hartman	Millhone	Speidel
Dole	Hopp	Mitchell	Stewart
Donlon	Hultman	Moore of Benton	Swift of Dubuque
Doran	Jenkins	Moore of Harrison	Treimer
Durant	Koch	Osborn	Weed
Elliott	Laughlin	Peet	Wenig
Fabritz	Lichty	Reed	Willis
Frizzell	Lookingbill	Rice	Wolf
Fuelling			Yager

Absent or not voting, 22.

Beswick	Hough	Peaco	Stiger
Bouska	Mercer	Porter	Stimpson
Bowers	Metcalf	Rawlings	Swift of Jackson
Brady	Ostby	Ryder	Teter
Ditto	Paisley	Schroeder	Thiessen
Gissel			Mr. Speaker

Amendment lost.

Laughlin of Fremont moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 34.

Bouska	Falvey	McCarthy	Peet
Bruce	Gallagher	McCreery	Reed
Burgess	Hanson of Winnebago	McFarlane	Sheridan
Cunningham	Hartman	Millhone	Sours
Davis	Hook	Mitchell	Swift of Jackson
Ditto	Koch	Moore of Harrison	Treimer
Dole	Laughlin	Mooty	Wiese
Elliott	Lichty	Peaco	Willis
Fabritz			Wolf

Digitized by Google

The nays were, 60.

Aldrich	Felter	Johnson	Smith
Alesch	Frizzell	Lookingbill	Snyder
Augustine	Fuelling	McDermott	Speidel
Beath	Fuester	McKinnon	Stansell
Bonnstetter	Garner	McLean	Stanzel
Bowers	Gissel	Malone	Stewart
Casey	Gittinger	Maniece	Stimpson
Craven	Goode	Moore of Benton	Strachan
Crouch	Grell	Osborn	Swift of Dubuque
Dean	Hanson of Lyon	Ostby	Thies
Donlon	Hopp	Paisley	Weed
Doran	Hough	Porter	Yager
Dreessen	Hultman	Rice	Zipse
Durant	Humeston	Roe	Zylstra
Ellsworth	Jensen	Schmitz	Mr. Speaker

Absent or not voting, 14.

Beswick	Jenkins	Ryder	Teter
Brady	Mercer	Schroeder	Thiessen
Foster	Metcalf	Stiger	Wenig
Grau	Rawlings		

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

Fuester of Ida moved that the vote by which Senate File No. 291 failed to pass the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Senate File No. 344, a bill for an act to amend the law as it appears in section eighty-seven hundred forty-one (8741) of the Code 1931, relating to the depositing of securities with the commissioner of insurance, the exchange of securities and the amount at which the same may be held by the department of insurance, was taken up for consideration.

Cunningham of Polk moved to amend section one, line eight following the word "securities" by inserting the words "and real estate"; also, by inserting following the word "securities" in section one, line 17, the words "and real estate"; also, by inserting following the words "securities" in section one, line 14, the words "and real estate". Amendments adopted.

Gallagher of Iowa moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 74.

Aldrich	Frizzell	Lookingbill	Schroeder
Alesch	Fuelling	McCarthy	Sheridan
Bonnstetter	Gallagher	McDermott	Snyder
Bouska	Gissel	McFarlane	Sours
Bowers	Gittinger	McKinnon	Speidel
Brady	Goode	McLean	Stanzel
Bruce	Grau	Malone	Stewart
Burgess	Grell	Mitchell	Stiger
Casey	Hanson of Lyon	Moore of Benton	Stimpson
Craven	Hanson of Winnebago	Mooty	Swift of Dubuque
Cunningham	Hartman	Osborn	Swift of Jackson
Ditto	Hopp	Ostby	Thiessen
Dole	Hultman	Paisley	Treimer
Donlon	Jenkins	Peaco	Weed
Dreessen	Jensen	Peet	Wenig
Durant	Johnson	Porter	Wiese
Elliott	Koch	Reed	Willis
Falvey	Lichty	Roe	Mr. Speaker
Felter		Schmitz	

The nays were, 10.

Beath	Ellsworth	Humeston	Zipse
Crouch	Fabritz	Smith	Zylstra
Davis	Foster		

Absent or not voting, 24.

Augustine	Hough	Millhone	Stansell
Beswick	Laughlin	Moore of Harrison	Strachan
Dean	McCreery	Rawlings	Teter
Doran	Maniece	Rice	Thies
Fuester	Mercer	Ryder	Wolf
Garner	Metcalf		Yager
Hook			

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

Cunningham of Polk moved that the vote by which Senate File No. 344 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

MOTION TO RECONSIDER LOST

Elliott of Polk moved to take from the table the motion to reconsider the vote by which Senate File No. 122 failed to pass the House.

On the question "Shall the motion to reconsider the vote by which Senate File No. 122 failed to pass the House be taken from the table?" a roll call was demanded.

The ayes were, 49.

Aldrich	Brady	Casey	Dean
Augustine	Bruce	Craven	Ditto
Bonnstetter	Burgess	Cunningham	Dole

Digitized by Google

Durant	Koch	Moore of Benton	Snyder
Elliott	Laughlin	Moore of Harrison	Stewart
Ellsworth	Lichty	Osborn	Stiger
Fuelling	Lookingbill	Ostby	Wenig
Gallagher	McCarthy	Peet	Wiese
Garner	McDermott	Reed	Willis
Gissel	McFarlane	Roe	Wolf
Gittinger	Malone	Schroeder	Zylstra
Hultman	Millhone	Sheridan	
Jenkins	Mitchell		

The nays were, 44.

Alesch	Goode	Johnson	Stanzel
Beath	Grell	McKinnon	Stimpson
Bouska	Hanson of Lyon	McLean	Swift of Dubuque
Bowers	Hanson of Winnebago	Maniece	Swift of Jackson
Crouch	Hartman	Paisley	Thies
Davis	Hook	Porter	Thiessen
Donlon	Hopp	Rice	Treimer
Dreessen	Hough	Schmitz	Weed
Felter	Humeston	Smith	Yager
Foster	Jensen	Sours	Zipse
Frizzell		Speidel	Mr. Speaker
Fuester			

Absent or not voting, 15.

Beswick	Grau	Mooty	Stansell
Doran	McCreery	Peaco	Strachan
Fabritz	Mercer	Rawlings	Teter
Falvey	Metcalf	Ryder	

Motion failed.

HOUSE FILE NO. 571 RECONSIDERED

Reed of Mahaska called up the motion filed by him to reconsider the vote by which House File No. 571 failed to pass the House.

On the question "Shall the vote by which House File No. 571 failed to pass the House be reconsidered?"

The ayes were, 87.

Aldrich	Dreessen	Hanson of Lyon	McFarlane
Alesch	Durant	Hanson of Winnebago	McKinnon
Augustine	Elliott	Hartman	McLean
Beath	Ellsworth	Hook	Malone
Bonnstetter	Fabritz	Hopp	Maniece
Bouska	Falvey	Hough	Millhone
Bowers	Foster	Hultman	Mitchell
Bruce	Frizzell	Humeston	Moore of Benton
Burgess	Fuelling	Jenkins	Moore of Harrison
Casey	Fuester	Jensen	Mooty
Crouch	Gallagher	Johnson	Osborn
Cunningham	Garner	Koch	Peaco
Davis	Gissel	Laughlin	Peet
Dean	Gittinger	Lichty	Reed
Ditto	Goode	Lookingbill	Rice
Dole	Grau	McCarthy	Roe
Donlon	Grell		

Digitized by Google

Schmitz	Stimpson	Treimer	Wolf
Schroeder	Swift of Dubuque	Weed	Yager
Snyder	Swift of Jackson	Wenig	Zipse
Speidel	Thies	Wiese	Zylstra
Stanzel	Thiessen	Willis	Mr. Speaker
Stewart			

The nays were, 1.

Ostby

Absent or not voting, 20.

Beswick	McCreery	Porter	Sours
Brady	McDermott	Rawlings	Stansell
Craven	Mercer	Ryder	Stiger
Doran	Metcalf	Sheridan	Strachan
Felter	Paisley	Smith	Teter

Motion prevailed.

Reed of Mahaska moved to reconsider the vote by which House File No. 571 passed to its third reading. Motion prevailed.

CONSIDERATION OF BILLS

House File No. 571, a bill for an act to make an appropriation to the Albert Dickenson Company, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 90.

Aldrich	Foster	Koch	Roe
Alesch	Frizzell	Laughlin	Schmitz
Augustine	Fuelling	Lichty	Schroeder
Beath	Fuester	Lookingbill	Smith
Bonnstetter	Gallagher	McCarthy	Snyder
Bouska	Garner	McCreery	Sours
Bowers	Gissel	McFarlane	Speidel
Burgess	Gittinger	McLean	Stanzel
Casey	Goode	Malone	Stewart
Craven	Grau	Maniece	Stimpson
Crouch	Grell	Millhone	Swift of Dubuque
Cunningham	Hanson of Lyon	Mitchell	Swift of Jackson
Davis	Hanson of Winnebago	Moore of Benton	Thies
Dean		Moore of Harrison	Thiessen
Ditto	Hartman	Mooty	Treimer
Dole	Hook	Osborn	Weed
Donlon	Hopp	Paisley	Wenig
Dreessen	Hough	Peaco	Wiese
Durant	Hultman	Peet	Willis
Elliott	Humeston	Porter	Wolf
Ellsworth	Jenkins	Reed	Yager
Fabritz	Jensen	Rice	Zipse
Falvey	Johnson		Zylstra

Digitized by Google

The nays were, 1.

Ostby

Absent or not voting, 17.

Beswick	McDermott	Rawlings	Stiger
Brady	McKinnon	Ryder	Strachan
Bruce	Mercer	Sheridan	Teter
Doran	Metcalf	Stansell	Mr. Speaker
Felter			

So the bill having received a constitutional two thirds majority was declared to have passed the House and the title was agreed to.

Senate File No. 189, a bill for an act to amend section seventy-four hundred twenty-d one (7420-d1), Code, 1931, relating to deposits of clerks and bailiffs of municipal courts, was taken up for consideration.

Peaco of Clinton moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 89.

Aldrich	Falvey	Lookingbill	Schmitz
Alesch	Frizzell	McCarthy	Schroeder
Augustine	Fuelling	McCreery	Sheridan
Beath	Fuester	McDermott	Smith
Bonnstetter	Gissel	McFarlane	Snyder
Bouska	Gittinger	McLean	Speidel
Bowers	Goode	Malone	Stanzel
Brady	Grau	Maniece	Stewart
Bruce	Grell	Millhone	Stimpson
Burgess	Hanson of Lyon	Mitchell	Swift of Dubuque
Casey	Hanson of Winnebago	Moore of Benton	Swift of Jackson
Craven	Hartman	Moore of Harrison	Thiessen
Crouch	Hook	Mooty	Treimer
Cunningham	Hopp	Osborn	Weed
Davis	Hough	Ostby	Wenig
Ditto	Hultman	Paisley	Wiese
Dole	Humeston	Peaco	Willis
Donlon	Jenkins	Peet	Wolf
Dreessen	Jensen	Porter	Yager
Durant	Johnson	Reed	Zipse
Elliott	Koch	Rice	Zylstra
Ellsworth	Laughlin	Roe	Mr. Speaker
Fabritz			

The nays were, 1.

Foster

Absent or not voting, 18.

Beswick	Garner	Rawlings	Stiger
Dean	Lichty	Ryder	Strachan
Doran	McKinnon	Sours	Teter
Felter	Mercer	Stansell	Thies
Gallagher	Metcalf		

Digitized by Google

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

Senate File No. 242, a bill for an act to amend section fifty-three hundred fifty-five (5355) of the Code, 1931, relating to the appointment of trustees of county public hospitals, was taken up for consideration.

Jensen of Audubon moved the previous question. Motion prevailed.

Durant of Hancock moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 51.

Augustine	Hanson of Winnebago	Mercer	Schmitz
Bonnstetter	Hopp	Millhone	Schroeder
Bouska	Hultman	Mitchell	Sheridan
Brady	Humeston	Moore of Benton	Snyder
Casey	Koch	Moore of Harrison	Sours
Cunningham	Laughlin	Mooty	Stiger
Dean	Lichty	Osborn	Swift of Dubuque
Durant	Lookingbill	Ostby	Swift of Jackson
Elliott	McCarthy	Paisley	Thiessen
Ellsworth	McDermott	Peaco	Treimer
Fabritz	McFarlane	Peet	Wenig
Gallagher	Malone	Roe	Wiese
Gissel			Willis
Hanson of Lyon			

The nays were, 49.

Aldrich	Felter	Hough	Speidel
Beath	Foster	Jenkins	Stanzel
Bowers	Frizzell	Jensen	Stewart
Bruce	Fuelling	Johnson	Stimpson
Burgess	Fuester	McCreery	Strachan
Craven	Garner	McKinnon	Thies
Crouch	Gittinger	McLean	Weed
Davis	Goode	Maniece	Wolf
Ditto	Grau	Porter	Yager
Dole	Grell	Reed	Zipse
Donlon	Hartman	Rice	Zylstra
Doran	Hook	Smith	Mr. Speaker
Falvey			

Absent or not voting, 8.

Alesch	Dreessen	Rawlings	Stansell
Beswick	Metcalf	Ryder	Teter

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

Digitized by Google

McKinnon of Henry moved that the vote by which Senate File No. 242 failed to pass the House be reconsidered and the motion to reconsider be laid on the table. Motion lost.

House File No. 583, a bill for an act to amend section fifteen hundred fifty-two (1552), Code, 1931, by defining cigarettes, was taken up for consideration.

Reed of Mahaska moved to amend House File No. 583 as follows:

Strike out all of lines five (5) to eleven (11), inclusive, of Section One (1) of the bill, and insert in lieu thereof the following:

"Cigarettes, within the meaning of this chapter, shall include all rolls of tobacco, or any substitute therefor, wrapped in paper or any substance other than natural tobacco leaf, and which in size, shape and contents are made substantially similar to cigarettes."

Amendment adopted.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 85.

Aldrich	Frizzell	McCarthy	Roe
Beath	Fuelling	McCreery	Schroeder
Bonnstetter	Fuester	McDermott	Sheridan
Bouska	Gallagher	McFarlane	Smith
Bowers	Garner	McKinnon	Snyder
Bruce	Goode	McLean	Sours
Burgess	Grau	Malone	Speidel
Casey	Grell	Maniece	Stanzel
Craven	Hanson of Lyon	Mercer	Stewart
Crouch	Hanson of Winnebago	Mitchell	Stiger
Cunningham	Hartman	Moore of Benton	Stimpson
Dean	Hook	Moore of Harrison	Strachan
Ditto	Hopp	Mooty	Thies
Dole	Hough	Osborn	Thiessen
Donlon	Humeston	Ostby	Treimer
Dresseen	Jenkins	Paisley	Weed
Durant	Jensen	Peaco	Willis
Elliott	Johnson	Peet	Wolf
Ellsworth	Koch	Porter	Yager
Fabritz	Lichty	Reed	Zylstra
Falvey	Lookingbill	Rice	Mr. Speaker
Felter			

The nays were, 7.

Brady	Schmitz	Swift of Jackson	Zipse
Foster	Swift of Dubuque	Wiese	

Digitized by Google

Absent or not voting, 16.

Alesch	Doran	Laughlin	Ryder
Augustine	Gissel	Metcalf	Stansell
Beswick	Gittinger	Millhone	Teter
Davis	Hultman	Rawlings	Wenig

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

MOTION TO RECONSIDER SENATE FILE NO. 242

MR. SPEAKER: We move to reconsider the vote by which Senate File No. 242 failed to pass the House.

O. J. DITTO
J. E. CRAVEN

On motion of Speidel of Washington the House adjourned until 9:00 a. m. Friday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 7, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend C. E. Lookingbill, Pastor of the Methodist Episcopal Church, Nevada, Iowa.

Journal of April 6 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Elliott of Polk for the day, on request of Wenig of Clay.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Opposing special chain store tax. Garner, from citizens of Butler county; Mooty, from citizens of Grundy county. Ways and means.

Opposing Senate File No. 449. Cunningham, from citizens of Polk county; McCarthy, from citizens of Woodbury county; Wiese, from citizens of Scott county. Public health.

Favoring House File No. 512. Peaco and Thiessen, from citizens of Clinton county. Motor vehicles and transportation.

Opposing Senate Substitute for Senate File No. 131. Cunningham, from citizens of Polk county. Schools and textbooks.

Opposing license fees for farmers selling home-grown products. Grell and Wiese, from citizens of Scott county. Ways and means.

Favoring release of public funds in closed banks. McCarthy, from school boards and taxpayers of consolidated school districts in Woodbury county. Banks and banking.

Digitized by Google

Favoring prohibition. Cunningham, from citizens of Polk county. Police regulation, suppression of crime and intemperance.

Favoring reduction of telephone rates. Grell and Wiese, from citizens of Scott county. Telephone, telegraph and express.

SIFTING COMMITTEE EXCUSED

Rawlings of Monona moved that the sifting committee be excused temporarily. Motion prevailed.

ADDRESS BY JUDGE JAMES WILLET

Wenig of Clay moved that Judge James Willet, Tama, Iowa, former National Commander in Chief of the G. A. R., be invited to address the House and to be escorted to the Speaker's chair by Oley Nelson, Sergeant-at-Arms.

Motion prevailed and Judge Willet addressed the House.

Hough of Fayette offered the following resolution and asked unanimous consent for its immediate consideration:

HOUSE RESOLUTION NO. 33

Whereas, the Honorable William Larrabee, Jr., who was a member of the House of Representatives from Fayette County, in the Twenty-ninth, Thirty-third and Thirty-fourth General Assemblies, passed away on Saturday, April 2nd, 1933, therefore,

Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That a committee of three be appointed to draft suitable resolutions to be presented to the House in commemoration of his life and services.

Unanimous consent having been granted for the immediate consideration of the resolution, Mr. Hough moved its adoption. Motion prevailed and the Speaker appointed as members of such committee Hough of Fayette, Roe of Allamakee and Fuelling of Clayton.

INTRODUCTION OF BILLS

House File No. 585, by sifting committee, a bill for an act relating to the payment of persons who act as judges under certificates of election where a contest with respect to the validity of such certificate or election may be pending and validating any and all acts of such judges during the period they so act.

Read first and second times and placed on the calendar.

House File No. 586, by sifting committee, a bill for an act to repeal sections five thousand twenty-seven-d-one (5027-d1) and five thousand twenty-seven-d two (5027-d2), Code, 1931, relating to driving motor vehicles after conviction of driving while intox-

Digitized by Google

icated and to amend sections forty-nine hundred ten (4910), forty-nine hundred twenty (4920), forty-nine hundred sixty-d one (4960-d1), forty-nine hundred sixty-d twenty five (4960-d25), five thousand (5000), five thousand ten (5010), and five thousand twenty-seven (5027), Code, 1931, relating to motor vehicle license fees and operator's and chauffeur's license fees and the duties of the Motor Vehicle Department and the funds available for its support.

Read first and second times and placed on the calendar.

House File No. 587, by sifting committee, a bill for an act to amend sections nineteen hundred and twenty-three (1923), twenty-hundred seventy-two (2072), twenty-one hundred thirty (2130), and twenty-one hundred thirty-six (2136) of the Code of Iowa, 1931, all relating to intoxicating liquors; to provide revenue by taxation of and from permits to sell certain non-intoxicating liquors and to issue permits for and regulate the manufacture and sale thereof.

Read first and second times and placed on the calendar.

House Joint Resolution No. 8 by Special Committee, a Joint Resolution authorizing the committee appointed under House Resolution No. 21 to continue its investigation and making an appropriation therefor.

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

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your Sifting Committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

S. F. No. 348
S. F. No. 333
S. F. No. 267
S. F. No. 363
S. F. No. 367
S. F. No. 396
S. F. No. 483
S. F. No. 224
Com. Bill No. 585
Com. Bill No. 586

ED. RAWLINGS, *Chairman.*

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate insists on its Amendments to House File No. 128, a bill for an act to provide liens in favor of hospitals, physicians, surgeons, osteopaths or

Digitized by Google

chiropractors upon judgments or claims for damages arising out of personal injuries.

The President of the Senate has named the following Senators to serve on a Conference Committee, to act on the part of the Senate: Senators Moore, Knudson, Anderson and Calhoun.

Also, that the Senate has concurred in the House Amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 473, a bill for an act extending the time to pay, without penalty, the first installment of all taxes payable in 1933, and to provide for interest on said installment in case it remains unpaid at the end of the time specified.

Also, that the Senate has concurred in the House Amendment to the following bill in which the concurrence of the Senate was asked:

Senate File No. 278, a bill for an act to make an appropriation for miscellaneous expenses of the general assembly.

Also, that the Senate has concurred in the House Amendment to the following bill in which the concurrence of the Senate was asked:

Senate File No. 360, a bill for an act to amend section seventy-one hundred eighty-eight (7188), Code, 1931, relating to the collection of taxes.

BYRON G. ALLEN, *Secretary.*

CONFERENCE COMMITTEE APPOINTED

As members of the conference committee to act on House File No. 128, the Speaker appointed Johnson of Linn, Craven of Jasper, Fabritz of Wapello and Swift of Jackson.

CONSIDERATION OF BILLS

Senate File No. 348, a bill for an act requiring assigned or transferred mortgages to be reported to County Auditor within certain time limit and providing penalty, was taken up for consideration.

Johnson of Linn moved to amend the bill by striking section four.

Dole of Jefferson moved to amend the amendment by striking from section four, line two, beginning with the word "which" and all thereafter in section four. Amendment to amendment lost.

Teter of Marion moved to amend the amendment by striking from section four, line five beginning with the word "located" and all thereafter. Amendment to amendment lost.

On the question "Shall the amendment be adopted?" a roll call was demanded.

Digitized by Google

The ayes were, 59.

Aldrich	Felter	Johnson	Snyder
Alesch	Frizzell	Koch	Speidel
Augustine	Fuelling	Lichty	Stansell
Bonnstetter	Fuester	Lookingbill	Stimpson
Bowers	Gallagher	McFarlane	Swift of Dubuque
Bruce	Gissel	Maniece	Swift of Jackson
Burgess	Gittinger	Moore of Benton	Thies
Casey	Goode	Mooty	Treimer
Craven	Grell	Paisley	Wiese
Davis	Hanson of Lyon	Peaco	Willis
Ditto	Hopp	Peet	Wolf
Dreessen	Hough	Schroeder	Yager
Ellsworth	Hultman	Sheridan	Zipse
Fabritz	Humeston	Smith	Mr. Speaker
Falvey	Jensen		

The nays were, 32.

Beath	Grau	Metcalf	Sours
Beswick	Hanson of Winnebago	Millhone	Stewart
Bouska	Hartman	Mitchell	Strachan
Crouch	Hook	Osborn	Teter
Cunningham	Jenkins	Ostby	Thiessen
Dean	McCarthy	Porter	Weed
Dole	McLean	Rice	Wenig
Donlon	Malone	Roe	Zylstra
Foster			

Absent or not voting, 17.

Brady	Laughlin	Moore of Harrison	Ryder
Doran	McCreery	Rawlings	Schmitz
Durant	McDermott	Reed	Stanzel
Elliott	McKinnon		Stiger
Garner	Mercer		

Amendment adopted.

Johnson of Linn moved to amend Senate File No. 348 by striking section five.

Peaco of Clinton moved that the bill be laid on the table.

On the question "Shall Senate File No. 348 be laid on the table?" a roll call was demanded.

The ayes were, 26.

Augustine	Hartman	Moore of Benton	Stimpson
Burgess	Hopp	Paisley	Swift of Jackson
Falvey	Jensen	Peaco	Thiessen
Foster	Johnson	Peet	Willis
Fuelling	Lichty	Stansell	Wolf
Gittinger	McFarlane	Stanzel	Yager
Goode	Metcalf		

The nays were, 67.

Aldrich	Bonnstetter	Casey	Davis
Alesch	Bouska	Craven	Dean
Beath	Bowers	Crouch	Ditto
Beswick	Bruce	Cunningham	Dole

Digitized by Google

Donlon	Hanson of Winnebago	Maniece	Sours
Dreessen	Hook	Millhone	Speidel
Durant	Hough	Mitchell	Stewart
Ellsworth	Hultman	Mooty	Strachan
Fabritz	Humeston	Osborn	Swift of Dubuque
Felter	Jenkins	Ostby	Teter
Frizzell	Koch	Porter	Thies
Fuester	Lookingbill	Rice	Treimer
Gallagher	McCarthy	Roe	Weed
Gissel	McDermott	Schroeder	Wenig
Grau	McLean	Sheridan	Wiese
Grell	Malone	Smith	Zipse
Hanson of Lyon		Snyder	Zylstra

Absent or not voting, 15.

Brady	Laughlin	Moore of Harrison	Ryder
Doran	McCreery	Rawlings	Schmitz
Elliott	McKinnon	Reed	Stiger
Garner	Mercer		Mr. Speaker

Motion to lay on the table was lost.

Amendment (by Johnson) adopted.

Hanson of Winnebago moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 87.

Aldrich	Frizzell	McKinnon	Snyder
Alesch	Fuester	McLean	Sours
Augustine	Gallagher	Malone	Speidel
Beath	Gissel	Maniece	Stanzel
Beswick	Grau	Metcalf	Stewart
Bonnstetter	Grell	Millhone	Stimpson
Bouska	Hanson of Lyon	Mitchell	Strachan
Bowers	Hanson of Winnebago	Moore of Benton	Swift of Dubuque
Bruce	Hook	Moore of Harrison	Swift of Jackson
Burgess	Hopp	Mooty	Teter
Casey	Hough	Osborn	Thies
Craven	Hultman	Ostby	Thiessen
Crouch	Humeston	Peet	Treimer
Cunningham	Jenkins	Porter	Weed
Davis	Jensen	Rawlings	Wenig
Dean	Koch	Reed	Wiese
Dole	Lichty	Rice	Willis
Donlon	Lookingbill	Roe	Wolf
Doran	McCarthy	Schmitz	Yager
Dreessen	McDermott	Schroeder	Zipse
Fabritz	McFarlane	Smith	Zylstra
Felter			Mr. Speaker
Foster			

The nays were, 12.

Ellsworth	Gittinger	Johnson	Peaco
Falvey	Goode	Laughlin	Sheridan
Fuelling	Hartman	Paisley	Stansell

Digitized by Google

Absent or not voting, 9.

Brady	Elliott	McCreery	Ryder
Ditto	Garner	Mercer	Stiger
Durant			

So the bill having received a constitutional majority was declared to have passed the House.

Hanson of Winnebago asked and obtained unanimous consent to have the Chief Clerk amend the title as follows:

Amend the title by striking the last three words as follows: "and providing penalty".

Title as amended was agreed to.

Hanson of Winnebago moved that the vote by which Senate File No. 348 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

MOTION TO WITHDRAW HOUSE FILE NO. 261 FROM SIFTING COMMITTEE LOST

Dreessen of Crawford moved that House File No. 261 be withdrawn from the sifting committee and placed on the calendar.

Grau of Buena Vista moved the previous question. Motion prevailed.

On the question "Shall House File No. 261 be withdrawn from the sifting committee?" a roll call was demanded.

The ayes were, 17.

Augustine	Fuester	McKinnon	Teter
Beswick	Grell	Rice	Weed
Craven	Jensen	Schroeder	Wiese
Dreessen	Johnson	Stanzel	Zipse
Fabritz			

The nays were, 75.

Beath	Falvey	Hopp	Millhone
Bonnstetter	Felter	Hough	Mitchell
Bouska	Foster	Hultman	Moore of Benton
Bowers	Frizzell	Humeston	Moore of Harrison
Brady	Fuelling	Jenkins	
Bruce	Gallagher	Koch	Osborn
Burgess	Garner	Lichty	Peaco
Casey	Gissel	Lookingbill	Peet
Crouch	Gittinger	McCarthy	Porter
Cunningham	Goode	McCreery	Reed
Dean	Grau	McDermott	Roe
Ditto	Hanson of Lyon	McFarlane	Schmitz
Dole	Hanson of Winnebago	McLean	Sheridan
Doran		Malone	Smith
Durant	Hartman	Maniece	Sours
Ellsworth	Hook	Mercer	Stansell

Digitized by Google

Stewart	Swift of Jackson	Wenig	Yager
Stimpson	Thies	Willis	Zylstra
Strachan	Treimer	Wolf	Mr. Speaker
Swift of Dubuque			

Absent or not voting, 16.

Aldrich	Elliott	Ostby	Snyder
Alesch	Laughlin	Paisley	Speidel
Davis	Metcalf	Rawlings	Stiger
Donlon	Mooty	Ryder	Thiessen

Motion lost.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, Senate Files Nos. 481, 98, 176, 130, 311 and 320.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: Senate Files Nos. 481, 98, 176, 130, 311 and 320.

HOUSE FILES WITHDRAWN

Hanson of Winnebago asked and obtained unanimous consent to withdraw House File No. 463 from the further consideration of the House.

CONSIDERATION OF BILLS

Senate File No. 368, a bill for an act to authorize the Burlington, Muscatine & Northwestern Railway Company, an Iowa Corporation, to construct, operate and maintain a railroad bridge across the Iowa River at or near the Village of Toolesboro, in Louisa County, Iowa, was taken up for consideration.

Metcalf of Muscatine moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 97.

Aldrich	Foster	Lookingbill	Schroeder
Alesch	Frizzell	McCreery	Sheridan
Augustine	Fuelling	McDermott	Smith
Beath	Fuester	McFarlane	Snyder
Beswick	Garner	McKinnon	Sours
Bonnstetter	Gissel	McLean	Speidel
Bouska	Gittinger	Malone	Stansell
Bowers	Goode	Maniece	Stanzel
Bruce	Grau	Mercer	Stewart
Burgess	Grell	Metcalf	Stimpson
Casey	Hanson of Lyon	Millhone	Strachan
Craven	Hanson of Winnebago	Mitchell	Swift of Dubuque
Crouch	Hartman	Moore of Benton	Swift of Jackson
Cunningham	Hook	Moore of Harrison	Teter
Davis	Hopp	Mooty	Thies
Dean	Hough	Osborn	Thiessen
Ditto	Hultman	Ostby	Treimer
Dole	Humeston	Paisley	Weed
Donlon	Jensen	Peaco	Wenig
Doran	Jenkins	Peet	Wiese
Dreessen	Johnson	Porter	Willis
Durant	Koch	Reed	Wolf
Ellsworth	Laughlin	Roe	Zylstra
Fabritz	Lichty	Schmitz	Mr. Speaker
Falvey			

The nays were, none.

Absent or not voting, 11.

Brady	Gallagher	Rice	Yager
Elliott	McCarthy	Ryder	Zipse
Felter	Rawlings	Stiger	

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

Metcalf of Muscatine asked and obtained unanimous consent to withdraw from the further consideration of the House, House File No. 484, the same being a companion bill to Senate File No. 368, already passed by the House.

Senate File No. 178, a bill for an act to amend the law as the same appears in Section 1479, 1480 and 1481, Chapter 72 of the Code, relating to Workmen's Compensation, was taken up for consideration.

Goode of Davis moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 70.

Aldrich	Beswick	Bruce	Craven
Alesch	Bonnstetter	Burgess	Davis
Beath	Bowers	Casey	Dole

Digitized by Google

Donlon	Hanson of Lyon	Malone	Schroeder
Doran	Hanson of Winnebago	Maniece	Sheridan
Dreessen	Hartman	Metcalf	Smith
Durant	Hook	Moore of Benton	Snyder
Ellsworth	Hopp	Mooty	Speidel
Fabritz	Hough	Osborn	Stansell
Falvey	Humeston	Ostby	Stanzel
Felter	Jensen	Paisley	Stimpson
Fuelling	Lichty	Peaco	Strachan
Fuester	Lookingbill	Peet	Thies
Gallagher	McCreery	Porter	Thiessen
Garner	McDermott	Rawlings	Treimer
Gissel	McFarlane	Reed	Wiese
Goode	McKinnon	Roe	Mr. Speaker
Grell		Schmitz	

The nays were, 20.

Bouska	Jenkins	Moore of Harrison	Swift of Jackson
Crouch	Johnson	Sours	Weed
Foster	Koch	Stewart	Willis
Frizzell	McLean	Swift of Dubuque	Wolf
Grau	Millhone		Zipse
			Zylstra

Absent or not voting, 18.

Augustine	Elliott	Mercer	Stiger
Brady	Gittinger	Mitchell	Teter
Cunningham	Hultman	Rice	Wenig
Dean	Laughlin	Ryder	Yager
Ditto	McCarthy		

So the bill having received a constitutional majority was declared to have passed the House.

Goode of Davis asked and obtained unanimous consent to have the Chief Clerk correct the title as follows:

Amend the title, line two (2), by inserting after the comma "," following the word "Code" the following: "1931,".

The title as amended was agreed to.

Senate File No. 179, a bill for an act to amend the law as the same appears in line fifteen (15), Section 1479, of the Code, relating to Workmen's Compensation, was taken up for consideration.

Goode of Davis moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 77.

Aldrich	Bowers	Davis	Durant
Alesch	Bruce	Dole	Ellsworth
Beath	Burgess	Donlon	Fabritz
Beswick	Casey	Doran	Falvey
Bonnstetter	Cunningham	Dreessen	Felter

Digitized by Google

Foster	Humeston	Moore of Benton	Stanzel
Frizzell	Jenkins	Moore of	Stewart
Fuelling	Jensen	Harrison	Stimpson
Fuester	Johnson	Mooty	Strachan
Gallagher	Koch	Osborn	Swift of Dubuque
Gissel	Lichty	Peet	Teter
Gittinger	Lookingbill	Porter	Thiessen
Goode	McCreery	Reed	Treimer
Hanson of Lyon	McFarlane	Roe	Weed
Hanson of	McKinnon	Schmitz	Wiese
Winnebago	McLean	Schroeder	Willis
Hartman	Malone	Smith	Zipse
Hook	Maniece	Snyder	Zylstra
Hopp	Mercer	Speidel	Mr. Speaker.
Hough	Metcalf	Stansell	

The nays were, none.

Absent or not voting, 31.

Augustine	Garner	Mitchell	Sours
Bouska	Grau	Ostby	Stiger
Brady	Grell	Paisley	Swift of Jackson
Craven	Hultman	Peaco	Thies
Crouch	Laughlin	Rawlings	Wenig
Dean	McCarthy	Rice	Wolf
Ditto	McDermott	Ryder	Yager
Elliott	Millhone	Sheridan	

So the bill having received a constitutional majority was declared to have passed the House.

Goode of Davis asked and obtained unanimous consent to have the Chief Clerk correct the title as follows:

Amend the title, line two (2), by inserting after the comma "," following the word "Code" the following: "1931,".

The title as amended was agreed to.

House File No. 366, a bill for an act to amend section ten thousand two hundred ninety-six (10296), code, 1931, relating to limitation on action, and to prevent tolling of the statute by certain contingencies, was taken up for consideration.

Cunningham of Polk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 88.

Aldrich	Bowers	Davis	Durant
Alesch	Burgess	Dean	Ellsworth
Beath	Casey	Dole	Felter
Beswick	Craven	Donlon	Frizzell
Bonnstetter	Crouch	Doran	Fuelling
Bouska	Cunningham	Dreessen	Fuester

Digitized by Google

Gallagher	Johnson	Mooty	Stanzel
Garner	Koch	Osborn	Stewart
Gissel	Lichty	Peaco	Stimpson
Gittinger	Lookingbill	Peet	Strachan
Goode	McCarthy	Porter	Swift of Dubuque
Grau	McCreery	Rawlings	Teter
Grell	McDermott	Reed	Thiessen
Hanson of Lyon	McLean	Rice	Treimer
Hanson of Winnebago	Malone	Roe	Weed
Hartman	Maniece	Schmitz	Wenig
Hook	Mercer	Schroeder	Wiese
Hopp	Metcalf	Smith	Willis
Hough	Millhone	Snyder	Wolf
Humeston	Mitchell	Sours	Zipse
Jenkins	Moore of Benton	Speidel	Zylstra
Jensen	Moore of Harrison	Stansell	Mr. Speaker

The nays were, 1.

Falvey

Absent or not voting, 19.

Augustine	Fabritz	McKinnon	Stiger
Brady	Foster	Ostby	Swift of Jackson
Bruce	Hultman	Paisley	Thies
Ditto	Laughlin	Ryder	Yager
Elliott	McFarlane	Sheridan	

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

Senate File No. 367, a bill for an act authorizing the governing board of any Drainage or Levee District which holds Certificates of Purchase at tax sale of lands within Drainage or Levee Districts, to make application on behalf of the District for the appointment of a Receiver for such land; to provide for the appointment of such Receiver; to prescribe a procedure therefor, and distribution of the proceeds, was taken up for consideration.

Jenkins of Louisa moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 90.

Aldrich	Crouch	Falvey	Goode
Alesch	Cunningham	Felter	Grau
Beath	Davis	Foster	Grell
Beswick	Dean	Frizzell	Hanson of Lyon
Bonnstetter	Dole	Fuelling	Hanson of Winnebago
Bouska	Donlon	Fuester	Hartman
Bowers	Doran	Gallagher	Hook
Bruce	Dreessen	Garner	Hopp
Casey	Durant	Gissel	Hultman
Craven	Fabritz	Gittinger	

Digitized by Google

Humeston	Mercer	Schmitz	Swift of Jackson
Jenkins	Metcalf	Schroeder	Thies
Jensen	Mitchell	Sheridan	Thiessen
Johnson	Moore of Benton	Smith	Treimer
Koch	Mooty	Snyder	Weed
Laughlin	Osborn	Sours	Wenig
Lookingbill	Paisley	Speidel	Wiese
McCarthy	Peaco	Stansell	Willis
McCreery	Peet	Stanzel	Wolf
McFarlane	Porter	Stewart	Zipse
McKinnon	Rawlings	Stimpson	Zylstra
McLean	Reed	Strachan	Mr. Speaker
Malone	Roe	Swift of Dubuque	

The nays were, none.

Absent or not voting, 18.

Augustine	Ellsworth	Millhone	Ryder
Brady	Hough	Moore of	Stiger
Burgess	Lichty	Harrison	Teter
Ditto	McDermott	Ostby	Yager
Elliott	Maniece	Rice	

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

On motion of Bonnstetter of Kossuth, the House recessed until 1:45 p. m.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Sours of Floyd for the day, on request of Dean of Cerro Gordo.

CALL OF THE HOUSE

The following call of the House was filed:

MR. SPEAKER: We, the undersigned, hereby request a call of the House for the consideration of Senate File No. 483.

C. L. RICE
J. W. DOLE
L. H. WIESE
D. R. MCCREERY
F. D. AUGUSTINE

The roll call disclosed that all members were present except Elliott of Polk, Ryder of Dubuque and Sours of Floyd who had been previously excused.

CONSIDERATION OF BILLS

Senate File No. 483, a bill for an act to provide for the reorganization of savings banks, state banks, private banks and trust

Digitized by Google

companies and in connection therewith for the issuance of trust certificates and for the setting aside of assets in an amount equal thereto; prescribing the rights of the holders of such trust certificates and authorizing the governing boards of taxing districts to accept the same; providing for the retirement of such trust certificates; and repealing conflicting laws or parts of laws, was taken up for consideration.

Garner of Butler in the chair.

Stimpson of Jones moved to amend Senate File No. 483 by striking from lines five and six, section one, the words "officers, directors, and".

McLean of Marshall moved that all visitors be requested to sit in the galleries while the Call of the House was on. Motion lost.

Stimpson of Jones asked and obtained unanimous consent to withdraw his amendment.

Doran of Boone moved to amend Senate File No. 483 by striking the period at the end of Section Two and inserting a comma "," and adding the following:

"Nor shall any bank that is now eligible to be open under Senate File No. 111, be forced to come under the provisions of this act before a period of one hundred and twenty days (120) after this act becomes a law."

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 29.

Augustine	Frizzell	Jenkins	Paisley
Beath	Gissel	Johnson	Stansell
Beswick	Gittinger	Lichty	Strachan
Cunningham	Grau	McDermott	Thies
Donlon	Hanson of Lyon	McLean	Weed
Doran	Hanson of Winnebago	Metcalf	Wenig
Durant	Hultman	Mooty	Zipse
Felter			

The nays were, 73.

Aldrich	Davis	Gallagher	McCreery
Alesch	Dean	Grell	McFarlane
Bonnstetter	Ditto	Hartman	McKinnon
Bouska	Dole	Hook	Malone
Bowers	Dreessen	Hopp	Maniece
Brady	Ellsworth	Humeston	Mercer
Bruce	Fabritz	Jensen	Millhone
Burgess	Falvey	Koch	Mitchell
Casey	Foster	Laughlin	Moore of Benton
Craven	Fuelling	Lookingbill	Moore of Harrison
Crouch	Fuester	McCarthy	

Digitized by Google

Osborn	Roe	Stewart	Treimer
Ostby	Schmitz	Stiger	Wiese
Peaco	Schroeder	Stimpson	Willis
Peet	Sheridan	Swift of Dubuque	Wolf
Porter	Smith	Swift of Jackson	Yager
Rawlings	Snyder	Teter	Zylstra
Reed	Speidel	Thiessen	Mr. Speaker
Rice	Stanzel		

Absent or not voting, 6.

Elliott	Goode	Ryder	Sours
Garner	Hough		

Amendment lost.

Gallagher of Iowa moved to amend Senate File No. 483 as follows:

1. Amend section one (1) by striking the word "Governor" in line five (5) and inserting in lieu thereof the words "Executive Council".

2. Amend section one (1) lines five (5) and six (6) by striking the words "officers, directors, and".

3. Amend section one (1) line nine (9) by striking the word "Governor" and inserting in lieu thereof the words "Executive Council".

4. Amend section one (1) line fourteen (14) by striking the word "Governor" and inserting in lieu thereof the words "Executive Council".

5. Amend section three (3) line five (5) by striking the word "Governor" and inserting in lieu thereof the words "Executive Council".

Fabritz of Wapello moved the previous question. Motion prevailed.

On the question "Shall the amendments be adopted?" a roll call was demanded.

The ayes were, 28.

Beath	Felter	Hanson of Winnebago	Metcalf
Beswick	Foster	Hultman	Mooty
Bowers	Gallagher	Jenkins	Stanzel
Bruce	Gissel	Johnson	Strachan
Burgess	Grau	Lookingbill	Thies
Cunningham	Grell	McLean	Weed
Donlon	Hanson of Lyon		Willis
Doran			

The nays were, 75.

Aldrich	Dean	Fuester	Laughlin
Alesch	Ditto	Gittinger	Lichty
Augustine	Dole	Goode	McCarthy
Bonnstetter	Dreessen	Hartman	McCreery
Bouska	Durant	Hook	McDermott
Brady	Ellsworth	Hopp	McFarlane
Casey	Fabritz	Hough	McKinnon
Craven	Falvey	Humeston	Malone
Crouch	Frizzell	Jensen	Maniece
Davis	Fuelling	Koch	Mercer

Digitized by Google

Millhone	Peet	Smith	Thiessen
Mitchell	Porter	Snyder	Treimer
Moore of Benton	Rawlings	Speidel	Wenig
Moore of Harrison	Reed	Stansell	Wiese
Osborn	Rice	Stewart	Wolf
Ostby	Roe	Stiger	Yager
Paisley	Schmitz	Stimpson	Zipse
Peaco	Schroeder	Swift of Dubuque	Zylstra
	Sheridan	Swift of Jackson	Mr. Speaker

Absent or not voting, 5.

Elliott	Ryder	Sours	Teter
Garner			

Amendments lost.

Ellsworth of Hardin moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 93.

Aldrich	Felter	McCarthy	Schroeder
Alesch	Frizzell	McCreery	Sheridan
Augustine	Fuelling	McDermott	Smith
Beswick	Fuester	McFarlane	Snyder
Bonnstetter	Gallagher	McKinnon	Speidel
Bouska	Gissel	Malone	Stansell
Bowers	Gittinger	Maniece	Stanzel
Brady	Goode	Mercer	Stewart
Burgess	Grau	Metcalf	Stiger
Casey	Grell	Millhone	Stimpson
Craven	Hanson of Lyon	Mitchell	Strachan
Crouch	Hanson of Winnebago	Moore of Benton	Swift of Dubuque
Cunningham	Hartman	Moore of Harrison	Swift of Jackson
Davis	Hook	Osborn	Teter
Dean	Hopp	Ostby	Thies
Ditto	Hough	Peaco	Thiessen
Dole	Humeston	Peet	Treimer
Donlon	Jensen	Porter	Wenig
Doran	Johnson	Rawlings	Wiese
Dreessen	Koch	Reed	Yager
Durant	Laughlin	Rice	Zipse
Ellsworth	Lichty	Roe	Zylstra
Fabritz	Lookingbill	Schmitz	Mr. Speaker
Falvey			

The nays were, 9.

Beath	Hultman	McLean	Willis
Bruce	Jenkins	Weed	Wolf
Foster			

Absent or not voting, 6.

Elliott	Mooty	Ryder	Sours
Garner	Paisley		

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

Digitized by Google

Ellsworth of Hardin moved that the vote by which Senate File No. 483 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Dean of Cerro Gordo moved that the call of the House be now raised. Motion prevailed.

Speaker Miller in the chair.

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your sifting committee begs leave to report that it has had the following bill under consideration and recommends that it be placed on the calendar:

Sifting Committee Bill No. 587. ED. RAWLINGS, *Chairman.*

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has adopted the Conference Committee Report, and the amendments proposed therein, on Senate File No. 477, a bill for an act to provide for a State Constitutional Convention to consider the ratification or rejection of amendment or amendments to the Constitution of the United States. BYRON G. ALLEN, *Secretary.*

CONFERENCE COMMITTEE REPORT

TO THE PRESIDENT OF THE SENATE:
TO THE SPEAKER OF THE HOUSE:

We, your Conference Committee appointed to consider the difference between the Senate and the House, on Senate File No. 477, a bill for an act to provide a state constitutional convention to consider the ratification or the rejection of amendment or amendments to the Constitution of the United States, beg leave to report that we have give the same our consideration and respectfully report as follows:

1. That the House amendment to the title be amended as follows: Strike the title of the original bill and substitute in lieu thereof the following: "A bill for an Act to provide for a state convention to determine whether an amendment or amendments to the Constitution of the United States, as proposed and submitted by the Congress of the United States, shall be ratified, and for the calling of a special election to elect delegates-at-large to such convention, and making appropriations therefor."

2. That Section One (1) be amended by striking from line four (4) thereof the words "or rejection". Also, by striking from line six (6) of same section the words "a constitutional", and inserting in lieu thereof the word: "such".

3. That section four (4) be amended by striking from line five (5) thereof the word "constitutional".

4. That section five (5) be amended by striking from line two (2) thereof the word "constitutional".

Digitized by Google

5. That section six (6) be amended by striking from line two (2) thereof the word "constitutional".

6. That section seven (7) be amended by striking from line eight (8) thereof the word "constitutional".

7. That section nine (9) be amended by striking from line four (4) thereof the word "constitutional".

8. That section ten (10) be amended by striking from line three (3) thereof the word "constitutional".

9. That section thirteen (13) be amended by striking from line two (2) thereof the word "constitutional".

10. That section eleven (11) be amended by striking from line five (5) thereof the word "places" and substituting in lieu thereof the word "precincts". Also amend line seventeen (17) by inserting after the word "the" the words "office of the".

11. That section twelve (12) be amended by changing the colon ":" at the end of line two (2) to a comma "," and inserting immediately below it the words: "Ballot for Voting for Delegates-at-Large to a State Convention". Also, amend lines three (3) and four (4) by inclosing in parentheses the words: "The Proposed Amendment to the Constitution of the United States". Further amend section twelve (12) by inserting between lines five (5) and six (6) the following: "Candidates for Delegates-at-Large to the State Convention". Further amend Section twelve (12) by inserting after line five (5) the following: "Instructions to Voters".

Respectfully submitted,

M. X. GESKE	CARL STIGER
H. L. IRWIN	JOHN F. BRADY
E. R. HICKLIN	O. J. DITTO
HOMER HUSH	JOHN H. SCHROEDER
On the part of the Senate.	*On the part of the House.*

McFarlane of Black Hawk moved that the consideration of the conference committee report on Senate File No. 477 be deferred until tomorrow.

On the question "Shall the action be deferred on the adoption of the conference committee report?" a roll call was demanded.

The ayes were, 35.

Beswick	Gallagher	Hultman	Mooty
Crouch	Garner	Jenkins	Porter
Cunningham	Gissel	Lichty	Snyder
Doran	Goode	Lookingbill	Stansell
Durant	Grau	McCreery	Stanzel
Ellsworth	Grell	McFarlane	Stewart
Felter	Hanson of Lyon	Metcalf	Strachan
Foster	Hanson of Winnebago	Millhone	Teter
Frizzell		Moore of Benton	Zylstra

The nays were, 58.

Aldrich	Beath	Brady	Craven
Alesch	Bonnstetter	Bruce	Davis
Augustine	Bouska	Casey	Ditto

Digitized by Google

Dole	Koch	Paisley	Swift of Jackson
Donlon	Laughlin	Peaco	Thies
Dreessen	McCarthy	Reed	Thiessen
Fabritz	McDermott	Rice	Treimer
Fuelling	McKinnon	Roe	Weed
Fuester	Malone	Schmitz	Wiese
Hartman	Maniece	Schroeder	Willis
Hook	Mitchell	Sheridan	Wolf
Hopp	Moore of Harrison	Smith	Yager
Hough	Osborn	Stiger	Zipse
Humeston	Ostby	Stimpson	Mr. Speaker
Jensen		Swift of Dubuque	

Absent or not voting, 15.

Bowers	Falvey	Mercer	Sours
Burgess	Gittinger	Peet	Speidel
Dean	Johnson	Rawlings	Wenig
Elliott	McLean	Ryder	

Motion lost.

Grau of Buena Vista moved that the House adjourn until 9:00 a. m. Saturday.

On the question "Shall the House adjourn?" a roll call was demanded.

The ayes were, 28.

Augustine	Gissel	McCreery	Roe
Beath	Goode	McDermott	Snyder
Bowers	Grau	McFarlane	Speidel
Donlon	Hanson of Lyon	McKinnon	Stanzel
Doran	Hanson of Winnebago	McLean	Strachan
Durant	Hultman	Millhone	Thies
Ellsworth		Porter	Zylstra
Foster			

The nays were, 64.

Aldrich	Fuester	Maniece	Schroeder
Alesch	Gallagher	Mercer	Sheridan
Beswick	Garner	Metcalf	Smith
Bonnstetter	Grell	Mitchell	Stewart
Bouska	Hartman	Moore of Benton	Stiger
Brady	Hook	Moore of Harrison	Stimpson
Bruce	Hopp	Mooty	Swift of Dubuque
Casey	Hough	Osborn	Swift of Jackson
Craven	Humeston	Ostby	Thiessen
Crouch	Jensen	Paisley	Treimer
Davis	Koch	Peaco	Weed
Dole	Laughlin	Rawlings	Wenig
Dreessen	Lichty	Reed	Wiese
Fabritz	Lookingbill	Rice	Willis
Falvey	McCarthy	Schmitz	Zipse
Frizzell	Malone		Mr. Speaker
Fuelling			

Digitized by Google

Absent or not voting, 16.

Burgess	Elliott	Johnson	Stansell
Cunningham	Felter	Peet	Teter
Dean	Gittinger	Ryder	Wolf
Ditto	Jenkins	Sours	Yager

Motion lost.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

Stiger of Tama asked and obtained unanimous consent to consider the report of the conference committee on Senate File No. 477 at this time.

Stiger of Tama moved that the report of the conference committee and the amendment contained therein be adopted.

Bonnstetter of Kossuth moved the previous question. Motion prevailed.

On the question "Shall the conference committee report be adopted?" a roll call was demanded.

The ayes were, 66.

Aldrich	Fuester	Mitchell	Speidel
Alesch	Gallagher	Moore of Benton	Stewart
Bonnstetter	Garner	Moore of Harrison	Stiger
Bouska	Grell	Osborn	Stimpson
Brady	Hanson of Lyon	Ostby	Swift of Dubuque
Bruce	Hartman	Paisley	Swift of Jackson
Casey	Hopp	Peaco	Thies
Craven	Hough	Porter	Thiessen
Davis	Humeston	Rawlings	Treimer
Ditto	Jensen	Reed	Wenig
Dole	Koch	Rice	Wiese
Donlon	Laughlin	Roe	Willis
Dreessen	McCarthy	Schmitz	Wolf
Fabritz	Malone	Schroeder	Yager
Falvey	Maniece	Sheridan	Zipse
Frizzell	Mercer	Smith	Mr. Speaker
Fuelling	Metcalf		

The nays were, 29.

Augustine	Gissel	Lichty	Mooty
Beswick	Goode	Lookingbill	Peet
Bowers	Grau	McCreery	Snyder
Doran	Hanson of Winnebago	McDermott	Stanzel
Durant	Hook	McFarlane	Strachan
Ellsworth	Hultman	McLean	Weed
Felter	Jenkins	Millhone	Zylstra
Foster			

Absent or not voting, 13.

Beath	Dean	Johnson	Sours
Burgess	Elliott	McKinnon	Stansell
Crouch	Gittinger	Ryder	Teter
Cunningham			

Digitized by Google

Conference committee report adopted.

Moore of Benton, Mitchell of Webster and Cunningham of Polk offered the following resolution:

HOUSE RESOLUTION NO. 34

Whereas, Chapter Two Hundred Fifty-one-A-one (251-A1) of the Code, 1931, provides for a motor vehicle fuel tax on all motor vehicle fuel used or otherwise disposed of in this state for any purpose whatsoever, and

Whereas, Section Five Thousand Ninety-three-A-eight (5093-A8) of said chapter Two Hundred Fifty-one-A-one (251-A1) provides that any person who shall buy or use any motor vehicle fuel for the purpose of operating or propelling stationary gas engines, tractors used for agricultural purposes, motor boats, airplanes or aircraft, motor vehicles, trucks and tractors owned and operated by the state of Iowa, or by a municipality for municipal purposes within the state, or who shall purchase or use any motor vehicle fuel for cleaning or dyeing, or for any other commercial use except for propelling motor vehicles operated in whole or in part upon the public highways of the state or upon the streets of any city or town in the state, shall be reimbursed and repaid the amount of such license fee paid by him, upon presenting to the Treasurer of State a statement accompanied by the original invoices showing such purchase, and

Whereas, Said Section Five Thousand Ninety-three-A-eight (5093-A8) provides that such statement shall set forth the total amount of motor vehicle fuel so purchased and used by such consumer other than for the purpose of propelling motor vehicles operated in whole or in part upon any of the public highways of this state or upon the streets of any city or town and that the Treasurer shall upon the presentation of such invoice cause to be repaid from the funds collected under said chapter the amount of such license fee paid by such consumer on motor vehicle fuel used for purposes other than propelling motor vehicles as provided in said section, and

Whereas, said Section Five Thousand Ninety-three-A-eight (5093-A8) provides that all applications for refunds or reimbursements shall be filed with the treasurer of state, and

Whereas, it has recently been discovered that there have been certain irregularities in connection with said refunds on the part of certain individuals formerly connected with the state treasurer's office and by certain individuals who were apparently making a business of securing said refunds, and

Whereas, there is now pending in the district court of Polk County, Iowa, four indictments against certain individuals charging them with irregularities in connection with the securing of said refunds, and

Whereas, the investigations of said refunds have disclosed the fact that certain other individuals in the state of Iowa may have engaged in similar irregularities, and

Whereas, it appears from said investigation that the violation of said

Digitized by Google

refund law was not committed by farmers, but by certain individuals engaged in the contracting business, and

Whereas, because of said irregularities it appears that an investigation should be made of the refunds that have been made on gasoline tax paid and that the general assembly of the state of Iowa should be advised of the facts in connection therewith, now, therefore,

Be It Resolved by the House, That the Speaker of the House appoint a committee of three members from the House to conduct an investigation in connection with the refunds on gasoline tax heretofor made by the treasurer's office of the State of Iowa and that said committee make a report to the Speaker of the House for the consideration of the assembly before said House of Representatives adjourns for the present session.

Laid over under Rule 34.

REPORT OF COMMITTEE

Bonnstetter of Kossuth, from the committee on appropriations, submitted the following report:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 582, a bill for an act to make an appropriation to C. B. Laird for horse killed at Camp Dodge, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. A. H. BONNSTETTER, *Chairman.*

Report adopted.

On motion of Grell of Scott, the House adjourned until 9:00 a. m. Saturday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 8, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend Gordon Dale Cox, Ex-Army Chaplain, Ottumwa, Iowa.

Journal of April 7 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Sheridan of Lee for the day, on request of McCarthy of Woodbury; Maniece of Emmet for the day, on request of Bonnstetter of Kossuth; Dean of Cerro Gordo for the day, on request of Reed of Mahaska; Sours of Floyd for the day, on request of Reed of Mahaska; Stimpson of Jones for the day, on request of Jensen of Audubon; Crouch of Greene for the day, on request of Donlon of Palo Alto; Beath of Adams for the day, on request of Bowers of Union; Laughlin of Fremont for the day, on request of Roe of Allamakee.

CONSIDERATION OF HOUSE RESOLUTION NO. 34

Moore of Benton called up House Resolution No. 34 found on page 1251 of the Journal of April 7 and moved its adoption.

Speidel of Washington moved the previous question. Motion prevailed, and House Resolution No. 34 was adopted. The Speaker appointed as members of such committee, Mitchell of Webster, Moore of Benton and Cunningham of Polk.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that he had approved the following bills:

April 1. House Files Nos. 179, 191, 238, and 451.

April 4. House Files Nos. 65, 124, 130, 200, 223, 237, 266, 348, 384, and 537.

April 5. House Files Nos. 263, 272, 364, 367, 390, and 476.

Digitized by Google

VETO OF HOUSE FILE NO. 381

TO THE HONORABLE MEMBERS OF THE HOUSE OF REPRESENTATIVES OF THE FORTY-FIFTH GENERAL ASSEMBLY OF IOWA:

HONORABLE SIRS:

I return herewith, without my approval, House File 381, which creates two parole officers in counties of 125,000 or more, and provides that the compensation of such parole officers be fixed by the Board of Supervisors and paid by the county. Approval is withheld for the following reasons:

Prisoners paroled in the county which this legislation is intended to affect, have for a number of years in the past been cared for adequately without legal cost to the taxpayers, and assurances have been obtained that this service without cost is still available.

It would therefore seem unnecessary and unwise to add this additional expense to the taxpayers at this time.

Respectfully submitted this seventh day of April, 1933.

CLYDE L. HERRING, *Governor.*

Jensen of Audubon, Foster of Cedar and Casey of Mitchell offered the following resolution and asked unanimous consent for its immediate consideration:

HOUSE RESOLUTION NO. 35

Be it Resolved by the House of Representatives: That Dr. Arnold Bennett Hall, Director of the Bureau for Government Research of the Brookings Institution, be invited to address the House, Monday, April 10, at 1:30 p. m., on the problems of governmental reorganization; and,

That the honorable members of the Senate be invited to attend.

Unanimous consent having been granted for the immediate consideration of the resolution, Mr. Jensen moved its adoption.

McFarlane of Black Hawk moved to amend the resolution by striking from line four the words "Monday, April 10, at 1:30" and inserting in lieu thereof the words "Tuesday, April 11, at 7:30."

Fabritz of Wapello moved to amend the amendment by adding thereto the following: "That a call of the House be put on the date of the speech."

McCreery of Linn moved as a substitute motion to the main question and all pending amendments the words "That the House invite Mr. Hall to address the assembly Monday, April 10, at 7:30.

On the question "Shall the substitution motion be adopted?" a roll call was demanded.

Digitized by Google

The ayes were, 60.

Bowers	Felter	Koch	Rawlings
Brady	Foster	Lichty	Rice
Burgess	Fuelling	Lookingbill	Roe
Casey	Gissel	McCreery	Ryder
Craven	Gittinger	McDermott	Schroeder
Cunningham	Goode	McFarlane	Snyder
Ditto	Grau	McLean	Stansell
Dole	Grell	Mercer	Stanzel
Donlon	Hanson of Lyon	Millhone	Strachan
Doran	Hanson of Winnebago	Mitchell	Swift of Dubuque
Dreessen	Hook	Moore of Benton	Thies
Durant	Hopp	Moore of Harrison	Treimer
Elliott	Hough	Mooty	Wenig
Ellsworth	Hultman	Peet	Willis
Fabritz	Jenkins		Yager
Falvey			

The nays were, 23.

Aldrich	Frizzell	Metcalf	Speidel
Alesch	Fuester	Ostby	Stewart
Beswick	Garner	Peaco	Swift of Jackson
Bouska	Hartman	Reed	Teter
Bruce	Humeston	Schmitz	Weed
Davis	Jensen	Smith	

Absent or not voting, 25.

Augustine	Laughlin	Paisley	Thiessen
Beath	McCarthy	Porter	Wiese
Bonnstetter	McKinnon	Sheridan	Wolf
Crouch	Malone	Sours	Zipse
Dean	Maniece	Stiger	Zylstra
Gallagher	Osborn	Stimpson	Mr. Speaker
Johnson			

Substitute motion prevailed.

CONSIDERATION OF BILLS

Senate File No. 267, a bill for an act relating to the duration of judgments and the limitations of actions on judgments and fixing the time within which certain judgments may be enforced and executions issued thereon, was taken up for consideration.

Stiger of Tama called up the amendment filed by him and found on page 857 of the Journal of March 17 and moved its adoption. Amendment adopted.

Lookingbill of Story called up the amendments filed by him and found on page 889 of the Journal of March 18 and moved their adoption.

On the question "Shall the amendments be adopted?" a roll call was demanded.

Digitized by Google

The ayes were, 45.

Alesch	Frizzell	Malone	Schroeder
Beswick	Fuester	Mercer	Stewart
Bowers	Gallagher	Metcalf	Swift of Jackson
Burgess	Gissel	Moore of Harrison	Thiessen
Craven	Hook	Mooty	Treimer
Cunningham	Hopp	Osborn	Weed
Davis	Hultman	Ostby	Wiese
Doran	Koch	Peaco	Willis
Dreessen	Lichty	Peet	Wolf
Durant	Lookingbill	Roe	Yager
Elliott	McDermott		Zipse
Felter	McFarlane		

The nays were, 37.

Augustine	Garner	Humeston	Ryder
Bonnstetter	Gittinger	Jenkins	Schmitz
Bouska	Goode	Jensen	Smith
Casey	Grau	McCreery	Snyder
Dole	Grell	McKinnon	Speidel
Donlon	Hanson of Lyon	McLean	Stansell
Ellsworth	Hanson of Winnebago	Millhone	Swift of Dubuque
Falvey	Hartman	Reed	Zylstra
Foster	Hough	Rice	Mr. Speaker
Fuelling			

Absent or not voting, 26.

Aldrich	Fabritz	Paisley	Stiger
Beath	Johnson	Porter	Stimpson
Brady	Laughlin	Rawlings	Strachan
Bruce	Maniece	Sheridan	Teter
Crouch	McCarthy	Sours	Thies
Dean	Mitchell	Stanzel	Wenig
Ditto	Moore of Benton		

Amendment adopted.

Cunningham of Polk moved to amend Senate File No. 267 by adding to the last section the following:

Provided, however, that nothing herein shall prevent the continuance of such judgment in force for a longer period by the voluntary written stipulation of the parties, filed in said cause.

Amendment adopted.

Weed of Madison moved to reconsider the vote by which the amendment of Mr. Lookingbill was adopted.

On the question "Shall the adoption of the amendment be reconsidered?" a roll call was demanded.

The ayes were, 85.

Aldrich	Bowers	Dole	Ellsworth
Alesch	Burgess	Donlon	Fabritz
Augustine	Casey	Doran	Falvey
Beswick	Craven	Dreessen	Felter
Bonnstetter	Cunningham	Durant	Foster
Bouska	Ditto	Elliott	Frizzell

Digitized by Google

Fuelling	Humeston	Moore of Harrison	Stanzel
Fuester	Jensen	Mooty	Stewart
Gallagher	Jenkins	Peet	Strachan
Garner	Koch	Porter	Swift of Dubuque
Gissel	Lichty	Rawlings	Swift of Jackson
Gittinger	McCarthy	Reed	Teter
Goode	McCreery	Rice	Thies
Grau	McKinnon	Roe	Thiessen
Grell	McLean	Ryder	Treimer
Hanson of Lyon	Malone	Schmitz	Weed
Hanson of Winnebago	Mercer	Schroeder	Wiese
Hartman	Metcalf	Smith	Willis
Hook	Millhone	Snyder	Yager
Hopp	Mitchell	Speidel	Zipse
Hough	Moore of Benton	Stansell	Zylstra
			Mr. Speaker

The nays were, 2.

Osborn	Peaco

Absent or not voting, 21.

Beath	Hultman	McFarlane	Sours
Brady	Johnson	Maniece	Stiger
Bruce	Laughlin	Ostby	Stimpson
Crouch	Lookingbill	Paisley	Wenig
Davis	McDermott	Sheridan	Wolf
Dean			

Motion prevailed.

Amendment (by Mr. Lookingbill) lost.

Foster of Cedar moved the previous question. Motion prevailed.

Mitchell of Webster moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 94.

Aldrich	Dreessen	Hanson of Lyon	McFarlane
Alesch	Durant	Hanson of Winnebago	McKinnon
Augustine	Elliott	Hartman	McLean
Beswick	Ellsworth	Hook	Malone
Bonstetter	Fabritz	Hopp	Mercer
Bouska	Falvey	Hough	Metcalf
Bowers	Felter	Hultman	Millhone
Bruce	Foster	Humeston	Mitchell
Burgess	Frizzell	Jenkins	Moore of Benton
Casey	Fuelling	Jensen	Moore of Harrison
Craven	Fuester	Koch	Mooty
Cunningham	Gallagher	Lichty	Osborn
Davis	Garner	Lookingbill	Ostby
Ditto	Gissel	McCarthy	Peaco
Dole	Gittinger	McCreery	Peet
Donlon	Grau	McDermott	Porter
Doran	Grell		

Digitized by Google

Rawlings	Smith	Swift of Dubuque	Wiese
Reed	Snyder	Swift of Jackson	Willis
Rice	Speidel	Teter	Wolf
Roe	Stansell	Thies	Yager
Ryder	Stanzel	Thiessen	Zipse
Schmitz	Stewart	Treimer	Zylstra
Schroeder	Strachan	Weed	Mr. Speaker

The nays were, none.

Absent or not voting, 14.

Beath	Goode	Paisley	Stiger
Brady	Johnson	Sheridan	Stimpson
Crouch	Laughlin	Sours	Wenig
Dean	Maniece		

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

Grau of Buena Vista moved that the vote by which Senate File No. 267 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Malone of Cass in the chair.

House File No. 269, a bill for an act to amend the law as it appears in Section five thousand sixty-seven-d five (5067-d5), Code, 1931, limiting the period of operation of vehicles excepted from the provisions of chapter 120 of the Acts of the Forty-fourth General Assembly was taken up for consideration.

Koch of Bremer moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 64.

Aldrich	Frizzell	Lookingbill	Rice
Alesch	Fuelling	McCreery	Roe
Bowers	Gallagher	McDermott	Ryder
Brady	Garner	McFarlane	Snyder
Bruce	Gissel	McLean	Speidel
Casey	Gittinger	Malone	Stansell
Craven	Goode	Mercer	Stewart
Cunningham	Grau	Millhone	Swift of Dubuque
Davis	Grell	Moore of Benton	Swift of Jackson
Ditto	Hanson of Lyon	Mooty	Teter
Dole	Hanson of Winnebago	Osborn	Thiessen
Doran	Hartman	Ostby	Wenig
Elliott	Hough	Peaco	Wiese
Ellsworth	Koch	Peet	Willis
Fabritz	Lichty	Porter	Wolf
Falvey		Reed	Zipse
Felter			

Digitized by Google

The nays were, 31.

Augustine	Foster	McCarthy	Smith
Beswick	Fuester	Metcalf	Stanzel
Bonnstetter	Hook	Mitchell	Strachan
Bouska	Hopp	Moore of Harrison	Thies
Burgess	Hultman	Rawlings	Treimer
Donlon	Humeston	Schmitz	Weed
Dreessen	Jenkins	Schroeder	Yager
Durant	Jensen		Zylstra

Absent or not voting, 13.

Beath	Laughlin	Paisley	Stiger
Crouch	McKinnon	Sheridan	Stimpson
Dean	Maniece	Sours	Mr. Speaker
Johnson			

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

Koch of Bremer moved that the vote by which House File No. 269 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Senate File No. 224, a bill for an act to amend Section sixty-three hundred ten (6310) of the Code of 1931, relating to Disabled Firemen and Policemen, was taken up for consideration.

McLean of Marshall moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 90.

Aldrich	Frizzell	McCarthy	Schmitz
Alesch	Fuelling	McDermott	Schroeder
Beswick	Fuester	McFarlane	Smith
Bonnstetter	Gallagher	McLean	Snyder
Bouska	Garner	Malone	Speidel
Bowers	Gissel	Mercer	Stansell
Brady	Gittinger	Metcalf	Stanzel
Bruce	Goode	Millhone	Stewart
Burgess	Grell	Mitchell	Strachan
Casey	Hanson of Lyon	Moore of Benton	Swift of Dubuque
Craven	Hanson of Winnebago	Moore of Harrison	Swift of Jackson
Cunningham	Hartman	Mooty	Teter
Davis	Hook	Osborn	Thies
Ditto	Hopp	Ostby	Thiessen
Dole	Hough	Peaco	Treimer
Donlon	Hultman	Peet	Weed
Doran	Humeston	Porter	Wenig
Dreessen	Jenkins	Rawlings	Wiese
Durant	Jensen	Reed	Willis
Elliott	Koch	Rice	Wolf
Ellsworth	Lichty	Roe	Yager
Fabritz	Lookingbill	Ryder	Zipse
Felter			Zylstra

Digitized by Google

The nays were, none.

Absent or not voting, 18.

Augustine	Foster	McKinnon	Sours
Beath	Grau	Maniece	Stiger
Crouch	Johnson	Paisley	Stimpson
Dean	Laughlin	Sheridan	Mr. Speaker
Falvey	McCreery		

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

Mitchell of Webster moved that the vote by which Senate File No. 224 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Senate File No. 396, a bill for an act to amend Section Seven thousand four hundred ninety five (7495), Code, 1931, relating to the receiving of drainage warrants for assessments, to provide that drainage warrants may be used by taxpayers to pay the assessment for which such warrants are drawn, and to provide that drainage bonds may be acquired and used by taxpayers to pay off assessments levied for the payment of such bonds, was taken up for consideration.

Jenkins of Louisa moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 84.

Aldrich	Fuester	McCreery	Ryder
Augustine	Gallagher	McDermott	Schmitz
Beswick	Garner	McFarlane	Schroeder
Bonnstetter	Gissel	McLean	Snyder
Bouska	Gittinger	Malone	Stansell
Bowers	Goode	Mercer	Stanzel
Bruce	Grau	Metcalf	Stewart
Casey	Grell	Millhone	Strachan
Cunningham	Hanson of Lyon	Mitchell	Swift of Dubuque
Davis	Hanson of Winnebago	Moore of Benton	Teter
Ditto	Hartman	Moore of Harrison	Thies
Dole	Hook	Mooty	Thiessen
Donlon	Hopp	Osborn	Treimer
Doran	Hough	Ostby	Weed
Dreessen	Hultman	Peaco	Wenig
Durant	Humeston	Porter	Wiese
Elliott	Jensen	Rawlings	Willis
Ellsworth	Jenkins	Reed	Wolf
Falvey	Koch	Rice	Yager
Felter	Lichty	Roe	Zipse
Frizzell	Lookingbill		Zylstra
Fuelling			

The nays were, none.

Digitized by Google

Absent or not voting, 24.

Alesch	Dean	McKinnon	Sours
Beath	Fabritz	Maniece	Speidel
Brady	Foster	Paisley	Stiger
Burgess	Johnson	Peet	Stimpson
Craven	Laughlin	Sheridan	Swift of Jackson
Crouch	McCarthy	Smith	Mr. Speaker

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

Senate File No. 363, a bill for an act to amend section forty-seven hundred fifty-five-b twenty-six (4755-b26) of the code, 1931, relating to the improvement of extension of primary roads in cities and towns, was taken up for consideration.

Peaco of Clinton moved the previous question. Motion prevailed.

Aldrich of Wright moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 59.

Aldrich	Falvey	Jensen	Rawlings
Augustine	Felter	Lichty	Reed
Beswick	Foster	Lookingbill	Rice
Bonnstetter	Frizzell	McCarthy	Ryder
Bouska	Fuelling	McCreery	Schroeder
Bowers	Gallagher	McFarlane	Snyder
Bruce	Gittinger	Malone	Stiger
Burgess	Goode	Metcalf	Strachan
Casey	Grell	Mitchell	Swift of Dubuque
Craven	Hanson of Lyon	Moore of Benton	Teter
Cunningham	Hanson of Winnebago	Moore of Harrison	Wenig
Davis	Hartman	Peaco	Wiese
Donlon	Humeston	Peet	Willis
Dreessen	Jenkins	Porter	Wolf
Ellsworth			Yager
Fabritz			

The nays were, 31.

Alesch	Grau	Mooty	Stewart
Dole	Hook	Osborn	Thies
Doran	Hopp	Roe	Thiessen
Durant	Hough	Schmitz	Treimer
Elliott	Hultman	Smith	Weed
Fuester	McDermott	Speidel	Zipse
Garner	McLean	Stansell	Zylstra
Gissel	Millhone	Stanzel	

Absent or not voting, 18.

Beath	Crouch	Ditto	Koch
Brady	Dean	Johnson	Laughlin

Digitized by Google

McKinnon	Ostby	Sours	Swift of Jackson
Maniece	Paisley	Stimpson	Mr. Speaker
Mercer	Sheridan		

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

Aldrich of Wright moved that the vote by which Senate File No. 363 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your Sifting Committee begs leave to report that on the first day of April it recommended that the following be placed on the calendar: Senate File No. 473.

ED. RAWLINGS, *Chairman.*

On motion of McCarthy of Woodbury, the House adjourned until 10:00 a. m. Monday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 10, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend Henry McCraven, Pastor of the A. M. E. Church, Des Moines, Iowa.

Journal of April 8 was corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Millhone of Page until noon, on request of Bowers of Union.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Opposing Senate File No. 140 and approving prohibition. Stewart of Calhoun, from members of Church of Christ, Rockwell City. Police regulation, suppression of crime and intemperance.

Opposing reduction of appropriation for state colleges as contemplated at present. Stewart, from citizens of Calhoun county. Appropriations.

Favoring House File No. 246. Stewart, from citizens of Calhoun county. Motor vehicles and transportation.

Opposing Senate Substitute for Senate File No. 131. Cunningham, from citizens of Polk county. Tax reduction.

Opposing Senate File No. 449. Ryder and Swift, from citizens of Dubuque county. Public health.

Favoring legalized beer. McLean, from citizens of Marshall county. Police regulation, suppression of crime and intemperance.

Favoring prohibition. Aldrich, from citizens of Wright county; McLean, from citizens of Marshall county; Reed, from citizens of

Digitized by Google

Mahaska county; Lichty, from citizens of Black Hawk county. Police regulation, suppression of crime and intemperance.

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

H. F. No. 549
H. F. No. 492
H. F. No. 428
S. F. No. 338

ED RAWLINGS, *Chairman.*

REFUSAL TO WITHDRAW BILLS FROM SIFTING COMMITTEE

Hanson of Winnebago moved that House File No. 273 be withdrawn from the sifting committee and placed on the calendar.

Willis of Dallas moved the previous question. Motion prevailed.

On the question "Shall House File No. 273 be withdrawn from the sifting committee?" a roll call was demanded.

The ayes were, 16.

Bruce	Jensen	Paisley	Sours
Fabritz	McDermott	Peaco	Swift of Jackson
Falvey	Malone	Reed	Wenig
Hanson of Winnebago	Ostby	Snyder	Wiese

The nays were, 82.

Aldrich	Ellsworth	Johnson	Smith
Alesch	Felter	Koch	Speidel
Augustine	Foster	Lookingbill	Stansell
Beath	Frizzell	McCarthy	Stanzel
Beswick	Fuelling	McCreery	Stewart
Bouska	Fuester	McFarlane	Stiger
Bowers	Gallagher	McKinnon	Stimpson
Burgess	Garner	McLean	Strachan
Casey	Gissel	Maniece	Swift of Dubuque
Craven	Gittinger	Mercer	Teter
Crouch	Goode	Metcalf	Thies
Cunningham	Grau	Osborn	Thiessen
Davis	Grell	Peet	Treimer
Dean	Hanson of Lyon	Porter	Weed
Ditto	Hartman	Rawlings	Willis
Dole	Hook	Rice	Wolf
Donlon	Hopp	Roe	Yager
Doran	Hough	Ryder	Zipse
Dreessen	Hultman	Schmidtz	Zylstra
Durant	Humeston	Schroeder	Mr. Speaker
Elliott	Jenkins		

Absent or not voting, 10.

Bonnstetter	Lichty	Moore of Benton	Mooty
Brady	Millhone	Moore of Harrison	Sheridan
Laughlin	Mitchell		

Digitized by Google

So the House refused to withdraw House File No. 273 from the sifting committee.

Peaco of Clinton moved that House File No. 421 be withdrawn from the sifting committee and placed on the calendar.

On the question "Shall House File No. 421 be withdrawn from the sifting committee?" a roll call was demanded.

The ayes were, 28.

Bruce	Falvey	McLean	Stiger
Craven	Foster	Malone	Stimpson
Davis	Humeston	Ostby	Swift of Jackson
Dean	Jensen	Peaco	Thies
Ditto	Koch	Reed	Wenig
Donlon	McFarlane	Snyder	Wiese
Fabritz	McKinnon	Sours	Willis

The nays were, 70.

Aldrich	Frizzell	Jenkins	Ryder
Alesch	Fuelling	Johnson	Schmitz
Augustine	Fuester	Laughlin	Schroeder
Beath	Gallagher	Lookingbill	Smith
Beswick	Garner	McCarthy	Speidel
Bouska	Gissel	McCreery	Stansell
Bowers	Gittinger	McDermott	Stanzel
Burgess	Goode	Maniece	Stewart
Casey	Grau	Mercer	Strachan
Crouch	Grell	Metcalf	Swift of Dubuque
Cunningham	Hanson of Lyon	Moore of	Thiessen
Dole	Hanson of	Harrison	Treimer
Doran	Winnebago	Osborn	Weed
Dreessen	Hartman	Paisley	Wolf
Durant	Hook	Peet	Yager
Elliott	Hopp	Porter	Zipse
Ellsworth	Hough	Rawlings	Zylstra
Felter	Hultman	Roe	Mr. Speaker

Absent or not voting, 10.

Bonnstetter	Millhone	Mooty	Sheridan
Brady	Mitchell	Rice	Teter
Lichty	Moore of Benton		

So the House refused to withdraw House File No. 421 from the sifting committee.

ADDITIONAL COPIES ORDERED PRINTED

Willis of Dallas asked and obtained unanimous consent to have six hundred (600) additional copies ordered printed of House File No. 204.

Ditto of Osceola asked and obtained unanimous consent to have six hundred (600) additional copies ordered printed of House File No. 587.

Digitized by Google

Rawlings of Monona asked and obtained unanimous consent to have three hundred (300) additional copies ordered printed of House File No. 564.

Koch of Bremer asked and obtained unanimous consent to have six hundred (600) additional copies ordered printed of House File No. 402.

CONSIDERATION OF BILLS

Senate File No. 333, a bill for an act to repeal Sections ninety three hundred seven (9307), ninety three hundred eight (9308), and ninety three hundred fifty three (9353), of the Code of Iowa; amending Sections ninety three hundred forty (9340), ninety three hundred fifty two (9352), ninety three hundred fifty four (9354), ninety three hundred sixty two (9362), ninety three hundred twenty three (9323), ninety three hundred fifty nine (9359) and ninety three hundred eighty one (9381); defining domestic building and loan associations; for the regulation, supervision and examination of building and loan associations and savings and loan associations; defining and limiting territory within which mortgage loans may be made; authorizing the regulations of withdrawals and the payment of dividends; for specifying exclusive liquidation proceedings; for providing for joint ownership of shares and the withdrawal thereof; for making publication of malicious, felonious reports concerning building and loan associations and savings and loan associations a felony and for punishment for the same; to amend Section twelve thousand seven hundred seventy two (12,772), of the Code of Iowa and make the bonds issued by Federal Home Loan Banks and shares issued by building and loan and savings and loan associations, incorporated under the laws of Iowa, authorized investments for trust funds by fiduciaries, was taken up for consideration.

Swift of Dubuque moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 75.

Aldrich	Bouska	Casey	Ditto
Alesch	Bowers	Craven	Dole
Augustine	Bruce	Cunningham	Donlon
Beswick	Burgess	Davis	Doran

Digitized by Google

Dresssen	Hough	Moore of	Stanzel
Durant	Hultman	Harrison	Stewart
Elliott	Jenkins	Ostby	Stiger
Ellsworth	Johnson	Paisley	Stimpson
Fabritz	Koch	Peaco	Swift of Dubuque
Falvey	Laughlin	Peet	Swift of Jackson
Frizzell	Lookingbill	Porter	Thies
Fuelling	McCreery	Rawlings	Thiessen
Gallagher	McFarlane	Reed	Treimer
Gissel	McLean	Ryder	Weed
Gittinger	Malone	Schmitz	Wenig
Grell	Maniece	Schroeder	Wiese
Hanson of Lyon	Mercer	Snyder	Willis
Hartman	Metcalf	Speidel	Wolf
Hopp	Moore of Benton	Stansell	Yager

The nays were, 20.

Beath	Grau	Jensen	Smith
Brady	Hanson of	McKinnon	Strachan
Crouch	Winnebago	Osborn	Teter
Felter	Hook	Rice	Zipse
Foster	Humeston	Roe	Zylstra
Fuester			

Absent or not voting, 18.

Bonnstetter	Lichty	Millhone	Sheridan
Dean	McCarthy	Mitchell	Sours
Garner	McDermott	Mooty	Mr. Speaker
Goode			

So the bill having received a constitutional majority was declared to have passed the House.

Swift of Dubuque asked and obtained unanimous consent to have the Chief Clerk correct the title as follows:

Amend the title to Senate File No. 333 as follows:

1. Line three (3), by inserting preceding the word "Code" the figures "1931".

2. Line nine (9), by inserting after the figures "(9381)" the following: "Code, 1931".

3. Line twenty (20), by inserting preceding the word "Code" the figures "1931".

The title as amended was agreed to.

Swift of Dubuque moved that the vote by which Senate File No. 333 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 582, a bill for an act to make an appropriation to C. B. Laird as compensation for a horse killed at Camp Dodge, was taken up for consideration.

Rawlings of Monona moved that the bill be read a third time

Digitized by Google

now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 86.

Aldrich	Fabritz	Laughlin	Sours
Alesch	Falvey	Lookingbill	Speidel
Beath	Felter	McCreery	Stansell
Beswick	Frizzell	McFarlane	Stanzel
Bonnstetter	Fuelling	McKinnon	Stewart
Bouska	Gallagher	McLean	Stiger
Bowers	Garner	Maniece	Stimpson
Brady	Gittinger	Mercer	Strachan
Bruce	Goode	Metcalf	Swift of Dubuque
Burgess	Grau	Moore of Harrison	Swift of Jackson
Casey	Hanson of Lyon	Osborn	Teter
Craven	Hanson of Winnebago	Paisley	Thies
Crouch	Hartman	Peaco	Thiessen
Cunningham	Hook	Peet	Treimer
Davis	Hopp	Porter	Weed
Dole	Hultman	Rawlings	Wenig
Donlon	Humeston	Reed	Wiese
Doran	Jenkins	Roe	Willis
Dreessen	Jensen	Ryder	Wolf
Durant	Johnson	Schmitz	Yager
Elliott	Koch	Snyder	Zipse
Ellsworth			Zylstra

The nays were, 6.

Foster	Hough	Ostby	Rice
Fuester	Moore of Benton		

Absent or not voting, 16.

Augustine	Grell	Malone	Schroeder
Dean	Lichty	Millhone	Sheridan
Ditto	McCarthy	Mitchell	Smith
Gissel	McDermott	Mooty	Mr. Speaker

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

CONFERENCE COMMITTEE REPORT MADE SPECIAL ORDER

Teter of Marion asked and obtained unanimous consent to have the conference committee report on Senate Substitute for Senate File No. 131 made a special order for 2:30 p. m. Monday.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully re-

Digitized by Google

ports that it has examined and finds correctly enrolled, Senate Files Nos. 360, 473 and 278.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: Senate Files Nos. 360, 473 and 278.

CONSIDERATION OF BILLS

House File No. 585, a bill for an act relating to the payment of persons who act as judges under certificates of election where a contest with respect to the validity of such certificate or election may be pending and validating any and all acts of such judges during the period they so act, was taken up for consideration.

Brady of Pottawattamie moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 95.

Aldrich	Fabritz	Johnson	Schmitz
Alesch	Falvey	Koch	Schroeder
Augustine	Felter	Lookingbill	Snyder
Beath	Foster	McCarthy	Sours
Beswick	Frizzell	McFarlane	Speidel
Bonnstetter	Fuelling	McKinnon	Stansell
Bouska	Fuester	McLean	Stewart
Bowers	Gallagher	Malone	Stiger
Brady	Garner	Maniece	Stimpson
Bruce	Gissel	Mercer	Swift of Dubuque
Burgess	Gittinger	Metcalf	Swift of Jackson
Casey	Goode	Moore of Benton	Teter
Craven	Grell	Moore of Harrison	Thies
Crouch	Hanson of Lyon	Osborn	Thiessen
Cunningham	Hanson of Winnebago	Ostby	Treimer
Davis	Hartman	Paisley	Weed
Dean	Hook	Peaco	Wenig
Ditto	Hopp	Peet	Wiese
Dole	Hough	Porter	Willis
Donlon	Hultman	Rawlings	Wolf
Doran	Humeston	Reed	Yager
Dreessen	Jenkins	Rice	Zipse
Durant	Jensen	Ryder	Zylstra
Elliott			Mr. Speaker
Ellsworth			

Digitized by Google

The nays were, 6.

Grau	Roe	Stanzel	Strachan
McDermott	Smith		

Absent or not voting, 7.

Laughlin	McCreery	Mitchell	Sheridan
Lichty	Millhone	Mooty	

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

Brady of Pottawattamie moved that the vote by which House File No. 585 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 428, a bill for an act to amend section twelve thousand five hundred fifty-four (12,554) Code 1931, relating to fines and forfeitures and the disposition thereof, was taken up for consideration.

Alesch of Plymouth moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 34.

Aldrich	Garner	Mitchell	Ryder
Alesch	Hanson of Lyon	Moore of Benton	Schroeder
Bonnstetter	Hopp	Moore of Harrison	Stansell
Bouska	Hultman	Osborn	Stewart
Dreessen	Jensen	Ostby	Swift of Dubuque
Ellsworth	McCarthy	Paisley	Willis
Fabritz	McDermott	Rawlings	Wolf
Fuester	Maniece	Reed	Zylstra
Gallagher	Mercer		

The nays were, 58.

Beath	Frizzell	Lookingbill	Speidel
Bowers	Fuelling	McCreery	Stiger
Bruce	Gissel	McFarlane	Stimpson
Burgess	Gittinger	McKinnon	Strachan
Casey	Goode	McLean	Swift of Jackson
Davis	Grau	Malone	Teter
Dean	Hanson of Winnebago	Metcalf	Thies
Dole	Hartman	Peaco	Thiessen
Donlon	Hook	Peet	Treimer
Doran	Hough	Porter	Wenig
Durant	Humeston	Rice	Wiese
Elliott	Jenkins	Roe	Yager
Falvey	Johnson	Schmitz	Zipse
Felter	Koch	Smith	Mr. Speaker
Foster		Sours	

Digitized by Google

Absent or not voting, 16.

Augustine	Crouch	Laughlin	Sheridan
Beswick	Cunningham	Lichty	Snyder
Brady	Ditto	Millhone	Stanzel
Craven	Grell	Mooty	Weed

So the bill having failed to receive a constitutional majority was declared to have failed to pass the House.

Goode of Davis moved that the vote by which House File No. 428 failed to pass the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 492, a bill for an act to amend section forty-six hundred thirty (4630), Code of 1931 relating to salary of special counsel for Highway Commission, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 89.

Aldrich	Falvey	Jensen	Ryder
Alesch	Felter	Koch	Schmitz
Augustine	Foster	Lookingbill	Schroeder
Beath	Frizzell	McCarthy	Smith
Beswick	Fuelling	McCreery	Snyder
Bonnstetter	Fuester	McDermott	Sours
Bouska	Gallagher	McKinnon	Speidel
Bowers	Garner	McLean	Stansell
Bruce	Gissel	Malone	Stanzel
Burgess	Gittinger	Maniece	Stewart
Casey	Goode	Mercer	Stimpson
Crouch	Grau	Metcalf	Strachan
Cunningham	Grell	Mooty	Swift of Dubuque
Davis	Hanson of Lyon	Osborn	Teter
Dean	Hanson of Winnebago	Ostby	Thies
Dole	Hartman	Peaco	Thiessen
Donlon	Hook	Peet	Treimer
Doran	Hopp	Porter	Weed
Dreessen	Hough	Rawlings	Wiese
Durant	Hultman	Reed	Yager
Elliott	Humeston	Rice	Zipse
Ellsworth	Jenkins	Roe	Zylstra
Fabritz			

The nays were, 3.

Johnson	McFarlane	Willis

Absent or not voting, 16.

Brady	Lichty	Moore of Harrison	Swift of Jackson
Craven	Millhone	Paisley	Wenig
Ditto	Mitchell	Sheridan	Wolf
Laughlin	Moore of Benton	Stiger	Mr. Speaker

Digitized by Google

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

Reed of Mahaska moved that the vote by which House File No. 492 passed the House be reconsidered and that the motion to reconsider be laid on the table. Motion prevailed.

Senate File No. 338, a bill for an act to amend section four hundred fifty-nine (459) of the Code of 1931, relating to Military stores property of the state, was taken up for consideration.

Mercer of Johnson moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 89.

Aldrich	Felter	Laughlin	Snyder
Alesch	Foster	Lookingbill	Sours
Augustine	Frizzell	McCarthy	Speidel
Beath	Fuelling	McCreery	Stansell
Beswick	Fuester	McFarlane	Stanzel
Bonnstetter	Gallaghe.	McKinnon	Stewart
Bouska	Garner	McLean	Stiger
Bowers	Gissel	Malone	Stimpson
Bruce	Gittinger	Maniece	Strachan
Burgess	Goode	Mercer	Swift of Dubuque
Casey	Grau	Metcalf	Swift of Jackson
Craven	Grell	Mitchell	Teter
Cunningham	Hanson of Lyon	Mooty	Thies
Ditto	Hanson of Winnebago	Osborn	Treimer
Dole	Hartman	Ostby	Weed
Donlon	Hopp	Paisley	Wenig
Doran	Hultman	Peaco	Wiese
Dreessen	Humeston	Peet	Willis
Durant	Jenkins	Reed	Wolf
Elliott	Jensen	Ryder	Yager
Ellsworth	Johnson	Schmitz	Zylstra
Fabritz	Koch	Schroeder	Mr. Speaker
Falvey			

The nays were, 8.

Crouch	McDermott	Porter	Thiessen
Hough	Moore of Harrison	Roe	Zipse

Absent or not voting, 11.

Brady	Hook	Moore of Benton	Sheridan
Davis	Lichty	Rawlings	Smith
Dean	Millhone	Rice	

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

Doran of Boone moved that the vote by which Senate File

Digitized by Google

No. 338 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 344, a bill for an act relating to the depositing of securities with the commissioner of insurance, the exchange of securities and the amount at which the same may be held by the department of insurance.

Also, that the Senate has concurred in the House amendments to Senate File No. 267, in which the concurrence of the Senate was asked:

Senate File No. 267, a bill for an act relating to the duration of judgments and the limitations of actions on judgments and fixing the time within which certain judgments may be enforced and executions issued thereon.

Also, that the Senate has concurred in the House amendments to Senate File No. 179, a bill for an act relating to workmen's compensation.

Also, that the Senate has concurred in House amendments to Senate File No. 178, a bill for an act relating to workmen's compensation.

Also, that the Senate has concurred in House amendments to Senate File No. 83, a bill for an act relating to appraisal for inheritance tax purposes.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 325, a bill for an act relating to the amount of the salary of the Deputy Clerk of the District Court.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 324, a bill for an act relating to the amount of the County Recorder's salary.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 323, a bill for an act relating to the amount of the County Attorney's salary.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 565, a bill for an act to make permanent the transfers of county funds in Floyd County to the poor fund and to the soldiers' relief fund from the road construction fund.

BYRON G. ALLEN, *Secretary.*

On motion of McDermott of Adair, the House recessed until 1:30 p. m.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

Digitized by Google

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends on this tenth day of April that they be placed on the calendar:

S. F. No. 270
S. F. No. 129
H. F. No. 517

ED RAWLINGS, *Chairman.*

CONSIDERATION OF BILLS

Senate File No. 270, a bill for an act to legalize the corporate acts and proceedings of the Highland Mutual Telephone Association of Highland Center, Iowa, and to provide for the renewal and extension of the period of corporate existence of said Highland Mutual Telephone Association, was taken up for consideration.

Fabritz of Wapello moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 86.

Aldrich	Ellsworth	Johnson	Sours
Alesch	Fabritz	Koch	Speidel
Augustine	Falvey	Laughlin	Stansell
Beath	Felter	Lichty	Stanzel
Beswick	Foster	Lookingbill	Stewart
Bonnstetter	Frizzell	McCarthy	Stimpson
Bouska	Fuelling	McDermott	Strachan
Bowers	Fuester	McFarlane	Swift of Dubuque
Bruce	Gallagher	McKinnon	Swift of Jackson
Burgess	Gissel	McLean	Teter
Casey	Gittinger	Maniece	Thies
Craven	Goode	Metcalf	Thiessen
Crouch	Grau	Millhone	Weed
Cunningham	Hanson of Winnebago	Mooty	Wenig
Davis	Hartman	Osborn	Wiese
Dean	Hook	Ostby	Willis
Ditto	Hopp	Peet	Wolf
Dole	Hough	Porter	Yager
Donlon	Humeston	Roe	Zipse
Dreessen	Jenkins	Ryder	Zylstra
Durant	Jensen	Schroeder	Mr. Speaker
Elliott		Snyder	

The nays were, none.

Absent or not voting, 22.

Brady	McCreery	Moore of Harrison	Rice
Doran	Malone	Paisley	Schmitz
Garner	Mercer	Peaco	Sheridan
Grell	Mitchell	Rawlings	Smith
Hanson of Lyon	Moore of Benton	Reed	Stiger
Hultman			Treimer

Digitized by Google

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

Senate File No. 129, a bill for an act to amend Title X of the Code, relating to regulations and inspections, by adding thereto a chapter requiring that all prison-made goods from this or other states be distinctly marked as such before being exposed for sale in Iowa, and prescribing the penalty for violations, was taken up for consideration.

Fabritz of Wapello moved to amend Senate File No. 129 by adding thereto as Section 3 the following:

"Sec. 3. Provided, however, that the provision of this act shall not be effective unless and until the Hawes-Copper Act becomes effective."

Amendment adopted.

Fabritz of Wapello asked and obtained unanimous consent to withdraw the amendment filed by him and found on page 857 of the Journal of March 17.

Fabritz of Wapello moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 84.

Aldrich	Frizzell	McDermott	Schmitz
Alesch	Fuelling	McFarlane	Snyder
Augustine	Gallagher	Malone	Sours
Beswick	Garner	Maniece	Speidel
Bonnstetter	Gissel	Mercer	Stansell
Bouska	Gittinger	Metcalf	Stanzel
Bowers	Grau	Millhone	Stewart
Brady	Hanson of Lyon	Mitchell	Stiger
Bruce	Hartman	Moore of Benton	Strachan
Burgess	Hook	Moore of Harrison	Swift of Dubuque
Casey	Hopp	Mooty	Swift of Jackson
Cunningham	Hultman	Osborn	Teter
Davis	Humeston	Ostby	Thies
Dean	Jenkins	Peaco	Thiessen
Ditto	Jensen	Peet	Treimer
Dole	Johnson	Porter	Weed
Donlon	Koch	Rawlings	Wiese
Doran	Laughlin	Reed	Willis
Durant	Lichty	Roe	Wolf
Elliott	Lookingbill	Ryder	Zylstra
Fabritz	McCarthy		Mr. Speaker
Falvey			

Digitized by Google

The nays were, 18.

Beath	Fuester	Hough	Stimpson
Dreessen	Goode	McCreery	Wenig
Ellsworth	Grell	McLean	Yager
Felter	Hanson of Winnebago	Schroeder	Zipse
Foster		Smith	

Absent or not voting, 6.

Craven	McKinnon	Rice	Sheridan
Crouch	Paisley		

So the bill having received a constitutional majority was declared to have passed the House.

Fabritz of Wapello asked and obtained unanimous consent to have the Chief Clerk correct the title as follows:

Add at the end of the title the following: "and limiting the time for the taking effect thereof."

The title as amended was agreed to.

Fabritz of Wapello moved that the vote by which Senate File No. 129 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on House File No. 63, a bill for an act relating to witness fees for peace officers and other public officials.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 484, a bill for an act to eliminate certain unnecessary allowances to county officers.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 202, a bill for an act to make an appropriation for the expenses incurred in the general election contest of Moen vs. Roelofs.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 342, a bill for an act to relinquish any claim, right, title or interest for or on behalf of the State of Iowa in and to certain real estate now known as Flanders-Bixby State Park in Marion County, Iowa.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 280, a bill for an act relating to the location, alteration, changing and abandonment of highways and roads so as to give the Board of Conservation additional powers relative thereto.

Digitized by Google

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 335, a bill for an act relating to the amount of the Sheriff's salary.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 334, a bill for an act relating to the amount of the county auditor's salary.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 330, a bill for an act relating to the amount of the County Treasurer's salary.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 327, a bill for an act relating to the amount of the salary of the Clerk of the District Court.

Also, that the Senate has concurred in the House amendments to Senate File No. 348, a bill for an act requiring assigned or transferred mortgages to be reported to County Auditor within certain time limit and providing penalty.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 277, a bill for an act authorizing the Board of Conservation to designate certain persons as peace officers.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House Substitute for House File No. 73, a bill for an act to establish the general fund for the State of Iowa, the biennial appropriation bill.

BYRON G. ALLEN, *Secretary*.

SENATE AMENDMENTS TO HOUSE FILE NO. 277

Amend Section one (1) line six (6) by striking the period following the word "officers" and adding the following: "while in the performance of their official duties."

SENATE AMENDMENTS TO HOUSE SUBSTITUTE FOR HOUSE FILE NO. 73

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. That the amount derived from direct taxation, other than from the bonus levy, during the fiscal years beginning July 1, 1933, and July 1, 1934, and ending June 30, 1934, and June 30, 1935, respectively, and all revenue from sources other than direct taxation which is available for appropriations for state purposes, and all other money in the state treasury which is not by law segregated, shall be established as a general fund, and so much thereof as may be necessary, shall be, and the same is hereby appropriated for the biennium beginning July 1, 1933, and ending June 30, 1935, in the following manner and for the following uses, to-wit:

Digitized by Google

DEPARTMENT OF ADJUTANT GENERAL

Sec. 2. For the department of the Adjutant General there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of one hundred ninety thousand eight hundred sixty-six dollars ($190,866) or so much thereof as may be necessary, to be used in the following manner:

For Salary of Adjutant General ..... $ 3,000
For Salaries, Support, Maintenance and Miscellaneous Purposes $187,866
Grand total of all appropriations for all purposes for each year of the biennium for the department of the Adjutant General $190,866

DEPARTMENT OF AGRICULTURE

Sec. 3. For the department of Agriculture there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of three hundred forty-one thousand six hundred forty dollars ($341,640) or so much thereof as may be necessary, to be used in the following manner:

Agricultural Department

For Salary of Secretary of Agriculture ..... $ 4,500
For Salaries, Support, Maintenance and Miscellaneous Purposes $125,500

Total Agricultural Department $130,000

Animal Health and Veterinary

For control and eradication of contagious and infectious livestock diseases, T. B. inspectors $1,500 to $2,400 annually, and necessary traveling expenses; assistant state veterinarians (per diem and expenses), indemnities and miscellaneous $150,000

Iowa Beef Producers' Association

State Aid ..... $ 4,500

Corn and Small Grain Growers' Association

State Aid ..... $ 3,000

Dairy Association

State Aid ..... $ 4,500
(To be expended in accordance with the provisions of Chapter 137, Code of 1931)

Horticultural Society

State Aid ..... $ 5,500

Poultry Associations, Short Courses, County Achievement Shows

State Aid ..... $ 25,000

Digitized by Google

Board of Veterinary Examiners

Per Diem and Expenses of Board Members.....$ 200

Iowa Horse Breeders' Association

State Aid .....$ 4,500

Weather and Crops Bureau

For Salaries, Support, Maintenance and Miscellaneous Purposes .....$ 7,400

State Entomologist

For Salaries, Support, Maintenance and Miscellaneous Purposes .....$ 7,040

Grand total of all appropriations for all purposes for each year of the biennium for the department of agriculture....$341,640

BOARD OF ASSESSMENT AND REVIEW

Sec. 4. For the Board of Assessment and Review there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of seventy thousand and forty-five dollars and forty cents ($70,045.40) or so much thereof as may be necessary, to be used in the following manner:

For Salaries: (a)

Chairman .....$	3,850
Vice Chairman	3,850
Member	3,850
For Salaries, Support, Maintenance and Miscellaneous Purposes: (b) .....$	67,595.40
Grand total of all appropriations for all purposes for each year of the biennium for the board of assessment and review .....$	79,145.40

BOARD OF AUDIT

Sec. 5. For the Board of Audit there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of three thousand six hundred dollars ($3,600) or so much thereof as may be necessary, to be used in the following manner:

For Salaries: (a)

Chief Voucher Clerk .....$	1,200
Voucher Clerk and Stenographer	1,200
Voucher Clerk	1,200
Grand total of all appropriations for all purposes for each year of the biennium for the board of audit.....$	3,600

AUDITOR OF STATE

Sec. 6. For the office of Auditor of State there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of twenty-eight thousand three hundred dollars ($28,300)

Digitized by Google

or so much thereof as may be necessary, to be used in the following manner:

For Salary of Auditor of State.....$ 4,500
For Salaries and Miscellaneous Purposes (b).....$ 23,800
Grand total of all appropriations for all purposes for each year of the biennium for the department of auditor of state $28,300

COMMISSION FOR THE BLIND

Sec. 7. For the Commission for the Blind there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of nine thousand six hundred eighty-seven dollars ($9,687) or so much thereof as may be necessary, to be used in the following manner:

For Salary of Secretary .....$ 2,370
For Salaries, Support, Maintenance and Miscellaneous Purposes: (b) .....$ 7,317
Grand total of all appropriations for all purposes for each year of the biennium for the commission for the blind.....$ 9,687

DIRECTOR OF THE BUDGET

Sec. 8. For the department of the Directors of the Budget there is hereby appropriated for each year of the beinnium beginning July 1, 1933, and ending June 30, 1935, the sum of seventeen thousand seven hundred nineteen dollars and twenty cents ($17,719.20) or so much thereof as may be necessary, to be used in the following manner:

For Salary of Director of the Budget.....$ 3,600
For Salaries and Miscellaneous Purposes:.....$ 14,119.20
Grand total of all appropriations for all purposes for each year of the biennium for the department of the Director of the Budget .....$ 17,719.20

BOARD OF CONSERVATION

Sec. 9. For the Board of Conservation there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of one hundred eight thousand dollars ($108,000) or so much thereof as may be necessary, to be used in the following manner:

For Miscellaneous Purposes: (a)
For maintenance of state parks, purchase of land and general improvements, and for the construction, maintenance and improvement of roads and highways in said parks $108,000
Grand total of all appropriations for all purposes for each year of the biennium for the Board of Conservation.....$108,000

BOARD OF CONTROL

Sec. 10. For the Board of Control there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of seventy-three thousand eight hundred forty-five dollars ($73,845) or so much thereof as may be necessary, to be used in the following manner:

Digitized by Google

General Office and Child Welfare Division

For Salaries of Members of the Board (3 at $3,600)	$ 10,800
For Salaries, support, maintenance and miscellaneous purposes:	63,045
Grand total of all appropriations for all purposes for each year of the biennium for the Board of Control	73,845

CUSTODIAN

Sec. 11. For the department of the Custodian there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of forty-eight thousand nine hundred sixty-four dollars and eighty cents ($48,964.80) or so much thereof as may be necessary, to be used in the following manner:

For Salary of Custodian	$ 2,370
For Salaries and Miscellaneous Purposes:	46,594.80
Grand total of all appropriations for all purposes for each year of the biennium for the department of the Custodian	48,964.80

JUDGES OF THE SUPREME COURT

Sec. 12. For the department of the District Court Judges there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of three hundred seventy-seven thousand five hundred dollars ($377,500) or so much thereof as may be necessary, to be used in the following manner:

For salaries of Judges of the District Court of Iowa (70 Judges)	$350,000
For Miscellaneous Purposes:	
Traveling expenses of judges and court reporters in and out of districts	$ 27,500
Grand total of all appropriations for all purposes for each year of the biennium for the department of District Court Judges	$377,500

BOARD OF EDUCATION

Sec. 13. For the department of the Board of Education there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of forty-six thousand seven hundred twelve dollars ($46,712) or so much thereof as may be necessary, to be used in the following manner:

For Salaries: (a)	
Chairman, Finance Committee	$ 2,750
Member, Finance Committee	2,750
Secretary, Finance Committee	3,100
Chief Clerk	1,200
State Agent	1,200
Stenographer	1,000
Clerk	1,000
Statistical Clerk	1,100
	$ 14,100

Digitized by Google

For Miscellaneous Purposes: (b)		
Board Members (9—not to exceed $500 each)	$	4,500
Traveling Expenses	$	6,000
Release of Mortgages		12
President's Office Expense		100
Construction, maintenance and repair of state roads at any or all institutions under the control of the Board of Education		5,000
Aid for Blind Students		7,000
Aid for Deaf Students		10,000
	$	32,612
Grand total of all appropriations for all purposes for each year of the biennium for the Board of Education	$	46,712

EXECUTIVE COUNCIL

Sec. 14. For the department of the Executive Council there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of two hundred seventeen thousand three hundred fifty dollars ($217,350), or so much thereof as may be necessary, to be used in the following manner:

General Office

For Salaries, Support, Maintenance and Miscellaneous Purposes $217,350

STATE FAIR BOARD

Sec. 15. For the department of the State Fair Board there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of fifty thousand dollars ($50,000) or so much thereof as may be necessary, to be used in the following manner:

For Maintenance and operating expense of Fair	$	50,000
Grand total of all appropriations for all purposes for each year of the biennium for the State Fair Board		50,000

AGRICULTURAL SOCIETIES

Sec. 16. For the Agricultural Societies there is hereby appropriated for each year of the beginning July 1, 1933, and ending June 30, 1935, the sum of one hundred five thousand dollars ($105,000) or so much thereof as may be necessary, to be used in the following manner:

For Miscellaneous Purposes: (a)

State Aid to County Fairs $105,000

The foregoing appropriation for State Aid to County Fairs shall be deemed conditioned on full compliance with all other statutes which regulate and prescribe the conditions under which such aid is payable.

FIRE MARSHAL

Sec. 17. For the department of the State Fire Marshal there is hereby appropriated for each year of the biennium beginning July 1, 1933, and

Digitized by Google

ending June 30, 1935, the sum of sixteen thousand dollars ($16,000) or so much thereof as may be necessary, to be used in the following manner:

For salary of State Fire Marshal	$ 2,628
For Support, Maintenance, Salaries and Miscellaneous	$ 13,372
Grand total of all appropriations for all purposes for each year of the biennium for the department of the State Fire Marshal	$ 16,000

GEOLOGICAL SURVEY

Sec. 18. For the department of the Geological Survey there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of five thousand dollars ($5,000) or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support, Maintenance and Miscellaneous	$ 5,000
Grand total of all appropriations for all purposes for each year of the biennium for the department of the Geological Survey	$ 5,000

GOVERNOR

Sec. 19. For the department of the Governor there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of eighteen thousand one hundred sixty-eight dollars ($18,168) or so much thereof as may be necessary, to be used in the following manner:

For Salary of Governor of the State of Iowa	$ 7,500
For salaries, support and miscellaneous purposes	10,668
Grand total of all appropriations for all purposes for each year of the biennium for the department of the Governor	$ 18,168

GRAND ARMY OF THE REPUBLIC

Sec. 20. For the department of the Grand Army of the Republic there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of seven hundred fifty dollars ($750) or so much thereof as may be necessary, to be used in the following manner:

Headquarters Expenses	$ 750
Grand total of all appropriations for all purposes for each year of the biennium for the department of the Grand Army of the Republic	$ 750

DEPARTMENT OF HEALTH

Sec. 21. For the Department of Health there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of seventy-seven thousand nine hundred eighty-eight dollars ($77,988) or so much thereof as may be necessary, to be used in the following manner:

General Office

For salary of Commissioner of the Department of Health	$ 4,250
For Salaries, Support, Maintenance and Miscellaneous Purposes	$ 44,144
Total General Office	$ 48,394

Digitized by Google

Maternity and Child Hygiene

For Salaries, Support, Maintenance and Miscellaneous Purposes ..... $ 8,000

Inspector—Department of Health

For Salaries, Support, Maintenance and Miscellaneous Purposes ..... $ 4,500

Sanitary Engineering and Housing Division

For Salaries, Support, Maintenance and Miscellaneous Purposes ..... $ 17,094

Grand total of all appropriations for all purposes for each year of the biennium for the Department of Health..... $ 77,988

(1) Board of Barbers Examiners

For the Board of Barbers Examiners there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of seventeen thousand three hundred forty-five dollars or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support, Maintenance and Miscellaneous Purposes ..... $ 17,345

Grand total of all appropriations for all purposes for each year of the biennium for the Board of Barbers Examiners..... $ 17,345

(2) Board of Chiropractic Examiners

For the Board of Chiropractic Examiners there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of seven hundred dollars ($700) or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support, Maintenance and Miscellaneous Purposes ..... $ 700

Grand total of all appropriations for all purposes for each year of the biennium for the Board of Chiropractic Examiners.... $ 700

(3) Board of Cosmetology Examiners

For the Board of Cosmetology Examiners there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of twelve thousand dollars ($12,000) or so much thereof as may be necessary, to be used in the following manner:

For Per Diem: (a)
Board Members
For Salaries: (b)
Two Inspectors
Two Stenographers
For Other Expenses: (c)
Traveling
Supplies

Digitized by Google

Grand total of all appropriations for all purposes for each year of the biennium for the Board of Cosmetology Examiners....$ 12,000

(4) Board of Dental Examiners

For the Board of Dental Examiners there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of two thousand five hundred dollars ($2,500) or so much thereof as may be necessary, to be used in the following manner:

For Per Diem: (a)
Board Members .....$ 1,800
Other Expenses: (b)
Traveling 700
Grand total of all appropriations for all purposes for each year of the biennium for the Board of Dental Examiners.....$ 2,500

(5) Board of Embalmers' Examiners

For the Board of Embalmers' Examiners there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of nine hundred seventy dollars ($970) or so much thereof as may be necessary, to be used in the following manner:

For Per Diem: (a)
Board Members .....$ 470
Other Expenses: (b)
Traveling .....$ 500
Grand total of all appropriations for all purposes for each year of the biennium for the Board of Embalmers' Examiners.....$ 970

(6) Board of Medical Examiners

For the Board of Medical Examiners there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of nine hundred dollars ($900) or so much thereof as may be necessary, to be used in the following manner:

For Per Diem: (a)
Board Members .....$ 650
Other Expenses: (b)
Traveling .....$ 250
Grand total of all appropriations for all purposes for each year of the biennium for the Board of Medical Examiners.....$ 900

(7) Board of Nurses' Examiners

For the Board of Nurses' Exeminers there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of nineteen hundred dollars ($1,900) or so much thereof as may be necessary, to be used in the following manner:

For Per Diem: (a)
Board Members .....$ 1,500
Other Expenses: (b)
Traveling .....$ 400
Grand total of all appropriations for all purposes for each year of the biennium for the Board of Nurses' Examiners.....$ 1,900

Digitized by Google

(8) Board of Optometry Examiners

For the Board of Optometry Examiners there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of eight hundred dollars ($800) or so much thereof as may be necessary, to be used in the following manner:

For Per Diem: (a)		
Board Members	$	500
Other Expenses: (b)		
Traveling	$	300
Grand total of all appropriations for all purposes for each year of the biennium for the Board of Optometry Examiners	$	800

(9) Board of Osteopathic Examiners

For the Board of Osteopathic Examiners there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of four hundred eighty dollars ($480) or so much thereof as may be necessary, to be used in the following manner:

For Per Diem: (a)		
Board Members	$	280
Other Expenses: (b)		
Traveling	$	200
Grand total of all appropriations for all purposes for each year of the biennium for the Board of Osteopathic Examiners	$	480

(10) Board of Podiatry Examiners

For the Board of Podiatry Examiners there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of three hundred ninety-five dollars ($395) or so much thereof as may be necessary, to be used in the following manner:

For Per Diem: (a)		
Board Members	$	320
Other Expenses: (b)		
Traveling	$	75
Grand total of all appropriations for all purposes for each year of the biennium for the Board of Podiatry Examiners	$	395

(11) Board of Pharmacy Examiners

For the Board of Pharmacy Examiners there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of ten thousand dollars ($10,000) or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support, Maintenance and Miscellaneous Purposes: (a)	$	10,000

HISTORICAL DEPARTMENT

Sec. 22. For the Historical Department there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30,

Digitized by Google

1935, the sum of thirty-five thousand dollars ($35,000) or so much thereof as may be necessary, to be used in the following manner:

For Salary of Curator, Historical Department.....$ 2,400
For Miscellaneous, Salaries, Support and Maintenance of the following divisions: General Archives, Library, Museum, Annals of Iowa, Iowa in War and Newspaper.....$ 32,600
Grand total of all appropriations for all purposes for each year of the biennium for the Historical Department.....$ 35,000

HISTORICAL SOCIETY

Sec. 23. For the Historical Society there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support, Maintenance and Miscellaneous Purposes: (a) .....$ 25,000
Grand total of all appropriations for all purposes for each year of the biennium for the Historical Society.....$ 25,000

INDUSTRIAL COMMISSION

Sec. 24. For the department of the Industrial Commission there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of twenty-four thousand dollars ($24,000) or so much thereof as may be necessary, to be used in the following manner:

For salary of the Industrial Commissioner.....$ 3,000
For Salaries, Support, Maintenance and Miscellaneous Purposes: (b) .....$ 21,000
Grand total of all appropriations for all purposes for each year of the biennium for the department of the Industrial Commission....$ 24,000

DEPARTMENT OF INSURANCE

Sec. 25. For the Department of Insurance there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of forty-six thousand dollars ($46,000) or so much thereof as may be necessary, to be used in the following manner:

For Salary of Commissioner of Insurance.....$ 4,000
For Salaries, Support, Maintenance and Miscellaneous Purposes (b) .....$ 42,000
Grand total of all appropriations for all purposes for each year of the biennium for the Department of Insurance.....$ 46,000

DEPARTMENT OF JUSTICE

Sec. 26. For the Department of Justice there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of eighty-six thousand nine hundred seventy-three dollars and eighty cents ($86,973.80) or so much thereof as may be necessary, to be used in the following manner:

For salary of Attorney General.....$ 5,000

Digitized by Google

For Salaries, Support, Maintenance and Miscellaneous Purposes (b) ..... $ 81,973.80
Grand total of all appropriations for all purposes for each year of the biennium for the Department of Justice..... $ 86,973.80

BUREAU OF LABOR

Sec. 27. For the Department of the Bureau of Labor there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of eighteen thousand four hundred sixty-seven dollars and twenty cents ($18,467.20) or so much thereof as may be necessary, to be used in the following manner:

For salary of Commissioner of Labor..... $ 2,800
For Salaries, Support, Maintenance and Miscellaneous Purposes (b) ..... $ 15,667.20
Grand total of all appropriations for all purposes for each year of the biennium for the Department of the Bureau of Labor.. $ 18,467.20

LIBRARY COMMISSION

Sec. 28. For the department of the Library Commission there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of nineteen thousand five hundred sixty-six dollars and sixty cents ($19,566.60) or so much thereof as may be necessary, to be used in the following manner:

For salary of Secretary..... $ 2,112
For Salaries, Support, Maintenance and Miscellaneous Purposes (b) ..... $ 17,454.60
Grand total of all appropriations for all purposes for each year of the biennium for the department of the Library Commission ..... $ 19,566.60

STATE LIBRARY

Sec. 29. For the department of the State Library there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of forty-two thousand six hundred seventy-two dollars and eighty cents ($42,672.80) or so much thereof as may be necessary, to be used in the following manner:

General Division

For salary of State Librarian..... $ 2,400

Law Division

For salary of Law Librarian..... $ 2,400

Medical Division

For salary of Medical Librarian..... $ 2,000

Economics and Sociology Division

For salary of Librarian..... $ 1,500
For Salaries, Support, Maintenance, and Miscellaneous pur-

Digitized by Google

poses for all Divisions to be expended under the supervision of the State Librarian.....$ 34,372.80
Grand total of all appropriations for all purposes for each year of the biennium for the department of the State Library.....$ 42,672.80

BOARD OF MINE EXAMINERS

Sec. 30. For the department of the Board of Mine Examiners there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of fifteen hundred dollars ($1,500) or so much thereof as may be necessary, to be used in the following manner:

Per Diem and Expenses.....$ 1,500
Grand total of all appropriations for all purposes for each year of the biennium, for the department of the Board of Mine Examiners .....$ 1,500

MINE INSPECTORS

Sec. 31. For the department of Mine Inspectors there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of fifteen thousand five hundred dollars ($15,500) or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support, Maintenance and Miscellaneous Purposes .....$ 15,500

BOARD OF PAROLE

Sec. 32. For the department of the Board of Parole there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of twenty-six thousand nine hundred twenty dollars and twenty cents ($26,920.20) or so much thereof as may be necessary, to be used in the following manner:

For salaries of Board Members, 3 @ $2,790 each.....$ 8,370
For Salaries, Support, Maintenance and Miscellaneous Purposes .....$ 18,550.20
Grand total of all appropriations for all purposes for each year of the biennium for the department of the Board of Parole....$ 26,920.20

STATE PRINTING BOARD

Sec. 33. For the department of the State Printing Board there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of thirteen thousand five hundred six dollars ($13,506) or so much thereof as may be necessary, to be used in the following manner:

General Office

For salary Superintendent of Printing.....$ 3,120
For Salaries, Support, Maintenance, and Miscellaneous Purposes: (b) .....$ 10,386
Grand total of all appropriations for all purposes for the State Printing Board Office.....$ 13,506

Digitized by Google

STATE PRINTING BOARD

Sec. 34. For the department of the State Printing Board there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of one hundred twenty thousand seven hundred seventeen dollars ($120,717) or so much thereof as may be necessary, to be used in the following manner:

State Purposes

For the necessary printing and binding authorized by law for the general assembly and for all state departments that have not been provided for in departmental appropriations $120,717

This section is not to be construed or interpreted to include the expense of any printing for any of the following departments, bureaus, boards, or associations:

State Teachers Association, Animal Health, and Veterinary Division of Agricultural Department for elimination of bovine tuberculosis, Iowa Beef Producers' Association, Iowa Corn and Small Grain Growers' Association, Farmers' Institutes, Iowa State Dairy Association, Iowa State Poultry Breeders' Association, Short Courses, Board of Conservation, State Entomologist, State Fair Board, Agricultural Societies, Iowa Department of the Grand Army of the Republic, Horse Breeders' Association, State Library and all divisions thereof, Psychopathic Hospital, State Highway Commission, Receivership Division of the Banking Department, Board of Engineering Examiners, Fish and Game Department, Motor Vehicle Department, Motor Vehicle, Fuel Tax Division, institutions under the Board of Control, institutions under the Board of Education, and the State Board of Vocational Education, Board of Educational Examiners, Industrial Survey, Motor Carrier Department, Truck Operator Department, and any and every agency, activity and undertaking that has a fund for general support. Providing that funds appropriated by this section, in the discretion of the Printing Board, may be used in supplying paper stock or multigraph work for any of the foregoing departments, bureaus, associations and institutions. Any sum so used to be refunded to the Printing Board and returned to the credit of the appropriation made by this section. When paper stock is so furnished, payment shall be made to the Printing Board in the same manner as other claims against such departments are paid, and the Printing Board shall remit the proceeds to the Treasurer of State on the first secular day of each calendar month, taking the treasurer's receipt therefor, showing the same properly credited to the appropriation authorized by this section. Such funds so handled shall be exempt from the provisions of sections 143 and 144 of the code.

SUPERINTENDENT OF PUBLIC INSTRUCTION

Sec. 35. For the department of the Superintendent of Public Instruction there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of twenty-nine thousand five hundred ten dollars ($29,510) or so much thereof as may be necessary, to be used in the following manner:

Digitized by Google

General Office

For Salary of Superintendent of Public Instruction	$ 4,000
For Salaries, Support, Maintenance and Miscellaneous Purposes:	$ 25,510
Grand total of all appropriations for all purposes for each year of the biennium for the department of the Superintendent of Public Instruction, Office	$ 29,510

SUPERINTENDENT OF PUBLIC INSTRUCTION

Sec. 36. For the department of the Superintendent of Public Instruction there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of four hundred twenty-one thousand four hundred fifty dollars ($421,450) or so much thereof as may be necessary, to be used in the following manner:

State Aid to Public Schools

For State Aid to Public Schools:	
Normal Training Schools	$120,000
Consolidated	135,000
Standard Schools (for use of rural schools only)	90,000
Normal Institutes	4,450
Mining Camp Schools	45,000
Mining Camp Schools Emergencies	27,000
	$421,450
Grand total of all appropriations for all purposes for each year of the biennium for the department of the Superintendent of Public Instruction for state aid to public schools	$421,450

RELIEF

Sec. 37. For Relief there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of five hundred sixty dollars ($560) or so much thereof as may be necessary, to be used in the following manner:

For Relief Purposes:	
Relief of Frederick M. Hull	$ 360
Relief of Marjorie Ball	200
	$ 560
Grand total of all appropriations for all purposes for each year of the biennium for Relief	$ 560

BOARD OF RAILROAD COMMISSIONERS

Sec. 38. For the department of the Board of Railroad Commissioners there is hereby appropriated for each year of the beinnium beginning July 1, 1933, and ending June 30, 1935, the sum of seventy-one thousand ninety-seven dollars and seventy cents ($71,097.70) or so much thereof as may be necessary, to be used in the following manner:

Digitized by Google

Railroad Commission Office

For Salaries of Commissioners, 3 at $3,600 each.....$ 10,800
For Salaries, Support, Maintenance and Miscellaneous Purposes 35,604.90

Total Railroad Commission Office.....$ 46,404.90

Commerce Counsel

For Salary of Chief Counsel.....$ 4,250
For Salaries, Support, Maintenance and Miscellaneous Purposes 8,370

Total Commerce Counsel .....$ 12,620

Valuation Department

For Salary of Agent.....$ 3,000
For Salaries, Support, Maintenance and Miscellaneous Purposes 5,572.80

Total Valuation Department.....$ 8,572.80

Pipe Lines

For General Expenses .....$ 3,500
Grand total of all appropriations for all purposes for each year of the biennium for the department of the Railroad Commission .....$ 71,097.70

SECRETARY OF STATE

Sec. 39. For the department of Secretary of State there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of fifty thousand three hundred fifty-five dollars ($50,355) or so much thereof as may be necessary, to be used in the following manner:

For Salary of Secretary of State.....$ 4,500
For Salaries, Support, Maintenance and Miscellaneous for all Divisions .....$ 45,855
Grand total of all appropriations for all purposes for each year of the biennium for the department of the Secretary of State .....$ 50,355

CLERK OF THE SUPREME COURT

Sec. 40. For the department of the Clerk of the Supreme Court there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of eight thousand nine hundred sixty-five dollars ($8,965.00) or so much thereof as may be necessary, to be used in the following manner:

For Salary of Clerk of Supreme Court.....$ 3,127.60
For Salaries, Support, Maintenance and Miscellaneous Purposes .....$ 5,837.40

Digitized by Google

Grand total of all appropriations for all purposes for each year of the biennium for the department of the Clerk of the Supreme Court ..... $ 8,965.00

SUPREME COURT

Sec. 41. For the department of Supreme Court there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of eighty-five thousand one hundred four dollars ($85,104) or so much thereof as may be necessary, to be used in the following manner:

For Salaries of Judges (9 at $7,500) each ..... $ 67,500
For Salaries, Support, Maintenance and Miscellaneous Purposes 17,604
Grand total of all appropriations for all purposes for each year of the biennium for the department of the Supreme Court ..... $ 85,104

REPORTER OF THE SUPREME COURT AND CODE EDITOR

Sec. 42. For the department of the Reporter of the Supreme Court and Code Editor there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of eleven thousand six hundred seventy-six dollars and forty cents ($11,676.40) or so much thereof as may be necessary, to be used in the following manner:

For salary of Reporter of the Supreme Court and Code Editor ..... $ 3,850
For Salaries, Support, Maintenance and Miscellaneous Purposes ..... $ 7,826.40
Grand total of all appropriations except as provided by Section 177 of the Code for all purposes for each year of the biennium for the department of the Reporter of the Supreme Court and Code Editor ..... $ 11,676.40

TREASURER OF THE STATE

Sec. 43. For the department of Treasurer of State there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of eighty-eight thousand nine hundred fifty-one dollars ($88,951.00) or so much thereof as may be necessary, to be used in the following manner:

For Salary of Treasurer of State ..... $ 4,500
For Salaries, Support, Maintenance and Miscellaneous Purposes for all Divisions ..... $ 84,451.00
Grand total of all appropriations for all purposes for each year of the biennium for the department of the Treasurer of State ..... $ 88,951.00

BOARD OF VOCATIONAL EDUCATION

Sec. 44. For the department of Vocational Education there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of thirty-two thousand seven hundred

Digitized by Google

ninety-nine dollars and twenty cents ($32,799.20) or so much thereof as may be necessary, to be used in the following manner:

For salary of Director of the Vocational Education Division and Civilian Rehabilitation Division	$ 3,000
For Salaries, Support, Maintenance and Miscellaneous Purposes: For all divisions	$ 29,799.20
Grand total of all appropriations for all purposes for each year of the biennium for the department of the Board of Vocational Education	$ 32,799.20

BOARD OF CONTROL OF STATE INSTITUTIONS

Sec. 45. For the Board of Control of State Institutions, for the support, maintenance, operation, additions and betterments, of all state institutions under control of the said board, namely:

State Hospital and Colony for Epileptics and Feeble-minded, Woodward
Institution for Feeble-minded Children, Glenwood
State Hospital for Insane, Cherokee
State Hospital for Insane, Clarinda
State Hospital for Insane, Independence
State Hospital for Insane, Mount Pleasant
State Juvenile Home, Toledo
Penitentiary, Fort Madison
Men's Reformatory, Anamosa
Women's Reformatory, Rockwell City
State Sanatorium, Oakdale
Iowa Soldiers' Home, Marshalltown
Iowa Soldiers' Orphans' Home, Davenport
Training School for Boys, Eldora
Training School for Girls, Mitchellville

There is hereby appropriated as a special appropriation for new boiler plant and equipment at the Institution for Feeble Minded children at Glenwood, Iowa, the sum of sixty-five thousand dollars ($65,000.00) or so much thereof as may be necessary, the same to be available upon the taking effect of this act, and there is hereby appropriated the sum of three million five hundred seventy-two thousand six hundred thirty-six dollars ($3,572,636) or so much thereof as may be necessary for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, to be used at the respective institutions in the following manner and for the following purposes:

State Hospital and Colony for Epileptics and Feeble-minded, Woodward

(1) For the State Hospital and Colony for Epileptics and Feeble-minded there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of two hundred forty-six thousand five hundred dollars ($246,500) or so much thereof as may be necessary, to be used in the following manner:

Digitized by Google

For Salaries, Support and Maintenance.....$234,000
For Special Purposes:
Sewage Disposal Plant .....$ 12,500

$246,500

Institution for Feeble-minded Children, Glenwood

(2) For the Institution for Feeble-minded Children there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of two hundred eighty-eight thousand five hundred thirty-six dollars ($288,536) or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support and Maintenance.....$288,536

$288,536

State Hospital for Insane, Cherokee

(3) For the State Hospital for the Insane, Cherokee, there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of two hundred eighty-two thousand five hundred dollars ($282,500) or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support and Maintenance.....$270,000
For Special Purposes:
Alteration of Power Plant .....$ 7,000
Water Softener 3,000
Repairs to Cold Storage Plant 2,500

$ 12,500

$282,500

State Hospital for Insane, Clarinda

(4) For the State Hospital for the Insane, Clarinda, there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of two hundred ninety-seven thousand five hundred dollars ($297,500) or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support and Maintenance.....$247,500
For Special Purposes:
Dining Room and Cold Storage Plant..... 50,000

$297,500

State Hospital for Insane, Independence

(5) For the State Hospital for the Insane, Independence, there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of two hundred seventy thousand dollars ($270,000) or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support and Maintenance.....$270,000

Digitized by Google

State Hospital for the Insane, Mt. Pleasant

(6) For the State Hospital for the Insane, Mt. Pleasant, there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of two hundred eighty-three thousand five hundred dollars ($283,500) or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support and Maintenance.....$283,500

State Juvenile Home, Toledo

(7) For the State Juvenile Home, Toledo, there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of ninety-nine thousand nine hundred dollars ($99,900) or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support and Maintenance.....$ 99,900

Penitentiary, Fort Madison

(8) For the State Penitentiary, Fort Madison, there is hereby appropriated fo reach year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of four hundred seventy-one thousand dollars ($471,000) or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support and Maintenance		$418,500
For Special Purposes:		
Laundry Equipment	5,000	
Cell Block	40,000	
Prison Wall	7,500	
	$ 52,500	
		$471,000

Provided, however, that in the appropriation herein made the Board of Control shall so allocate said appropriation that every employee of the penitentiary at Fort Madison shall have one day vacation out of every consecutive seven days.

Men's Reformatory, Anamosa

(9) For the Men's Reformatory, Anamosa, there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of three hundred eighty-three thousand five hundred dollars ($383,500) or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support and Maintenance		$351,000
For Special Purposes:		
Building for Criminal Insane and New Dining Room	32,500	
		$383,500

Provided, however, that in the appropriation herein made the Board of Control shall so allocate said appropriation that every employee of the

Digitized by Google

men's reformatory at Anamosa shall have one day vacation out of every consecutive seven days.

The Board of Control is hereby authorized to use from the "maintaining and establishing of industries" fund fifty thousand dollars ($50,000) for building for criminal insane and new dining room.

Women's Reformatory, Rockwell City

(10) For the Women's Reformatory, Rockwell City, there is hereby appropriated for each year of biennium beginning July 1, 1933, and ending June 30, 1935, the sum of forty-nine thousand seven hundred dollars ($49,700) or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support and Maintenance	$47,700
For Special Purposes:	
Water Connection with City Plant	2,000
	$ 49,700

State Sanatorium, Oakdale

(11) For the State Sanatorium, Oakdale, there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of two hundred fifty-eight thousand dollars ($258,000) or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support and Maintenance	$216,000
For Special Purposes:	
Nurses' Home	$ 40,000
Refrigeration Plant	2,000
	$ 42,000
	$258,000

Iowa Soldiers' Home, Marshalltown

(12) For the Iowa Soldiers' Home, Marshalltown, there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of one hundred ninety-four thousand four hundred dollars ($194,400) or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support and Maintenance $194,400

Iowa Soldiers' Orphans' Home, Davenport

(13) For the Iowa Soldiers' Orphans' Home, Davenport, there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of one hundred sixty-two thousand nine hundred dollars ($162,900) or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support and Maintenance $162,900

Training School for Boys, Eldora

(14) For the Training School for Boys, Eldora, there is hereby ap-

Digitized by Google

propriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of one hundred sixty-seven thousand five hundred dollars ($167,500) or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support and Maintenance	$157,500
For Special Purposes:	
Boiler and Equipment	$ 5,000
Alteration of Power House	5,000
	$ 10,000
	$167,500

Training School for Girls, Mitchellville

(15) For the Training School for Girls, Mitchellville, there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of ninety thousand two hundred dollars ($90,200) or so much thereof as may be necessary, to be used in the following manner:

For Salaries, Support and Maintenance	$ 70,200
For Special Purposes:	
School Building and Gymnasium	$ 20,000
	$ 90,200

Emergency Fund

For Emergency purposes, there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of fourteen thousand dollars ($14,000) or so much thereof as may be necessary, to be used in the following manner:

For emergencies and unforeseen expenses at any or all institutions under te control of said board	$ 14,000

Road Fund

For road purposes there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of thirteen thousand dollars ($13,000) or so much thereof as may be necessary, to be used in the following manner:

For construction, maintenance and repairs of roads at institutions under the control of said board	$ 13,000
Grand total of all appropriations for all purposes for each year of the biennium for all institutions under the board of Control	$3,605,136

STATE BOARD OF EDUCATION

Sec. 46. For the State Board of Education, for the administration, maintenance, operatoin, additions and betterments of the State University of Iowa, at Iowa City; the Iowa State College of Agriculture and Mechanic Arts, at Ames; the Iowa State Teachers' College, at Cedar Falls; the Iowa School for the Deaf, at Council Bluffs; the Iowa School for the

Digitized by Google

Blind, at Vinton; the University Hospital, at Iowa City, the Psychopathic Hospital, at Iowa City; and the Bacteriological Laboratory, at Iowa City; and for Soldiers' Tuition:

There is hereby appropriated the sum of five million five hundred twenty thousand six hundred ten dollars and seventy cents ($5,520,610.70) or so much thereof as may be necessary, for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, to be used in the following manner and for the following purposes, to wit:

State University of Iowa

(1) For the State University of Iowa, at Iowa City, for each year of said biennium, the sum of one million seven hundred seventy-eight thousand three hundred fifty-six dollars ($1,778,356) or so much thereof as may be necessary, for salaries other than the president, support, maintenance, equipment and general improvements.

(a) There is hereby appropriated for the salary of the president of the State University of Iowa for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, a sum not to exceed ten thousand dollars ($10,000).

Iowa State College of Agriculture and Mechanic Arts

(2) For the Iowa State College of Agriculture and Mechanic Arts at Ames, Iowa, for each year of said biennium, the sum of one million seven hundred eighty-two thousand eight hundred ninety-one dollars and twenty cents ($1,782,891.20), or so much thereof as may be necessary for salaries other than the president, support, maintenance, equipment and general improvements.

(a) There is hereby appropriated for the salary of the president of the Iowa State College of Agriculture and Mechanic Arts for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, a sum not to exceed nine thousand dollars ($9,000).

Iowa State Teachers' College

(3) For the Iowa State Teachers' College, at Cedar Falls, for each year of said biennium, the sum of four hundred ninety-one thousand eighty-nine dollars ($491,089.00), or so much thereof as may be necessary, for salaries other than the president, support, maintenance, equipment and general improvements.

(a) There is hereby appropriated for the salary of the president of the Iowa State Teachers' College for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, a sum not to exceed seven thousand dollars ($7,000).

Iowa School for the Deaf

(4) For the Iowa School for the Deaf, at Council Bluffs, for each year of said biennium, the sum of two hundred two thousand eight hundred twenty-five dollars ($202,825), or so much thereof as may be necessary, to be expended as follows:

For Salaries, Support and Maintenance.....$193,825

Digitized by Google

For Special Purposes:
Equipment, Roadways, Walks and Landscaping..... 9,000

$202,825

Iowa School for the Blind

(5) For the Iowa School for the Blind at Vinton, for each year of said biennium, the sum of one hundred eleven thousand one hundred fifty dollars ($111,150) or so much thereof as may be necessary, to be expended as follows:

For Salaries, Support, Maintenance, General Improvements and Betterments $111,150

Medical and Surgical Treatment of Indigent Persons,

University Hospital

(6) For the purpose of carrying out the provisions of Chapter 199, Code of 1931, for each year of said biennium, the sum of one million dollars ($1,000,000) or so much thereof as may be necessary, to be expended in the manner and under the authority provided in said chapter.

Psychopathic Hospital

(7) For the Psychopathic Hospital, at Iowa City, for each year of said biennium the sum of one hundred eight thousand dollars ($108,000) or so much thereof as may be necessary, to be used in the manner and under the authority provided in Chapter 197, Code of 1931; provided, however, that said amount shall be available in monthly installments, not exceeding nine thousand dollars ($9,000), and that said installments shall be expended only upon the submission of bills in the manner provided in section 3984 of said chapter.

Bacteriological Laboratory

(8) For the Bacteriological Laboratory, at Iowa City, for each year of said biennium, the sum of thirteen thousand ninety-nine dollars and fifty cents ($13,099.50) or so much thereof as may be necessary, to be used in the manner and under the authority provided in Chapter 196, Code of 1931.

Soldiers' Tuition

(9) The sum of seven thousand two hundred dollars ($7,200) or so much thereof as may be necessary, for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, for the payment of tuition for honorably discharged soldiers or sailors of the World War of the United States who are citizens of the state of Iowa, who enroll in any division of the State University, at Iowa City, or the College of Agriculture and Mechanic Arts, at Ames, said payment being fixed at twenty dollars ($20.00) for each such student for each semester and each summer school.

Grand total of all appropriations for all purposes for each year of the biennium, for all institutions under the Board of Education $5,520,610.70

Digitized by Google

GENERAL CONTINGENT FUND

Sec. 47. For the purpose of establishing a general contingent fund for the state, there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of twenty thousand dollars ($20,000) or so much thereof as may be necessary to be administered by the executive council for contingencies arising during the biennium, which are legally payable from the general fund of the state; provided, however, that no part of said fund shall be available to the State Board of Education or the Board of Control of State Institutions.

INSURANCE DEPARTMENT

Sec. 48. The Insurance Commissioner is hereby authorized to employ not to exceed eighteen (18) insurance examiners, of which examiners the commissioner may designate two examiners in charge at per diem not to exceed $17.50 each and expenses as herein provided, all other examiners at per diem not exceeding $15.00 each, and their actual and necessary expenses while engaged in the performance of their duties, said per diem and expenses to be paid from funds in the state treasury upon presentation of proper vouchers and warrants; provided, however, that the state treasurer shall be reimbursed in the manner and under the authority provided in sections 8632 and 8633, Code of 1931.

COUNTY AND MUNICIPAL EXAMINERS

Sec. 49. The Auditor of State is hereby authorized to employ county and municipal examiners and assistants at a per diem not exceeding seven dollars ($7.00) each, and their actual and necessary expenses while engaged in the performance of their duties, to be paid in the manner provided in sections 125 and 126, Code of 1931.

FISH AND GAME COMMISSION

Sec. 50. For the Fish and Game Commission there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the Fish and Game protection fund in accordance with Sections 1703-d27, Chap. 95d-1, and Section 1717, Chap. 86, Code of 1931, to be used in the following manner:

For Official Salaries, Supervision, Clerical help,
Field Supervision: (a) ..... $ 20,000
For Enforcement: (b)
Not to exceed forty-two deputy wardens, not to exceed four dollars and fifty cents ($4.50) per day.....
For General Expenses, operation of fish and game divisions, investigations and other expenses of the Department, the unexpended balance of the fish and game protection fund.

Provided that no part of said compensation of such employees which have been provided for by law, shall be paid from the general fund of the state, but shall be paid from the Fish and Game protection fund in accordance with the provisions of Section 1717 of the Code.

Digitized by Google

TREASURER OF STATE

MOTOR VEHICLE FUEL TAX DIVISION

Sec. 51. On and after July 1, 1933, and until June 30, 1935, the compensation of employees in the Motor Vehicle Fuel Tax Division of the office of treasurer of state shall not exceed the following amounts:

For Salaries:

Superintendent	$ 1,900.80
Chief Clerk and Secretary	1,436.40
Auditors (each)	1,598.40
Refund Investigators (each)	1,436.40
Refund Auditor	1,204.20
Assistant Refund Auditor	972.00
Warrant Clerk	1,058.40

Provided that no part of said compensation or expenses of such employees, or postage, equipment, supplies, and printing shall be paid from the general fund of the state but shall be paid from that portion of motor vehicle fuel taxes allocated to the motor vehicle fuel tax division of the office of the treasurer of state.

BANKING DEPARTMENT

Sec. 52. On and after July 1, 1933, and until June 30, 1935, the number of employees in the Banking Department and their compensation shall not exceed the following specified number and amounts:

For Salaries:

Superintendent	$ 4,500.00
Assistant Superintendent	3,500.00
Chief Examiner	3,500.00
Examiners (2 at $3,000 each)	6,000.00
Examiners (2 at $3,000 each)	6,000.00
Chief Clerk and Special Examiner	2,200.00
Legal Clerk	2,000.00
Clerk	1,500.00
Stenographers (5) each	1,000.00
Examiners (13) $1,200 to $2,400 each	

Provided that no part of such compensation, nor the expenses of such employees which have been provided for by law shall be paid from the general fund of the state, but shall be paid from the examination fees and other receipts of the department in the manner and under the authority provided for in Sections 9144 and 9145 of the Code and provided further that the foregoing provisions as to the number of employees in said department and their compensation shall not be so construed as to repeal or affect the provisions of Sections 9136 and 9137 of the Code.

BOARD OF ENGINEERING EXAMINERS

Sec. 53. The Board of Engineering Examiners is hereby authorized to pay its secretary a salary of six hundred dollars ($600) per year and to pay a clerk three hundred dollars ($300.00) per year, to be paid out of funds belonging to the Board of Engineering Examiners.

Digitized by Google

RAILROAD COMMISSION—MOTOR TRANSPORTATION DIVISION

Sec. 54. On and after July 1, 1933, and until June 30, 1935, the employees in the Motor Transportation Division of the Railroad Commission shall be compensated for their services in the following manner:

For Salaries:

Superintendent	$ 2,200.00
Assistant Superintendent (2—not to exceed)	4,000.00
Special Investigator	2,000.00
Tax Auditor	1,800.00
Examiners (each)	1,600.00
Chief Inspector	1,800.00
File Clerk	$ 1,800.00
Clerks (each)	1,300.00
Permit Clerk	1,300.00
Inspectors (each)	1,500.00
Stenographers (each)	1,000.00

Provided that one-half of the above salaries are to be paid from the fees collected from motor vehicle carriers and one-half from fees for regulation of motor trucks.

EDUCATIONAL EXAMINERS

Sec. 55. On and after July 1, 1933, and until June 30, 1935, the number of employees in the Department of the Board of Educational Examiners and their compensation shall not exceed the following number or amounts:

For Salaries:

Secretary	$ 1,700.00
Chief Clerk	1,500.00
Bookkeeper	1,000.00
Stenographers (2—not to exceed)	2,000.00

Such other clerical assistance as shall be deemed advisable and necessary to properly conduct the routine of the examination work of said board, at not to exceed fifty cents (50c) per hour per employee for the time they are actually engaged in said work in the office of the secretary of the board.

Such examiners as shall be deemed advisable, and necessary to properly examine and grade examination papers, at not to exceed seventy-five cents (75c) per hour per examiner, for the time they are actually engaged in said work in the office of the secretary of the board.

The members of the said board other than those receiving a salary from the state shall receive a per diem of not to exceed four dollars ($4.00) and their actual and necessary expenses.

MOTOR VEHICLE DEPARTMENT

Sec. 56. For the department of the Motor Vehicle there is hereby appropriated for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, the sum of one hundred seven thousand seven hundred forty dollars ($107,740) or so much thereof as may be necessary, to be used in the following manner:

Digitized by Google

For Salary of Superintendent.....$ 3,000
For Salaries, Support, Maintenance and Miscellaneous Purposes $104,740
Grand total of all appropriations for all purposes for each year of the biennium for the Motor Vehicle Department....$107,740

Provided, that no part of such compensation, nor the expenses of such employees which have been provided by law shall be paid from the general fund of the state but shall be paid from that part of the motor licenses allocated to the motor vehicle department as provided for in Section 4999 of the Code.

Other expenditures of the department are to be paid in a like manner and said amount including salaries and expenses shall not exceed the amount allocated in Section 4999 of the Code.

GENERAL PROVISIONS

Sec. 57. The governing board of any state department, institution, or agency, or, if there be no governing board, the head of any department, institution or agency, in the interest of economy and efficiency, may, with the written consent and approval of the governor and director of the budget, first obtained, at any time during the biennium, partially or wholly use its unexpended appropriations for purposes properly within the scope of such department, institution or agency.

Sec. 58. Nothing in this act shall be construed to require the auditor of state to keep a separate account for each specific item in an appropriation made to any department, but such amount may be kept in an aggregate amount of the appropriation.

Sec. 59. No state department, institution, or agency receiving appropriations under the provisions of this act shall expend funds or approve claims in excess of its appropriations, except as otherwise provided in this act. If the expenditures of any state department, institution, or agency, shall in any other manner exceed the amounts of its appropriation, the members of the governing board of any such state department, institution or agency who shall have voted for such excessive expenditures, or, if there be no governing board, the head of any such state department, institution, or agency making excessive expenditure or approving excessive claims shall be personally liable for the full amount of the unauthorized deficit thus created.

When the appropriation of any department, institution or agency is insufficient to properly meet the legitimate expense of such department, institution or agency of the state, the governor, with the approval of the director of the budget, is authorized to transfer from any other department, institution or agency of the state having an appropriation in excess of its necesisty, sufficient funds to meet that deficiency.

Sec. 60. No obligation of any kind, whatsoever, shall be incurred or created subsequent to June 30, 1935, against any appropriation made by this act, unless otherwise specifically provided by law, and, on June 30, 1935, it shall be the duty of the head of each department, board of commission, receiving appropriations under the provisions of this act, to file with the auditor of state a list of all expenditures for which warrants have not been drawn.

Digitized by Google

Sec. 61. Except where otherwise specifically provided by law, all appropriations made by this act, remaining unexpended or unobligated, at the close of business on December 31, 1935, shall revert to and become a part of the general fund in the state treasury.

Sec. 62. All salaries provided for by this act are in lieu of all existing statutory salaries, for the positions provided herein, and shall be payable in equal monthly or semi-monthly installments, and shall be in full compensation for all services except as otherwise expressly provided.

In all cases the amount of the salary or per diem which has been fixed by the various appropriations shall be considered te maximum amount available for the respective position and it shall be the duty of the heads of the various departments to use discretion in the matter of compensating employees, within the limits provided by this act.

The employees provided for in this act are granted one week's vacation after one year's steady employment and two weeks' vacation after two or more years' employment, with pay. Leave of absence of thirty days is granted to employees on account of sickness or injury, accumulative for three consecutive years, with pay at the discretion of the heads of departments.

Any person while traveling on state business, driving his own car, may charge for same at the rate of not to exceed five cents (5c) per mile for use of said car, regardless of the number of passengers carried. All citations in the code regarding automobile transportation are hereby repealed.

Sec. 63. All clerks, janitors and other employees provided for by this act, shall be under the control of the head of the department and may, by him, be temporarily assigned to such other work or duties within the department as he shall direct and shall be subject to dismissal by him.

Sec. 64. For the office of the auditor of state there is hereby set aside from the collection of taxes on motor vehicle fuel, the sum of two thousand five hundred dollars ($2,500) annually, for use in employing sufficient help in writing motor vehicle fuel tax refund warrants.

Sec. 65. For the office of the industrial commissioner there is hereby set aside from the primary road fund the sum of fifteen thousand dollars ($15,000) annually, for use in paying all claims of employees of the state highway commission who are injured or killed while on duty, as provided for in Chapter 70 of the Code.

Sec. 66. For the office of the attorney general there is hereby set aside from the primary road fund the sum of fifteen thousand dollars ($15,000) annually, for the purpose of covering all costs of litigation arising from or pertaining to primary roads.

Sec. 67. The salary of the secretary of the Soldiers' Bonus Board shall not exceed two tousand four hundred dollars ($2,400) per annum, and the salary of the clerk shall not exceed one thousand two hundred dollars ($1,200).

Sec. 68. For the purpose of carrying out the provisions of Chapter 134, Acts of the 43rd General Assembly, there is hereby appropriated three thousand dollars ($3,000) annually for the registration of soldiers' and sailors' graves.

Digitized by Google

Sec. 69. Where any provisions of the laws of this state are in conflict with this act the provisions of this act shall govern for the biennium.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, Senate Files Nos. 483, 477 and 267.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: Senate Files Nos. 483, 477 and 267.

CONSIDERATION OF BILLS

House File No. 517, a bill for an act relating to the purchase of real estate by the State Highway Commission for highway purposes and for the determination of priority of liens thereon, and authorizing the payment of the purchase price to the clerk of the district court of the county in which the real estate is situated, and directing the disbursement thereof to the respective lienholders upon the filing of proper releases and upon giving full credit on the indebtedness of the amounts received by such lienholders, was taken up for consideration.

Rice of Keokuk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 71.

Aldrich	Casey	Falvey	Grau
Alesch	Cunningham	Felter	Hanson of Lyon
Beath	Davis	Frizzell	Hanson of Winnebago
Beswick	Dean	Fuester	Hook
Bonnstetter	Ditto	Gallagher	Hopp
Bouska	Donlon	Garner	Hultman
Bowers	Dreessen	Gissel	Humeston
Bruce	Durant	Gittinger	Jenkins
Burgess	Fabritz	Goode	

Digitized by Google

Jensen	Moore of Benton	Rice	Thies
Koch	Moore of	Roe	Thiessen
Lookingbill	Harrison	Sours	Treimer
McCarthy	Mooty	Speidel	Wenig
McKinnon	Osborn	Stewart	Willis
Malone	Ostby	Stiger	Wolf
Maniece	Peet	Stimpson	Yager
Mercer	Rawlings	Strachan	Zipse
Metcalf	Reed	Teter	Zylstra
Mitchell			

The nays were, 23.

Augustine	Fuelling	McDermott	Stansell
Crouch	Grell	Millhone	Swift of Dubuque
Dole	Hough	Peaco	Swift of Jackson
Doran	Johnson	Porter	Weed
Ellsworth	Laughlin	Smith	Wiese
Foster	McCreery	Snyder	

Absent or not voting, 14.

Brady	Lichty	Ryder	Sheridan
Craven	McFarlane	Schmitz	Stanzel
Elliott	McLean	Schroeder	Mr. Speaker
Hartman	Paisley		

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

The time having arrived for special order, Teter of Marion moved that the conference committee report on Senate Substitute for Senate File No. 131 and amendments recommended therein found on page 1091 of the Journal of March 29 be adopted.

McFarlane of Black Hawk raised the point of order that the conference committee had exceeded and gone beyond the scope of its authority as set in Joint Rule 1, in that the bill was entirely written by the conference committee.

The Speaker ruled the point of order not well taken.

CALL OF THE HOUSE

The following call of the House was filed:

MR. SPEAKER: We, the undersigned, hereby request a call of the House for the consideration of Senate Substitute for Senate File No. 131.

J. P. GALLAGHER
C. L. RICE
C. E. MALONE
CHRISTIAN GRELL
THOMAS STIMPSON

The roll call disclosed that all members were present except Sheridan of Lee, who, upon the request of Paisley of Lee, was excused from the call of the House.

Digitized by Google

Laughlin of Fremont moved the previous question. Motion prevailed.

McKinnon of Henry moved that the House adjourn until 9:00 a. m. Tuesday. Motion lost.

On the question "Shall the report of the conference committee on Senate Substitute for Senate File No. 131 be adopted and the conference committee amendments recommended therein be concurred in and adopted?" a roll call was demanded.

The ayes were, 57.

Aldrich	Garner	McLean	Speidel
Alesch	Gittinger	Malone	Stanzel
Augustine	Goode	Maniece	Stewart
Beswick	Hartman	Metcalf	Stiger
Bonnstetter	Hook	Millhone	Stimpson
Bouska	Hopp	Mitchell	Swift of Dubuque
Burgess	Hough	Moore of Benton	Swift of Jackson
Craven	Humeston	Rawlings	Teter
Davis	Jenkins	Reed	Thies
Ditto	Koch	Rice	Thiessen
Doran	Lookingbill	Roe	Weed
Fabritz	McCreery	Schmitz	Willis
Falvey	McDermott	Smith	Wolf
Frizzell	McKinnon	Snyder	Mr. Speaker
Fuester			

The nays were, 50.

Beath	Ellsworth	Johnson	Peet
Bowers	Felter	Laughlin	Porter
Brady	Foster	Lichty	Ryder
Bruce	Fuelling	McCarthy	Schroeder
Casey	Gallagher	McFarlane	Sours
Crouch	Gissel	Mercer	Stansell
Cunningham	Grau	Moore of Harrison	Strachan
Dean	Grell	Mooty	Treimer
Dole	Hanson of Lyon	Osborn	Wenig
Donlon	Hanson of Winnebago	Ostby	Wiese
Dreessen	Hultman	Paisley	Yager
Durant	Jensen	Peaco	Zipse
Elliott			Zylstra

Absent or not voting, 1.
Sheridan

Conference committee report was adopted and the amendments recommended therein were concurred in and adopted.

Fabritz of Wapello moved that the vote by which the conference committee report was adopted be reconsidered and that the motion to reconsider be laid on the table. Motion prevailed.

EXPLANATION OF VOTE ON SENATE SUBSTITUTE FOR SENATE FILE NO. 131

I favor and have always favored sane and fair tax reduction. If the conference committee bill were drawn so as to save the state of Iowa

Digitized by Google

through its local taxing units much more than the present bill can possibly save to the taxpayers, I should support it. I believe it is possible to reduce without gross injustice. My reasons for refusing to support the conference report are as follows:

1. It rewards extravagance and penalizes economy;
2. It is unequal in its application to the taxing units of the state—a violation of the constitutional provision that laws shall be equal and fair;
3. It is undemocratic because it shifts responsibility from the locally elected officials, upon whom the responsibilty for the administration of our institutions depends;
4. It is unjust because there are many taxing units caught in this economic trap for whom no relief is offered in the bill.

I shall be willing to support any tax reduction bill that is brought in that obviates these difficulties. E. A. ELLIOTT.

AMENDMENTS FILED

Fabritz of Wapello filed the following amendment to House File No. 587:

Amend House File No. 587, Section 19, Paragraph C by changing semicolon ";" in line eleven to a comma "," and adding thereto the following: "and/or excepting regularly chartered branches of nationally incorporated organizations".

McFarlane of Black Hawk filed the following amendment to House File No. 587:

Amend House File No. 587 by adding to Section 24 the following:

"No person shall furnish to any minor under 21 years of age, by gift, sale or otherwise, any beer as defined in this act, nor shall any such beer be sold, given or delivered to any person between the hours of twelve o'clock midnight on Saturday night and seven o'clock of the following Monday morning."

Further amend by striking out all of Section 34.

On motion of Thies of Pottawattamie, the House recessed until 7:30 p. m.

EVENING SESSION

Pursuant to recess adjournment and in accordance with resolution duly adopted, the House reconvened, Speaker Miller in the chair.

Dr. Arnold Bennett Hall of the Bureau of Government Research of the Brookings Institution addressed the assembly.

On motion of Fuelling of Clayton, the House adjourned until 9:00 a. m. Tuesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 11, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend E. A. Elliott, Pastor of the United Brethren Church, Van Meter, Iowa.

Journal of April 10 corrected and approved.

SENATE MESSAGES CONSIDERED

Senate File No. 202, a bill for an act to make an appropriation for the expenses incurred in the general election contest of Moen vs. Roelofs.

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

Senate File No. 484, a bill for an act so to amend chapter two hundred sixty-one (261), Code, 1931, and various sections of said chapter, as to eliminate certain unnecessary allowances to county officers as salary in counties which now or hereafter have a population of less than sixty thousand (60,000) and which now or hereafter may have two county seats at each of which district court is regularly held, and to fix in such counties the salary of certain county officers and of the first or chief deputy of each of said officers.

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

HOUSE AMENDMENTS TO THE SENATE AMENDMENTS TO HOUSE SUBSTITUE FOR HOUSE FILE NO. 73

Bonnstetter of Kossuth moved that the Senate Amendments to House Substitute for House File No. 73 be amended by substituting therefore the amendments filed at the desk, and that when so amended the House concur.

On the question "Shall the House amend by substitution and

Digitized by Google

concur in the Senate amendments to House Substitute for House File No. 73?" a roll call was demanded.

The ayes were, 85.

Aldrich	Fabritz	Koch	Schmitz
Alesch	Falvey	Laughlin	Schroeder
Augustine	Felter	Lookingbill	Snyder
Beath	Foster	McCarthy	Sours
Beswick	Frizzell	McCreery	Stansell
Bonnstetter	Fuelling	McFarlane	Stewart
Bouska	Fuester	McLean	Strachan
Bowers	Garner	Malone	Swift of Dubuque
Brady	Gissel	Maniece	Swift of Jackson
Bruce	Gittinger	Metcalf	Teter
Burgess	Goode	Millhone	Thies
Casey	Grau	Mitchell	Thiessen
Craven	Grell	Moore of Harrison	Treimer
Cunningham	Hanson of Winnebago	Mooty	Weed
Davis	Hartman	Osborn	Wiese
Dean	Hook	Ostby	Willis
Ditto	Hopp	Peaco	Wolf
Dole	Hough	Peet	Yager
Donlon	Hultman	Reed	Zipse
Doran	Humeston	Roe	Zylstra
Durant	Jensen	Ryder	Mr. Speaker
Ellsworth			

The nays were, 2.

Gallagher	Hanson of Lyon

Absent or not voting, 21.

Crouch	McDermott	Porter	Speidel
Dreessen	McKinnon	Rawlings	Stanzel
Elliott	Mercer	Rice	Stiger
Jenkins	Moore of Benton	Sheridan	Stimpson
Johnson	Paisley	Smith	Wenig
Lichty			

Motion prevailed and the House concurred in the Senate amendments as amended by the House.

CALL OF THE HOUSE

The following call of the House was filed:

MR. SPEAKER: We, the undersigned, hereby request a call of the House for the consideration of House File No. 587.

O. J. DITTO
A. W. WOLF
R. G. MOORE
JOHN F. BRADY
E. P. LAUGHLIN

The roll call disclosed all members present.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the

Digitized by Google

Senate has concurred in House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 333, a bill for an act relating to regulation, supervision and examination of building and loan associations.

Also, that the Senate has amended and concurred in House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 129, a bill for an act relating to regulations and inspections of prison-made goods.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 341, a bill for an act relating to inspection of passenger boats, and to enact a substitute therefor relating to inspection of boats, licensing of pilots and engineers, and regulating the operation of boats on inland Iowa lakes and streams, and providing a penalty for the violation of the provisions of this act.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 539, a bill for an act relating to Junior Colleges, to provide for the temporary suspension of same.

BYRON G. ALLEN, *Secretary.*

SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE NO. 129

Amend by striking from line three (3) the word "Copper" and inserting in lieu thereof the word "Cooper".

SENATE AMENDMENT TO HOUSE FILE NO. 341

Amend the title by striking the period "." at the end and inserting in lieu thereof the following:

", and providing a penalty for the violation of the provisions of this act."

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, Senate Files Nos. 368, 310, 199, 198, 160, 189, 478, 482 and 367.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: Senate Files Nos. 368, 310, 199, 198, 160, 189, 478, 482 and 367.

Digitized by Google

CONSIDERATION OF BILLS

House File No. 587, a bill for an act to amend sections nineteen hundred and twenty-three (1923), twenty hundred seventy-two (2072), twenty-one hundred thirty (2130) and twenty-one hundred thirty-six (2136) of the Code of Iowa 1931, all relating to intoxicating liquors; to provide revenue by taxation of and from permits to sell certain non-intoxicating liquors and to issue permits for and regulate the manufacture and sale thereof, was taken up for consideration.

Fabritz of Wapello called up the amendment filed by him and found on page 1309 of the Journal of April 10, and moved its adoption. The amendment applies to section 19 of the main bill. Amendment adopted.

Stiger of Tama moved to amend House File No. 587 as follows:

1. Amend the title by inserting after the word "revenue" in the sixth line thereof the following: "for the State of Iowa and certain of its municipal sub-divisions,"; also by inserting before the word "sell" in line six (6) of said title the words "manufacture and/or".

2. Amend section one (1) by inserting after the word "and" and before the word "inserting" in line six (6) thereof the word "by".

3. Amend section two (2) by inserting before the word "section" in line one (1) thereof the word "that"; also by inserting after the figures "(2072)" in line one (1) the words "of the code of Iowa, 1931,".

4. Amend section three (3) by inserting before the word "section" in line one (1) thereof the word "that"; also by inserting after the figures "(2130)" the words "of the code of Iowa, 1931,".

5. Amend section four (4) by inserting before the word "section" in line one (1) the word "that"; also by inserting after the figures "(2136)" in line one (1) the words "of the code of Iowa, 1931,".

6. Amend section five (5) by striking from line twenty (20) the word "having" and inserting in lieu thereof the words "have in".

7. Also amend section five (5) by striking from line forty-three (43) thereof the word "village" and inserting in lieu thereof the word "town"; also by striking from lines forty-four (44) and forty-five (45) the words "village or by the town board of any township" and by inserting in lieu thereof the word "town"."

8. Also amend section five (5) by striking from line fifty-one (51) thereof the word "village".

9. Also amend section five (5) by striking from line sixty-five (65) the word "sale" and inserting in lieu thereof the word "same".

10. Amend section eight (8) by changing the period at the end of line seven (7) thereof to a comma and by adding the following "provided, however, that in the case of a corporation the word 'citizen' as used in this section shall be construed to mean a corporation organized and existing under the laws of this state".

Digitized by Google

11. Amend section ten (10) by inserting after the word "and" in line five (5) thereof the words "place of"; also by striking the word "address" in said line five (5); also by striking the word "address" in line seven (7) and inserting in lieu thereof the words "place of residence".

12. Also amend section ten (10) by inserting after the word "bond" in line twenty-six (26) thereof the following "in the form prescribed and to be furnished by the Treasurer of State of the State of Iowa"; also by striking the word "contingent" in line twenty-eight (28) of said section and inserting in lieu thereof the word "conditioned".

13. Amend section eleven (11) by striking the word "the" in line four (4) of said section and inserting in lieu thereof the word "a"; also by striking the word "license" in said line four (4) and by inserting in lieu thereof the words "permit, which"; also by inserting after the word "and" in line six (6) the words "place of"; also by inserting after the word "such" in line eight (8) the words "place of"; also by striking the word "owners" in line fifteen (15) of said section and inserting in lieu thereof the word "owner"; also by striking the words "owners are" in line sixteen (16) of said section and inserting in lieu thereof the words "owner is".

14. Also amend section eleven (11) by striking all of lines twenty-seven (27), to thirty-three (33), inclusive, and by inserting in lieu thereof the following:

"3. Furnishes a bond in the form prescribed and to be furnished by the Treasurer of State of the State of Iowa, with good and sufficient sureties to be approved by the council of the city or town to which such application is submitted, conditioned upon the faithful observance of this act, in the sum of Two Thousand ($2000.00) Dollars."

15. Amend section twelve (12) by inserting after the word "and" in line five (5) the words "place of"; also by striking the word "address" in said line five (5); also by inserting after the word "such" in line seven (7) the words "place of".

16. Also amend section twelve (12) by striking all of lines twenty-four (24) to thirty (30), inclusive, and by inserting in lieu thereof the following:

"3. Furnishes a bond in the form prescribed and to be furnished by the Treasurer of State of the State of Iowa, with good and sufficient sureties to be approved by the council of the city or town to which such application is submitted, conditioned upon the faithful observance of this act, in the sum of One Thousand ($1000.00) Dollars."

17. Strike all of section fourteen (14) and insert in lieu thereof the following:

"Sec. 14. Subject to the provisions of this act, any person holding a Class "B" permit issued by the council of the municipal corporation in which the place of business of the holder of such permit is located, shall be authorized to sell beer containing not more than three and two-tenths (3.2%) per centum of alcohol by weight for consumption on or off the premises, provided, however, that if a sale is made for consumption off the premises the holder of such permit shall sell not less than one hundred forty-four (144 oz.) ounces to any one purchaser."

Digitized by Google

18. Amend section fifteen (15) by striking the first four (4) lines of said section and inserting in lieu thereof the following:

"Sec. 15. Any person holding a Class "C" permit issued by the council of the municipal corporation in which the place of business of the holder of such permit is located, shall be allowed to sell not less than".

19. Amend section sixteen (16) by striking all of the first four (4) lines of said section and inserting in lieu thereof the following:

"Sec. 16. Subject to the provisions of this act, any dining-car company, sleeping-car company, railroad company, or railway company may make application to the Treasurer of State of the State of Iowa for a Class "B" permit, and said Treasurer of State shall be empowered to issue such permit, authorizing the holder thereof to sell beer containing not more than three and two-".

20. Amend Section seventeen (17) by striking from line (5) the word "contingent" and inserting in lieu thereof "conditioned".

21. Amend section nineteen (19) by striking from line sixteen (16) the words "general or" and inserting in lieu thereof the words "regular meeting, or a"; also by changing the comma after the word "same" in line seventeen (17) to a semi-colon and by striking all of the following portions of lines seventeen (17) and eighteen (18).

22. Amend section twenty (20) by inserting after the word "Secretary" in line three (3) thereof the following: "or other similar officers performing the duties usually performed by a President or Secretary,"; also by inserting after the word "which" in line three (3) the word "application".

23. Amend section twenty (20) by inserting after line thirteen (13) thereof the following:

"e. That the application for such permit was approved by a majority of the bona fide members of such club present at a regular meeting or at a special meeting called to consider the same."

24. Amend section twenty-one (21) by striking from lines (3) and four (4) the words "city clerk or other vested authority of such" and inserting in lieu thereof the words "council of the"; also by striking from line four (4) the word "contingent" and inserting in lieu thereof the word "conditioned".

25. Amend section twenty-two (22) by striking from line (5) the words "bona fide".

26. Amend section twenty-three (23) by striking from line two (2) the word "its" and inserting in lieu thereof the word "their".

27. Amend section twenty-four (24) by inserting after the word "displayed" in line three (3) the words "on the premises".

28. Amend section twenty-six (26) by inserting after the word "by" in line thirteen (13) the word "a".

29. Amend section twenty-seven (27) by striking from line ten (10) the words "the pullman company, or any railroad company for" and inserting in lieu thereof the words "a dining-car company, sleeping-car company, railroad company, or railway company"; also by inserting after the word "permit" and before the word "for" in line thirteen (13) the word "fee"; also by striking from lines fourteen (14) and fifteen

Digitized by Google

(15) the words "the pullman company or any railroad company" and inserting in lieu thereof "a sleeping-car company, dining-car company, railroad company or railway company".

30. Also amend section twenty-seven (27) by striking all after the word "Iowa" in line twenty (20) and all of lines twenty-one (21), twenty-two (22), twenty-three (23) and twenty-four (24).

31. Amend section twenty-eight (28) by striking from line ten (10) the words "not more than".

32. Amend section thirty (30) by striking the word "every" in line one (1) and inserting in lieu thereof the word "each"; also by striking the words "each of such permitees respectively" in line three (3) of said section and inserting in lieu thereof the word "him"; also by striking the word "every" in line six (6) and inserting in lieu thereof the word "each"; and also by striking the words "each of such permitees respectively" in line nine (9) and inserting in lieu thereof the word "him".

33. Amend section thirty-one (31) by striking from line (5) the word "and" and inserting in lieu thereof the word "or".

34. Amend section thirty-two (32) by striking from line one (1) the word "owning" and inserting in lieu thereof the word "holding".

Amendments adopted.

Zylstra of Sioux moved to amend House File No. 587 by striking all after the enacting clause and substituting in lieu thereof the following:

Section 1. Upon the repeal of the Eighteenth Amendment by the national government being ratified by the necessary number of states, the state of Iowa shall engage in the manufacture and sale of beer and spirituous liquors, to the exclusion of all other agencies, distillers, or brewers. Sections nineteen hundred twenty-four (1924), nineteen hundred twenty-five (1925), nineteen hundred twenty-six (1926), nineteen hundred twenty-six-b one (1926-b1), Code, 1931, are then repealed.

Sec. 2. The products so manufactured shall be sold to the agencies appointed therefor at a two per cent profit over and above the gross cost.

Sec. 3. The agencies authorized to sell the products mentioned in this act shall be regularly licensed drug stores in the business of selling pharmaceutical goods and refreshments, and such agencies shall be established only upon their application endorsed by the city council of the city of their residence.

Sec. 4. The margin of profit on these goods to the retail dispenser shall in no case exceed five per cent gross on the cost thereof. Importation of liquor, wines, or beer into the state shall be made only to the state brewery or distillery, and shall be from there supplied only to the established retail agencies as established under this act. The state shall levy a tax of twenty-five per cent of the cost of such goods and such tax shall be added to the cost of them before establishing the price to the retailers.

Digitized by Google

The retailers shall be limited to five per cent gross profit as provided for state manufactured goods.

Sec. 5. The beer sold under this act shall be dispensed in bottles and may be drunk in such place of business. The spirituous liquor shall be sold in gallon jugs of clear white glass. Such jugs shall be plainly labeled with labels of not less than eight inches high and twelve inches wide. The name of the liquor contained in such jug shall be printed on the label in letters of not less than five inches high.

Sec. 6. The jugs containing the liquor shall be sealed by the state, and such jug may not be opened till in the home of the individual buyer.

Sec. 7. Anyone apprehended with a jug containing such liquor on which the seal is broken, or any other container containing liquor, outside of his place of residence shall be considered a menace to public safety and fined not less than one hundred dollars ($100) or thirty (30) days in the county jail.

Sec. 8. If such jug containing liquor, or any other container containing such liquor, is found in a vehicle with the seal broken the owner of such vehicle shall be considered a menace to public safety, and be fined not less than one hundred dollars ($100), and such vehicle shall be confiscated to the county in which found.

Sec. 9. The buyers of jugs containing spirituous liquor shall be required to carry their purchases personally, leaving such dispensaries by the front door, without any cover or wrapper obscuring the printing on the label thereon.

Sec. 10. The sale of spirituous liquors shall only be lawful during the daylight hours, from sun up till sun down, and shall not be made to minors or feeble minded persons.

Sec. 11. Anyone violating any of the provisions in this act shall be fined not less than one hundred dollars ($100) or thirty days in jail or such other fine as may be provided elsewhere in the code.

Sec. 12. The state of Iowa is hereby authorized to buy, build, or rent suitable buildings, grounds, or equipment necessary to engage in the distilling of liquor, and brewing of beer. There is hereby appropriated the amounts necessary for such purposes out of funds not otherwise appropriated. The funds necessary may also be provided by the sale of bonds for a suitable period of years. These bonds and interest thereon, in case of issue, to be retired by the two per cent gross profit derived from the sale of the products herein mentioned.

Sec. 13. Any act or part of act in conflict with the provision of this act, is hereby suspended.

Ditto of Osceola raised the point of order that the Zylstra amendment was not germane to the subject matter contained in the bill under consideration.

Speaker Miller ruled the point of order well taken and therefore the substitution was out of order.

McFarlane of Black Hawk called up the amendment filed by

Digitized by Google

him and found on page 1309 of the Journal of April 10 and moved its adoption.

Fabritz of Wapello moved to amend the amendment by striking the figures "21" in line one and substituting in lieu thereof the figures "18".

On the question "Shall the amendment to the amendment be adopted?" a roll call was demanded.

The ayes were, 14.

Aldrich	Hopp	Schroeder	Swift of Jackson
Dreessen	Koch	Stiger	Zylstra
Fabritz	Laughlin	Strachan	Mr. Speaker
Gittinger	Ryder		

The nays were, 89.

Alesch	Foster	McCreery	Schmitz
Augustine	Frizzell	McDermott	Sheridan
Beath	Fuelling	McFarlane	Smith
Beswick	Fuester	McKinnon	Snyder
Bonnstetter	Gallagher	McLean	Sours
Bouska	Garner	Malone	Speidel
Bowers	Gissel	Maniece	Stansell
Brady	Goode	Mercer	Stanzel
Bruce	Grau	Metcalf	Stewart
Burgess	Hanson of Lyon	Mitchell	Stimpson
Casey	Hanson of Winnebago	Moore of Benton	Swift of Dubuque
Craven	Hartman	Moore of Harrison	Teter
Crouch	Hook	Mooty	Thies
Cunningham	Hough	Osborn	Thiessen
Davis	Hultman	Paisley	Treimer
Dean	Humeston	Peaco	Weed
Dole	Jenkins	Peet	Wenig
Donlon	Jensen	Porter	Wiese
Doran	Johnson	Rawlings	Willis
Durant	Lichty	Reed	Wolf
Elliott	Lookingbill	Rice	Yager
Ellsworth	McCarthy	Roe	Zipse
Felter			

Absent or not voting, 5.

Ditto	Grell	Millhone	Ostby
Falvey			

Amendment to the amendment lost.

A division of the question was demanded. On the question "Shall the amendment to Section 24 of the bill be adopted?" a roll call was demanded.

The ayes were, 101.

Aldrich	Beswick	Brady	Craven
Alesch	Bonnstetter	Bruce	Crouch
Augustine	Bowers	Burgess	Cunningham
Beath	Bouska	Casey	Davis

Digitized by Google

Dean	Hanson of Winnebago	Mercer	Speidel
Ditto	Hartman	Metcalf	Stansell
Dole	Hook	Mitchell	Stanzel
Donlon	Hopp	Moore of Benton	Stewart
Doran	Hough	Moore of Harrison	Stiger
Dresseen	Hultman	Mooty	Stimpson
Durant	Humeston	Osborn	Strachan
Elliott	Jenkins	Ostby	Swift of Dubuque
Ellsworth	Jensen	Paisley	Swift of Jackson
Fabritz	Koch	Peaco	Teter
Felter	Laughlin	Peet	Thies
Foster	Lichty	Porter	Thiessen
Frizzell	Lookingbill	Rawlings	Treimer
Fuelling	McCarthy	Reed	Weed
Fuester	McCreery	Rice	Wenig
Gallagher	McDermott	Roe	Wiese
Garner	McFarlane	Ryder	Willis
Gissel	McKinnon	Schmitz	Wolf
Gittinger	McLean	Schroeder	Yager
Grau	Malone	Sheridan	Zipse
Hanson of Lyon	Maniece	Snyder	Zylstra
			Mr. Speaker

The nays were, 5.

Falvey	Grell	Johnson	Smith
Goode			

Absent or not voting, 2.

Millhone	Sours

Amendment to Section 24 adopted.

The second division of the amendment by McFarlane of Black Hawk to strike section 34 from the bill was lost.

Durant of Hancock moved to amend House File No. 587 by striking all of section 34 and substitutiong in lieu thereof the following:

"No advertising about or concerning any beer, shall be permitted in the state of Iowa."

Ditto of Osceola raised the point of order that the same subject matter had been previously defeated.

The Speaker ruled the point of order well taken and therefore the amendment was out of order.

Bowers of Union moved to amend House File No. 587 as follows:

Amend House File No. 587 by striking from line thirty-seven, Section twenty-seven, the word "twenty-five" and substituting therefor the word "fifty". Further amend by striking from line thirty-eight the figures "25.00" and substituting therefor the figures "50.00".

Fabritz of Wapello moved the previous question. Motion prevailed.

On the question "Shall the amendment be adopted?" a roll call was demanded.

Digitized by Google

The ayes were, 33.

Augustine	Felter	Lookingbill	Peet
Beath	Foster	McCreery	Porter
Bowers	Grau	McFarlane	Snyder
Dean	Hanson of Lyon	McKinnon	Sours
Dole	Hook	McLean	Speidel
Doran	Hultman	Metcalf	Weed
Durant	Jenkins	Millhone	Yager
Elliott	Laughlin	Mooty	Zylstra
Ellsworth			

The nays were, 66.

Alesch	Fuester	Maniece	Sheridan
Beswick	Gallagher	Mercer	Smith
Bonnstetter	Garner	Mitchell	Stansell
Bouska	Gissel	Moore of Benton	Stewart
Brady	Gittinger	Moore of	Stiger
Bruce	Goode	Harrison	Stimpson
Burgess	Grell	Osborn	Swift of Dubuque
Casey	Hartman	Ostby	Thies
Craven	Hopp	Paisley	Thiessen
Cunningham	Hough	Peaco	Treimer
Davis	Jensen	Rawlings	Wenig
Ditto	Johnson	Reed	Wiese
Dreessen	Koch	Rice	Willis
Fabritz	Lichty	Roe	Wolf
Falvey	McCarthy	Ryder	Zipse
Frizzell	McDermott	Schmitz	Mr. Speaker
Fuelling	Malone	Schroeder	

Absent or not voting, 9.

Aldrich	Hanson of	Stanzel	Swift of Jackson
Crouch	Winnebago	Strachan	Teter
Donlon	Humeston		

Amendment lost.

Malone of Cass moved to amend House File No. 587 by adding to Sec. 38 the following:

"It is hereby made unlawful for any person to use or consume beer upon the public streets or highways, or in automoblies or other vehicles on said streets or highways, and any person violating this provision of this act shall be fined not to exceed $100 or sentenced to thirty days in the county jail, or both such fine and jail sentence."

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 56.

Aldrich	Craven	Durant	Hanson of Lyon
Alesch	Crouch	Elliott	Hartman
Augustine	Cunningham	Ellsworth	Hook
Bonnstetter	Dean	Fabritz	Hough
Bowers	Ditto	Falvey	Jenkins
Brady	Dole	Felter	Koch
Bruce	Donlon	Fuester	Lichty
Burgess	Doran	Gittinger	Lookingbill

Digitized by Google

McCreery	Moore of	Porter	Swift of Jackson
McFarlane	Harrison	Rawlings	Teter
McLean	Mooty	Rice	Treimer
Malone	Ostby	Roe	Weed
Maniece	Paisley	Speidel	Wiese
Metcalf	Peet	Stewart	Yager
Millhone			

The nays were, 50.

Beath	Grau	Mercer	Stansell
Beswick	Grell	Mitchell	Stanzel
Bouska	Hanson of	Moore of Benton	Stiger
Casey	Winnebago	Osborn	Strachan
Davis	Hopp	Peaco	Swift of Dubuque
Dreessen	Hultman	Reed	Thies
Foster	Humeston	Ryder	Thiessen
Frizzell	Jensen	Schmitz	Wenig
Fuelling	Johnson	Schroeder	Willis
Gallagher	Laughlin	Sheridan	Zipse
Garner	McCarthy	Smith	Zylstra
Gissel	McDermott	Snyder	Mr. Speaker
Goode	McKinnon	Sours	

Absent or not voting, 2.

Stimpson	Wolf

Amendment adopted.

McCreery of Linn moved to amend House File No. 587 as follows:

Amend line 1 section ten (10) by changing the word "shall" to "may".

Amend line 2 of section eleven (11) by changing the word "shall" to "may".

Amend line 1 section twelve (12) by changing the word "shall" to "may".

Amend line 2 section eighteen (18) by changing the word "shall" to "may".

Moore of Harrison moved the previous question. Motion prevailed.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 51.

Augustine	Ellsworth	Jenkins	Roe
Beath	Felter	Lichty	Snyder
Beswick	Foster	Lookingbill	Sours
Bonnstetter	Gissel	McCreery	Speidel
Bowers	Goode	McFarlane	Stanzel
Crouch	Grau	McKinnon	Strachan
Cunningham	Hanson of Lyon	McLean	Swift of Jackson
Dean	Hanson of	Maniece	Teter
Dole	Winnebago	Metcalf	Thies
Donlon	Hook	Millhone	Weed
Doran	Hough	Paisley	Yager
Durant	Hultman	Peet	Zipse
Elliott	Humeston	Porter	Zylstra

Digitized by Google

The nays were, 57.

Aldrich	Fuester	Mitchell	Sheridan
Alesch	Gallagher	Moore of Benton	Smith
Bouska	Garner	Moore of Harrison	Stansell
Brady	Gittinger	Mooty	Stewart
Bruce	Grell	Osborn	Stiger
Burgess	Hartman	Ostby	Stimpson
Casey	Hopp	Peaco	Swift of Dubuque
Craven	Jensen	Rawlings	Thiessen
Davis	Johnson	Reed	Treimer
Ditto	Koch	Rice	Wenig
Dreessen	Laughlin	Ryder	Wiese
Fabritz	McCarthy	Schmitz	Willis
Falvey	McDermott	Schroeder	Wolf
Frizzell	Malone		Mr. Speaker
Fuelling	Mercer		

Absent or not voting, none.

Amendment lost.

Dole of Jeffereson moved to amend House File No. 587 as follows:

Strike the word "shall" in line one of section ten and substitute in lieu thereof the word "may".

Strike the word "shall" in line two of section eleven and substitute in lieu thereof the word "may".

Strike the word "shall" in line one of section twelve and substitute in lieu thereof the word "may".

Add to the end of line twenty of section ten the following: "and has never been found guilty of violating any of the laws of the United States, or the State of Iowa, or any of the ordinances of any city or town."

Add to the end of line twenty-one of section eleven, "and has never been found guilty of violating any of the laws of the United States or of the State of Iowa, or any of the ordinances of any city or town."

Add to the end of line nineteen of section 12, "and has never been found guilty of violating any of the laws of the United States, or of the State of Iowa, or any of the ordinances of any city or town."

Malone of Cass moved the previous question. Motion prevailed.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 24.

Beath	Doran	Hook	Millhone
Beswick	Elliott	Jenkins	Porter
Bowers	Felter	Lichty	Stanzel
Crouch	Foster	Lookingbill	Strachan
Cunningham	Gissel	McCreery	Weed
Dole	Grau	McLean	Yager

The nays were, 76.

Aldrich	Bonnstetter	Bruce	Craven
Alesch	Bouska	Burgess	Davis
Augustine	Brady	Casey	Ditto

Digitized by Google

Dreessen	Hough	Mooty	Speidel
Ellsworth	Hultman	Osborn	Stansell
Fabritz	Humeston	Ostby	Stewart
Falvey	Jensen	Paisley	Stiger
Frizzell	Johnson	Peaco	Stimpson
Fuelling	Koch	Peet	Swift of Dubuque
Fuester	McCarthy	Rawlings	Swift of Jackson
Gallagher	McDermott	Reed	Thies
Garner	McFarlane	Roe	Thiessen
Gittinger	McKinnon	Ryder	Treimer
Goode	Malone	Schmitz	Wenig
Grell	Maniece	Schroeder	Wiese
Hanson of Lyon	Mercer	Sheridan	Willis
Hanson of Winnebago	Metcalf	Smith	Wolf
Hartman	Moore of Benton	Snyder	Zipse
Hopp	Moore of Harrison	Sours	Mr. Speaker

Absent or not voting, 8.

Dean	Durant	Mitchell	Teter
Donlon	Laughlin	Rice	Zylstra

Amendment lost.

Wolf of Franklin moved the previous question on the main bill. Motion prevailed.

Johnson of Linn moved to recess until 1:30 p. m. Motion prevailed.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 89, a bill for an act to provide a penalty upon unpaid motor license fees and excepting certain motor vehicles therefrom.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 485, a bill for an act to authorize cities to construct works for the collection and/or treatment and disposal of sewage and garbage; to authorize charges for the use of such works; and to authorize cities to issue revenue bonds payable from the revenues of such works, as an emergency measure to be financed only through the Reconstruction Finance Corporation.

BYRON G. ALLEN, *Secretary.*

Fabritz of Wapello offered the following resolution and asked unanimous consent for its immediate consideration:

Digitized by Google

HOUSE RESOLUTION NO. 36

Whereas, the Honorable Arthur W. Slaught, who was a member of the House of Representatives in the Thirty-sixth, Thirty-seventh and Thirty-eighth General Assemblies, from Wapello County, died in Des Moines, Iowa, on October 28, 1930; therefore,

Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That a committee of three be appointed to draft suitable resolutions to be presented to the House in commemoration of his life and services.

Unanimous consent having been granted for the immediate consideration of the resolution, Mr. Fabritz moved its adoption. Motion prevailed and the Speaker appointed as members of such committee Fabritz of Wapello, Reed of Mahaska, and Rice of Keokuk.

The call of the House was verified and all members were found to be present.

The House resumed consideration of House File No. 587.

Peet of Guthrie moved to defer action on House File No. 587 until the special session in August.

Ditto of Osceola raised the point of order that a bill cannot be deferred to a succeeding session. Also, that the motion to defer was out of order due to the previous question having been previously moved.

The Speaker ruled the point well taken and the motion out of order.

Peet of Guthrie moved to lay House File No. 587 on the table.

On the question "Shall House File No. 587 be laid on the table?" a roll call was demanded.

The ayes were, 40.

Augustine	Foster	Jenkins	Porter
Beath	Gissel	Johnson	Roe
Bowers	Goode	Lickty	Snyder
Casey	Grau	Lookingbill	Sours
Dean	Hanson of Lyon	McCreery	Speidel
Dole	Hanson of Winnebago	McKinnon	Stanzel
Doran	Hook	McLean	Strachan
Elliott	Hultman	Millhone	Teter
Ellsworth	Humeston	Mooty	Weed
Falvey		Peet	Zylstra
Felter			

Digitized by Google

The nays were, 67.

Aldrich	Fuelling	Mercer	Smith
Alesch	Fuester	Metcalf	Stansell
Beswick	Gallagher	Mitchell	Stewart
Bonnstetter	Garner	Moore of Benton	Stiger
Bouska	Gittinger	Moore of	Stimpson
Brady	Grell	Harrison	Swift of Dubuque
Bruce	Hartman	Osborn	Swift of Jackson
Burgess	Hopp	Ostby	Thies
Craven	Hough	Paisley	Thiessen
Crouch	Jensen	Peaco	Treimer
Cunningham	Koch	Rawlings	Wenig
Davis	Laughlin	Reed	Wiese
Ditto	McCarthy	Rice	Willis
Dreessen	McDermott	Ryder	Wolf
Durant	McFarlane	Schmitz	Yager
Fabritz	Malone	Schroeder	Zipse
Frizzell	Maniece	Sheridan	Mr. Speaker

Absent or not voting, 1.

Donlon

Motion to lay on the table lost.

Felter of Warren raised the point of order that House File No. 587, in that it was a revenue measure and under House Rule 48, should be referred to the committee on ways and means.

Speaker Miller ruled the point not well taken for the reason (1) that the point should have been raised at the time of the introduction of the bill and (2) that the bill is not a revenue measure within the provisions of the rule.

Rawlings of Monona moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 65.

Aldrich	Fuester	Moore of Benton	Stansell
Alesch	Gallagher	Moore of	Stewart
Bonnstetter	Garner	Harrison	Stiger
Bouska	Gittinger	Osborn	Stimpson
Brady	Grell	Ostby	Swift of Dubuque
Bruce	Hartman	Paisley	Swift of Jackson
Burgess	Hopp	Peaco	Thies
Casey	Hough	Rawlings	Thiessen
Craven	Jensen	Reed	Treimer
Davis	Koch	Rice	Wenig
Ditto	Laughlin	Roe	Wiese
Donlon	McCarthy	Ryder	Willis
Dreessen	McFarlane	Schmitz	Wolf
Fabritz	Malone	Schroeder	Zipse
Falvey	Maniece	Sheridan	Zylstra
Frizzell	Mercer	Smith	Mr. Speaker
Fuelling	Mitchell		

Digitized by Google

The nays were, 43.

Augustine	Ellsworth	Humeston	Mooty
Beath	Felter	Jenkins	Peet
Beswick	Foster	Johnson	Porter
Bowers	Gissel	Lichty	Snyder
Crouch	Goode	Lookingbill	Sours
Cunningham	Grau	McCreery	Speidel
Dean	Hanson of Lyon	McDermott	Stanzel
Dole	Hanson of Winnebago	McKinnon	Strachan
Doran	Hook	McLean	Teter
Durant	Hultman	Metcalf	Weed
Elliott		Millhone	Yager

Absent or not voting, none.

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

Ditto of Osceola moved that the vote by which House File No. 587 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

On motion of Jensen of Audubon, the House recessed until 8:00 p. m.

EVENING SESSION

Pursuant to adjournment and motion duly adopted, the House reconvened, Speaker Miller in the chair.

Memorial resolutions were presented, read and, by rising vote, unanimously adopted, commemorating the lives and public services of the following deceased members of the General Assembly of Iowa:

John L. Brown, George W. Christophel, Raymond B. Eckles, Henry W. Grout, R. A. Hasselquist, John T. Hazen, E. C. Helgason, John H. Jenks, G. A. Justice, John N. Langfitt, William Larrabee, Jr., F. D. Mead, Camden A. Meredith, Lafayette Shaeffer, Arthur W. Slaught, John W. Smith, Leonard E. Stanley, John W. Sullivan, Elbert W. Weeks, H. L. Wilson, Thomas J. Wilson.

On motion of Reed of Mahaska the House adjourned until 10:00 a. m. Wednesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 12, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend C. E. Lookingbill, Nevada, Iowa.

The Journal of April 11 corrected and approved.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Favoring Senate File No. 285. Wiese of Scott, from Cigar Maker's Union and United Brewery Workers of Davenport. Judiciary.

Favoring House File No. 409. Aldrich of Wright, from members of Clarion Post No. 246 American Legion. Roads and highways.

Opposing Senate File No. 140. McCreery, from citizens of Linn county. Schools and textbooks.

Favoring legalized beer. Hanson of Lyon, from citizens of Rock Rapids. Police regulation, suppression of crime and intemperance.

Opposing Beatty-Bennett bill. Cunningham, from citizens of Polk county. Tax reduction.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, House Files

Digitized by Google

Nos. 63, 280, 323, 324, 325, 327, 330, 334, 335, 342, 539 and 595; Senate Files Nos. 338, 270, 224, 179, 348, 363, 396, 344, 178 and Senate Substitute for Senate File No. 131.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House Files Nos. 63, 280, 323, 324, 325, 327, 330, 334, 335, 342, 539 and 565; Senate Files Nos. 338, 270, 224, 179, 348, 363, 396, 344, 178 and Senate Substitute for Senate File No. 131.

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 12th day of April, 1933, sent to the Governor for his approval, House Files Nos. 63, 280, 323, 324, 325, 327, 330, 334, 335, 342, 539 and 565. WM. KOCH, *Chairman.*

Report adopted.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has refused to concur in the House amendments to the Senate amendments to substitute for House File No. 73, a bill for an act to establish the general fund for the State of Iowa, for the biennium beginning July 1, 1933, and ending June 30, 1935, and to appropriate therefrom for all departments and various divisions thereof, of the State of Iowa, for all purposes provided by law, for the said biennium.

BYRON G. ALLEN, *Secretary.*

COMMITTEE REPORT ADOPTED

Millhone of Page called up the preliminary report of the committee appointed to investigate the State University Hospital, in accordance with House Joint Resolution No. 7, found on page 1130 of the Journal of April 1 and moved its adoption. He also requested that the committee be retained until the Special Session and that this report be printed and furnished to the members of the legislature at that time. Report adopted.

Digitized by Google

MOTION TO WITHDRAW BILL FROM SIFTING COMMITTEE LOST

Reed of Mahaska moved that House File No. 296 be withdrawn from the sifting committee and placed on the calendar.

Goode of Davis moved the previous question. Motion prevailed.

On the question "Shall House File No. 296 be withdrawn from the sifting committee?" a roll call was demanded.

The ayes were, 20.

Bonnstetter	Hough	Ostby	Stansell
Davis	Humeston	Peaco	Stanzel
Frizzell	Jensen	Reed	Stewart
Fuester	McKinnon	Smith	Stimpson
Grau	McLean	Snyder	Swift of Jackson

The nays were, 71.

Alesch	Falvey	Lookingbill	Ryder
Beath	Felter	McCarthy	Schmitz
Beswick	Foster	McCreery	Sours
Bouska	Fuelling	McDermott	Speidel
Bowers	Gallagher	McFarlane	Stiger
Brady	Gittinger	Malone	Swift of Dubuque
Bruce	Goode	Mercer	Teter
Burgess	Hanson of Lyon	Moore of Benton	Thies
Casey	Hanson of Winnebago	Moore of Harrison	Thiessen
Cunningham	Hartman	Mooty	Treimer
Dean	Hopp	Osborn	Weed
Ditto	Hultman	Paisley	Wenig
Dole	Jenkins	Peet	Wiese
Donlon	Johnson	Porter	Willis
Doran	Koch	Rawlings	Wolf
Dreessen	Laughlin	Rice	Yager
Durant	Lichty	Roe	Zipse
Ellsworth			Zylstra
Fabritz			

Absent or not voting, 17.

Aldrich	Garner	Maniece	Schroeder
Augustine	Gissel	Metcalf	Sheridan
Craven	Grell	Millhone	Strachan
Crouch	Hook	Mitchell	Mr. Speaker
Elliott			

Motion to withdraw House File No. 296 from sifting committee lost.

REPORT OF COMMITTEE

Bonnstetter of Kossuth, from the committee on appropriations, submitted the following report:

MR. SPEAKER: Your committee on appropriations to whom was referred House Joint Resolution No. 8, a resolution authorizing the Committee appointed under House Resolution No. 21, to continue its investiga-

Digitized by Google

tions and making an appropriation therefor, beg leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Johnson of Linn submitted the conference committee report on House File No. 128 and moved its adoption.

CONFERENCE COMMITTEE REPORT ON HOUSE FILE NO. 128

MR. PRESIDENT AND MR. SPEAKER: Your joint Committee of Conference appointed to confer in regard to House File No. 128, as passed by the House and as amended and passed by the Senate and in which amendments the House refused to concur, begs leave to report that your Committee has conferred and that it has agreed and recommends as follows:

That the Senate recede from its amendments.

M. MOORE, *Chairman.*	E. A. JOHNSON, *Chairman.*
PAUL H. ANDERSON	J. E. CRAVEN
JOHN N. CALHOUN	F. J. SWIFT
IRVING H. KNUDSON	E. H. FABRITZ
On the part of the Senate.	*On the part of the House.*

On the question "Shall the conference committee report on House File No. 128 be adopted?" a roll call was demanded.

The ayes were, 91.

Aldrich	Fuelling	McCreery	Smith
Alesch	Fuester	McDermott	Snyder
Augustine	Gallagher	McFarlane	Sours
Beath	Gissel	McKinnon	Speidel
Beswick	Gittinger	McLean	Stansell
Bonnstetter	Goode	Malone	Stewart
Bowers	Grau	Mercer	Stiger
Bruce	Grell	Metcalf	Stimpson
Burgess	Hanson of Lyon	Mitchell	Strachan
Casey	Hanson of Winnebago	Moore of Benton	Swift of Dubuque
Craven	Hopp	Moore of Harrison	Swift of Jackson
Davis	Hough	Mooty	Teter
Dean	Hultman	Osborn	Thiessen
Ditto	Humeston	Paisley	Treimer
Dole	Jenkins	Peaco	Weed
Doran	Jensen	Peet	Wenig
Dreessen	Johnson	Porter	Wiese
Durant	Koch	Reed	Willis
Ellsworth	Laughlin	Roe	Wolf
Fabritz	Lichty	Ryder	Yager
Falvey	Lookingbill	Schmitz	Zipse
Felter	McCarthy	Schroeder	Zylstra
Foster			Mr. Speaker
Frizzell			

The nays were, 1.

Crouch

Digitized by Google

Absent or not voting, 16.

Bouska	Elliott	Maniece	Rice
Brady	Garner	Millhone	Sheridan
Cunningham	Hartman	Ostby	Stanzel
Donlon	Hook	Rawlings	Thies

Conference committee report adopted.

McCreery of Linn submitted the following conference committee report and moved its adoption:

CONFERENCE COMMITTEE REPORT ON HOUSE FILE NO. 40

MR. PRESIDENT AND MR. SPEAKER: Your joint committee of conference appointed to confer in regard to House File No. 40 begs leave to report that this committee has conferred and that it has agreed and recommended as follows:

Amend House File No. 40 as amended and passed by the Senate by striking all after the enacting clause and substituting in lieu thereof the following:

Section 1. Amend section forty-one hundred eighty-two (4182), code 1931, by adding thereto the following:

Before contracting for transportation as provided in this section, the board shall advertise for sealed bids by one insertion in a newspaper of general circulation in the district, or by posting notices in three conspicuous places in said districts. Such notice shall name the place at which such bids shall be received and the time and place of the opening of said bids and shall provide that all information concerning the requirements to be made of the successful bidders may be found on file with the secretary of the board; such contract shall be let to the lowest responsible bidder. The board may reject any and all bids.

Sec. 2. This act being deemed of immediate importance shall be in full force and effect on and after its passage and publication in the Bloomfield Democrat, a newspaper published at Bloomfield, Iowa, and in the Williamsburg Journal-Tribune, a newspaper published at Williamsburg, Iowa.

Further amend by striking the title and substituting in lieu thereof the following:

An Act to amend section forty-one hundred eighty-two (4182), code, 1931, relating to transportation in consolidated school districts.

Respectfully submitted,

FRED W. NELSON, *Chairman.*	D. R. MCCREERY, *Chairman.*
GEO. M. HOPKINS	THOS. STIMPSON
FRANK M. STEVENS	S. B. DURANT
H. D. MILLER	LA MAR FOSTER
On the part of the Senate.	*On the part of the House.*

On the question "Shall the conference committee report on House File No. 40 be adopted?" a roll call was demanded.

Digitized by Google

The ayes were, 89.

Aldrich	Fuelling	McCreery	Smith
Augustine	Fuester	McDermott	Snyder
Beath	Gallagher	McFarlane	Sours
Beswick	Gissel	McKinnon	Stansell
Bouska	Gittinger	McLean	Stanzel
Bowers	Goode	Malone	Stewart
Bruce	Grau	Maniece	Stiger
Burgess	Grell	Metcalf	Stimpson
Casey	Hanson of Lyon	Mitchell	Strachan
Cunningham	Hanson of Winnebago	Moore of Benton	Swift of Dubuque
Davis	Hartman	Moore of Harrison	Teter
Ditto	Hook	Mooty	Thies
Dole	Hopp	Osborn	Thiessen
Donlon	Hough	Paisley	Treimer
Doran	Humeston	Peet	Weed
Dreessen	Jenkins	Rawlings	Wiese
Durant	Jensen	Reed	Willis
Ellsworth	Johnson	Rice	Wolf
Fabritz	Koch	Roe	Yager
Falvey	Laughlin	Ryder	Zipse
Felter	Lichty	Schmitz	Zylstra
Foster	McCarthy	Schroeder	Mr. Speaker
Frizzell			

The nays were, 2.

Peaco	Speidel

Absent or not voting, 17.

Alesch	Dean	Lookingbill	Porter
Bonnstetter	Elliott	Mercer	Sheridan
Brady	Garner	Millhone	Swift of Jackson
Craven	Hultman	Ostby	Wenig
Crouch			

So the conference committee report was adopted.

CONSIDERATION OF SENATE AMENDMENTS

On request of Moore of Harrison unanimous consent having been given, House File No. 277, a bill for an act authorizing the Board of Conservation to designate certain persons as peace officers, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 277

Amend Section one (1) line six (6) by striking the period following the word "officers" and adding the following: "while in the performance of their official duties."

Mr. Moore moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

Digitized by Google

The ayes were, 93.

Aldrich	Fuelling	McCreery	Schroeder
Alesch	Fuester	McDermott	Smith
Augustine	Gallagher	McFarlane	Snyder
Beath	Gissel	McKinnon	Sours
Beswick	Gittinger	McLean	Speidel
Bonnstetter	Good	Malone	Stansell
Bouska	Grau	Maniece	Stanzel
Bowers	Grell	Metcalf	Stewart
Burgess	Hanson of Lyon	Moore of Benton	Stimpson
Casey	Hanson of Winnebago	Moore of Harrison	Strachan
Cunningham	Hartman	Mooty	Swift of Dubuque
Davis	Hook	Osborn	Teter
Ditto	Hough	Ostby	Thies
Dole	Hultman	Paisley	Thiessen
Donlon	Humeston	Peaco	Treimer
Doran	Jenkins	Peet	Weed
Dreessen	Jensen	Porter	Wiese
Durant	Johnson	Rawlings	Willis
Ellsworth	Koch	Reed	Wolf
Fabritz	Laughlin	Rice	Yager
Falvey	Lichty	Roe	Zipse
Felter	Lookingbill	Ryder	Zylstra
Foster	McCarthy	Schmitz	Mr. Speaker
Frizzell			

The nays were, none.

Absent or not voting, 15.

Brady	Dean	Mercer	Stiger
Bruce	Elliott	Millhone	Swift of Jackson
Craven	Garner	Mitchell	Wenig
Crouch	Hopp	Sheridan	

So the House concurred in Senate amendments to House File No. 277.

On request of Moore of Harrison unanimous consent having been given, House File No. 341, a bill for an act to repeal the law as it appears in chapter eighty-five (85) Code, 1931, relating to inspection of passenger boats, and to enact a substitute therefor relating to inspection of boats, licensing of pilots and engineers, and regulating the operation of boats on inland Iowa lakes and streams, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 341

Amend the title by striking the period "." at the end and inserting in lieu thereof the following: ", and providing a penalty for the violation of the provisions of this act."

Mr. Moore moved that the House concur in the Senate amendments.

Digitized by Google

On the question, "Shall the House concur?"

The ayes were, 86.

Aldrich	Felter	Koch	Ryder
Alesch	Foster	Laughlin	Schroeder
Augustine	Frizzell	Lookingbill	Smith
Beath	Fuelling	McCarthy	Snyder
Beswick	Fuester	McDermott	Speidel
Bonnstetter	Gallagher	McKinnon	Stansell
Bouska	Gissel	McLean	Stanzel
Bowers	Gittinger	Malone	Stewart
Brady	Goode	Maniece	Stimpson
Bruce	Grau	Metcalf	Strachan
Burgess	Grell	Moore of Benton	Swift of Dubuque
Casey	Hanson of Winnebago	Moore of Harrison	Teter
Cunningham	Hartman	Mooty	Thies
Davis	Hook	Osborn	Thiessen
Dole	Hopp	Paisley	Treimer
Donlon	Hough	Peaco	Weed
Doran	Hultman	Peet	Wiese
Dreessen	Humeston	Porter	Willis
Durant	Jenkins	Reed	Wolf
Ellsworth	Jensen	Rice	Yager
Fabritz	Johnson	Roe	Zylstra
Falvey			Mr. Speaker

The nays were, none.

Absent or not voting, 22.

Craven	Hanson of Lyon	Mitchell	Sours
Crouch	Lichty	Ostby	Stiger
Dean	McCreery	Rawlings	Swift of Jackson
Ditto	McFarlane	Schmitz	Wenig
Elliott	Mercer	Sheridan	Zipse
Garner	Millhone		

So the House concurred in Senate amendments to House File No. 341.

On request of Fabritz of Wapello, unanimous consent having been given, Senate File No. 129, a bill for an act to amend Title X of the Code, relating to regulations and inspections, by adding thereto a chapter requiring that all prison-made goods from other states be distinctly marked as such before being exposed for sale in Iowa, and prescribing the penalty for violations, with Senate amendments to House amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE AMENDMENTS TO SENATE FILE NO. 129

Amend by striking from line three (3) the word "Copper" and inserting in lieu thereof the word "Cooper".

Mr. Fabritz moved that the House concur in the Senate amendments.

Digitized by Google

On the question, "Shall the House concur?"

The ayes were, 91.

Aldrich	Foster	Lookingbill	Schroeder
Alesch	Frizzell	McCarthy	Smith
Beath	Fuelling	McCreery	Snyder
Beswick	Fuester	McDermott	Sours
Bonnstetter	Gallagher	McFarlane	Speidel
Bouska	Gittinger	McKinnon	Stansell
Bowers	Goode	Malone	Stewart
Brady	Grau	Metcalf	Stimpson
Bruce	Grell	Moore of Benton	Strachan
Burgess	Hanson of Lyon	Moore of Harrison	Swift of Dubuque
Casey	Hanson of Winnebago	Mooty	Swift of Jackson
Crouch	Hartman	Osborn	Teter
Cunningham	Hook	Ostby	Thies
Davis	Hopp	Paisley	Thiessen
Ditto	Hough	Peaco	Treimer
Dole	Hultman	Peet	Weed
Donlon	Humeston	Porter	Wenig
Doran	Jenkins	Reed	Wiese
Dreessen	Jensen	Rice	Willis
Durant	Johnson	Roe	Wolf
Ellsworth	Koch	Ryder	Yager
Fabritz	Laughlin	Schmitz	Zylstra
Falvey			Mr. Speaker
Felter			

The nays were, none.

Absent or not voting, 17.

Augustine	Gissel	Mercer	Sheridan
Craven	Lichty	Millhone	Stanzel
Dean	McLean	Mitchell	Stiger
Elliott	Maniece	Rawlings	Zipse
Garner			

So the House concurred in Senate amendments to House amendments to Senate File No. 129.

HOUSE INSISTS ON ITS AMENDMENTS

Bonnstetter of Kossuth moved that the House insist upon its amendments to Senate amendments to House Substitute for House File No. 73 and request a conference committee on the same. Motion prevailed.

INTRODUCTION OF BILLS

House File No. 588, by sifting committee, a bill for an act to amend House File No. 541, enacted by the Forty-Fifth General Assembly of Iowa, relating to the authorization of public bodies in signing depositors agreements against banks and trust companies.

Read first and second times and placed on calendar.

Digitized by Google

House File No. 589, by sifting committee, a bill for an act to amend Section forty-nine hundred sixty-d thirty-three (4960-d33) Code 1931 relating to the revocation of operators and chauffeurs licenses for driving and operating motor vehicles upon conviction or illegal transportation or sale of intoxicating liquors, and also providing for periods of time in which new licenses shall not be issued for first, second, and third convictions of driving motor vehicles while under the influence of intoxicating liquor or narcotic drugs or illegal transportation or sale of intoxicating liquor in the State of Iowa.

Read first and second times and placed on calendar.

SENATE MESSAGES CONSIDERED

Senate File No. 89, a bill for an act to repeal Section four thousand nine hundred thirty-one (4931), Code, 1931, and to provide in lieu thereof for a penalty upon unpaid motor license fees, and to provide for the surrender of license plates to avoid such penalty, and to provide for the licensing of motor vehicles. Also amending Section four thousand nine hundred thirty-three (4933), Code, 1931, excepting certain motor vehicles therefrom.

Read first and second times and referred to sifting committee.

Senate File No. 485, a bill for an act to authorize cities and towns to construct, own, equip, operate, maintain and improve works for the collection and/or treatment, purification and disposal of sewage and garbage; to authorize charges against owners of premises for the use of such works; and to provide for the collection of the same; to authorize cities and towns to issue revenue bonds payable solely from the revenues of such works, as an emergency measure to be financed only through the Reconstruction Finance Corporation.

Read first and second times and referred to sifting committee.

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

S. F. No. 379
S. F. No. 298
S. F. No. 467
S. F. No. 254
S. F. No. 260
Com. Bill No. 588
Com. Bill No. 589

ED RAWLINGS, *Chairman.*

Digitized by Google

CONSIDERATION OF BILLS

House File No. 586, a bill for an act to repeal sections five thousand twenty-seven-d one (5027-d1) and five thousand twenty-seven-d two (5027-d2), Code, 1931, relating to driving motor vehicles after conviction of driving while intoxicated and to amend sections forty-nine hundred ten (4910), forty-nine hundred twenty (4920), forty-nine hundred sixty-d one (4960-d1), forty-nine hundred sixty-d twenty-five (4960-d25), five thousand (5000), five thousand ten (5010), and five thousand twenty-seven (5027), Code, 1931, relating to motor vehicle license fees and operator's and chauffeur's license fees and the duties of the Motor Vehicle Department and the funds available for its support, was taken up for consideration.

McCreery of Linn moved to strike section 7 of House File No. 586. Amendment adopted.

Goode of Davis moved to amend House File No. 586 by striking section eight (8).

Grau of Buena Vista moved the previous question on the main question and all pending amendments. Motion prevailed.

Amendment adopted.

On motion of Weed of Madison, the House recessed until 1:30 p. m.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Falvey of Monroe for the afternoon, on request of Fabritz of Wapello.

The House resumed consideration of House File No. 586.

Goode of Davis moved to reconsider the vote by which the previous question on House File No. 586 was ordered. Motion prevailed.

Goode of Davis moved to amend the bill by striking all after the word "words" in line three, section three and inserting in lieu thereof the following: "as provided for herein in lines eleven and twelve of this section." Amendment adopted.

Digitized by Google

Goode of Davis moved to amend the bill by striking section six from the main bill.

Fabritz of Wapello moved the previous question. Motion prevailed.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 11.

Bruce	Grell	Jensen	Sours
Felter	Hook	Osborn	Stanzel
Goode	Humeston	Porter	

The nays were, 74.

Aldrich	Foster	McCarthy	Snyder
Alesch	Frizzell	McKinnon	Stansell
Augustine	Fuelling	McLean	Stewart
Beath	Fuester	Maniece	Stimpson
Beswick	Gallagher	Metcalf	Strachan
Bonnstetter	Garner	Mitchell	Swift of Dubuque
Bouska	Gissel	Moore of Benton	Swift of Jackson
Bowers	Gittinger	Moore of Harrison	Teter
Brady	Grau	Mooty	Thies
Burgess	Hanson of Lyon	Ostby	Treimer
Casey	Hartman	Paisley	Weed
Cunningham	Hopp	Peaco	Wenig
Dean	Hough	Reed	Wiese
Dole	Hultman	Roe	Willis
Doran	Johnson	Schmitz	Wolf
Dreessen	Koch	Schroeder	Yager
Durant	Laughlin	Sheridan	Zipse
Ellsworth	Lichty	Smith	Zylstra
Fabritz	Lookingbill		

Absent or not voting, 23.

Craven	Falvey	McFarlane	Rice
Crouch	Hanson of Winnebago	Malone	Ryder
Davis	Jenkins	Mercer	Speidel
Ditto	McCreery	Millhone	Stiger
Donlon	McDermott	Peet	Thiessen
Elliott		Rawlings	Mr. Speaker

Amendment lost.

Brady of Pottawattamie moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 95.

Alesch	Bonnstetter	Bruce	Cunningham
Augustine	Bouska	Burgess	Davis
Beath	Bowers	Casey	Dean
Beswick	Brady	Craven	Dole

Digitized by Google

Donlon	Hanson of Winnebago	Millhone	Sours
Doran	Hartman	Mitchell	Speidel
Dresseen	Hook	Moore of Benton	Stansell
Durant	Hopp	Moore of Harrison	Stewart
Elliott	Hough	Mooty	Stimpson
Ellsworth	Hultman	Osborn	Strachan
Fabritz	Humeston	Ostby	Swift of Dubuque
Felter	Jenkins	Paisley	Swift of Jackson
Foster	Jensen	Peaco	Teter
Frizzell	Johnson	Peet	Thies
Fuelling	Koch	Porter	Thiessen
Fuester	Lichty	Reed	Treimer
Gallagher	Lookingbill	Rice	Weed
Garner	McCarthy	Roe	Wenig
Gissel	McCreery	Schmitz	Wiese
Gittinger	McFarlane	Schroeder	Willis
Goode	McKinnon	Sheridan	Wolf
Grau	McLean	Smith	Yager
Grell	Maniece	Snyder	Zipse
Hanson of Lyon	Metcalf		Zylstra

The nays were, 2.

McDermott	Stanzel

Absent or not voting, 11.

Aldrich	Falvey	Mercer	Stiger
Crouch	Laughlin	Rawlings	Mr. Speaker
Ditto	Malone	Ryder	

So the bill having received a constitutional majority was declared to have passed the House.

Brady of Pottawattamie asked and obtained unanimous consent to have the Chief Clerk correct the title as follows:

Amend the title to House File No. 586 by striking the words and figures, beginning with the word "repeal" in line one and ending with the word "to" in line four; also, by striking from lines four and five the words and figures "forty-nine hundred twenty (4920),".

The title as amended was agreed to.

Brady of Pottawattamie moved that the vote by which House File No. 586 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Peet of Guthrie moved to reconsider the vote by which House File No. 544 failed to pass the House as found in the Journal of April 4.

Fuester of Ida moved to lay the motion to reconsider on the table.

On the question "Shall the motion to reconsider House File No. 544 be laid on the table?" a roll call was demanded.

Digitized by Google

The ayes were, 49.

Alesch	Fuester	McLean	Speidel
Augustine	Garner	Malone	Stansell
Beath	Gittinger	Maniece	Stanzel
Beswick	Hanson of	Mercer	Stewart
Bonstetter	Winnebago	Rawlings	Swift of Dubuque
Bouska	Hartman	Reed	Thies
Davis	Hook	Rice	Thiessen
Donlon	Humeston	Roe	Wenig
Dreessen	Koch	Ryder	Wolf
Ellsworth	McCarthy	Schmitz	Zipse
Fabritz	McCreery	Schroeder	Zylstra
Frizzell	McDermott	Smith	Mr. Speaker
Fuelling	McKinnon		

The nays were, 53.

Aldrich	Foster	Lookingbill	Porter
Bowers	Gallagher	McFarlane	Sheridan
Brady	Gissel	Metcalf	Snyder
Bruce	Goode	Millhone	Sours
Burgess	Grau	Mitchell	Stimpson
Casey	Grell	Moore of Benton	Strachan
Craven	Hanson of Lyon	Moore of	Swift of Jackson
Cunningham	Hopp	Harrison	Teter
Dean	Hough	Mooty	Treimer
Dole	Hultman	Osborn	Weed
Doran	Jenkins	Pasiley	Wiese
Durant	Jensen	Peaco	Willis
Elliott	Johnson	Peet	Yager
Felter	Lichty		

Absent or not voting, 6.

Crouch	Falvey	Ostby	Stiger
Ditto	Laughlin		

Motion to lay on table lost.

On the question "Shall the House reconsider the vote by which House File No. 544 failed to pass?" a roll call was demanded.

The ayes were, 58.

Aldrich	Foster	Lookingbill	Schmitz
Bouska	Gallagher	McCarthy	Schroeder
Bowers	Garner	McFarlane	Sheridan
Bruce	Gissel	Mercer	Snyder
Burgess	Goode	Metcalf	Sours
Casey	Grau	Millhone	Stiger
Cunningham	Grell	Mitchell	Strachan
Davis	Hanson of Lyon	Moore of	Swift of Jackson
Dean	Hopp	Harrison	Teter
Dole	Hultman	Mooty	Treimer
Donlon	Jenkins	Osborn	Weed
Doran	Jensen	Paisley	Wiese
Durant	Johnson	Peaco	Willis
Eillott	Koch	Peet	Yager
Felter	Lichty	Porter	

Digitized by Google

The nays were, 43.

Alesch	Fuester	McLean	Stansell
Augustine	Gittinger	Malone	Stanzel
Beath	Hanson of	Maniece	Stewart
Beswick	Winnebago	Moore of Benton	Swift of Dubuque
Bonnstetter	Hartman	Rawlings	Thies
Craven	Hook	Reed	Thiessen
Dreessen	Hough	Rice	Wenig
Ellsworth	Humeston	Roe	Wolf
Fabritz	McCreery	Ryder	Zipse
Frizzell	McDermott	Smith	Zylstra
Fuelling	McKinnon	Speidel	Mr. Speaker

Absent or not voting, 7.

Brady	Ditto	Laughlin	Stimpson
Crouch	Falvey	Ostby	

Motion to reconsider prevailed.

McFarlane of Black Hawk moved to reconsider the vote by which House File No. 544 passed to its third reading. Motion prevailed.

Mooty of Grundy moved the previous question. Motion prevailed.

Peet of Guthrie moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 56.

Aldrich	Foster	Lichty	Schmitz
Augustine	Gallagher	Lookingbill	Schroeder
Bowers	Garner	McFarlane	Sheridan
Bruce	Gissel	Mercer	Snyder
Burgess	Goode	Millhone	Sours
Casey	Grau	Moore of	Stiger
Crouch	Grell	Harrison	Strachan
Cunningham	Hanson of Lyon	Mooty	Swift of Dubuque
Davis	Hopp	Osborn	Swift of Jackson
Dean	Hultman	Paisley	Teter
Dole	Jenkins	Peaco	Treimer
Doran	Jensen	Peet	Wenig
Durant	Johnson	Porter	Wiese
Elliott	Koch	Ryder	Yager
Felter			

The nays were, 46.

Alesch	Donlon	Fuester	Hough
Beath	Dreessen	Gittinger	Humeston
Beswick	Ellsworth	Hanson of	McCarthy
Bonnstetter	Fabritz	Winnebago	McCreery
Bouska	Frizzell	Hartman	McDermott
Craven	Fuelling	Hook	McKinnon

Digitized by Google

McLean	Ostby	Speidel	Willis
Malone	Rawlings	Stanzel	Wolf
Maniece	Reed	Stewart	Zipse
Metcalf	Rice	Thies	Zylstra
Mitchell	Roe	Thiessen	Mr. Speaker
Moore of Benton	Smith	Weed	

Absent or not voting, 6.

Brady	Falvey	Stansell	Stimpson
Ditto	Laughlin		

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

Peet of Guthrie moved that the vote by which House File No. 544 passed the House be reconsidered and the motion to reconsider be laid on the table.

On the question "Shall the motion to reconsider the vote by which House File No. 544 passed the House and the motion to reconsider be laid on the table?" a roll call was demanded.

The ayes were, 49.

Aldrich	Foster	Lookingbill	Porter
Bowers	Gallagher	McFarlane	Schmitz
Bruce	Gissel	Mercer	Schroeder
Burgess	Goode	Metcalf	Sours
Casey	Grau	Millhone	Stiger
Cunningham	Hanson of Lyon	Moore of Harrison	Strachan
Davis	Hopp	Mooty	Swift of Jackson
Dean	Hultman	Osborn	Teter
Dole	Jenkins	Paisley	Treimer
Doran	Jensen	Peaco	Wiese
Durant	Johnson	Peet	Willis
Elliott	Koch		Yager
Felter	Lichty		

The nays were, 50.

Alesch	Frizzell	McDermott	Speidel
Beath	Fuelling	McKinnon	Stanzel
Beswick	Fuester	McLean	Stewart
Bonnstetter	Gittinger	Malone	Swift of Dubuque
Bouska	Grell	Maniece	Thies
Brady	Hanson of Winnebago	Moore of Benton	Thiessen
Craven	Hartman	Ostby	Weed
Crouch	Hook	Rawlings	Wenig
Ditto	Hough	Reed	Wolf
Donlon	Humeston	Rice	Zipse
Dreessen	McCarthy	Roe	Zylstra
Ellsworth	McCreery	Smith	Mr. Speaker
Fabritz		Snyder	

Absent or not voting, 9.

Augustine	Laughlin	Ryder	Stansell
Falvey	Mitchell	Sheridan	Stimpson
Garner			

Motion lost.

Digitized by Google

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 413, a bill for an act regulating the taxation of motor vehicle carriers. BYRON G. ALLEN, *Secretary.*

SENATE AMENDMENTS TO HOUSE FILE NO. 413

Amend House File No. 413 by striking from line 12 thereof the word "two" and inserting in lieu thereof the words "one and one-half".

AMENDMENTS FILED

Rice of Keokuk filed the following amendment to House File No. 589:

Amend House File No. 589 by adding thereto the following:

Sec. 2. That Section four thousand nine hundred sixty, d40 (4960-d40) is hereby repealed.

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 Sigourney Review, a newspaper published at Sigourney, Iowa, and in the Iowa City Press Citizen, a newspaper published at Iowa City, Iowa.

On motion of Brady of Pottawattamie the House adjourned until 10:00 a. m. Thursday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 13, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend A. R. Weed, Pastor of West Star and Worthington Churches, Winterset, Iowa.

Journal of April 12 corrected and approved.

CONSIDERATION OF HOUSE CONCURRENT RESOLUTION NO. 25

McFarlane of Black Hawk moved to amend House Concurrent Resolution No. 25 as found in the Journal of March 31, by striking from lines two and three the following: "Wednesday, April 12" and substituting in lieu thereof the following: "Tuesday, April 18".

Johnson of Linn moved as a substitute to the amendment that the House recess April 18 until the second week in August.

Johnson of Linn withdrew his substitute motion.

Strachan of Humboldt moved the previous question. Motion prevailed.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 60.

Aldrich	Dole	Hanson of Lyon	McDermott
Alesch	Doran	Hanson of Winnebago	McFarlane
Augustine	Durant	Hartman	McKinnon
Beath	Ellsworth	Hopp	McLean
Bonnstetter	Fabritz	Hough	Malone
Bowers	Felter	Hultman	Maniece
Bruce	Foster	Johnson	Mercer
Burgess	Fuelling	Koch	Millhone
Casey	Gissel	Lichty	Moore of Benton
Craven	Goode	Lookingbill	Moore of Harrison
Davis	Grau	McCreery	Paisley
Dean	Grell		

Digitized by Google

Peet	Stansell	Swift of Dubuque	Willis
Rice	Stanzel	Treimer	Wolf
Smith	Stiger	Wiese	Yager
Snyder	Strachan		

The nays were, 31.

Beswick	Gittinger	Reed	Thies
Bouska	Hook	Roe	Thiessen
Crouch	Humeston	Schmitz	Weed
Donlon	Jensen	Schroeder	Wenig
Falvey	Metcalf	Sours	Zipse
Frizzell	Mooty	Stewart	Zylstra
Fuester	Osborn	Stimpson	Mr. Speaker
Garner	Peaco	Swift of Jackson	

Absent or not voting, 17.

Brady	Gallagher	Mitchell	Ryder
Cunningham	Jenkins	Ostby	Sheridan
Ditto	Laughlin	Porter	Speidel
Dreessen	McCarthy	Rawlings	Teter
Elliott			

Amendment adopted.

Lookingbill of Story moved the previous question. Motion prevailed.

Bonnstetter of Kossuth moved that McKinnon of Henry be permitted to talk on House Concurrent Resolution No. 25. Motion prevailed.

On the question "Shall House Concurrent Resolution No. 25 as amended be adopted?" a roll call was demanded.

The ayes were, 61.

Aldrich	Fabritz	Lichty	Rice
Alesch	Felter	Lookingbill	Schmitz
Beath	Foster	McCreery	Sheridan
Beswick	Fuelling	McDermott	Snyder
Bouska	Gissel	McFarlane	Stansell
Bowers	Goode	McLean	Stanzel
Bruce	Grau	Malone	Stiger
Burgess	Hanson of Lyon	Mercer	Strachan
Casey	Hanson of	Millhone	Swift of Dubuque
Craven	Winnebago	Mitchell	Treimer
Dean	Hartman	Moore of Benton	Weed
Dole	Hopp	Moore of	Wiese
Doran	Hough	Harrison	Willis
Durant	Hultman	Mooty	Wolf
Elliott	Johnson	Paisley	Zipse
Ellsworth	Koch	Peet	

The nays were, 30.

Bonnstetter	Frizzell	Grell	McKinnon
Donlon	Fuester	Hook	Metcalf
Dreessen	Garner	Humeston	Osborn
Falvey	Gittinger	Jensen	Peaco

Digitized by Google

Porter	Schroeder	Stimpson	Thiessen
Rawlings	Smith	Swift of Jackson	Wenig
Reed	Sours	Thies	Zylstra
Roe	Stewart		

Absent or not voting, 17.

Augustine	Ditto	McCarthy	Speidel
Brady	Gallagher	Maniece	Teter
Crouch	Jenkins	Ostby	Yager
Cunningham	Laughlin	Ryder	Mr. Speaker
Davis			

So House Concurrent Resolution No. 25 as amended was adopted.

McFarlane of Black Hawk moved that the vote by which House Concurrent Resolution No. 25 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, House Files Nos. 277 and 341.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House Files Nos. 277 and 341.

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 13th day of April, 1933, sent to the Governor for his approval, House Files Nos. 277 and 341. WM. KOCH, *Chairman.*

Report adopted.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the

Digitized by Google

Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 261, a bill for an act relating to the physician's record of prescriptions for intoxicating liquors.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 134, a bill for an act relating to the location of depositories of public funds.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 301, a bill for an act relating to the persons to whom permit holders may sell intoxicating liquor.

BYRON G. ALLEN, *Secretary*.

INTRODUCTION OF BILLS

House File No. 590, by committee on claims, a bill for an act to make an appropriation to Warren Johnson, E. F. Zimmerman, and A. K. Zimmerman.

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

House File No. 591, by committee on claims, a bill for an act to make an appropriation to Jason B. McCoskey.

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

House File No. 592, by committee on claims, a bill for an act to make an appropriation to W. K. Robbins.

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

House File No. 593, by committee on claims, a bill for an act to make an appropriation to Derrill G. Stanton.

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

House File No. 594, by committee on claims, a bill for an act to make an appropriation to the Department of Health of the State of Iowa.

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

House File No. 595, by committee on claims, a bill for an act to make an appropriation to Mrs. Tena B. Richardson.

Digitized by Google

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

House File No. 596, by committee on claims, a bill for an act to make an appropriation to E. H. Wiegner.

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

House File No. 597, by committee on claims, a bill for an act to make an appropriation to Margaret Fisher.

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

House File No. 598, by committee on claims, a bill for an act to make an appropriation to R. G. DeVotie, Administrator of the estate of Vernon F. DeVotie, deceased.

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

House File No. 599, by committee on claims, a bill for an act to make an appropriation of five hundred dollars ($500.00) to Senator D. Myron Tripp of Newton, Jasper County, Iowa, which sum is the amount due Senator Tripp for his services as a member of the Senate of the Forty-fifth General Assembly, under the provisions of Section 15, Chapter 2 of the Code, 1931.

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

House File No. 600, by committee on claims, a bill for an act to make an appropriation of five hundred dollars ($500.00) to Senator J. E. Doze of Humeston, Wayne County, Iowa, which sum is the balance of the amount due Senator Doze for his services as a member of the Senate of the Forty-fifth General Assembly, under the provisions of Section 15, Chapter 2 of the Code, 1931.

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

House File No. 601, by committee on claims, a bill for an act to make an appropriation to William Ross, William Gould, L. E. Carmer, Charles Boggs, Charles C. Larkins, G. C. Sarwin, Carl Sayers, Maude S. Todt, Chester Rolison, Lola Erickson, F. J. Erickson.

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

Digitized by Google

On motion of McCreery of Linn the House recessed until 1:30 p. m.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Sheridan of Lee for the afternoon, on request of Johnson of Linn; Willis of Dallas for the afternoon, on request of Moore of Benton.

CONSIDERATION OF SENATE AMENDMENTS

On request of Stiger of Tama, unanimous consent having been given, House File No. 413, a bill for an act to amend the law as it now appears in Section Fifty-one Hundred Five-A Forty-one (5105-A41), Code, 1931, regulating the taxation of motor vehicle carriers, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 413

Amend House File No. 413 by striking from line 12 thereof the word "two" and inserting in lieu thereof the words "one and one-half".

Fabritz of Wapello moved the previous question. Motion prevailed.

Mr. Stiger moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 46.

Aldrich	Frizzell	Maniece	Stiger
Augustine	Gallagher	Mercer	Stimpson
Bouska	Garner	Moore of Harrison	Strachan
Burgess	Gittinger	Mooty	Swift of Dubuque
Casey	Hopp	Osborn	Swift of Jackson
Cunningham	Humeston	Porter	Treimer
Davis	Jensen	Schmitz	Weed
Dean	Johnson	Schroeder	Wiese
Donlon	Koch	Smith	Yager
Dreessen	Laughlin	Stansell	Zipse
Falvey	Lookingbill	Stanzel	Mr. Speaker
Foster	McLean		

The nays were, 55.

Alesch	Bowers	Dole	Ellsworth
Beath	Bruce	Doran	Fabritz
Beswick	Craven	Durant	Felter
Bonnstetter	Crouch	Elliott	Fuelling

Digitized by Google

Fuester	Hough	Millhone	Snyder
Gissel	Hultman	Ostby	Sours
Goode	Jenkins	Paisley	Speidel
Grau	Lichty	Peaco	Stewart
Grell	McCarthy	Peet	Teter
Hanson of Lyon	McCreery	Rawlings	Thies
Hanson of Winnebago	McDermott	Reed	Thiessen
Hartman	McFarlane	Rice	Wenig
Hook	McKinnon	Roe	Wolf
	Malone	Ryder	Zylstra

Absent or not voting, 7.

Brady	Metcalf	Moore of Benton	Willis
Ditto	Mitchell	Sheridan	

So the House refused to concur in Senate amendments to House File No. 413.

CALL OF THE HOUSE

The following call of the House was filed:

MR. SPEAKER: We, the undersigned, hereby request a call of the House for the consideration of House Joint Resolution No. 8.

P. H. DONLON
G. S. HOOK
C. E. LOOKINGBILL
A. R. WEED
T. G. JENSEN

The roll call disclosed that all members were present except Sheridan of Lee and Willis of Dallas, who had been previously excused, and Mitchell of Webster, who, on motion, was excused from the call of the House.

Teter of Marion moved to adjourn until 9:00 a. m. Friday.

On the question "Shall the House adjourn until 9:00 a. m. Friday?" a roll call was demanded.

The ayes were, 35.

Casey	Hanson of Winnebago	McFarlane	Roe
Crouch	Hultman	McLean	Ryder
Dean	Humeston	Mercer	Speidel
Doran	Jenkins	Millhone	Stansell
Elliott	Koch	Moore of Benton	Stewart
Ellsworth	Laughlin	Moore of Harrison	Swift of Dubuque
Falvey	McCarthy	Osborn	Swift of Jackson
Fuester	McCreery	Peet	Teter
Garner	McDermott		Zylstra

The nays were, 60.

Aldrich	Bruce	Durant	Gittinger
Alesch	Burgess	Felter	Goode
Beath	Craven	Foster	Grau
Beswick	Cunningham	Frizzell	Grell
Bonnstetter	Davis	Fuelling	Hanson of Lyon
Bouska	Dole	Gallagher	Hartman
Bowers	Donlon	Gissel	Hook

Digitized by Google

Hopp	Metcalf	Schmitz	Thiessen
Hough	Mooty	Smith	Treimer
Jensen	Paisley	Snyder	Weed
Johnson	Peaco	Sours	Wiese
Lookingbill	Porter	Stanzel	Wolf
McKinnon	Rawlings	Stiger	Yager
Malone	Reed	Strachan	Zipse
Maniece	Rice	Thies	Mr. Speaker

Absent or not voting, 13.

Augustine	Fabritz	Ostby	Stimpson
Brady	Lichty	Schroeder	Wenig
Ditto	Mitchell	Sheridan	Willis
Dreessen			

Motion to adjourn lost.

CONSIDERATION OF BILLS

House File No. 589, a bill for an act to amend Section forty-nine hundred sixty-d thirty-three (4960-d33) Code 1931 relating to the revocation of operators and chauffeurs licenses for driving and operating motor vehicles upon conviction of illegal transportation or sale of intoxicating liquors, and also providing for periods of time in which new licenses shall not be issued for first, second, and third convictions of driving motor vehicles while under the influence of intoxicating liquor or narcotic drugs or illegal transportation or sale of intoxicating liquor in the State of Iowa, was taken up for consideration.

Rice of Keokuk called up the amendment filed by him and found on page 1343 of the Journal of April 12 and moved its adoption. Motion prevailed.

McCreery of Linn in the chair.

Goode of Davis moved to amend House File No. 589 as follows:

Amend House File No. 589 by adding, following the word "while" in line 11, the following words: "in an intoxicated condition or". Further amend by changing the word "section" in line one of section two to "sections"; also, by adding after the figures "(4960-d40)" in line two of said section the following: "and fifty hundred twenty-seven-d one (5027-d1)"; also, by striking the word "is" from line two and inserting in lieu thereof the word "are".

Amendments adopted.

Rice of Keokuk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 98.

Aldrich	Falvey	Lookingbill	Ryder
Alesch	Felter	McCarthy	Schroeder
Augustine	Foster	McDermott	Smith
Beath	Frizzell	McFarlane	Snyder
Beswick	Fuester	McKinnon	Sours
Bonnstetter	Garner	McLean	Speidel
Bouska	Gissel	Malone	Stansell
Bowers	Gittinger	Maniece	Stanzel
Brady	Goode	Mercer	Stewart
Bruce	Grau	Metcalf	Stiger
Casey	Hanson of Lyon	Millhone	Stimpson
Craven	Hanson of Winnebago	Moore of Benton	Strachan
Crouch	Hartman	Moore of Harrison	Swift of Dubuque
Cunningham	Hook	Mooty	Swift of Jackson
Davis	Hopp	Osborn	Teter
Dean	Hough	Ostby	Thies
Ditto	Hultman	Paisley	Thiessen
Dole	Humeston	Peaco	Treimer
Donlon	Jenkins	Peet	Weed
Doran	Jensen	Porter	Wenig
Dreessen	Johnson	Rawlings	Wiese
Durant	Koch	Reed	Wolf
Elliott	Laughlin	Rice	Yager
Ellsworth	Lichty	Roe	Zipse
Fabritz			Zylstra

The nays were, 5.

Burgess	Gallagher	Grell	Schmitz
Fuelling			

Absent or not voting, 5.

McCreery	Sheridan	Willis	Mr. Speaker
Mitchell			

So the bill having received a constitutional majority was declared to have passed the House.

Goode of Davis asked and obtained unanimous consent to have the Chief Clerk correct the title as follows:

Amend the title to House File No. 589 by inserting after the figures "1931," in line two the following: "and to repeal sections forty-nine hundred sixty-d forty (4960-d40) and fifty hundred twenty-seven-d one (5027-d1), Code, 1931,"; also, by inserting after the word "revocation" in line two, the words "and suspension".

The title as amended was agreed to.

Rice of Keokuk moved that the vote by which House File No. 589 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Digitized by Google

AMENDMENT FILED

Reed of Mahaska filed the following amendment to House File No. 596:

Amend House File No. 596 by striking from section one (1) lines two (2) and three (3) the words and figures "seventy-seven dollars and eighty-seven cents ($77.87)" and substituting in lieu thereof the words and figures "sixty-three dollars and thirty cents ($63.30)".

Also amend House File No. 596 by striking from section two (2) lines two (2) and three (3) the words and figures "seventy-seven dollars and eighty-seven cents ($77.87)", and substituting in lieu thereof the words and figures "sixty-three dollars and thirty cents ($63.30)".

Teter of Marion moved that the House adjourn until 9:00 a. m. Friday.

On the question "Shall the House adjourn until 9:00 a. m. Friday?" a roll call was demanded.

The ayes were, 54.

Alesch	Goode	McDermott	Reed
Beswick	Grell	McFarlane	Roe
Bouska	Hanson of Winnebago	McKinnon	Ryder
Brady	Hopp	McLean	Schmitz
Casey	Hultman	Maniece	Sours
Crouch	Humeston	Mercer	Speidel
Davis	Jenkins	Millhone	Stansell
Dean	Jensen	Moore of Benton	Stanzel
Ditto	Johnson	Moore of Harrison	Stewart
Doran	Koch	Osborn	Swift of Dubuque
Elliott	Laughlin	Paisley	Swift of Jackson
Fabritz	Lichty	Peaco	Teter
Felter	McCarthy	Peet	Wenig
Fuester			Wolf

The nays were, 49.

Aldrich	Ellsworth	Hook	Snyder
Augustine	Falvey	Hough	Stiger
Beath	Foster	Lookingbill	Stimpson
Bonnstetter	Frizzell	Malone	Strachan
Bowers	Fuelling	Metcalf	Thies
Bruce	Gallagher	Mooty	Thiessen
Burgess	Garner	Ostby	Treimer
Craven	Gissel	Porter	Weed
Cunningham	Gittinger	Rawlings	Wiese
Dole	Grau	Rice	Yager
Donlon	Hanson of Lyon	Schroeder	Zipse
Dreessen	Hartman	Smith	Zylstra
Durant			

Absent or not voting, 5.

McCreery	Sheridan	Willis	Mr. Speaker
Mitchell			

So the motion prevailed and the House adjourned until 9 o'clock a. m. Friday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 14, 1933.

The House met pursuant to adjournment, Fabritz of Wapello in the chair.

Prayer was offered by Elder C. L. Beswick, Christian Church, Stockport, Iowa.

Journal of April 13 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Willis of Dallas for the morning on request of Ditto of Osceola.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 375, a bill for an act relating to county government in certain counties. BYRON G. ALLEN, *Secretary.*

REPORTS OF COMMITTEES

Bonnstetter of Kossuth, from the committee on appropriations, submitted the following reports:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 591, a bill for an act to make an appropriation to Jason B. McCoskey, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 590, a bill for an act to make an appropriation to Warren Johnson and E. F. Zimmerman and A. K. Zimmerman, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass. A. H. BONNSTETTER, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 593, a bill for an act to make an appropriation to Dorrell G. Stanton, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 592, a bill for an act to make an appropriation to W. K. Robbins, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 594, a bill for an act to make an appropriation to the Department of Health of the State of Iowa, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 595, a bill for an act to make an appropriation to Tena B. Richardson, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 598, a bill for an act to make an appropriation to R. G. DeVotie, Adm'r of the estate of Vernon F. De Votie, deceased, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 597, a bill for an act to make an appropriation to Margaret Fisher, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

SENATE MESSAGES CONSIDERED

Senate File No. 375, a bill for an act to amend Section fifty-one hundred eleven (5111), Code 1931, relating to County Government in certain counties.

Read first and second times and referred to sifting committee.

Senate File No. 261, a bill for an act to repeal sections twenty-one hundred five (2105) to twenty-one hundred nine (2109), inclusive, and to amend section twenty-one hundred ten (2110), Code, 1931, relating to the physician's record of prescriptions for intoxicating liquors.

Read first and second times and referred to sifting committee.

CONSIDERATION OF HOUSE JOINT RESOLUTION NO. 8

The Call of the House was renewed for House Joint Resolution No. 8. The roll call disclosed all members present except Willis of Dallas, who had been previously excused, and Fabritz of Wapello and Grell of Scott.

Jensen of Audubon moved that the House proceed with the calendar while the Sergeant-at-Arms was procuring absentees. Motion prevailed.

CONSIDERATION OF BILLS

Senate File No. 260, a bill for an act to amend sections seventy-one hundred thirty-two (7132), and seventy-one hundred thirty-three (7133), Code, 1931, relating to complaints by property owners to the local board of review, and to appeals from said board to the district court, was taken up for consideration.

Stiger of Tama moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 91.

Aldrich	Fuester	McCreery	Schroeder
Alesch	Gallagher	McDermott	Sheridan
Augustine	Garner	McFarlane	Smith
Beath	Gissel	McLean	Snyder
Beswick	Gittinger	Malone	Speidel
Bouska	Goode	Maniece	Stansell
Bowers	Grau	Mercer	Stanzel
Brady	Hanson of Lyon	Millhone	Stewart
Bruce	Hanson of Winnebago	Mitchell	Stiger
Burgess	Hartman	Moore of Harrison	Stimpson
Casey	Hook	Mooty	Strachan
Cunningham	Hopp	Osborn	Swift of Dubuque
Davis	Hultman	Ostby	Swift of Jackson
Dole	Humeston	Paisley	Teter
Donlon	Jenkins	Peet	Thies
Doran	Jensen	Porter	Thiessen
Dreessen	Johnson	Rawlings	Treimer
Durant	Koch	Reed	Weed
Elliott	Laughlin	Rice	Wiese
Ellsworth	Lichty	Roe	Wolf
Felter	Lookingbill	Ryder	Yager
Foster	McCarthy	Schmitz	Zipse
Frizzell			Zylstra
Fuelling			

The nays were. 1.

McKinnon

Absent or not voting, 16.

Bonnstetter	Ditto	Hough	Sours
Craven	Fabritz	Metcalf	Wenig
Crouch	Falvey	Moore of Benton	Willis
Dean	Grell	Peaco	Mr. Speaker

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

Senate File No. 467, a bill for an act to correct errors in the reference in sections forty hundred sixty-two-b twelve (4062-b12), eighty-seven hundred thirty-seven (8737), eighty-eight hundred twenty-nine (8829), and eighty-nine hundred twenty-seven (8927), Code, 1931, to certain federal acts, was taken up for consideration.

Stiger of Tama moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 90.

Aldrich	Frizzell	McCarthy	Sheridan
Alesch	Fuelling	McCreery	Smith
Augustine	Fuester	McDermott	Snyder
Beath	Gallagher	McFarlane	Speidel
Beswick	Garner	McKinnon	Stansell
Bouska	Gissel	McLean	Stanzel
Bowers	Gittinger	Malone	Stewart
Bruce	Grau	Maniece	Stiger
Burgess	Hanson of Lyon	Millhone	Stimpson
Casey	Hanson of Winnebago	Mitchell	Swift of Dubuque
Cunningham	Hartman	Mooty	Swift of Jackson
Davis	Hook	Osborn	Teter
Dean	Hopp	Ostby	Thies
Dole	Hough	Paisley	Thiessen
Donlon	Humeston	Peet	Treimer
Doran	Jensen	Porter	Weed
Dreessen	Jenkins	Rawlings	Wenig
Durant	Johnson	Reed	Wiese
Elliott	Koch	Rice	Wolf
Ellsworth	Laughlin	Roe	Yager
Falvey	Lichty	Ryder	Zipse
Felter	Lookingbill	Schmitz	Zylstra
Foster		Schroeder	

The nays were, none.

Absent or not voting, 18.

Bonnstetter	Fabritz	Metcalf	Sours
Brady	Goode	Moore of Benton	Strachan
Craven	Grell	Moore of Harrison	Willis
Crouch	Hultman	Peaco	Mr. Speaker
Ditto	Mercer		

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

Senate File No. 298, a bill for an act to repeal section fifty-three hundred twenty-eight (5328), Code, 1931, and to enact a substitute therefor relating to application by poor persons for relief, was taken up for consideration.

Hook of Taylor moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 58.

Aldrich	Crouch	Ellsworth	Grau
Alesch	Cunningham	Fabritz	Grell
Augustine	Dean	Falvey	Hanson of Lyon
Bonnstetter	Donlon	Fuelling	Hartman
Bouska	Doran	Garner	Hook
Bruce	Durant	Gissel	Hultman
Craven	Elliott	Gittinger	Humeston

Digitized by Google

Jensen	Moore of Benton	Schmitz	Stiger
Laughlin	Osborn	Smith	Strachan
McCreery	Ostby	Snyder	Swift of Jackson
McKinnon	Paisley	Sours	Thiessen
McLean	Peaco	Speidel	Treimer
Metcalf	Peet	Stansell	Weed
Millhone	Reed	Stanzel	Yager
Mitchell	Roe		

The nays were, 45.

Beath	Fuester	McCarthy	Schroeder
Beswick	Gallagher	McDermott	Sheridan
Bowers	Goode	McFarlane	Stewart
Burgess	Hanson of	Malone	Stimpson
Casey	Winnebago	Maniece	Swift of Dubuque
Davis	Hopp	Moore of	Teter
Ditto	Hough	Harrison	Thies
Dole	Jenkins	Moooty	Wiese
Dreessen	Johnson	Porter	Wolf
Felter	Koch	Rawlings	Zipse
Foster	Lichty	Rice	Zylstra
Frizzell	Lookingbill	Ryder	

Absent or not voting, 5.

Brady	Wenig	Willis	Mr. Speaker
Mercer			

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

The Sergeant-at-Arms having procured the presence of Fabritz of Wapello and Grell of Scott, House Joint Resolution No. 8, a joint resolution authorizing the committee appointed under House Resolution No. 21, to continue its investigations and making an appropriation therefor, was taken up for consideration.

Strachan of Humboldt moved that House Joint Resolution No. 8 be laid on the table.

On the question "Shall House Joint Resolution No. 8 be laid on the table?" a roll call was demanded.

The ayes were, 42.

Aldrich	Gallagher	Lichty	Reed
Beath	Gissel	Lookingbill	Sheridan
Casey	Hanson of	McCreery	Sours
Craven	Winnebago	Millhone	Speidel
Ditto	Hartman	Moore of	Stansell
Dole	Hopp	Harrison	Stiger
Doran	Hultman	Mooty	Strachan
Elliott	Humeston	Osborn	Swift of Dubuque
Ellsworth	Jenkins	Paisley	Swift of Jackson
Falvey	Johnson	Peaco	Wiese
Felter	Laughlin	Peet	Wolf

The nays were, 55.

Alesch	Bonnstetter	Bowers	Bruce
Augustine	Bouska	Brady	Burgess

Digitized by Google

Crouch	Goode	Mercer	Stanzel
Cunningham	Grau	Metcalf	Stewart
Davis	Grell	Mitchell	Stimpson
Donlon	Hook	Ostby	Teter
Dreessen	Hough	Porter	Thies
Durant	Jensen	Rice	Thiessen
Foster	Koch	Roe	Treimer
Frizzell	McCarthy	Ryder	Wenig
Fuelling	McKinnon	Schmitz	Yager
Fuester	McLean	Schroeder	Zipse
Garner	Malone	Smith	Zylstra
Gittinger	Maniece	Snyder	

Absent or not voting, 11.

Beswick	Hanson of Lyon	Moore of Benton	Willis
Dean	McDermott	Rawlings	Mr. Speaker
Fabritz	McFarlane	Weed	

Motion to lay on the table was lost.

Sours of Floyd moved to amend House Resolution No. 8 as follows:

1. Strike the words "majority of the committee" in line two of Section two, and insert in lieu thereof the words "Attorney General".

Also strike the words "Chairman and Secretary of the committee" in lines three and four, and insert in lieu thereof "Attorney General."

2. Strike Section three.

3. Strike line one and the words "first authorized by the committee" in line two of Section four, and substitute in lieu thereof "the Attorney General or his assistant, in the presence of two or more members of the committee".

4. Also amend Section four by striking the period at the end of said section and adding the following:

"In the lettings of contracts in general, and especially with reference to the lettings of cement contracts during the years 1929, 1930, 1931 and 1932, and to investigate and make findings as to all other matters concerning the Highway Commission and its acts that the committee may deem proper."

Mr. Stiger in the chair at 10:00 a. m.

Mr. Fabritz in the chair at 10:40 a. m.

Peaco of Clinton moved the previous question. Motion prevailed.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 58.

Beath	Bowers	Casey	Dean
Beswick	Brady	Cunningham	Dole

Digitized by Google

Doran	Jensen	Metcalf	Speidel
Durant	Jenkins	Millhone	Stansell
Elliott	Johnson	Moore of	Stiger
Ellsworth	Koch	Harrison	Stimpson
Felter	Laughlin	Mooty	Strachan
Foster	Lichty	Peaco	Swift of Dubuque
Frizzell	Lookingbill	Peet	Teter
Fuelling	McCarthy	Rawlings	Thies
Gallagher	McCreery	Reed	Weed
Gissel	McFarlane	Roe	Wiese
Grau	McKinnon	Ryder	Willis
Hartman	Malone	Sheridan	Wolf
Hopp	Mercer	Sours	

The nays were, 43.

Aldrich	Dreessen	Hough	Schmitz
Alesch	Falvey	Hultman	Schroeder
Augustine	Fuester	Humeston	Smith
Bonnstetter	Garner	McLean	Stanzel
Bouska	Gittinger	Maniece	Stewart
Bruce	Goode	Mitchell	Thiessen
Burgess	Grell	Osborn	Treimer
Craven	Hanson of Lyon	Ostby	Wenig
Crouch	Hanson of	Paisley	Yager
Davis	Winnebago	Porter	Zipse
Donlon	Hook	Rice	Zylstra

Absent or not voting, 7.

Ditto	McDermott	Snyder	Mr. Speaker
Fabritz	Moore of Benton	Swift of Jackson	

Amendment adopted.

McKinnon of Henry moved the previous question on the main question. Motion prevailed.

Jensen of Audubon moved that the joint resolution be read a third time now and placed upon its passage, which motion prevailed and the joint resolution was read a third time.

On the question "Shall the joint resolution be adopted?"

The ayes were, 73.

Aldrich	Dreessen	Hook	Paisley
Alesch	Durant	Hopp	Peaco
Augustine	Falvey	Hough	Peet
Beswick	Felter	Hultman	Porter
Bonnstetter	Foster	Jenkins	Rawlings
Bouska	Frizzell	Jensen	Reed
Bruce	Fuelling	Koch	Rice
Burgess	Fuester	McKinnon	Roe
Craven	Garner	McLean	Schmitz
Crouch	Gissel	Malone	Schroeder
Cunningham	Gittinger	Maniece	Smith
Davis	Goode	Mercer	Snyder
Dean	Grau	Metcalf	Sours
Dole	Grell	Mitchell	Speidel
Donlon	Hanson of Lyon	Moore of Benton	Stansell

Digitized by Google

Stanzel	Teter	Treimer	Yager
Stewart	Thies	Weed	Zipse
Stimpson	Thiessen	Wenig	Zylstra
Swift of Jackson			

The nays were, 31.

Beath	Hanson of Winnebago	McCreery	Sheridan
Bowers	Hartman	McFarlane	Stiger
Brady	Humeston	Millhone	Strachan
Casey	Johnson	Moore of Harrison	Swift of Dubuque
Doran	Laughlin	Mooty	Wiese
Elliott	Lichty	Osborn	Willis
Ellsworth	Lookingbill	Ryder	Wolf
Gallagher	McCarthy		Mr. Speaker

Absent or not voting, 4.

Ditto	Fabritz	McDermott	Ostby

House Joint Resolution No. 8 adopted and the title was agreed to.

Jensen of Audubon moved that the vote by which House Joint Resolution No. 8 was adopted by the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

CONFERENCE COMMITTEE APPOINTED

Bonnstetter of Kossuth moved that a conference committee of five be appointed to work with the Senate Conference Committee on House Substitute for House File No. 73. Motion prevailed and the Speaker appointed as members of such committee Bonnstetter of Kossuth, Malone of Cass, Koch of Bremer, Maniece of Emmett, and Snyder of Hamilton.

SPECIAL PROGRAM

Donlon of Palo Alto asked and obtained unanimous consent to carry out the program in regard to Flower Day.

Speaker Miller in the chair.

In recognition of the fair and impartial services rendered as Speaker to the members of the House, Mr. Donlon presented Speaker Miller with an autograph album containing the signatures of all the members and officers of the House. Mr. Miller responded with words befitting the occasion.

Mr. Donlon then presented a beautiful bouquet of roses to Mrs. Miller, who graciously accepted them with remarks of appreciation.

Digitized by Google

Mrs. Garner, representative from Butler County, was the recipient of a lovely bouquet of flowers from the gentlemen members of the House. Mrs. Garner, likewise, voiced her appreciation of the gift.

Sergeant-at-Arms Oley Nelson, veteran of the Civil War and member of the Twenty-first and Twenty-second General Assemblies, was the next to receive flowers from Mr. Donlon. Mr. Nelson addressed the House in reponse.

Flowers were then distributed to all the committee clerks and the members of the desk force as a gift from Representative Donlon.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, Senate Files Nos. 333, 129, 260, 298 and 467.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: Senate Files Nos. 333, 129, 260, 298 and 467.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that he had approved the following bills:

April 13. House Files Nos. 327, 342, 325, 335, 280, 323, 330, 324, 63, 539, 565 and 334.

On motion of McKinnon of Henry, the House recessed until 1:00 p. m.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

Digitized by Google

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 587, a bill for an act relating to intoxicating liquors; to provide revenue by taxation of and from permits to sell, and to issue permits for and regulate manufacture and sale thereof.

BYRON G. ALLEN, *Secretary.*

SENATE AMENDMENTS TO HOUSE FILE NO. 587

Amend the title by adding thereto after the word "subdivision" in line six (6) thereof the following: "including cities and towns under special charter".

Amend section one (1) by striking all of said section and inserting in lieu thereof the following:

"Section 1. That section one thousand nine hundred twenty-three (1923) of the Code of Iowa, 1931, be and the same is hereby amended by striking the period after the word 'whatever' in line six (6) thereof and inserting in lieu thereof the following:

'provided, however, that the words "liquor" or "intoxicating liquor" wherever used in Title Six of the Code of Iowa, 1931, shall not be construed to include beer, ale, porter, stout, or any other malt liquor containing not more than three and two-tenths (3.2) per centum of alcohol by weight.'"

Amend section eight (8) by inserting before the word "under" in line ten (10) the following: "or permitted and authorized to do business".

Amend section nineteen (19) by inserting after the semi-colon ";" in line six (6) the words: "provided however that a golf or country club located outside the territorial limits of the city, town or special charter city may be issued a Class 'B' permit by the local Board of Supervisors, and further provided that all of the permit fees authorized under this paragraph shall be collected and retained by the county in which such golf or country club is located and credited to the general fund of said county and provided further that such golf or country club shall comply with the restrictions contained in the succeeding paragraphs of this section.".

Amend section twenty (20) by striking from line three (3) the word "it's" where it occurs in two places and inserting in lieu thereof the word "its".

Amend section twenty-four (24), lines seven (7) and eight (8), by striking out the words ", given or delivered".

Amend section thirty-six (36)by striking out subsection "a" and substituting the following in lieu thereof:

"a. In all counties in which there is a city having a population of more than ten thousand (10,000), permit fees collected under the provisions of this act by any municipality shall be retained by such municipality and allocated to its general fund; in all other counties fifty per cent of

Digitized by Google

the permit fees collected under the provisions of this act by any municipality shall be retained by it and allocated to its general fund; and fifty per cent shall be paid to the County Treasurer and accrue to the general fund of such county."

Further amend section thirty-six (36) by striking all of subsection "b" and inserting in lieu thereof the following:

"b. All license fees and taxes collected by the Treasurer of State of the state of Iowa shall accrue to the state sinking fund for public deposits as created in Chapter three hundred fifty-two A-one (352 A-1) of the 1931 Code of Iowa."

Amend section thirty-eight (38), line two (2), by inserting after the word "act", the following: "or who manufactures or sells beer without a permit as provided herein,".

Amend section thirty-nine (39) by striking all of said section and renumbering the succeeding sections.

CONSIDERATION OF SENATE AMENDMENTS

On request of Ditto of Osceola unanimous consent having been given, House File No. 587, a bill for an act to amend sections nineteen hundred and twenty-three (1923), twenty hundred seventy-two (2072), twenty-one hundred thirty (2130) and twenty-one hundred thirty-six (2136) of the Code of Iowa 1931, all relating to intoxicating liquors; to provide revenue by taxation of and from permits to sell certain non-intoxicating liquors and to issue permits for and regulate the manufacture and sale thereof, with Senate amendments, was taken up and the amendments read and considered.

Strachan of Humboldt moved to amend the amendments by striking paragraph "a" of Section 36 of the Senate amendments and inserting the paragraph as originally passed by the House.

Amendment lost.

Bonnstetter of Kossuth moved to amend the Senate amendments to the bill as follows:

Amend Senate amendment to section 36 subsection B by adding thereto the following:

"Provided, however, that the treasurer of State is authorized to first deduct from such receipts all costs of the administration of this Act."

Amendment lost.

Ditto of Osceola moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?" a roll call was demanded.

Digitized by Google

The ayes were, 82.

Aldrich	Felter	Lichty	Ryder
Alesch	Frizzell	McCarthy	Schmitz
Beath	Fuelling	McDermott	Schroeder
Beswick	Fuester	McFarlane	Sheridan
Bonnstetter	Gallagher	Malone	Smith
Bouska	Garner	Maniece	Speidel
Bowers	Gittinger	Mercer	Stansell
Brady	Goode	Metcalf	Stewart
Bruce	Grau	Mitchell	Stimpson
Burgess	Grell	Moore of Benton	Swift of Dubuque
Casey	Hanson of Lyon	Moore of Harrison	Swift of Jackson
Craven	Hartman	Osborn	Thies
Cunningham	Hopp	Ostby	Thiessen
Davis	Hough	Paisley	Treimer
Ditto	Hultman	Peaco	Wenig
Dole	Humeston	Peet	Wiese
Doran	Jenkins	Rawlings	Willis
Dreessen	Jensen	Reed	Wolf
Ellsworth	Johnson	Rice	Zipse
Fabritz	Koch	Roe	Mr. Speaker
Falvey	Laughlin		

The nays were, 16.

Crouch	Hanson of Winnebago	McLean	Sours
Durant	Lookingbill	Mooty	Stanzel
Foster	McCreery	Porter	Strachan
Gissel	McKinnon	Snyder	Weed

Absent or not voting, 10.

Augustine	Elliott	Stiger	Yager
Dean	Hook	Teter	Zylstra
Donlon	Millhone		

So the House concurred in the Senate amendments to House File No. 587.

REPORT OF COMMITTEE ON CENTURY OF PROGRESS EXPOSITION

Reed of Mahaska and Willis of Dallas, an ex-officio committee appointed by the Speaker to make an investigation of the advisability of Iowa's participation in the Century of Progress to be held in Chicago this year, submitted its report of which the following is a summary:

The Century of Progress Exposition will be held on land reclaimed from Lake Michigan and extending three and one-half miles in length. The exposition will open June 1 and close November 1. On June 1 it is estimated that $22,000,000.00 will have been expended in improvements. The principal building will be the Hall of Science with eight and one-half acres of floor space.

The Federal Building and Court of States will house the exhibits of the federal government and the states.

Space has already been sold to various industries amounting to over

Digitized by Google

$5,000,000.00 and to concessions for over $4,500,000.00. Many foreign countries have engaged space. The United States Government has appropriated $1,000,000.00 for building and exhibits.

Space for exhibits in the Court of States is $5.00 per square foot. Two thousand square feet would cost $10,000.00 less 10% discount. This includes janitor service, light of two watts per square foot, outside lighting, police and fire protection. Each state would have its own room completely separated from others by partition of wall board.

McFarlane of Black Hawk moved that the House go on record as approving the expenditure of the necessary funds for Iowa's participation in the Century of Progress Exposition provided by appropriation made by the Forty-fourth General Assembly.

Mitchell of Webster moved the previous question. Motion prevailed.

On the question "Shall the motion of McFarlane prevail?" a roll call was demanded.

The ayes were, 66.

Augustine	Fuester	McCreery	Schroeder
Beath	Gallagher	McFarlane	Snyder
Beswick	Gissel	McLean	Sours
Bouska	Grau	Malone	Stansell
Brady	Grell	Mercer	Stanzel
Bruce	Hanson of Lyon	Metcalf	Stewart
Burgess	Hanson of	Millhone	Stimpson
Casey	Winnebago	Mitchell	Strachan
Craven	Hopp	Moore of	Swift of Dubuque
Cunningham	Hultman	Harrison	Thies
Ditto	Jenkins	Mooty	Thiessen
Dole	Jensen	Paisley	Treimer
Donlon	Johnson	Peaco	Wenig
Dreessen	Laughlin	Peet	Wiese
Durant	Lichty	Porter	Willis
Fabritz	Lookingbill	Ryder	Wolf
Felter	McCarthy	Schmitz	Yager

The nays were, 35.

Aldrich	Falvey	Hough	Sheridan
Alesch	Foster	Humeston	Smith
Bonnstetter	Frizzell	Koch	Speidel
Bowers	Fuelling	McKinnon	Teter
Crouch	Garner	Osborn	Weed
Davis	Gittinger	Ostby	Zipse
Dean	Goode	Reed	Zylstra
Doran	Hartman	Rice	Mr. Speaker
Ellsworth	Hook	Roe	

Absent or not voting, 7.

Elliott	Maniece	Rawlings	Swift of Jackson
McDermott	Moore of Benton	Stiger	

Motion prevailed.

Digitized by Google

ADDITIONAL COPIES ORDERED PRINTED

Zipse of Chickasaw moved that nine hundred (900) additional copies be printed of House File No. 587 as amended. Objections were offered.

Fabritz of Wapello moved that two thousand (2,000) additional copies of House File No. 587 as amended be printed. Motion prevailed.

Jensen of Audubon moved that six hundred (600) additional copies be printed of House File No. 392.

On the question "Shall the motion prevail?" a roll call was demanded.

The ayes were, 29.

Aldrich	Garner	Jenkins	Stanzel
Alesch	Gittinger	Jensen	Stimpson
Bonnstetter	Goode	McKinnon	Treimer
Bruce	Hanson of Lyon	Maniece	Wiese
Cunningham	Hook	Metcalf	Yager
Foster	Hough	Peet	Zipse
Fuester	Hultman	Schmitz	Zylstra
Gallager			

The nays were, 55.

Augustine	Falvey	McCreery	Smith
Beath	Felter	McFarlane	Sours
Beswick	Frizzell	McLean	Stansell
Bowers	Fuelling	Malone	Stewart
Brady	Gissel	Millhone	Strachan
Burgess	Hanson of	Osborn	Swift of Dubuque
Casey	Winnebago	Paisley	Swift of Jackson
Craven	Hartman	Peaco	Teter
Ditto	Hopp	Porter	Thies
Dole	Humeston	Rawlings	Thiessen
Doran	Johnson	Reed	Weed
Dreessen	Koch	Roe	Willis
Durant	Laughlin	Schroeder	Wolf
Fabritz	Lichty	Sheridan	Mr. Speaker

Absent or not voting, 24.

Bouska	Grau	Mitchell	Rice
Crouch	Grell	Moore of Benton	Ryder
Davis	Lookingbill	Moore of	Snyder
Dean	McCarthy	Harrison	Speidel
Donlon	McDermott	Mooty	Stiger
Elliott	Mercer	Ostby	Wenig
Ellsworth			

Motion lost.

Moore of Benton submitted the following committee report and moved its adoption:

Digitized by Google

REPORT OF COMMITTEE APPOINTED UNDER HOUSE RESOLUTION NO. 34

Your committee appointed under House Resolution No. 34 respectfully reports as follows:

Said committee was appointed to conduct an investigation in connection with refunds on the gasoline tax heretofore made by the treasurer's office of the State of Iowa and to make a report to the Speaker of the House for consideration of the House before the adjournment of the present session.

That your committee has conducted a preliminary investigation and has discovered that for several weeks the Attorney General's office of the State of Iowa, through its Bureau of Investigation, has been conducting an investigation of gasoline tax refunds with the view of ascertaining whether or not there have been such abuses and violation of the law in connection therewith as would justify civil suits on the collection of refunds which should not have been paid and for the purpose of determining whether there is any evidence as would justify the filing of charges for the violation of the laws of the State of Iowa in connection with any such refunds.

That your committee, in the short time they have been in existence, have discovered that the records on file indicate that certain refunds have been made where the claims were not filed within the statutory time and where the original invoices were not attached, as required under the statute, and where there have been apparent duplications of refunds concerning the same purchases of gasoline, with different claims filed by the same individual.

That the preliminary investigation made by your committee leads the committee to believe that the apparent irregularities warrant a complete investigation of certain refunds that have been made in the last few years, but that in order to complete said investigation it is necessary that an audit be made of the reports on file in the treasurer's office and the auditor's office of the State of Iowa and that the Bureau of Investigation continue their investigation with the view of obtaining any available evidence against the individuals or companies securing refunds which upon their face appear to be irregular.

That your committee has advised with the Attorney General, and it is the opinion of your committee that said committee should be continued in existence until the special session of the legislature to be called in August and that at said special session said committee report to the House of Representatives their findings in connection therewith. That for the purpose of conducting such investigation your committee believes that said committee should be authorized, under a House Joint Resolution, to hold hearings, subpoena witnesses, books, and papers and do all the necessary and proper things to complete said investigation under the direction of the Attorney General and with a representative from his office present at such hearings, and that an appropriation should be made for the purpose of deferring the expenses of making an audit, conducting the hearings, and for the actual expenses of the members of the committee in attending said hearings.

Digitized by Google

Wherefore, your committee asks that the foregoing report be adopted and approved and your committee calls attention to the fact that the House Joint Resolution will be filed for the purpose of providing for the conducting of said hearings, and that your committee further asks that it be continued in existence until the special session of the Forty-fifth General Assembly.

Dated this fourteenth day of April, 1933.

C. D. MOORE, *Chairman.*
JOHN H. MITCHELL
PAUL CUNNINGHAM

Report adopted.

CONSIDERATION OF BILLS

Senate File No. 379, a bill for an act directing the Governor, on behalf of the State of Iowa, to issue to Samuel Allen, Isaac S. Allen and Wilson R. Allen, jointly, a patent or conveyance to certain land in Allamakee county, Iowa, was taken up for consideration.

Roe of Allamakee moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 91.

Aldrich	Felter	Lichty	Schmitz
Alesch	Foster	McCreery	Schroeder
Augustine	Frizzell	McDermott	Sheridan
Beath	Fuelling	McFarlane	Sours
Beswick	Fuester	McLean	Stansell
Bonnstetter	Gallagher	Malone	Stanzel
Bouska	Garner	Maniece	Stewart
Bowers	Gissel	Mercer	Stiger
Brady	Gittinger	Metcalf	Stimpson
Bruce	Goode	Millhone	Swift of Dubuque
Burgess	Grau	Moore of Harrison	Swift of Jackson
Casey	Grell	Mooty	Teter
Craven	Hanson of Lyon	Osborn	Thies
Crouch	Hanson of Winnebago	Ostby	Thiessen
Dean	Hartman	Paisley	Treimer
Ditto	Hook	Peaco	Weed
Dole	Hopp	Porter	Wenig
Donlon	Humeston	Rawlings	Wiese
Doran	Jenkins	Reed	Willis
Dreessen	Jensen	Rice	Wolf
Durant	Johnson	Roe	Yager
Ellsworth	Koch	Ryder	Zylstra
Fabritz			Mr. Speaker
Falvey			

The nays were, 1.

Zipse

Digitized by Google

Absent or not voting, 16.

Cunningham	Hultman	McKinnon	Smith
Davis	Laughlin	Mitchell	Snyder
Elliott	Lookingbill	Moore of Benton	Speidel
Hough	McCarthy	Peet	Strachan

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

Senate File No. 254, a bill for an act to amend, revise, and codify sections two hundred seventy-eight (278) to two hundred eighty-one (281), inclusive, and two hundred eighty-three (283) to two hundred eighty-five (285), inclusive, and section sixty-nine hundred forty-three-c twenty-three (6943-c23), all of the Code, 1931, relating to the duties of the secretary of the executive council and to the duties of the members of the state board of assessment and review and of the employees of said board, was taken up for consideration.

Ditto of Osceola moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 92.

Aldrich	Foster	McCreery	Sheridan
Augustine	Frizzell	McDermott	Smith
Beath	Fuelling	McFarlane	Snyder
Beswick	Fuester	McLean	Sours
Bonnstetter	Gallagher	Malone	Speidel
Bouska	Garner	Maniece	Stansell
Bowers	Gissel	Mercer	Stewart
Brady	Gittinger	Metcalf	Stiger
Bruce	Goode	Millhone	Stimpson
Burgess	Grau	Mitchell	Strachan
Casey	Hanson of Lyon	Mooty	Swift of Dubuque
Craven	Hanson of Winnebago	Osborn	Swift of Jackson
Crouch	Hartman	Ostby	Teter
Cunningham	Hook	Paisley	Thies
Ditto	Hopp	Peaco	Thiessen
Dole	Hough	Peet	Treimer
Donlon	Humeston	Porter	Weed
Doran	Jensen	Rawlings	Wenig
Dreessen	Johnson	Reed	Wiese
Durant	Koch	Rice	Willis
Ellsworth	Lichty	Roe	Wolf
Fabritz	McCarthy	Ryder	Yager
Falvey		Schmitz	Zylstra
Felter			

The nays were, 3.

McKinnon	Stanzel	Zipse

Digitized by Google

Absent or not voting, 13.

Alesch	Grell	Laughlin	Moore of
Davis	Hultman	Lookingbill	Harrison
Dean	Jenkins	Moore of Benton	Schroeder
Elliott			Mr. Speaker

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

House File No. 588, a bill for an act to amend House File No. 541, enacted by the Forty-fifth General Assembly of Iowa, relating to the authorization of public bodies in signing depositors' agreements against banks and trust companies, was taken up for consideration.

Ellsworth of Hardin moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 95.

Aldrich	Fuester	McDermott	Smith
Augustine	Gallagher	McFarlane	Snyder
Beath	Garner	McKinnon	Sours
Beswick	Gissel	Malone	Speidel
Bonnstetter	Gittinger	Maniece	Stansell
Bouska	Goode	Mercer	Stanzel
Bowers	Grau	Metcalf	Stewart
Bruce	Grell	Millhone	Stiger
Burgess	Hanson of Lyon	Mitchell	Stimpson
Casey	Hanson of	Mooty	Strachan
Crouch	Winnebago	Osborn	Swift of Dubuque
Cunninngham	Hartman	Ostby	Teter
Dole	Hook	Paisley	Thies
Donlon	Hopp	Peaco	Thiessen
Doran	Hough	Peet	Treimer
Dreessen	Hultman	Porter	Weed
Durant	Humeston	Rawlings	Wenig
Ellsworth	Jenkins	Reed	Wiese
Fabritz	Jensen	Rice	Willis
Falvey	Johnson	Roe	Wolf
Felter	Koch	Ryder	Yager
Foster	Lichty	Schmitz	Zipse
Frizzell	McCarthy	Schroeder	Zylstra
Fuelling	McCreery	Sheridan	Mr. Speaker

The nays were, none.

Absent or not voting, 13.

Alesch	Dean	Lookingbill	Moore of
Brady	Ditto	McLean	Harrison
Craven	Elliott	Moore of Benton	Swift of Jackson
Davis	Laughlin		

Digitized by Google

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

Ellsworth of Hardin moved that the vote by which House File No. 588 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 590, a bill for an act to make an appropriation to Warren Johnson, E. F. Zimmerman, and A. K. Zimmerman, with report of committee recommending passage, was taken up for consideration.

Mercer of Johnson in the chair.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 84.

Aldrich	Foster	Johnson	Ryder
Beath	Frizzell	Lichty	Schmitz
Beswick	Fuelling	Lookingbill	Schroeder
Bouska	Fuester	McCarthy	Smith
Bowers	Gallagher	McCreery	Sours
Brady	Garner	McDermott	Speidel
Bruce	Gissel	McFarlane	Stansell
Burgess	Gittinger	McKinnon	Stanzel
Casey	Goode	Metcalf	Stewart
Crouch	Grau	Millhone	Stimpson
Cunningham	Grell	Mitchell	Swift of Dubuque
Davis	Hanson of Lyon	Moore of Harrison	Thies
Dean	Hanson of Winnebago	Mooty	Thiessen
Dole	Hartman	Osborn	Treimer
Donlon	Hook	Ostby	Weed
Doran	Hopp	Paisley	Wenig
Dreessen	Hough	Porter	Willis
Durant	Hultman	Reed	Wolf
Ellsworth	Humeston	Rice	Yager
Fabritz	Jenkins	Roe	Zipse
Falvey	Jensen		Zylstra
Felter			

The nays were, none.

Absent or not voting, 24.

Alesch	Koch	Moore of Benton	Stiger
Augustine	Laughlin	Peaco	Strachan
Bonnstetter	McLean	Peet	Swift of Jackson
Craven	Malone	Rawlings	Teter
Ditto	Maniece	Sheridan	Wiese
Elliott	Mercer	Snyder	Mr. Speaker

Digitized by Google

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 591, a bill for an act to make an appropriation to Jason B. McCoskey, with report of committee recommending passage, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 73.

Aldrich	Fabritz	Jenkins	Sheridan
Augustine	Felter	Jensen	Smith
Beath	Foster	Laughlin	Sours
Beswick	Frizzell	Lichty	Speidel
Bouska	Fuelling	Lookingbill	Stansell
Bowers	Fuester	McCarthy	Stanzel
Bruce	Gallagher	McCreery	Stewart
Burgess	Garner	McFarlane	Stimpson
Casey	Gissel	McKinnon	Swift of Dubuque
Craven	Gittinger	McLean	Thies
Crouch	Goode	Millhone	Treimer
Cunningham	Grau	Mooty	Weed
Davis	Grell	Osborn	Wenig
Dean	Hanson of Lyon	Paisley	Wiese
Donlon	Hartman	Reed	Willis
Doran	Hopp	Roe	Wolf
Dreessen	Hultman	Ryder	Zipse
Durant	Humeston	Schmitz	Zylstra
Ellsworth			

The nays were, none.

Absent or not voting, 35.

Alesch	Hough	Moore of Benton	Schroeder
Bonnstetter	Johnson	Moore of Harrison	Snyder
Brady	Koch	Ostby	Stiger
Ditto	McDermott	Peaco	Strachan
Dole	Malone	Peet	Swift of Jackson
Elliott	Maniece	Porter	Teter
Falvey	Mercer	Rawlings	Thiessen
Hanson of Winnebago	Metcalf	Rice	Yager
Hook	Mitchell		Mr. Speaker

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 592, a bill for an act to make an appropriation to W. K. Robbins, with report of committee recommending passage, was taken up for consideration.

Digitized by Google

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 77.

Aldrich	Frizzell	McCarthy	Smith
Augustine	Fuelling	McCreery	Sours
Beath	Fuester	McFarlane	Speidel
Beswick	Gallagher	McKinnon	Stansell
Bowers	Garner	McLean	Stanzel
Bruce	Gissel	Metcalf	Stewart
Burgess	Gittinger	Millhone	Stimpson
Casey	Goode	Moore of	Swift of Dubuque
Craven	Grell	Harrison	Teter
Crouch	Hanson of Lyon	Osborn	Thies
Cunningham	Hanson of	Paisley	Treimer
Davis	Winnebago	Porter	Weed
Dean	Hartman	Rawlings	Wenig
Donlon	Hook	Reed	Wiese
Doran	Hough	Rice	Willis
Durant	Hultman	Roe	Wolf
Ellsworth	Humeston	Ryder	Yager
Fabritz	Jenkins	Schmitz	Zipse
Felter	Johnson	Schroeder	Zylstra
Foster	Lookingbill	Sheridan	

The nays were, 1.

Ostby

Absent or not voting, 30.

Alesch	Falvey	Malone	Peet
Bonnstetter	Grau	Maniece	Snyder
Bouska	Hopp	Mercer	Stiger
Brady	Jensen	Mitchell	Strachan
Ditto	Koch	Moore of Benton	Swift of Jackson
Dole	Laughlin	Mooty	Thiessen
Dreessen	Lichty	Peaco	Mr. Speaker
Elliott	McDermott		

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 593, a bill for an act to make an appropriation to Derrill G. Stanton, with report of committee recommending passage, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 78.

Aldrich	Fuelling	Lookingbill	Schroeder
Augustine	Fuester	McCarthy	Sheridan
Beath	Garner	McFarlane	Smith
Beswick	Gissel	McKinnon	Sours
Bouska	Gittinger	McLean	Speidel
Bowers	Goode	Metcalf	Stansell
Bruce	Grell	Millhone	Stanzel
Casey	Hanson of Lyon	Moore of	Stewart
Craven	Hanson of	Harrison	Stimpson
Crouch	Winnebago	Mooty	Swift of Dubuque
Cunningham	Hartman	Osborn	Thies
Davis	Hook	Ostby	Treimer
Dean	Hough	Paisley	Weed
Donlon	Hultman	Porter	Wenig
Doran	Humeston	Rawlings	Wiese
Durant	Jenkins	Reed	Willis
Fabritz	Jensen	Rice	Wolf
Felter	Johnson	Roe	Yager
Foster	Laughlin	Ryder	Zipse
Frizzell	Lichty	Schmitz	Zylstra

The nays were, none.

Absent or not voting, 30.

Alesch	Ellsworth	Malone	Snyder
Bonnstetter	Falvey	Maniece	Stiger
Brady	Gallagher	Mercer	Strachan
Burgess	Grau	Mitchell	Swift of Jackson
Ditto	Hopp	Moore of Benton	Teter
Dole	Koch	Peaco	Thiessen
Dreessen	McCreery	Peet	Mr. Speaker
Elliott	McDermott		

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 594, a bill for an act to make an appropriation to the Department of Health of the State of Iowa, with report of committee recommending passage, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 82.

Aldrich	Craven	Falvey	Grell
Augustine	Cunningham	Felter	Hanson of Lyon
Beath	Davis	Foster	Hanson of
Beswick	Dean	Frizzell	Winnebago
Bouska	Donlon	Fuester	Hartman
Bowers	Doran	Gallagher	Hook
Bruce	Dreessen	Gissel	Hough
Burgess	Durant	Gittinger	Hultman
Casey	Fabritz	Goode	Humeston

Digitized by Google

Jenkins	Metcalf	Roe	Swift of Dubuque
Jensen	Millhone	Ryder	Teter
Johnson	Moore of Benton	Schmitz	Thies
Laughlin	Moore of	Schroeder	Treimer
Lichty	Harrison	Sheridan	Weed
Lookingbill	Mooty	Smith	Wenig
McCarthy	Osborn	Sours	Wiese
McCreery	Ostby	Speidel	Willis
McDermott	Paisley	Stansell	Wolf
McFarlane	Porter	Stanzel	Zylstra
McKinnon	Reed	Stewart	Mr. Speaker
McLean	Rice	Stimpson	

The nays were, none.

Absent or not voting, 26.

Alesch	Ellsworth	Mercer	Stiger
Bonnstetter	Garner	Mitchell	Strachan
Brady	Grau	Peaco	Swift of Jackson
Crouch	Hopp	Peet	Thiessen
Ditto	Koch	Rawlings	Yager
Dole	Malone	Snyder	Zipse
Elliott	Maniece		

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 595, a bill for an act to make an appropriation to Mrs. Tena B. Richardson, with report of committee recommending passage, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 79.

Aldrich	Foster	Lichty	Ryder
Augustine	Frizzell	Lookingbill	Schroeder
Beath	Fuelling	McCarthy	Sheridan
Beswick	Fuester	McCreery	Speidel
Bouska	Gallagher	McFarlane	Stanzel
Bowers	Garner	McKinnon	Stewart
Bruce	Gittinger	McLean	Stimpson
Burgess	Goode	Metcalf	Swift of Dubuque
Casey	Grell	Millhone	Swift of Jackson
Craven	Hanson of Lyon	Moore of Benton	Teter
Crouch	Hanson of	Moore of	Thies
Cunningham	Winnebago	Harrison	Thiessen
Davis	Hartman	Mooty	Treimer
Donlon	Hook	Osborn	Weed
Doran	Hough	Ostby	Wenig
Dreessen	Hultman	Paisley	Wiese
Durant	Humeston	Porter	Wolf
Ellsworth	Jenkins	Rawlings	Zipse
Fabritz	Johnson	Rice	Zylstra
Falvey	Laughlin	Roe	Mr. Speaker
Felter			

Digitized by Google

The nays were, none.

Absent or not voting, 29.

Alesch	Grau	Mercer	Snyder
Bonnstetter	Hopp	Mitchell	Sours
Brady	Jensen	Peaco	Stansell
Dean	Koch	Peet	Stiger
Ditto	McDermott	Reed	Strachan
Dole	Malone	Schmitz	Willis
Elliott	Maniece	Smith	Yager
Gissel			

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 597, a bill for an act to make an appropriation to Margaret Fisher, with report of committee recommending passage, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 78.

Aldrich	Foster	McCreery	Schmitz
Augustine	Frizzell	McDermott	Schroeder
Beath	Fuelling	McFarlane	Sheridan
Beswick	Garner	McKinnon	Snyder
Bouska	Gittinger	McLean	Sours
Bowers	Goode	Malone	Speidel
Burgess	Grell	Maniece	Stansell
Casey	Hanson of Lyon	Metcalf	Stanzel
Craven	Hanson of Winnebago	Moore of Harrison	Stewart
Cunningham	Hartman	Osborn	Stimpson
Davis	Hook	Ostby	Swift of Dubuque
Dean	Hough	Paisley	Thies
Dole	Hultman	Peaco	Thiessen
Doran	Jenkins	Porter	Treimer
Dreessen	Jensen	Rawlings	Weed
Durant	Koch	Reed	Wenig
Ellsworth	Laughlin	Rice	Wiese
Fabritz	Lichty	Roe	Wolf
Falvey	McCarthy	Ryder	Zipse
Felter			Zylstra

The nays were, 5.

Crouch	Johnson	Smith	Teter
Humeston			

Absent or not voting, 25.

Alesch	Ditto	Gallagher	Lookingbill
Bonnstetter	Donlon	Gissel	Mercer
Brady	Elliott	Grau	Millhone
Bruce	Fuester	Hopp	Mitchell

Digitized by Google

Moore of Benton	Stiger	Swift of Jackson	Yager
Mooty	Strachan	Willis	Mr. Speaker
Peet			

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 598, a bill for an act to make an appropriation to R. G. DeVotie, Administrator of the estate of Vernon F. DeVotie, deceased, with report of committee recommending passage, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 74.

Aldrich	Foster	Lichty	Ryder
Beath	Frizzell	Lookingbill	Schroeder
Beswick	Fuelling	McCarthy	Sours
Bonnstetter	Fuester	McCreery	Speidel
Bouska	Gallagher	McFarlane	Stansell
Bowers	Garner	McLean	Stanzel
Burgess	Gissel	Malone	Stewart
Casey	Goode	Metcalf	Stimpson
Craven	Grell	Millhone	Swift of Dubuque
Davis	Hanson of Lyon	Moore of	Swift of Jackson
Dean	Hanson of	Harrison	Thies
Dole	Winnebago	Mooty	Thiessen
Donlon	Hartman	Osborn	Treimer
Doran	Hook	Paisley	Wenig
Dreessen	Hultman	Porter	Wiese
Durant	Humeston	Rawlings	Willis
Fabritz	Jenkins	Reed	Yager
Falvey	Jensen	Rice	Zipse
Felter	Johnson	Roe	Zylstra

The nays were, 8.

Bruce	Cunningham	McDermott	Smith
Crouch	Hough	Sheridan	Weed

Absent or not voting, 26.

Alesch	Grau	Mercer	Schmitz
Augustine	Hopp	Mitchell	Snyder
Brady	Koch	Moore of Benton	Stiger
Ditto	Laughlin	Ostby	Strachan
Elliott	McKinnon	Peaco	Teter
Ellsworth	Maniece	Peet	Wolf
Gittinger			Mr. Speaker

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

Digitized by Google

INTRODUCTION OF BILLS

House File No. 602, by sifting committee, a bill for an act to amend the law as it appears in Senate File No. 483, as enacted by the Forty-fifth General Assembly, relating to banks and banking, providing for the reorganization of savings banks, state banks, private banks and trust companies and in connection therewith for the issuance of trust certificates and for the setting aside of assets in an amount equal thereto; providing for credit on stockholders' statutory liability; prescribing the rights of the holders of such trust certificates and authorizing the governing boards of taxing districts to accept the same; providing for the retirement of such trust certificates; and repealing conflicting laws or parts of laws.

Read first and second times and placed on calendar.

House Joint Resolution No. 9 by special gas tax refund committee, a joint resolution authorizing the appointment of a committee to investigate refunds of motor vehicle fuel license fees and making an appropriation to pay the expense thereof.

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

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your Sifting Committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

Com. Bill No. 602 S. F. No. 469
S. F. No. 485

ED. RAWLINGS, *Chairman.*

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the President has appointed as members of the Conference Committee on House Substitute for House File No. 73, on the part of the Senate, Senators White, Patterson, Byers, Miller of Buchanan, and Coykendall.

BYRON G. ALLEN, *Secretary.*

McCreery of Linn moved that the House recess until the fall of the gavel, that no business be transacted after the recess except the signing of the report of the committee on enrolled bills including House File No. 587, and when the House adjourn, that it be until 9:00 a. m. Saturday.

Digitized by Google

Crouch of Greene moved to amend the motion to adjourn to 10:00 a. m. Saturday. Amendment lost.

On the question "Shall the House adjourn until 9:00 a. m. Saturday?" a roll call was demanded.

The ayes were, 68.

Aldrich	Foster	Laughlin	Schmitz
Alesch	Frizzell	McCarthy	Sheridan
Beath	Fuelling	McCreery	Snyder
Bonnstetter	Fuester	McDermott	Speidel
Bouska	Gallagher	McFarlane	Stansell
Bowers	Garner	Malone	Stanzel
Bruce	Gissel	Mercer	Stimpson
Burgess	Goode	Millhone	Strachan
Casey	Grell	Moore of Benton	Swift of Dubuque
Davis	Hanson of Lyon	Mooty	Teter
Dean	Hanson of Winnebago	Osborn	Thiessen
Dole	Hartman	Paisley	Wenig
Donlon	Hook	Porter	Wiese
Durant	Hough	Rawlings	Willis
Ellsworth	Hultman	Rice	Wolf
Fabritz	Johnson	Roe	Yager
Falvey		Ryder	Zylstra
Felter			

The nays were, 27.

Beswick	Jensen	Mitchell	Sours
Craven	Koch	Moore of Harrison	Stewart
Crouch	Lookingbill	Peaco	Swift of Jackson
Cunningham	McKinnon	Reed	Thies
Doran	McLean	Schroeder	Treimer
Dreessen	Maniece	Smith	Weed
Jenkins	Metcalf		Zipse

Absent or not voting, 13.

Augustine	Gittinger	Humeston	Peet
Brady	Grau	Lichty	Stiger
Ditto	Hopp	Ostby	Mr. Speaker
Elliott			

Motion prevailed and the House recessed to the fall of the gavel.

The House reconvened, Speaker Miller in the chair.

In accordance with motion duly adopted, the House stood adjourned until 9:00 a. m. Saturday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 15, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. A. R. Weed, Pastor of the West Star & Worthington Church, Winterset, Iowa.

Journal of April 14th corrected and approved.

PETITIONS AND MEMORIALS

The following petitions and memorials were presented and referred to the designated committees.

Favoring Senate File No. 285. Grell of Scott, from Cigar Makers Union and United Brewery Workers of Davenport; also from the Amalgamated Asso. of Street & Electric Railway Employees of Davenport. Judiciary.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Strachan of Humboldt for the day, on request of Speidel of Washington; Craven of Jasper for the day, on request of Durant of Hancock; Dean of Cerro Gordo for the day, on request of Durant of Hancock; Zipsie of Chickasaw for the day, on request of Davis of Appanoose; Brady of Pottawattamie for the day, on request of Willis of Dallas; Dreessen of Crawford for the day, on request of Schroeder of Carroll; Hopp of Mills for the day, on request of Osborn of Decatur; Jenkins of Louisa for the day, on request of Porter of Delaware.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Files Nos. 134, 301 and 587.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted

Digitized by Google

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House Files Nos. 134, 301 and 587.

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 14th day of April, 1933, sent to the governor for his approval:

House Files Nos. 134, 301 and 587.

WM. KOCH, *Chairman.*

Report adopted.

CONSIDERATION OF BILLS

House File No. 602, a bill for an act to amend the law as it appears in Senate File No. 483, as enacted by the Forty-fifth General Assembly, relating to banks and banking, providing for the reorganization of savings banks, state banks, private banks and trust companies and in connection therewith for the issuance of trust certificates and for the setting aside of assets in an amount equal thereto; providing for credit on stockholders' statutory liability; prescribing the rights of the holders of such trust certificates and authorizing the governing boards of taxing districts to accept the same; providing for the retirement of such trust certificates; and repealing conflicting laws or parts of laws, was taken up for consideration.

Rawlings of Monona moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 70.

Aldrich	Davis	Felter	Hartman
Beath	Ditto	Frizzell	Hook
Beswick	Dole	Fuelling	Hough
Bouska	Donlon	Gallagher	Humeston
Bowers	Doran	Garner	Jensen
Bruce	Durant	Gissel	Johnson
Burgess	Ellsworth	Gittinger	Lichty
Casey	Fabritz	Grell	McCarthy
Cunningham	Falvey	Hanson of Winnebago	

Digitized by Google

McCreery	Osborn	Schmitz	Thies
McDermott	Ostby	Schroeder	Thiessen
McFarlane	Paisley	Speidel	Treimer
McKinnon	Porter	Stansell	Weed
Mercer	Rawlings	Stewart	Wiese
Metcalf	Reed	Stimpson	Willis
Millhone	Rice	Swift of Dubuque	Wolf
Moore of Benton	Roe	Swift of Jackson	Mr. Speaker
Mooty	Ryder	Teter	

The nays were, 4.

Foster	Fuester	Smith	Zylstra

Absent or not voting, 34.

Alesch	Goode	McLean	Snyder
Augustine	Grau	Malone	Sours
Bonnstetter	Hanson of Lyon	Maniece	Stanzel
Brady	Hopp	Mitchell	Stiger
Craven	Hultman	Moore of Harrison	Strachan
Crouch	Jenkins	Peaco	Wenig
Dean	Koch	Peet	Yager
Dreessen	Laughlin	Sheridan	Zipse
Elliott	Lookingbill		

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

Ellsworth of Hardin asked and obtained unanimous consent to have the Chief Clerk correct Section two (2), line two (2), as follows:

Amend section two (2), line two (2), by striking the figures "384" and inserting in lieu thereof "483".

Ellsworth of Hardin moved that the vote by which House File No. 602 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 479, a bill for an act relating to statutory salaries and compensation of state, county and city officers.

BYRON G. ALLEN,
Secretary.

SENATE MESSAGES CONSIDERED

Senate File No. 479, a bill for an act to repeal section fifty-one hundred twenty-six (5126) and enact a substitute therefor and to amend sections eighty-eight-c one (88-c1), one hundred thirty-c one (130-c1), one hundred forty-seven-c one (147-c1), one hun-

Digitized by Google

dred fifty-three-c one (153-c1), seventeen hundred three-d twenty-two (1703-d22), twenty-six hundred three-c one (2603-c1), twenty-eight hundred eighty-two (2882), twenty-nine hundred forty-seven (2947), twenty-nine hundred fifty-two (2952), thirty-three hundred seventy-three (3373), thirty-three hundred eighty-eight (3388), thirty-four hundred three (3403), thirty-four hundred eighty-six (3486), thirty-six hundred twelve (3612), thirty-six hundred sixty-one-a five (3661-a5), thirty-six hundred eighty-seven (3687), thirty-seven hundred seven (3707), thirty-seven hundred twenty-four (3724), thirty-seven hundred forty-one (3741), thirty-seven hundred forty-two (3742), forty-six hundred twenty-five (4625), forty-six hundred thirty-c one (4630-c1), sixty-nine hundred forty-three-c eighteen (6943-c18), ninety-one hundred thirty-seven (9137), ten thousand eight hundred four (10,804), and twelve thousand eight hundred sixteen-a one (12,816-a1), fifty-one hundred twenty-five (5125), fifty-two hundred twenty (5220), fifty-two hundred twenty-one (5221), fifty-two hundred twenty-two (5222), fifty-two hundred twenty-three (5223), fifty-two hundred twenty-four (5224), fifty-two hundred twenty-five (5225), fifty-two hundred twenty-eight (5228), fifty-two hundred twenty-nine (5229), fifty-two hundred thirty (5230), fifty-two hundred thirty-one (5231), fifty-two hundred thirty-two (5232), fifty-five hundred seventy-one (5571), fifty-five hundred seventy-two (5572), fifty-five hundred seventy-three (5573), and fifty-six hundred sixty-nine (5669), sixty-five hundred seventeen (6517), sixty-seven hundred four (6704), sixty-seven hundred five (6705), sixty-nine hundred forty-three-c four (6943-c4), Code 1931, all relating to statutory salaries and compensation of state, county and city officers; and reducing statutory state, city and county salaries not mentioned herein with certain exceptions, and repealing conflicting acts.

Read first and second times.

Roe of Allamakee asked and obtained unanimous consent to suspend the rules prohibiting a second and third reading of a bill on the same day, and that Senate File 479 be considered at this time.

CONSIDERATION OF BILLS

Roe of Allamakee moved that Senate File 479 be amended by striking therefrom all after the word "act" in line one (1) of the title and substituting therefor the following:

Digitized by Google

"providing for the reduction of statutory salaries paid for officials of the state and statutory salaries for city officers and officials of Municipal, Juvenile and Superior courts, and salaries of county officers and prescribing the method of fixing salaries of their deputies, and to amend sections eighty-eight-c one (88-c1), one hundred thirty-c one (130-c1), one hundred forty-seven-c one (147-c1), one hundred fifty-three-c one (153-c1), seventeen hundred three-d twenty-two (1703-d22), twenty-six hundred three-c one (2603-c1), twenty-eight hundred eighty-two (2882), twenty-nine hundred forty-seven (2947), twenty-nine hundred fifty-two (2952), thirty-three hundred seventy-three (3373), thirty-three hundred eighty-eight (3388), thirty-four hundred three (3403), thirty-four hundred sixty-six (3466), thirty-four hundred eighty-six (3486), thirty-six hundred sixty-one-a five (3661-a five), thirty-six hundred eighty-seven (3687), thirty-seven hundred seven (3707), thirty-seven hundred twenty-four (3724), thirty-seven hundred forty-one (3741), thirty-seven hundred forty-two (3742), forty-six hundred twenty-five (4625), forty-six hundred thirty-c one (4630-c1), sixty-nine hundred forty-three-c eighteen (6943-c18), ninety-one hundred thirty-seven (9137), ten thousand eight hundred four (10,804), twelve thousand eight hundred sixteen-a one (12,816-a1), thirty-six hundred twelve (3612), sixty-five hundred seventeen (6517), sixty-seven hundred four (6704), sixty-seven hundred five (6705), sixty-nine hundred forty-three-c four (6943-c4), ten thousand six hundred eighty-eight (10,688), ten thousand seven hundred thirty-nine (10,739), ten thousand seven hundred forty-eight (10,748); repeal sections fifty-two hundred twenty-one (5221), fifty-two hundred twenty-three (5223), fifty-two hundred twenty-five (5225), fifty-two hundred twenty-nine (5229), fifty-two hundred thirty-one (5231), and fifty-two hundred thirty-six (5236), code 1931, and enact substitutes therefor; and to amend sections fifty-one hundred twenty-five (5125), fifty-two hundred twenty (5220), fifty-two hundred twenty-two (5222), fifty-two hundred twenty-four (5224), fifty-two hundred twenty-eight (5228), fifty-two hundred thirty (5230), fifty-two hundred thirty-two (5232), fifty-five hundred seventy-one (5571), fifty-five hundred seventy-two (5572), fifty-five hundred seventy-three (5573), and fifty-six hundred sixty-nine (5669), code 1931.

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

Section 1. (Secretary of State) Amend section eighty-eight-c one (88-c1), code 1931, by striking from line two (2) the words "five thousand" and substituting therefor the words "four thousand".

Sec. 2. (Auditor of State) Amend section one hundred thirty-c one (130-c1), code 1931, by striking from line two (2) the words "five thousand" and substituting therefor the words "four thousand".

Sec. 3. (Attorney General) Amend section one hundred fifty-three-c one (153-c1), code 1931, by striking from line two (2) the words "six thousand" and substituting therefor the words "four thousand six hundred".

Sec. 4. (Deputy Fish Warden) Amend section seventeen hundred three-d twenty-two (1703-d22), code 1931, by striking from line three (3) the words "two thousand" and substituting therefor the words "twelve hundred".

Digitized by Google

Sec. 5. (Secretary of Agriculture) Amend section twenty-six hundred three-c one (2603-c1), code 1931, by striking from line two (2) the words "five thousand" and substituting therefor the words "four thousand".

Sec. 6. (Secretary of Fair Board) Amend section twenty-eight hundred eighty-two (2882), code 1931, by striking from line four (4) the words "five thousand" and substituting therefor the words "three thousand".

Sec. 7. (Employees of Executive Committee of State Dairy Association) Amend section twenty-nine forty-seven (2947) code 1931, by striking from lines seven (7) and eight (8) the words "three thousand" and substituting therefor the words "eighteen hundred".

Sec. 8. (Employees of Executive Committee of Beef Cattle Association) Amend section twenty-nine hundred fifty-two (2952), code 1931, by striking from line seven (7) the words "three thousand" and substituting therefor the words "eighteen hundred".

Sec. 9. (Superintendent of Soldiers' Home) Amend section thirty-three hundred seventy-three (3373), code 1931, by striking from line three (3) the words "twenty-eight hundred" and substituting therefor the words "twenty-two hundred forty".

Sec. 10. (Superintendent of Sanitarium at Oakdale) Amend section thirty-three hundred eighty-eight (3388), code 1931, by striking from lines three (3) and four (4) the words "twenty-five hundred" and substituting therefor the words "two thousand sixty-three".

Sec. 11. (Superintendent of Glenwood School for Feeble-Minded) Amend section thirty-four hundred three (3403), code 1931, by striking from line two (2) the words "three thousand" and substituting therefor the words "twenty-four hundred".

Sec. 12. (Superintendent of School for Epileptics) Amend section thirty-four hundred sixty-six (3466), code 1931, by striking from lines four (4) and five (5) the words "three thousand" and substituting therefor the words "twenty-four hundred".

Sec. 13. (Superintendent of Hospital for Insane) Amend section thirty-four hundred eighty-six (3486), code 1931, by striking from line three (3) the words "three thousand" and substituting therefor the words "twenty-four hundred".

Sec. 14. (Child Welfare Supervisor) Amend section thirty-six hundred sixty-one-a five (3661-a5), code 1931, by striking from line three (3) the words "three thousand" and substituting therefor the words "twenty-four hundred".

Sec. 15. (Superintendent of Boys' Training School) Amend section thirty-six hundred eighty-seven (3687), code 1931, by striking from line three (3) the words "twenty-five hundred" and substituting therefor the words "two thousand sixty-three".

(Superintendent of Girls' Training School) Further amend said section by striking from lines five (5) and six (6) the words "two thousand" and substituting therefor the words "seventeen hundred".

Sec. 16. (Superintendent of School at Davenport) Amend section thirty-seven hundred seven (3707), code 1931, by striking from lines two (2) and three (3) the words "twenty-four hundred" and substituting therefor the words "nineteen hundred eighty".

Digitized by Google

Sec. 17. (Superintendent of Women's Reformatory) Amend section thirty-seven hundred twenty-four (3724), code 1931, by striking from line four (4) the words "two thousand" and substituting therefor the words "seventeen hundred".

Sec. 18. (Maximum Salaries at Penitentiaries and Reformatories) Amend section thirty-seven hundred forty-one (3741), code 1931, by striking from subsection one (1) line one (1), the words "two hundred fifty dollars" and substituting therefor the words "two hundred dollars".

Further amend said section by striking from subsection two (2) line one (1) the words "one hundred fifty" and substituting therefor the words "one hundred twenty-six".

Further amend said section by striking from subsection three (3) lines one (1) and two (2) the words "one hundred twenty-five dollars" and substituting therefor the words "one hundred twelve dollars and fifty cents".

Further amend said section by striking from subsection four (4) line one (1) the words "one hundred fifty" and substituting therefor the words "one hundred twenty-six".

Further amend said section by striking from subsection five (5) line one (1) the words "one hundred twenty-five dollars" and substituting therefor the words "one hundred twelve dollars and fifty cents".

Further amend said section by striking from subsection seven (7) line one (1) the words "one hundred twenty-five dollars" and substituting therefor the words "one hundred twelve dollars and fifty-cents".

Further amend said section by striking from subsection eight (8) lines one and two (2) the words "one hundred twenty-five dollars" and substituting therefor the words "one hundred twelve dollars and fifty cents".

Further amend said section by striking from subsection nine (9) lines two (2) and three (3) the words "one hundred ten" and substituting therefor the words "ninety-nine".

Sec. 19. (Salaries of Guards at Penitentiary and Reformatories) Amend section thirty-seven hundred forty-two (3742), code 1931, by striking from subsection one (1) line one (1) the words "one hundred ten" and substituting therefor the words "ninety-nine".

Further amend said section by striking from subsection two (2) line one (1) the words "one hundred" and substituting therefor the words "ninety".

Further amend said section by striking from subsection three (3) line one (1) the word "ninety" and substituting therefor the words "eighty-one".

Sec. 20. (Salary of Highway Commission) Amend section forty-six hundred twenty-five (4625), code 1931, by striking from line three (3) the words "four thousand" and substituting therefor the words "two thousand".

Sec. 21. (Counsel for Highway Commission) Amend section forty-six hundred thirty-c one (4630-c1), code 1931, by striking from line nine (9) the words "forty-five hundred" and substituting therefor the words "three thousand".

Sec. 22. (Salary of Members of Board of Assessment and Review)

Digitized by Google

Amend section sixty-nine hundred forty-three-c eighteen (6943-c18), code 1931, by striking from lines two (2) and three (3) the words "four thousand five hundred" and substituting therefor the words "thirty-two hundred sixty-three".

Sec. 23. (Assistant Superintendent of Banking) Amend section ninety-one hundred thirty-seven (9137), code 1931, by striking from lines six (6) and seven (7) the words "thirty-eight hundred" and substituting therefor the words "twenty-eight hundred fifty".

Further amend said section by striking from line sixteen (16) the words "forty-eight hundred" and substituting therefor the words "thirty-four hundred eighty".

Sec. 24. (Salary of Supreme Court Judge) Amend section twelve thousand eight hundred sixteen-a one (12,816-a1), code 1931, by striking from line three (3) the words "seventy-five hundred" and substituting therefor the words "six thousand".

Sec. 25. (Salary of District Court Judge) Amend section ten thousand eight hundred four (10,804), code 1931, by striking from lines two (2) and three (3) the words "five thousand" and substituting therefor the words "four thousand".

Sec. 26. (Treasurer of State) Amend section one hundred forty-seven-c one (147-c1), code 1931, by striking from line two (2) the word "five" and substituting therefor the word "four".

Sec. 27. (Prohibition Officers Juvenile Court) Amend section thirty-six hundred twelve (3612), code 1931, by striking from subsection two (2) line seven (7) the words "fifteen hundred" and substituting therefor the words "thirteen hundred fifty"; line nine (9) the words "twelve hundred" and substituting therefor the words "one thousand eighty".

Further amend said section by striking from subsection three (3) line four (4) the words "two thousand" and substituting therefor the words "seventeen hundred"; from line six (6) the words "fifteen hundred" and substituting therefor the words "thirteen hundred fifty".

Further amend said section by striking from subsection four (4) lines three (3) and four (4) the words "three thousand" and substituting therefor the words "twenty-four hundred"; from line seven (7) the words "twenty-two hundred" and substituting therefor the words "eighteen hundred fifteen"; from line ten (10) the words "eighteen hundred" and substituting therefor the words "fifteen hundred thirty".

Sec. 28. (Salaries of Mayor and Councilmen) Amend section sixty-five hundred seventeen (6517), code 1931, by striking from subsection one (1), line fourteen (14) the words "twenty-five hundred" and substituting threfor the words "two thousand sixty-three".

Further amend said section, subsection one (1) by striking from line sixteen (16) the words "two thousand" and substituting therefor the words "seventeen hundred".

Further amend said section, subsection two (2), by striking from lines three (3) and four (4) the words "twenty-five hundred" and substituting therefor the words "two thousand sixty-three".

Further amend said section, subsection two (2), by striking from line five (5) the words "eighteen hundred" and substituting therefor the words "fifteen hundred thirty".

Digitized by Google

Further amend said section, subsection three (3), by striking from line three (3) the words "three thousand" and substituting therefor the words "twenty-four hundred".

Further amend said section, subsection three (3), by striking from lines four (4) and five (5) the words "twenty-five hundred" and substituting therefor the words "two thousand sixty-three".

Further amend said section, subsection four (4), by striking from line three (3) the words "thirty-five hundred" and substituting therefor the words "twenty-seven hundred thirteen".

Further amend said section, subsection four (4), by striking from line four (4) the words "three thousand" and substituting therefor the words "twenty-four hundred".

Sec. 29. (Compensation of Aldermen, Special Charter Cities) Amend section sixty-seven hundred four (6704), code 1931, by striking from line three (3) the words "six hundred" and substituting therefor the words "five hundred seventy"

Sec. 30. (Compensation of Mayor, Special Cities) Amend section sixty-seven hundred five (6705), code 1931, by striking from lines three (3) and four (4) the words "two thousand five hundred" and substituting therefor the words "two thousand sixty-three".

Sec. 31. (Compensation of Trustees in City Owned Public Utilities) Amend section sixty-nine hundred forty-three-c four (6943-c4), code 1931, by striking from lines two (2) and three (3) the words "six hundred" and substituting therefor the words "five hundred seventy".

Sec. 32. (Salary of Judges of Municipal Courts) Amend section ten thousand six hundred eighty-eight (10,688), code 1931, by striking from line two (2) the words "three thousand" and substituting therefor the words "twenty-four hundred".

Further amend said section by striking from line four (4) the words "three thousand four hundred" and substituting therefor the words "twenty-six hundred thirty-five".

Further amend said section by striking from lines six (6) and seven (7) the words "three thousand six hundred" and substituting therefor the words "twenty-seven hundred".

Further amend said section by striking from line ten (10) the words "eighteen hundred" and substituting therefor the words "fifteen hundred thirty".

Further amend said section by striking from lines eleven (11) and twelve (12) the words "twenty-two hundred" and substituting therefor the words "eighteen hundred fifteen".

Further amend said section by striking from line fourteen (14) the words "twenty-six hundred" and substituting therefor the words "two thousand eighty".

Further amend said section by striking from line seventeen (17) the words "fifteen hundred" and substituting therefor the words "thirteen hundred fifty".

Further amend said section by striking from lines eighteen (18) and nineteen (19) the words "seventeen hundred fifty" and substituting therefor the words "fourteen hundred eighty-eight".

Further amend said section by striking from lines twenty (20) and

Digitized by Google

twenty-one (21) the words "two thousand" and substituting therefor the words "seventeen hundred".

The provision of this section shall not apply to the present term to which they are elected.

Sec. 33. (Salary of Judge of Superior Court) Amend section ten thousand seven hundred thirty-nine (10,739), code 1931, by striking from line three (3) the words "thirty-seven hundred fifty" and substituting therefor the words "twenty-eight hundred thirteen".

Sec. 34. (Salary of Superior Court Judges) Amend section ten thousand seven hundred forty-eight (10,748), code 1931, by striking from line four (4) the words "two thousand" and substituting therefor the words "seventeen hundred".

Further amend said section by striking from line seven (7) the words "three thousand" and substituting therefor the words "two thousand four hundred".

Sec. 35. That sections fifty-two hundred twenty-one (5221), fifty-two hundred twenty-three (5223), fifty-two hundred twenty-five (5225), fifty-two hundred twenty-nine (5229), fifty-two hundred thirty-one (5231), and fifty-two hundred thirty-six (5236), code 1931, be and the same are hereby repealed and the following enacted in lieu thereof:

"That the salaries of all Deputy Auditors, Deputy Treasurers, Deputy Recorders, Assistant County Attorneys, Deputy Clerks of court, and all other deputy county officials shall be fixed by the Board of Supervisors."

Sec. 36. (Supervisors) Amend section fifty-one hundred twenty-five (5125), code 1931, by striking from line three (3) the word "five" and substituting therefor the word "four".

Further amend said section by striking from line four (4) the word "five" and substituting therefor the word "four".

Sec. 37. (County Auditor) Amend section fifty-two hundred twenty (5220), code 1931, by striking from paragraph one (1) line one (1) the words "seventeen hundred" and substituting therefor the words "fourteen hundred forty-five".

Further amend said section by striking from paragraph two (2) line two (2) the words "eighteen hundred" and substituting therefor the words "fifteen hundred thirty".

Further amend said section by striking from paragraph three (3), lines two (2) the words "niñeteen hundred" and substituting therefor the words "sixteen hundred fifteen".

Further amend said section by striking from paragraph four (4) line two (2) the words "two thousand" and substituting therefor the words "seventeen hundred".

Further amend said section by striking from paragraph five (5) line two (2) the words "twenty-one hundred" and substituting therefor the words "seventeen hundred thirty-three".

Further amend said section by striking from paragraph six (6) line two (2) the words "twenty-two hundred" and substituting therefor the words "eighteen hundred fifteen".

Further amend said section by striking from paragraph seven (7) line two (2) the words "twenty-four hundred" and substituting therefor the words "nineteen hundred eighty".

Further amend said section by striking from paragraph eight (8) line

Digitized by Google

two (2) the words "twenty-eight hundred" and substituting therefor the words "twenty-two hundred forty".

Further amend said section by striking from paragraph nine (9) line two (2) the words "three thousand" and substituting therefor the words "twenty-four hundred".

Further amend said section by striking from paragraph ten (10), line two (2) the words "thirty-three hundred" and substituting therefor the words "twenty-five hundred fifty-eight".

Further amend said section by striking from paragraph eleven (11) lines one (1) and two (2) the words "thirty-four hundred" and substituting therefor the words "twenty-six hundred thirty-five".

Sec. 38. (County Treasurer) Amend section fifty-two hundred twenty-two (5222), code 1931, by striking from paragraph one (1) lines one (1) and two (2) the words "seventeen hundred" and substituting therefor the words "fourteen hundred forty-five".

Further amend said section by striking from paragraph two (2) line two (2) the words "eighteen hundred" and substituting therefor the words "fifteen hundred thirty".

Further amend said section by striking from paragraph three (3) line two (2) the words "nineteen hundred" and substituting therefor the words "sixteen hundred fifteen".

Further amend said section by striking from paragraph four (4) line two (2) the words "two thousand" and substituting therefor the words "seventeen hundred".

Further amend said section by striking from paragraph five (5) line two (2) the words "twenty-one hundred" and substituting therefor the words "seventeen hundred thirty-three".

Further amend said section by striking from paragraph six (6) line two (2) the words "twenty-two hundred" and substituting therefor the words "eighteen hundred fifteen".

Further amend said section by striking from paragraph seven (7) line two (2) the words "twenty-four hundred" and substituting therefor the words "nineteen hundred eighty".

Further amend said section by striking from paragraph eight (8) line two (2) the words "twenty-eight hundred" and substituting therefor the words "twenty-two hundred forty".

Further amend said section by striking from paragraph nine (9) line two (2) the words "three thousand fifty" and substituting therefor the words "twenty-four hundred".

Further amend said section by striking from paragraph ten (10) line two (2) the words "thirty-three hundred" and substituting therefor the words "twenty-five hundred fifty-eight".

Further amend said section by striking from paragraph eleven (11) lines one (1) and two (2) the words "thirty-four hundred" and substituting therefor the words "twenty-six hundred thirty-five".

Further amend said section by striking the last fourteen (14) lines of paragraph thirteen (13).

Sec. 39. (County Recorder) Amend section fifty-two hundred twenty-four (5224), code 1931, by striking from paragraph one (1) lines one (1) and two (2) the words "sixteen hundred" and substituting therefor the

Digitized by Google

words "thirteen hundred sixty".

Further amend said section by striking from paragraph two (2) line two (2) the words "seventeen hundred" and substituting therefor the words "fourteen hundred forty-five".

Further amend said section by striking from paragraph three (3) line two (2) the words "eighteen hundred" and substituting therefor the words "fifteen hundred thirty".

Further amend said section by striking from paragraph four (4) line two (2) the words "nineteen hundred" and substituting therefor the words "sixteen hundred fifteen".

Further amend said section by striking from paragraph five (5) line two (2) the words "two thousand" and substituting therefor the words "seventeen hundred".

Further amend said section by striking from paragraph six (6) line two (2) the words "twenty-one hundred" and substituting therefor the words "seventeen hundred thirty-three".

Further amend said section by striking from paragraph seven (7) line two (2) the words "twenty-two hundred" and substituting therefor the words "eighteen hundred fifteen".

Further amend said section by striking from paragraph eight (8) line two (2) the words "twenty-three hundred" and substituting therefor the words "eighteen hundred ninety-eight".

Further amend said section by striking from paragraph nine (9) line two (2) the words "twenty-four hundred" and substituting therefor the words "nineteen hundred eighty".

Further amend said section by striking from paragraph ten (10) line two (2) the words "twenty-eight hundred" and substituting therefor the words "twenty-two hundred forty".

Further amend said section by striking from paragraph eleven (11) lines one (1) and two (2) the words "thirty-one hundred" and substituting therefor the words "twenty-four hundred three".

Sec. 40. (County Attorney) Amend section fifty-two hundred twenty-eight (5228), code 1931, by striking lines one (1) to twenty-three (23) inclusive, and substituting therefor the following:

"County Attorney. Each County Attorney shall receive as his annual salary in counties having a population of:

1. Less than fifteen thousand (15,000) ten hundred dollars ($1,000).
2. Fifteen thousand (15,000) and under twenty thousand (20,000), twelve hundred and fifty dollars ($1,250).
3. Twenty thousand (20,000) and under thirty thousand (30,000), fifteen hundred dollars ($1,500).
4. Thirty thousand (30,000) and under forty thousand (40,000), two thousand dollars ($2,000).
5. Forty thousand (40,000) and under fifty thousand (50,000), twenty-five hundred dollars ($2,500).
6. Fifty thousand (50,000) and under sixty thousand (60,000), twenty-seven hundred and fifty dollars ($2,750).
7. Sixty thousand (60,000) and under eighty thousand (80,000), three thousand dollars ($3,000).
8. Eighty thousand (80,000) and under one hundred thousand

Digitized by Google

(100,000), thirty-five hundred dollars ($3,500).

9. One hundred thousand (100,000) and over, four thousand dollars ($4,000).

Sec. 41. (Clerk of Court) Amend section fifty-two hundred thirty (5230) code 1931, by striking from paragraph one (1), lines one (1) and two (2) the words "seventeen hundred" and substituting therefor the words "fourteen hundred forty-five".

Further amend said section by striking from paragraph two (2) line two (2) the words "eighteen hundred" and substituting therefor the words "fifteen hundred thirty".

Further amend said section by striking from paragraph three (3) line two (2) the words "nineteen hundred" and substituting therefor the words "sixteen hundred fifteen".

Further amend said section by striking from paragraph four (4) line two (2) the words "two thousand" and substituting therefor the words "seventeen hundred".

Further amend said section by striking from paragraph five (5) line two (2) the words "twenty-one hundred" and substituting therefor the words "seventeen hundred thirty-three".

Further amend said section by striking from paragraph six (6) line two (2) the words "twenty-two hundred" and substituting therefor the words "eighteen hundred fifteen".

Further amend said section by striking from paragraph seven (7) line two (2) the words "twenty-four hundred" and substituting therefor the words "nineteen hundred eighty".

Further amend said section by striking from paragraph eight (8) line two (2) the words "twenty-eight hundred" and substituting therefor the words "twenty-four hundred forty".

Further amend said section by striking from paragraph nine (9) line two (2) the words "three thousand fifty" and substituting therefor the words "twenty-four hundred".

Further amend said section by striking from paragraph ten (10) line two (2) the words "thirty-three hundred" and substituting therefor the words "twenty-five hundred fifty-eight".

Further amend said section by striking from paragraph eleven (11) lines one (1) and two (2) the words "thirty-four hundred" and substituting therefor the words "twenty-six hundred thirty-five".

Sec. 42. (County Superintendent) Amend section fifty-two hundred thirty-two (5232), code 1931, by striking from line three (3) the words "eighteen hundred" and substituting therefor the words "fifteen hundred thirty".

Further amend said section by striking from lines six (6) and seven (7) the words "three thousand" and substituting therefor the words "twenty-four hundred".

Sec. 43. (Compensation of Township Trustees) Amend section fifty-five hundred seventy-one (5571), code 1931, by striking from paragraph one (1) line three (3) the words "four dollars" and substituting therefor the words "three dollars".

Further amend said section by striking from paragraph one (1) line six (6) the words "four dollars" and substituting therefor the words "three dollars".

Digitized by Google

Sec. 44. (Compensation of Township Clerks) Amend section fifty-five hundred seventy-two (5572), code 1931, by striking from paragraph one (1) lines four (4) and five (5) the words "four dollars" and substituting therefor the words "three dollars".

Sec. 45. (Compensation of Assessors) Amend section fifty-five hundred seventy-three (5573), code 1931, by striking from line six (6) the words "four dollars' and substituting therefor the words "three dollars".

Further amend said section by striking from line thirteen (13) the words "four dollars" and substituting therefor the words "three dollars".

Sec. 46. (Compensation of Assessors and Deputies) Amend section fifty-six hundred sixty-nine (5669), code 1931, by striking from line nine (9) the words "eighteen hundred" and substituting therefor the words "fifteen hundred thirty".

Further amend said section by striking from line eleven (11) the words "eighteen hundred" and substituting therefor the words "fifteen hundred thirty".

Further amend said section by striking from line twelve (12) the word "five" and substituting therefor the word "four".

Further amend said section by striking from line fifteen (15) the word "five" and substituting therefor the word "four"; and by striking from lines fifteen (15) and sixteen (16) the words "and fifty cents".

Further amend said section by striking from lines twenty-four (24) and twenty-five (25), the words "twenty-five hundred" and substituting therefor the words "two thousand sixty-three".

Further amend said section by striking from line twenty-seven (27) the words "eighteen hundred" and substituting therefor the words "fifteen hundred thirty".

Sec. 47. That all statutory salaries of state officials, city officers and officials of municipal, juvenile and superior courts, and county and township officers, except sheriffs and deputy sheriffs, shall be reduced as follows:

All salary rates between three hundred ($300) dollars and nine hundred ninety-nine ($999) dollars per year and under shall be reduced five (5) per cent.

All salary rates of one thousand ($1000) dollars to fourteen hundred ninety-nine ($1,499) dollars per year inclusive shall be reduced ten (10) per cent but not less than nine hundred fifty ($950) dollars per year.

All salary rates of fifteen hundred ($1500) dollars to nineteen hundred ninety-nine ($1999) dollars per year inclusive shall be reduced fifteen (15) per cent but not less than thirteen hundred fifty ($1350) dollars per year.

All salary rates of two thousand ($2000) dollars to twenty-four hundred ninety-nine ($2499) dollars per year inclusive shall be reduced seventeen and one-half (17½) per cent but not less than seventeen hundred ($1700) dollars per year.

All salary rates of twenty-five hundred ($2500) dollars to twenty-nine hundred ninety-nine ($2999) dollars per year inclusive shall be reduced twenty (20) per cent but not less than two thousand sixty-three ($2063) dollars per year.

All salary rates of three thousand ($3000) dollars to thirty-four hundred ninety-nine ($3499) dollars per year inclusive shall be reduced

Digitized by Google

twenty-two and one-half (22½) per cent but not less than twenty-four hundred ($2400) dollars per year.

All salary rates of thirty-five hundred ($3500) dollars to thirty-nine hundred ninety-nine ($3999) dollars per year inclusive shall be reduced twenty-five (25) per cent but not less than twenty-seven hundred thirteen ($2713) dollars per year.

All salary rates of four thousand ($4000) dollars per year or over shall be reduced twenty-seven and one-half (27½) per cent but not less than three thousand ($3000) dollars per year.

Sec. 48. The provisions of this act shall not apply to the salary or compensation of any public official whose salary under the constitution of this state cannot be increased or diminished during the term of office for which he is elected.

Sec. 49. *Whereas*, on account of the financial and economic condition today in Iowa and throughout the United States as heretofore recognized in legislative enactments of this legislature and by declaration of the Governor of the state, an emergency exists which requires that the salaries of public officials, as heretofore herein provided, be reduced to conserve the expenditures of funds raised by taxation.

Sec. 50. That all provisions of the code 1931 and laws of the Forty-fourth (44th) General Assembly, relating to salaries be amended, revised and codified in accordance herewith.

Sec. 51. All acts or parts of acts in conflict with the provisions hereof are hereby repealed.

Sec. 52. This act, being emergency legislation and being deemed of immediate importance, shall after its passage be published as required by law and be in full force and effect upon the first day of the month following such publication.

Amendment adopted.

Fabritz of Wapello moved the previous question. Motion prevailed.

Roe of Allamakee moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 87.

Aldrich	Doran	Hanson of Lyon	McKinnon
Alesch	Durant	Hanson of	McLean
Beath	Ellsworth	Winnebago	Malone
Beswick	Fabritz	Hook	Maniece
Bonnstetter	Falvey	Hough	Mercer
Bouska	Felter	Hultman	Metcalf
Bowers	Foster	Humeston	Millhone
Bruce	Frizzell	Jensen	Mitchell
Burgess	Fuelling	Johnson	Moore of Benton
Casey	Fuester	Koch	Moore of
Cunningham	Garner	Lichty	Harrison
Davis	Gissel	Lookingbill	Mooty
Ditto	Gittinger	McCreery	Ostby
Dole	Goode	McDermott	Peaco
Donlon	Grell	McFarlane	Porter

Digitized by Google

Rawlings	Smith	Stimpson	Weed
Reed	Snyder	Swift of Dubuque	Wenig
Rice	Sours	Swift of Jackson	Willis
Roe	Speidel	Teter	Wolf
Ryder	Stansell	Thies	Yager
Schmitz	Stanzel	Thiessen	Zylstra
Schroeder	Stewart	Treimer	Mr. Speaker
Sheridan			

The nays were, 2.

Gallagher	Wiese

Absent or not voting, 19.

Augustine	Dreessen	Jenkins	Peet
Brady	Elliott	Laughlin	Stiger
Craven	Grau	McCarthy	Strachan
Crouch	Hartman	Osborn	Zipse
Dean	Hopp	Paisley	

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

Roe of Allamakee moved that the vote by which Senate File No. 479 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Senate File No. 469, a bill for an act to make permanent the temporary transfer of money from the secondary road construction fund to the general county fund of Pocahontas County, Iowa, was taken up for consideration.

Jensen of Audubon moved the previous question. Motion prevailed.

Bruce of Pocahontas moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 78.

Aldrich	Ellsworth	Hanson of Winnebago	McKinnon
Alesch	Fabritz	Hartman	McLean
Beath	Falvey	Hook	Mercer
Beswick	Felter	Hough	Metcalf
Bowers	Foster	Hultman	Millhone
Bruce	Frizzell	Humeston	Mitchell
Burgess	Fuelling	Jensen	Moore of Benton
Casey	Fuester	Johnson	Moore of Harrison
Cunningham	Gallagher	Lichty	Mooty
Davis	Gissel	Lookingbill	Paisley
Ditto	Gittinger	McCarthy	Peaco
Dole	Goode	McCreery	Porter
Doran	Grell	McFarlane	Rawlings
Durant	Hanson of Lyon		

Digitized by Google

Reed	Smith	Stimpson	Wiese
Roe	Sours	Teter	Willis
Ryder	Speidel	Thiessen	Wolf
Schmitz	Stansell	Treimer	Yager
Schroeder	Stanzel	Weed	Zylstra
Sheridan	Stewart	Wenig	Mr. Speaker

The nays were, 3.

Bouska	Osborn	Ostby

Absent or not voting, 27.

Augustine	Dreessen	Laughlin	Stiger
Bonnstetter	Elliott	McDermott	Strachan
Brady	Garner	Malone	Swift of Dubuque
Craven	Grau	Maniece	Swift of Jackson
Crouch	Hopp	Peet	Thies
Dean	Jenkins	Rice	Zipse
Donlon	Koch	Snyder	

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

Bruce of Pocahontas moved that the vote by which Senate File No. 469 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Jensen of Audubon moved that the House recess until the fall of the gavel.

The House reconvened Speaker Miller in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate refuses to adopt the report of the second conference committee and requests a third conference committee on House File No. 40, a bill for an act relating to transportation in consolidated school districts. The president has appointed as Senate members of the third conference committee Senators Bennett, Chrystal, Moore and Stanley, to act on the part of the Senate.

Also, that the Senate refuses to concur in the House amendments to Senate File No. 479, a bill for an act providing for the reduction of salaries and compensation of public officials of the State, the Counties, the Cities and Towns and Townships of the State.

BYRON G. ALLEN, *Secretary*.

HOUSE INSISTS UPON ITS AMENDMENTS TO SENATE FILE NO. 479

Roe of Allamakee moved that the House insist upon the House Amendments to Senate File No. 479 and that a Conference Committee of five from the House be appointed.

Digitized by Google

On the motion "Shall the House insist upon its amendments to Senate File No. 479", a roll call was demanded.

The ayes were, 71.

Aldrich	Felter	Jensen	Roe
Alesch	Foster	Johnson	Ryder
Augustine	Frizzell	Lookingbill	Schroeder
Beath	Fuelling	McCarthy	Smith
Beswick	Fuester	McFarlane	Sours
Bonnstetter	Gallagher	McKinnon	Speidel
Bouska	Gissel	McLean	Stanzel
Bowers	Gittinger	Malone	Stewart
Bruce	Goode	Maniece	Swift of Jackson
Burgess	Grell	Mitchell	Thies
Cunningham	Hanson of Lyon	Moore of Benton	Thiessen
Davis	Hanson of Winnebago	Mooty	Treimer
Ditto	Hartman	Osborn	Weed
Dole	Hook	Ostby	Wiese
Donlon	Hough	Paisley	Willis
Durant	Hultman	Peaco	Yager
Ellsworth	Humeston	Porter	Zylstra
Fabritz		Rice	Mr. Speaker

The nays were, 1.

Sheridan

Absent or not voting, 36.

Brady	Grau	Metcalf	Stansell
Casey	Hopp	Millhone	Stiger
Craven	Jenkins	Moore of Harrison	Stimpson
Crouch	Koch	Peet	Strachan
Dean	Laughlin	Rawlings	Swift of Dubuque
Doran	Lichty	Reed	Teter
Dreessen	McCreery	Schmitz	Wenig
Elliott	McDermott	Snyder	Wolf
Falvey	Mercer		Zipse
Garner			

Motion prevailed.

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

Senate File No. 475.
Co. Bl. No. 604.
Co. Bl. No. 605.

ED. RAWLINGS, *Chairman.*

AMENDMENTS FILED

Goode of Davis filed the following amendment to Senate File No. 487:

Amend Senate File No. 487 by striking section two (2) of the original bill.

Digitized by Google

Further amend the title by striking all after the word "Corporation" and insert in lieu thereof the following:

"or any other agency or source therefor."

Reed of Mahaska filed the following amendment to Senate File No. 490:

Amend Senate File No. 490 by striking from section one (1) lines two and three the words and figures "thirty-one hundred ninety dollars ($3190.00)" and substituting therefor the words and figures "nineteen hundred forty dollars ($1940.00)".

Further amend by striking from section two (2) line three the words and figures "thirty-one hundred ninety dollars ($3190.00)" and substituting therefor the words and figures "nineteen hundred and forty dollars ($1940.00)".

Further amend by striking from section three (3) lines one and two the words and figures "thirty-one hundred and ninety dollars ($3190.00)" and substituting therefor the words and figures "nineteen hundred and forty dollars ($1940.00)".

RESIGNATION OF COMMITTEE CLERK

MR. SPEAKER: I hereby resign my position as Committee Clerk in the House of the Forty-fifth General Assembly. EUNICE BELL.

On motion of Ditto of Osceola, the House adjourned until 10 o'clock a. m. Monday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 17, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend S. A. Fulton, Pastor of the First Presbyterian Church, Des Moines, Iowa.

Journal of April 15 was corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Hopp of Mills for the day, on request of Osborn of Decatur.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

Opposing House File No. 273. Reed, from citizens of Mahaska County. Public health.

Favoring House File No. 587. Reed of Mahaska, from Democratic County Central Committee of Mahaska County and members of the American Legion of Oskaloosa. Police regulation, suppression of crime and intemperance.

INTRODUCTION OF BILLS

House File No. 603, by committee on claims, a bill for an act to make an appropriation to Edward R. Robinson.

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

House File No. 604, by sifting committee, a bill for an act to make permanent the transfer of funds in Clay county, Iowa, from the secondary road maintenance fund to the general fund.

Read first and second times and placed on the calendar.

Digitized by Google

House File No. 605, by sifting committee, a bill for an act to provide an additional license fee tax on motor fuel, and to license and regulate the manufacture of alcohol.

Read first and second times and placed on the calendar.

House File No. 606, by sifting committee, a bill for an act authorizing the Executive Council of the State of Iowa to sell certain tracts, parcels, or pieces of land when the fee title thereto has been acquired by the State of Iowa, in or for the improvement of its primary highways, and to prescribe the procedure in pursuance of which such sales may be made.

Read first and second times and placed on the calendar.

House File No. 607, by sifting committee, a bill for an act to amend section five thousand ninety-three-a eight (5093-a8), Code, 1931, relating to the refund of license fees on motor vehicle fuel, used or otherwise disposed of within the State of Iowa, and exempting the license fees on motor vehicle fuel used in construction or maintenance work and paid for out of public funds.

Read first and second times and placed on the calendar.

Ditto of Osceola, Mercer of Johnson, Stiger of Tama, Brady of Pottawattamie and McCreery of Linn offered the following concurrent resolution:

HOUSE CONCURRENT RESOLUTION NO. 27

Whereas, members of the Forty-fifth General Assembly may desire to purchase the chairs occupied by them during this session, therefore,

Be It Resolved by the House, the Senate concurring, That such members be permitted to purchase such chairs from the secretary of the executive council at the price of fifteen ($15.00) dollars, and that the custodian of the State House be instructed to crate such chairs as may be purchased and deliver them to the express office in Des Moines, addressed to the purchasers.

Be It Further Resolved by the House, the Senate concurring, That the Speaker of the House and the President of the Senate, the Sergeant-at-Arms of the House and the Sergeant-at-Arms of the Senate, the Assistant Sergeant-at-Arms of the House, the Chief Doorkeeper of the Senate, be presented with the chairs occupied by them during the session, and that the custodian of the State House be instructed to crate such chairs and deliver them to the express office in Des Moines, addressed to the persons mentioned herein.

Laid over under rule 34.

Digitized by Google

CONSIDERATION OF BILLS

Senate File No. 475, a bill for an act to legalize the Renewal, Amended and Substituted Articles of Incorporation of the Marshall County Farmers Mutual Fire Insurance Association, of Marshalltown, Iowa, a corporation organized under the provisions of Chapter three hundred ninety-four (394), Title nineteen (XIX), of the Code of Iowa, and operating as a county mutual insurance association under the provisions of Chapter four hundred six (406), Title twenty (XX), of the Code of Iowa, was taken up for consideration.

McLean of Marshall moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 86.

Aldrich	Foster	Lookingbill	Schroeder
Augustine	Frizzell	McCreery	Smith
Beath	Fuelling	McFarlane	Sours
Beswick	Fuester	McLean	Speidel
Bouska	Gallagher	Mercer	Stanzel
Bowers	Garner	Metcalf	Stewart
Bruce	Gissel	Millhone	Stiger
Burgess	Gittinger	Moore of	Stimpson
Casey	Goode	Harrison	Strachan
Craven	Grau	Mooty	Swift of Jackson
Cunningham	Grell	Osborn	Teter
Davis	Hanson of Lyon	Ostby	Thies
Dean	Hanson of	Paisley	Thiessen
Dole	Winnebago	Peaco	Treimer
Donlon	Hook	Peet	Weed
Doran	Hough	Porter	Wenig
Dreessen	Humeston	Rawlings	Wiese
Durant	Jenkins	Reed	Willis
Elliott	Jensen	Rice	Wolf
Ellsworth	Johnson	Roe	Yager
Falvey	Laughlin	Ryder	Zipse
Felter	Lichty	Schmitz	Mr. Speaker

The nays were, none.

Absent or not voting, 22.

Alesch	Hartman	McKinnon	Sheridan
Bonnstetter	Hopp	Malone	Snyder
Brady	Hultman	Maniece	Stansell
Crouch	Koch	Mitchell	Swift of Dubuque
Ditto	McCarthy	Moore of Benton	Zylstra
Fabritz	McDermott		

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

Digitized by Google

CONFERENCE COMMITTEE APPOINTED

As members of the conference committee to act on Senate File No. 479, the Speaker appointed Roe of Allamakee, Osborn of Decatur, McCreery of Linn, Rice of Keokuk, and Ellsworth of Hardin.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor, announcing that he had approved the following bills:

April 13. House File No. 277.

April 14. House File No. 341.

April 15. House File No. 587.

April 17. House Files Nos. 134 and 301.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 151, a bill for an act relating to the management of state, county, and municipally owned real estate.

Also, that the Senate recedes from its amendments to House File No. 413, a bill for an act regulating the taxation of motor vehicle carriers.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 480, a bill for an act to make an appropriation for the payment of expenses incurred in the election contest of Horvei vs. Ostby.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 582, a bill for an act to make an appropriation to C. B. Laird as compensation for a horse killed at Camp Dodge.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 581, a bill for an act to make an appropriation to J. M. Brockway.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 580, a bill for an act to make an appropriation to William Schuenke.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 579, a bill for an act to make an appropriation to Fenton Lynn.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

Digitized by Google

House File No. 578, a bill for an act to make an appropriation to Anna Steece.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 576, a bill for an act to make an appropriation to R. F. Allen.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 575, a bill for an act to make an appropriation to Espy A. Barker.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 574, a bill for an act to make an appropriation to Floyd Kisby.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 573, a bill for an act to make an appropriation to Jefferson County, Iowa, and to J. W. McDowell, Guardian of Elbert Elsworth Morgan and Lloyd Francis Morgan, minor heirs of Henry H. Morgan, deceased.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 572, a bill for an act to make an appropriation to Ira A. Polk, Conway Chevrolet Company, J. F. Batesole, et al.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 571, a bill for an act to make an appropriation to the Albert Dickenson Company.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 569, a bill for an act to make an appropriation to A. C. Sino.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 562, a bill for an act to make an appropriation to Ben Whittington.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 561, a bill for an act to make an appropriation to George Anderson.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 499, a bill for an act to make an appropriation to Muscatine County, Iowa, Emmet County, Iowa, Winnebago County, Iowa, and Louisa County, Iowa.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 498, a bill for an act to make an appropriation to the Donahue Shipping Association, Donahue, Iowa.

Digitized by Google

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 497, a bill for an act to make an appropriation to Ted G. Andrews.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 496, a bill for an act to make an appropriation to J. W. Reese.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 495, a bill for an act to make an appropriation to J. Y. Scanland.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 494, a bill for an act to make an appropriation to L. E. McMains and W. L. Huebner.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 493, a bill for an act to make an appropriation to J. H. Hall, Ike Gustin, and Mrs. Bess Kelly.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 492, a bill for an act to make an appropriation to Fred Johnson.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 490, a bill for an act to make an appropriation to Mrs. Lee Harris, Guardian of Burton Harris.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 489, a bill for an act to make an appropriation to Fred Ballard and George Comfort.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 488, a bill for an act to make an appropriation to the Iowa Lutheran Hospital, Dr. S. E. Lincoln, Dr. Veril Ruth, Dr. C. S. Quail, and Dr. John Russell.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 424, a bill for an act to exempt from taxation additions, alterations and improvements made upon existing buildings in the years 1933 and 1934, not exceeding Five Thousand ($5000.00) Dollars.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 420, a bill for an act relating to the applications for the granting of permits to licensed pharmacists to buy, keep and sell intoxicating liquors for medicinal purposes.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Digitized by Google

Senate File No. 500, a bill for an act to make an appropriation for certain miscellaneous state purposes for the ensuing biennial fiscal term and to provide for the expenditure of said appropriated funds by the executive council of the State of Iowa.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 192, a bill for an act prohibiting the unlawful use, manufacture, preparation, or possession of stench bombs, and tear bombs.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 231, a bill for an act authorizing cities having permanent registration to establish a permanent registration fund.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 232, a bill for an act relating to permanent registration.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 235, a bill for an act relating to settlement of poor persons.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 307, a bill for an act to legalize execution sales made by execution officers without making proper and required entries and indorsements on the execution, as provided by law.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 401, a bill for an act relating to the perpetuation of credits earned by students in institutions of higher learning which may be discontinued.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 585, a bill for an act relating to the payment of persons who act as judges under certificates of election where a contest with respect to the validity of such certificate or election may be pending and validating any and all acts of such judges during the period they so act.

BYRON G. ALLEN, *Secretary*.

SENATE AMENDMENTS TO HOUSE FILE NO. 480

Amend House File No. 480 by striking the period "." after the word "Iowa" in line three (3) of section two (2) and insert the following: ", and the Cedar Valley Daily Times, a newspaper of general circulation at Vinton, Iowa."

REPORT OF COMMITTEE ON COMMITTEE CLERKS

MR. SPEAKER: Your House committee on committee clerks beg leave to report that there has been a vacancy created, by the resignation of Eunice Bell and we hereby name Maude Russell to fill said vacancy.

F. D. AUGUSTINE
OVE T. ROE
LEROY S. MERCER

Digitized by Google

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, Senate Files Nos. 379 and 254.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: Senate Files Nos. 379 and 254.

SENATE MESSAGES CONSIDERED

Senate File No. 500, a bill for an act to make an appropriation for certain miscellaneous state purposes for the ensuing biennial fiscal term and to provide for the expenditure of said appropriated funds by the executive council of the State of Iowa.

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

Senate File No. 499, a bill for an to make an appropriation to Muscatine County, Iowa, Emmet County, Iowa, Winnebago County, Iowa, and Louisa County, Iowa.

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

Senate File No. 498, a bill for an act to make an appropriation to the Donahue Shipping Association, Donahue, Iowa.

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

Senate File No. 497, a bill for an act to make an appropriation to Ted G. Andrews.

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

Senate File No. 496, a bill for an act to make an appropriation to J. W. Reese.

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

Digitized by Google

Senate File No. 495, a bill for an act to make an appropriation to J. Y. Scanland.

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

Senate File No. 494, a bill for an act to make an appropriation to L. E. McMains and W. L. Huebner.

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

Senate File No. 493, a bill for an act to make an appropriation to J. H. Hall, Ike Gustin, and Mrs. Bess Kelly.

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

Senate File No. 492, a bill for an act to make an appropriation to Fred Johnson.

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

Senate File No. 490, a bill for an act to make an appropriation to Mrs. Lee Harris, Guardian of Burton Harris.

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

Senate File No. 489, a bill for an act to make an appropriation to Fred Ballard and George Comfort.

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

Senate File No. 488, a bill for an act to make an appropriation to the Iowa Lutheran Hospital, Dr. S. E. Lincoln, Dr. Veril Ruth, Dr. C. S. Quail, and Dr. John Russell.

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

Senate File No. 424, a bill for an act to amend Section Seven Thousand One Hundred and nine (7109), Code 1931, by exempting from taxation additions, alterations and improvements made upon existing buildings in the years 1933 and 1934, not exceeding Five Thousand (5000.00) Dollars.

Read first and second times and referred to sifting committee.

Senate File No. 420, a bill for an act to amend Section Two

Digitized by Google

Thousand seventy-three (2073) and Section Two Thousand Eighty-two (2082) of the Chapter One Hundred (100), Code, 1931, relating to the applications for and the granting of permits to licensed pharmacists to buy, keep and sell intoxicating liquors for medicinal purposes.

Read first and second times and referred to sifting committee.

CONSIDERATION OF BILLS

Senate File No. 485, a bill for an act to authorize cities and towns to construct, own, equip, operate, maintain and improve works for the collection and/or treatment, purification and disposal of sewage and garbage; to authorize charges against owners of premises for the use of such works, and to provide for the collection of the same; to authorize cities and towns to issue revenue bonds payable solely from the revenues of such works, as an emergency measure to be financed only through the Reconstruction Finance Corporation, was taken up for consideration.

Teter of Marion moved to amend section two, by striking the period "." at the end of line five and substituting a semi-colon ";" in lieu thereof and adding thereto the following: "and in the construction of any such works, machinery shall not be used excepting only in such construction as cannot be done by hand labor."

Grau of Buena Vista moved as a substitute amendment to amend Senate File No. 485 by adding to section two the following: "the work of construction shall be done by hand labor so far as practicable."

McKinnon of Henry moved to defer action.

McKinnon of Henry withdrew the motion to defer action.

Substitute amendment adopted.

Amendment as amended was adopted.

McLean of Marshall moved to amend section one, line nine by striking out the words "or condemnation, or otherwise". Amendment lost.

Teter of Marion asked and obtained unanimous consent to amend section five, line three by adding following the word "nature" the words "referred to in this act."

Digitized by Google

McFarlane of Black Hawk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 73.

Aldrich	Felter	McCreery	Schmitz
Augustine	Frizzell	McDermitt	Schroeder
Beath	Gissel	McFarlane	Sours
Beswick	Gittinger	Malone	Speidel
Bouska	Goode	Mercer	Stewart
Bowers	Grau	Metcalf	Stiger
Bruce	Grell	Millhone	Stimpson
Burgess	Hanson of Lyon	Mitchell	Strachan
Casey	Hanson of Winnebago	Moore of Benton	Swift of Jackson
Craven	Hough	Moore of Harrison	Teter
Cunningham	Hultman	Mooty	Thies
Dean	Jenkins	Osborn	Thiessen
Ditto	Jensen	Peaco	Treimer
Dole	Johnson	Peet	Weed
Donlon	Koch	Porter	Wenig
Doran	Laughlin	Reed	Wiese
Durant	Lichty	Roe	Willis
Ellsworth	McCarthy	Ryder	Mr. Speaker
Fabritz			

The nays were, 20.

Alesch	Foster	Hook	Stanzel
Bonnstetter	Fuelling	Humeston	Wolf
Davis	Fuester	McKinnon	Yager
Dreessen	Gallagher	McLean	Zipse
Elliott	Garner	Smith	Zylstra

Absent or not voting, 15.

Brady	Hopp	Paisley	Snyder
Crouch	Lookingbill	Rawlings	Stansell
Falvey	Maniece	Rice	Swift of Dubuque
Hartman	Ostby	Sheridan	

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

McCreery of Linn moved that the vote by which Senate File No. 485 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

On motion of Treimer of O'Brien, the House recessed until 1:30 p. m.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

Digitized by Google

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your Sifting Committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar: Senate File No. 190, Committee Bill House File No. 606, Committee Bill House File No. 607.

ED. RAWLINGS, *Chairman.*

Bonnstetter of Kossuth, from the committee on appropriations, submitted the following reports:

MR. SPEAKER: Your committee on appropriations to whom was referred House Joint Resolutoin No. 9, authorizing the appointment of a committee to investigate refunds of motor vehicle fuel license fees and making an appropriation to pay the expense thereof, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 489, a bill for an act to make an appropriation to Fred Ballard and George Comfort, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 488, a bill for an act to make an appropriation to the Iowa Lutheran Hospital for S. E. Lincoln, Dr. Veril Ruth, Dr. C. S. Quail and Dr. John Russell, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 492, a bill for an act to make an appropriation to Fred Johnson, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was re-

Digitized by Google

ferred Senate File No. 493, a bill for an act to make an appropriation to J. H. Hall, Ike Gustin and Mrs. Bess Kelly, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 596, a bill for an act to make an appropriation to E. H. Wiegner, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 599, a bill for an act to make an appropriation of five hundred dollars ($500) to Senator D. Myron Tripp of Newton, Jasper County, Iowa, which sum is the amount due him for his services as a member of the Senate of the 45th General Assembly, under the provisions of Sec. 15, Chapter 2, Code, 1931, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 600, a bill for an act to make an appropriation of five hundred dollars ($500) to Senator J. E. Doze of Humeston, Wayne County, Iowa, which sum is the balance of the amount due him for his services as a member of the Senate of the 45th General Assembly, under the provisions of Sec. 16, Chapter 2 of the Code, 1931, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 601, a bill for an act to make an appropriation to Wm. Ross, Wm. Gould, L. E. Carmer, Charles Boggs, Charles Larkins, etc., begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Digitized by Google

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred House File No. 603, a bill for an act to make an appropriation to Edward R. Robinson, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 497, a bill for an act to make an appropriation to Ted G. Andrews, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 495, a bill for an act to make an appropriation to J. Y. Scanland, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 496, a bill for an act to make an appropriation to J. W. Reese, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 498, a bill for an act to make an appropriation to the Donahue Shipping Association, Donahue, Iowa, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 499, a bill for an act to make an appropriation

Digitized by Google

to Muscatine County, Iowa, Emmet County, Iowa, Winnebago County, Iowa, and Louisa County, Iowa, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 202, a bill for an act to make an appropriation for the expenses incurred in the general election contest of Moen vs. Roelofs, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend section 1, lines 2 and 3 by striking out the words and figures "one thousand six hundred thirteen dollars and thirty-three cents ($1613.33,)" and substituting in lieu thereof the words and figures "seven hundred twelve dollars and fifty-eight cents ($712.58);".

Also strike from line 22 the words and figures "nine hundred sixty-two dollars and fifty-eight cents ($962.58)" and substitute in lieu thereof the words and figures "seven hundred twelve dollars and fifty-eight cents ($712.58)".

A. H. BONNSTETTER, *Chairman.*

Report adopted.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 414, a bill for an act to make an appropriation for the expenses incurred in the election contest of Adair vs. Teter.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 487, a bill for an act to provide for the release of public funds in closed banks, to authorize the Executive Council to obtain funds from the Reconstruction Finance Corporation therefor, and to levy a tax for the purpose of securing payment thereof.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 323, a bill for an act relating to the financial reports and records of counties, cities, and towns, and to the auditing of the financial records of counties, schools, cities, and towns.

Also, that the Senate has passed the following joint resolution in which the concurrence of the House is asked:

Senate Joint Resolution No. 13, creating a special joint legislative committee to make inquiry into and study of tax revision and to prepare

Digitized by Google

and submit bills to the special session of the Forty-fifth General Assembly.

Also, that the Senate has passed the following joint resolution in which the concurrence of the House is asked:

Senate Joint Resolution No. 11, providing for the continuance of the special corporation commission authorized by House Joint Resolution No. 6 of the Forty-fourth General Assembly for the purpose of completing proposed legislation to make the corporation laws of this state comprehensive, adequate, modern and harmonious with present business conditions and requirements, and to report to the next regular session of the General Assembly of the State of Iowa or any special session of the Forty-fifth General Assembly of the State of Iowa, and providing an appropriation therefor.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 389, a bill for an act relating to license fees for well drills.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 236, a bill for an act relating to kidnapping for ransom, by changing the penalty therefor from life imprisonment to death by hanging upon conviction.

Also, the President has appointed as members of the Conference Committee on the part of the Senate on Senate File No. 479, Senators Stevens of Wapello, Irwin, Booth, Tripp and Bennett.

BYRON G. ALLEN, *Secretary.*

SENATE AMENDMENTS TO HOUSE FILE NO. 414

Amend Section 1 by striking all of line three (3) and by inserting in lieu thereof the following: "six hundred sixty-three dollars and fifty-four cents ($663.54),".

Further amend Section 1, by striking the figures "300.00" at the end of line nine (9), and inserting in lieu thereof the figures "250.00".

Further amend Section 1, by striking the figures "275.00" at the end of line eleven (11) and inserting in lieu thereof the figures "250.00".

Further amend Section 1, by striking the figures "10.00" at the end of line fourteen (14).

Further amend Section 1, by striking the figures "748.54" at the end of line thirty-three (33), and inserting in lieu thereof the figures "663.54".

SENATE AMENDMENT TO HOUSE FILE NO. 389

Amend enacting clause by inserting "the state of" before the word "Iowa".

SENATE AMENDMENT TO HOUSE FILE NO. 236

Amend House File No. 236 by striking from lines 5 and 6 the words, "sentenced to death by hanging", and inserting in lieu thereof the words, "punished with death or imprisonment for life at hard labor in the penitentiary as determined by the jury, or the court if the defendant pleads guilty".

Digitized by Google

SENATE MESSAGES CONSIDERED

Senate Joint Resolution No. 11, a joint resolution providing for the continuance of the special corporation commission authorized by House Joint Resolution No. 6 of the Forty-fourth General Assembly for the purpose of completing proposed legislation to make the corporation laws of this state comprehensive, adequate, modern and harmonious with present business conditions and requirements, and to report to the next regular session of the General Assembly of the State of Iowa or any special session of the Forty-fifth General Assembly of the State of Iowa, and providing an appropriation therefor.

Read first and second times and referred to sifting committee.

Senate Joint Resolution No. 13, a joint resolution creating a special joint legislative committee to make inquiry into and study of tax revision and to prepare and submit bills to the special session of the 45th General Assembly.

Read first and second times and referred to sifting committee.

Senate File No. 323, a bill for an act to repeal sections one hundred twelve (112), one hundred thirteen (113), one hundred fourteen (114), one hundred sixteen (116), one hundred seventeen (117), one hundred twenty (120), one hundred twenty-four (124), and one hundred twenty-six (126), code, 1931, and to enact substitutes therefor relating to the financial reports and records of counties, cities, and towns, and to the auditing of the financial records of counties, schools, cities and towns.

Read first and second times and referred to sifting committee.

Senate File No. 487, a bill for an act to provide for the release of public funds in closed banks, to authorize the Executive Council to obtain funds from the Reconstruction Finance Corporation therefor, and to levy a tax for the purpose of securing payment thereof.

Read first and second times and referred to sifting committee.

CONSIDERATION OF BILLS

House Joint Resolution No. 9, a joint resolution authorizing the appointment of a committee to investigate refunds of motor vehicle fuel license fees and making an appropriation to pay the expense thereof, was taken up for consideration.

Moore of Benton moved that the joint resolution be read a third time now and placed upon its passage, which motion prevailed and the joint resolution was read a third time.

Digitized by Google

On the question "Shall the joint resolution pass?"

The ayes were, 93.

Aldrich	Falvey	Lookingbill	Roe
Alesch	Felter	McCarthy	Ryder
Beath	Foster	McCreery	Schmitz
Beswick	Frizzell	McDermott	Schroeder
Bouska	Fuelling	McFarlane	Smith
Bowers	Fuester	McKinnon	Sours
Brady	Gallagher	McLean	Stanzel
Bruce	Garner	Mercer	Stewart
Burgess	Gittinger	Metcalf	Stiger
Casey	Goode	Millhone	Stimpson
Craven	Grau	Mitchell	Swift of Jackson
Crouch	Grell	Moore of Benton	Teter
Cunningham	Hanson of Lyon	Moore of	Thies
Davis	Hanson of	Harrison	Thiessen
Dean	Winnebago	Mooty	Treimer
Ditto	Hartman	Osborn	Weed
Dole	Hook	Ostby	Wenig
Donlon	Hough	Paisley	Wiese
Doran	Hultman	Peaco	Willis
Dreessen	Humeston	Peet	Wolf
Durant	Jenkins	Porter	Yager
Elliott	Johnson	Rawlings	Zipse
Ellsworth	Laughlin	Reed	Zylstra
Fabritz	Lichty	Rice	

The nays were, 1.

Jensen

Absent or not voting, 14.

Augustine	Koch	Snyder	Strachan
Bonnstetter	Malone	Speidel	Swift of Dubuque
Gissel	Maniece	Stansell	Mr. Speaker
Hopp	Sheridan		

So the joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

Reed of Mahaska moved that the rules be suspended prohibiting a second and third reading on the same day and that House File No. 607 be taken up for consideration at this time. Motion prevailed and House File No. 607 was taken up for consideration.

House File No. 607, a bill for an act to amend Section five thousand ninety-three-a eight (5093-a8), Code, 1931, relating to the refund of license fees on motor vehicle fuel, used or otherwise disposed of within the State of Iowa, and exempting the license fees on motor vehicle fuel used in construction or maintenance work and paid for out of public funds, was taken up for consideration.

Porter of Delaware moved to amend the bill by striking from section one, lines six and seven all after the word "fuel".

Digitized by Google

Mooty of Grundy moved to defer action on the bill and that it retain its place on the calendar. Motion prevailed.

Senate File No. 489, a bill for an act to make an appropriation to Fred Ballard and George Comfort, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 76.

Beath	Falvey	Jenkins	Schroeder
Beswick	Felter	Johnson	Smith
Bouska	Foster	McCarthy	Sours
Bowers	Frizzell	McKinnon	Speidel
Brady	Fuelling	McLean	Stanzel
Bruce	Fuester	Metcalf	Stewart
Burgess	Garner	Millhone	Stiger
Casey	Gissel	Mooty	Stimpson
Craven	Gittinger	Osborn	Swift of Dubuque
Cunningham	Goode	Ostby	Swift of Jackson
Davis	Grau	Paisley	Thies
Ditto	Grell	Peaco	Treimer
Dole	Hanson of Lyon	Porter	Weed
Donlon	Hanson of Winnebago	Rawlings	Wenig
Doran	Hook	Reed	Wiese
Dreessen	Hough	Rice	Wolf
Durant	Hultman	Roe	Yager
Elliott	Humeston	Ryder	Zipse
Ellsworth		Schmitz	Zylstra
Fabritz			

The nays were, 3.

Crouch	Gallagher	McFarlane

Absent or not voting, 29.

Aldrich	Koch	Mercer	Snyder
Alesch	Laughlin	Mitchell	Stansell
Augustine	Lichty	Moore of Benton	Strachan
Bonnstetter	Lookingbill	Moore of Harrison	Teter
Dean	McCreery	Peet	Thiessen
Hartman	McDermott	Sheridan	Willis
Hopp	Malone		Mr. Speaker
Jensen	Maniece		

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

Senate File No. 492, a bill for an act to make an appropriation to Fred Johnson, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now

Digitized by Google

and placed upon its passage, which motion prevailed and the bill was read a third time.

Brady of Pottawattamie in the chair.

On the question "Shall the bill pass?"

The ayes were, 74.

Beath	Foster	Jensen	Schroeder
Bouska	Frizzell	Johnson	Sours
Bowers	Fuelling	McCarthy	Speidel
Bruce	Fuester	McKinnon	Stanzel
Burgess	Gallagher	McLean	Stewart
Casey	Garner	Metcalf	Stiger
Craven	Gittinger	Millhone	Stimpson
Crouch	Goode	Mooty	Swift of Dubuque
Cunningham	Grau	Ostby	Swift of Jackson
Davis	Grell	Paisley	Thies
Dole	Hanson of Lyon	Peaco	Treimer
Donlon	Hanson of Winnebago	Peet	Weed
Doran	Hartman	Porter	Wenig
Dreessen	Hook	Rawlings	Wiese
Durant	Hough	Reed	Wolf
Elliott	Hultman	Rice	Yager
Ellsworth	Humeston	Roe	Zipse
Falvey	Jenkins	Ryder	Zylstra
Felter		Schmitz	

The nays were, none.

Absent or not voting, 34.

Aldrich	Gissel	Malone	Smith
Alesch	Hopp	Maniece	Snyder
Augustine	Koch	Mercer	Stansell
Beswick	Laughlin	Mitchell	Strachan
Bonnstetter	Lichty	Moore of Benton	Teter
Brady	Lookingbill	Moore of Harrison	Thiessen
Dean	McCreery	Osborn	Willis
Ditto	McDermott	Sheridan	Mr. Speaker
Fabritz	McFarlane		

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

Senate File No. 493, a bill for an act to make an appropriation to J. H. Hall, Ike Gustin, and Mrs. Bess Kelly, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 83.

Alesch	Falvey	Jensen	Schmitz
Beath	Felter	Johnson	Schroeder
Beswick	Foster	Lookingbill	Sours
Bouska	Frizzell	McCarthy	Speidel
Bowers	Fuelling	McFarlane	Stanzel
Bruce	Fuester	McKinnon	Stewart
Burgess	Gallagher	McLean	Stiger
Casey	Garner	Metcalf	Stimpson
Craven	Gissel	Millhone	Strachan
Crouch	Gittinger	Mooty	Swift of Dubuque
Cunningham	Goode	Osborn	Swift of Jackson
Davis	Grau	Ostby	Thies
Dean	Grell	Paisley	Thiessen
Dole	Hanson of Lyon	Peaco	Treimer
Donlon	Hanson of Winnebago	Peet	Weed
Doran	Hartman	Porter	Wenig
Dreessen	Hook	Rawlings	Wiese
Durant	Hultman	Reed	Wolf
Elliott	Humeston	Rice	Yager
Ellsworth	Jenkins	Roe	Zipse
Fabritz		Ryder	Zylstra

The nays were, 1.

Hough

Absent or not voting, 24.

Aldrich	Laughlin	Mercer	Smith
Augustine	Lichty	Mitchell	Snyder
Bonnstetter	McCreery	Moore of Benton	Stansell
Brady	McDermott	Moore of Harrison	Teter
Ditto	Malone	Sheridan	Willis
Hopp	Maniece		Mr. Speaker
Koch			

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 596, a bill for an act to make an appropriation to E. H. Wiegner, was taken up for consideration.

Reed of Mahaska called up the amendment filed by him and found on page 1353 of the Journal of April 13 and moved its adoption. Amendment adopted.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 84.

Alesch	Bowers	Cunningham	Dreessen
Augustine	Bruce	Davis	Durant
Beath	Burgess	Dole	Elliott
Beswick	Casey	Donlon	Ellsworth
Bouska	Crouch	Doran	Fabritz

Digitized by Google

Falvey	Hook	Metcalf	Stanzel
Felter	Hough	Millhone	Stewart
Foster	Hultman	Osborn	Stiger
Frizzell	Humeston	Ostby	Stimpson
Fuelling	Jenkins	Paisley	Swift of Dubuque
Fuester	Jensen	Peet	Teter
Gallagher	Johnson	Porter	Thies
Garner	Koch	Rawlings	Thiessen
Gissel	Lichty	Reed	Treimer
Gittinger	Lookingbill	Rice	Weed
Goode	McCarthy	Roe	Wenig
Grau	McCreery	Schmitz	Wiese
Grell	McFarlane	Schroeder	Wolf
Hanson of Lyon	McKinnon	Snyder	Yager
Hanson of Winnebago	McLean	Sours	Zipse
Hartman	Mercer	Speidel	Zylstra

The nays were, none.

Absent or not voting, 24.

Aldrich	Laughlin	Moore of Harrison	Smith
Bonnstetter	McDermott	Mooty	Stansell
Brady	Malone	Peaco	Strachan
Craven	Maniece	Ryder	Swift of Jackson
Dean	Mitchell	Sheridan	Willis
Ditto	Moore of Benton		Mr. Speaker
Hopp			

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 599, a bill for an act to make an appropriation of five hundred dollars ($500.00) to Senator D. Myron Tripp of Newton, Jasper County, Iowa, which sum is the amount due Senator Tripp for his services as a member of the Senate of the Forty-fifth General Assembly, under the provisions of Section 15, Chapter 2 of the Code, 1931, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 82.

Alesch	Davis	Foster	Hanson of Lyon
Augustine	Dole	Frizzell	Hanson of Winnebago
Beath	Donlon	Fuelling	Hartman
Bouska	Doran	Fuester	Hook
Brady	Dreessen	Gallagher	Hough
Burgess	Durant	Garner	Hultman
Casey	Elliott	Gissel	Humeston
Craven	Ellsworth	Gittinger	Jensen
Crouch	Fabritz	Goode	Johnson
Cunningham	Felter	Grell	

Digitized by Google

Koch	Ostby	Smith	Thiessen
Lookingbill	Paisley	Snyder	Treimer
McCarthy	Peaco	Sours	Weed
McCreery	Peet	Stanzel	Wenig
McFarlane	Porter	Stewart	Wiese
McKinnon	Rawlings	Stimpson	Willis
McLean	Reed	Strachan	Wolf
Maniece	Rice	Swift of Dubuque	Yager
Metcalf	Roe	Swift of Jackson	Zipse
Millhone	Schmitz	Teter	Zylstra
Moore of Harrison	Schroeder	Thies	

The nays were, none.

Absent or not voting, 26.

Aldrich	Falvey	Malone	Ryder
Beswick	Grau	Mercer	Sheridan
Bonnstetter	Hopp	Mitchell	Speidel
Bowers	Jenkins	Moore of Benton	Stansell
Bruce	Laughlin	Mooty	Stiger
Dean	Lichty	Osborn	Mr. Speaker
Ditto	McDermott		

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 600, a bill for an act to make an appropriation of five hundred dollars ($500.00) to Senator J. E. Doze of Humeston, Wayne County, Iowa, which sum is the balance of the amount due Senator Doze for his services as a member of the Senate of the Forty-fifth General Assembly, under the provisions of Section 15, Chapter 2 of the Code, 1931, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 80.

Alesch	Durant	Hanson of Lyon	McFarlane
Augustine	Elliott	Hanson of Winnebago	McKinnon
Beath	Ellsworth	Hartman	McLean
Bouska	Fabritz	Hook	Metcalf
Bowers	Felter	Hough	Millhone
Brady	Foster	Hultman	Moore of Harrison
Burgess	Frizzell	Humeston	Mooty
Casey	Fuelling	Johnson	Osborn
Craven	Fuester	Koch	Ostby
Crouch	Gallagher	Laughlin	Peaco
Cunningham	Garner	Lookingbill	Peet
Davis	Gittinger	McCarthy	Porter
Dole	Goode	McCreery	Rawlings
Donlon	Grau	McDermott	Reed
Doran	Grell		

Digitized by Google

Rice	Stewart	Thiessen	Willis
Roe	Strachan	Treimer	Wolf
Schmitz	Swift of Dubuque	Weed	Yager
Smith	Swift of Jackson	Wenig	Zipse
Sours	Teter	Wiese	Zylstra
Stanzel	Thies		

The nays were, none.

Absent or not voting, 28.

Aldrich	Falvey	Maniece	Sheridan
Beswick	Gissel	Mercer	Snyder
Bonnstetter	Hopp	Mitchell	Speidel
Bruce	Jenkins	Moore of Benton	Stansell
Dean	Jensen	Paisley	Stiger
Ditto	Lichty	Ryder	Stimpson
Dreessen	Malone	Schroeder	Mr. Speaker

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 601, a bill for an act to make an appropriation to William Ross, William Gould, L. E. Carmer, Charles Boggs, Charles C. Larkins, G. C. Sarwin, Carl Sayers, Maude S. Todt, Chester Rolison, Lola Erickson, F. J. Erickson, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 73.

Alesch	Felter	Jensen	Schmitz
Beath	Foster	Johnson	Schroeder
Bouska	Frizzell	Koch	Sours
Bowers	Fuelling	Lookingbill	Stanzel
Brady	Fuester	McCarthy	Stewart
Bruce	Gallagher	McFarlane	Strachan
Burgess	Garner	McKinnon	Swift of Dubuque
Casey	Gittinger	Metcalf	Thies
Craven	Goode	Moore of	Thiessen
Crouch	Grau	Harrison	Treimer
Cunningham	Grell	Mooty	Weed
Davis	Hanson of Lyon	Osborn	Wenig
Dole	Hanson of	Peet	Wiese
Donlon	Winnebago	Porter	Willis
Doran	Hartman	Rawlings	Wolf
Durant	Hook	Reed	Yager
Elliott	Hough	Rice	Zipse
Fabritz	Hultman	Roe	Zylstra
Falvey	Jenkins	Ryder	

The nays were, 2.

Ellsworth	Humeston

Digitized by Google

Absent or not voting, 33.

Aldrich	Laughlin	Millhone	Snyder
Augustine	Lichty	Mitchell	Speidel
Beswick	McCreery	Moore of Benton	Stansell
Bonnstetter	McDermott	Ostby	Stiger
Dean	McLean	Paisley	Stimpson
Ditto	Malone	Peaco	Swift of Jackson
Dreessen	Maniece	Sheridan	Teter
Gissel	Mercer	Smith	Mr. Speaker
Hopp			

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 603, a bill for an act to make an appropriation to Edward R. Robinson, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 74.

Aldrich	Falvey	Johnson	Ryder
Alesch	Felter	Koch	Schmitz
Beath	Foster	Lookingbill	Schroeder
Bouska	Frizzell	McCarthy	Smith
Bowers	Fuelling	McFarlane	Sours
Brady	Fuester	McKinnon	Speidel
Bruce	Gallagher	Millhone	Stewart
Burgess	Garner	Mitchell	Stimpson
Casey	Gittinger	Moore of Harrison	Swift of Dubuque
Craven	Goode	Osborn	Thies
Crouch	Grau	Ostby	Thiessen
Cunningham	Grell	Paisley	Weed
Davis	Hanson of Lyon	Peet	Wenig
Dole	Hanson of Winnebago	Porter	Wiese
Donlon	Hartman	Rawlings	Willis
Doran	Hough	Reed	Wolf
Durant	Humeston	Rice	Yager
Elliott	Jenkins	Roe	Zipse
Fabritz			Zylstra

The nays were, 1.

Ellsworth

Absent or not voting, 33.

Augustine	Hultman	Maniece	Stansell
Beswick	Jensen	Mercer	Stanzel
Bonnstetter	Laughlin	Metcalf	Stiger
Dean	Lichty	Moore of Benton	Strachan
Ditto	McCreery	Mooty	Swift of Jackson
Dreessen	McDermott	Peaco	Teter
Gissel	McLean	Sheridan	Treimer
Hook	Malone	Snyder	Mr. Speaker
Hopp			

Digitized by Google

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

Senate File No. 497, a bill for an act to make an appropriation to Ted G. Andrews, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 75.

Aldrich	Felter	Lookingbill	Snyder
Alesch	Foster	McCarthy	Sours
Beath	Frizzell	McFarlane	Speidel
Bouska	Fuelling	McKinnon	Stanzel
Brady	Fuester	McLean	Stewart
Bruce	Gallagher	Mercer	Stimpson
Burgess	Garner	Millhone	Swift of Dubuque
Casey	Gittinger	Mitchell	Teter
Craven	Goode	Moore of Harrison	Thies
Crouch	Grau	Mooty	Thiessen
Cunningham	Grell	Osborn	Treimer
Davis	Hanson of Lyon	Paisley	Weed
Dean	Hanson of Winnebago	Rawlings	Wenig
Dole	Hartman	Reed	Wiese
Donlon	Hough	Rice	Willis
Doran	Jenkins	Ryder	Wolf
Dreessen	Johnson	Schmitz	Yager
Durant	Koch	Smith	Zipse
Elliott			Zylstra
Fabritz			

The nays were, 3.

Bowers	Ellsworth	Humeston

Absent or not voting, 30.

Augustine	Hultman	Metcalf	Schroeder
Beswick	Jensen	Moore of Benton	Sheridan
Bonnstetter	Laughlin	Ostby	Stansell
Ditto	Lichty	Peaco	Stiger
Falvey	McCreery	Peet	Strachan
Gissel	McDermott	Porter	Swift of Jackson
Hook	Malone	Roe	Mr. Speaker
Hopp	Maniece		

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

Senate File No. 495, a bill for an act to make an appropriation to J. Y. Scanland, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 85.

Aldrich	Ellsworth	Koch	Roe
Alesch	Fabritz	Lichty	Ryder
Beath	Falvey	Lookingbill	Schroeder
Beswick	Felter	McCarthy	Smith
Bonnstetter	Foster	McDermott	Snyder
Bouska	Frizzell	McFarlane	Sours
Bowers	Fuelling	MeLean	Speidel
Brady	Fuester	Mercer	Stanzel
Bruce	Gallagher	Metcalf	Stewart
Burgess	Garner	Millhone	Stimpson
Casey	Gittinger	Mitchell	Swift of Dubuque
Craven	Goode	Moore of Benton	Thies
Crouch	Grau	Moore of Harrison	Thiessen
Cunningham	Grell	Mooty	Treimer
Davis	Hanson of Lyon	Osborn	Weed
Dean	Hanson of Winnebago	Paisley	Wenig
Dole	Hartman	Peaco	Wiese
Donlon	Hough	Peet	Willis
Doran	Humeston	Rawlings	Wolf
Dreessen	Jenkins	Reed	Zipse
Durant	Johnson	Rice	Zylstra
Elliott			

The nays were, none.

Absent or not voting, 23.

Augustine	Jensen	Ostby	Strachan
Ditto	Laughlin	Porter	Swift of Jackson
Gissel	McCreery	Schmitz	Teter
Hook	McKinnon	Sheridan	Yager
Hopp	Malone	Stansell	Mr. Speaker
Hultman	Maniece	Stiger	

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

Senate File No. 496, a bill for an act to make an appropriation to J. W. Reese, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 76.

Aldrich	Casey	Durant	Fuelling
Alesch	Craven	Elliott	Fuester
Beath	Cunningham	Ellsworth	Garner
Beswick	Davis	Fabritz	Gittinger
Bouska	Dole	Falvey	Goode
Bowers	Donlon	Felter	Grau
Brady	Doran	Foster	Grell
Bruce	Dreessen	Frizzell	Hanson of Lyon

Digitized by Google

Hanson of Winnebago	Metcalf	Roe	Swift of Dubuque
Hartman	Millhone	Ryder	Thies
Hook	Mitchell	Schmitz	Thiessen
Johnson	Moore of Harrison	Schroeder	Treimer
Koch	Mooty	Smith	Weed
Lichty	Osborn	Snyder	Wenig
McCarthy	Ostby	Sours	Wiese
McDermott	Peaco	Speidel	Willis
McKinnon	Rawlings	Stanzel	Yager
McLean	Reed	Stewart	Zipse
Malone	Rice	Stimpson	Zylstra

The nays were, 10.

Burgess	Gissel	Jenkins	Strachan
Crouch	Hough	Peet	Teter
Gallagher	Humeston		

Absent or not voting, 22.

Augustine	Jensen	Mercer	Stansell
Bonnstetter	Laughlin	Moore of Benton	Stiger
Dean	Lookingbill	Paisley	Swift of Jackson
Ditto	McCreery	Porter	Wolf
Hopp	McFarlane	Sheridan	Mr. Speaker
Hultman	Maniece		

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

Senate File No. 498, a bill for an act to make an appropriation to the Donahue Shipping Association, Donahue, Iowa, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 79.

Aldrich	Fabritz	Koch	Ryder
Alesch	Falvey	Lichty	Schroeder
Augustine	Felter	Lookingbill	Snyder
Beath	Foster	McCarthy	Sours
Bouska	Frizzell	McDermott	Speidel
Bowers	Fuelling	McLean	Stanzel
Brady	Fuester	Malone	Stewart
Bruce	Gallagher	Mercer	Stiger
Burgess	Garner	Metcalf	Stimpson
Casey	Gissel	Millhone	Swift of Dubuque
Craven	Gittinger	Mitchell	Teter
Crouch	Goode	Moore of Benton	Thies
Cunningham	Grell	Mooty	Thiessen
Davis	Hanson of Lyon	Osborn	Treimer
Dole	Hanson of Winnebago	Ostby	Weed
Donlon	Hartman	Paisley	Wenig
Doran	Hook	Porter	Wiese
Dreessen	Humeston	Rawlings	Willis
Durant	Johnson	Reed	Yager
Elliott		Rice	Zylstra

Digitized by Google

The nays were, 5.

Hough	Smith	Strachan	Zipse
Schmitz			

Absent or not voting, 24.

Beswick	Hultman	McKinnon	Roe
Bonnstetter	Jenkins	Maniece	Sheridan
Dean	Jensen	Moore of	Stansell
Ditto	Laughlin	Harrison	Swift of Jackson
Ellsworth	McCreery	Peaco	Wolf
Grau	McFarlane	Peet	Mr. Speaker
Hopp			

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

Senate File No. 499, a bill for an act to make an appropriation to Muscatine County, Iowa, Emmet County, Iowa, Winnebago County, Iowa, and Louisa County, Iowa, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 82.

Alesch	Ellsworth	Koch	Schroeder
Augustine	Fabritz	Lichty	Snyder
Beath	Falvey	McCarthy	Sours
Beswick	Felter	McCreery	Speidel
Bouska	Foster	McFarlane	Stanzel
Bowers	Frizzell	McLean	Stewart
Brady	Fuelling	Metcalf	Stiger
Bruce	Fuester	Millhone	Strachan
Burgess	Gallagher	Mitchell	Swift of Dubuque
Casey	Gittinger	Moore of	Swift of Jackson
Craven	Goode	Harrison	Teter
Crouch	Grell	Mooty	Thies
Cunningham	Hanson of Lyon	Osborn	Thiessen
Davis	Hanson of	Paisley	Treimer
Dean	Winnebago	Peaco	Weed
Dole	Hartman	Porter	Wenig
Donlon	Hook	Rawlings	Wiese
Doran	Hultman	Reed	Willis
Dreessen	Humeston	Rice	Wolf
Durant	Jenkins	Roe	Yager
Elliott	Johnson	Ryder	Zylstra

The nays were, none.

Absent or not voting, 26.

Aldrich	Gissel	Jensen	McKinnon
Bonnstetter	Grau	Laughlin	Malone
Ditto	Hopp	Lookingbill	Maniece
Garner	Hough	McDermott	Mercer

Digitized by Google

Moore of Benton	Schmitz	Stansell	Zipse
Ostby	Sheridan	Stimpson	Mr. Speaker
Peet	Smith		

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

Senate File No. 202, a bill for an act to make an appropriation for the expenses incurred in the general election contest of Moen vs. Roelofs, was taken up for consideration.

On motion of Bonnstetter of Kossuth the amendments proposed by the committee were adopted.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 75.

Aldrich	Ellsworth	Johnson	Reed
Augustine	Fabritz	Koch	Rice
Beath	Falvey	Lichty	Ryder
Bouska	Felter	Lookingbill	Schroeder
Bowers	Foster	McCarthy	Smith
Brady	Frizzell	McCreery	Snyder
Bruce	Fuelling	McFarlane	Sours
Burgess	Fuester	Malone	Speidel
Casey	Gallagher	Maniece	Stewart
Craven	Garner	Mercer	Swift of Dubuque
Cunningham	Gittinger	Metcalf	Teter
Davis	Grau	Millhone	Thies
Dean	Grell	Mitchell	Thiessen
Dole	Hanson of Lyon	Mooty	Treimer
Donlon	Hanson of Winnebago	Osborn	Weed
Doran	Hartman	Ostby	Willis
Dreessen	Hultman	Paisley	Wolf
Durant	Jensen	Porter	Yager
Elliott		Rawlings	Zylstra

The nays were, 9.

Alesch	Hook	Schmitz	Strachan
Beswick	Humeston	Stanzel	Zipse
Gissel			

Absent or not voting, 24.

Bonnstetter	Laughlin	Peaco	Stimpson
Crouch	McDermott	Peet	Swift of Jackson
Ditto	McKinnon	Roe	Wenig
Goode	McLean	Sheridan	Wiese
Hopp	Moore of Benton	Stansell	Mr. Speaker
Hough	Moore of Harrison	Stiger	
Jenkins			

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

Digitized by Google

Senate File No. 190, a bill for an act to amend sections fifty-nine hundred and seventy-five (5975), fifty-nine hundred and seventy-eight (5978), six thousand and two (6002), six thousand and three, (6003), six thousand and twenty-four (6024), six thousand and twenty-six (6026), and six thousand and thirty-two (6032), of the 1931 Code of Iowa, relating to the improvement of streets by oiling and graveling and the assessment of the cost thereof, was taken up for consideration.

Cunningham of Polk moved that action be deferred and that the bill retain its place on the calendar. Motion prevailed.

CONFERENCE COMMITTEE APPOINTED

As members of the conference committee appointed to act on House File No. 40, the Speaker appointed Ditto of Osceola, McLean of Marshall, Moore of Harrison, and Sheridan of Lee.

AMENDMENTS FILED

Dean of Cerro Gordo and Strachan of Humboldt filed the following amendments to Senate Joint Resolution No. 13:

Amend Senate Joint Resolution No. 13 by striking from line one (1), section one (1), the word and figure "fifteen (15)" and inserting in lieu thereof the word and figure "nine (9)", also

By striking from line two (2) of said section the word and figure "five (5)" and inserting in lieu thereof the word and figure "three (3)", also

By striking from line "three (3)" of said section the word and figure "five (5)" and inserting in lieu thereof the word and figure "three (3)", also

By striking from line five (5) of said section the word and figure "five (5)" and inserting in lieu thereof the word and figure "three (3)".

On motion of Stanzel of Sac, the House adjourned until 9:00 a. m. Tuesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES.
DES MOINES, IOWA, APRIL 18, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend Gordon Dale Cox, Ex-Army Chaplain, Ottumwa, Iowa.

Journal of April 17 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Wiese of Scott for the day, on request of Grell of Scott.

OATH OF OFFICE

Maude Russell appeared at the desk and took and subscribed to the following oath:

I do solemnly swear that I will support the Constitution of the United States and of the State of Iowa, and that I will faithfully perform the duties of my office to the best of my ability, so help me God.

MAUDE RUSSELL.

CONSIDERATION OF HOUSE CONCURRENT RESOLUTION NO. 27

Ditto of Osceola called up House Concurrent Resolution No. 27 found in the Journal of April 17 and moved its adoption. Motion prevailed and House Concurrent Resolution No. 27 was adopted.

Rice of Keokuk and Ditto of Osceola offered the following concurrent resolution:

HOUSE CONCURRENT RESOLUTION NO. 28

Be It Resolved by the House, the Senate concurring, That the Chief Clerk of the House and the Secretary of the Senate be required to remain at the Capitol and perform their respective duties for so long a time as may be necessary following the final adjournment of the Forty-fifth General Assembly and that they be authorized to select such of their respective assistants as may be necessary for such time as may be required for the

Digitized by Google

purpose of correcting and certifying the records of the session and otherwise closing up the business of their respective offices, and also for the packing of the supplies of members for shipment to their homes.

The Chief Clerk of the House and the Secretary of the Senate are hereby authorized to correct the Journals of the House and Senate, respectively, for the last day of the session.

Each of said officers and employees shall receive the same compensation per day for such extra service performed as they now receive, to be paid by the Auditor of State upon certification by the Speaker and Chief Clerk of the House and the President and Secretary of the Senate.

Laid over under rule 34.

CONSIDERATION OF BILLS

The House resumed consideration of Senate File No. 190, a bill for an act to amend sections fifty-nine hundred and seventy-five (5975), fifty-nine hundred and seventy-eight (5978), six thousand and two (6002), six thousand and three, (6003), six thousand and twenty-four (6024), six thousand and twenty-six (6026), and six thousand and thirty-two (6032), of the 1931 Code of Iowa, relating to the improvement of streets by oiling and graveling and the assessment of the cost thereof, was taken up for consideration.

Cunningham of Polk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 78.

Aldrich	Fabritz	Johnson	Smith
Beath	Falvey	Koch	Snyder
Beswick	Felter	Laughlin	Sours
Bonnstetter	Frizzell	Lichty	Speidel
Bouska	Fuelling	Lookingbill	Stansell
Bowers	Fuester	McCarthy	Stewart
Bruce	Gallagher	McDermott	Stimpson
Burgess	Garner	McFarlane	Strachan
Casey	Gissel	McLean	Swift of Dubuque
Craven	Gittinger	Mercer	Swift of Jackson
Crouch	Goode	Metcalf	Teter
Cunningham	Grau	Millhone	Thies
Davis	Hanson of Winnebago	Moore of Benton	Thiessen
Dean	Hartman	Mooty	Treimer
Ditto	Hook	Paisley	Weed
Dole	Hough	Peaco	Wenig
Donlon	Hultman	Porter	Wolf
Doran	Jenkins	Rawlings	Zipse
Dreessen	Jensen	Reed	Zylstra
Elliott		Schmitz	

The nays were, none.

Digitized by Google

Absent or not voting, 30.

Alesch	Hopp	Moore of Harrison	Schroeder
Augustine	Humeston	Osborn	Sheridan
Brady	McCreery	Ostby	Stanzel
Durant	McKinnon	Peet	Stiger
Ellsworth	Malone	Rice	Wiese
Foster	Maniece	Roe	Willis
Grell	Mitchell	Ryder	Yager
Hanson of Lyon			Mr. Speaker

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

House File No. 604, a bill for an act to make permanent the transfer of funds in Clay County, Iowa, from the secondary road maintenance fund to the general fund, was taken up for consideration.

Wenig of Clay moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 83.

Aldrich	Falvey	Jensen	Snyder
Beath	Felter	Johnson	Sours
Beswick	Foster	Koch	Speidel
Bonnstetter	Frizzell	Laughlin	Stansell
Bouska	Fuelling	Lichty	Stanzel
Bowers	Fuester	Lookingbill	Stewart
Bruce	Gallagher	McCarthy	Stimpson
Burgess	Gissel	McDermott	Swift of Dubuque
Casey	Gittinger	McFarlane	Swift of Jackson
Craven	Goode	McKinnon	Teter
Crouch	Grau	Malone	Thies
Cunningham	Grell	Mercer	Thiessen
Davis	Hanson of Lyon	Millhone	Treimer
Dean	Hanson of Winnebago	Mitchell	Weed
Dole	Hartman	Mooty	Wenig
Donlon	Hook	Paisley	Willis
Dreessen	Hough	Peaco	Wolf
Durant	Hultman	Porter	Yager
Elliott	Humeston	Rawlings	Zipse
Ellsworth	Jenkins	Reed	Zylstra
Fabritz		Schmitz	Mr. Speaker

The nays were, 2.

Smith	Strachan

Absent or not voting, 23.

Alesch	Hopp	Moore of Harrison	Roe
Augustine	McCreery	Osborn	Ryder
Brady	McLean	Ostby	Schroeder
Ditto	Maniece	Peet	Sheridan
Doran	Metcalf	Rice	Stiger
Garner	Moore of Benton		Wiese

Digitized by Google

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

Senate File No. 488, a bill for an act to make an appropriation to the Iowa Lutheran Hospital, Dr. S. E. Lincoln, Dr. Veril Ruth, Dr. C. S. Quail, and Dr. John Russel, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 83.

Aldrich	Frizzell	Koch	Reed
Beath	Fuelling	Laughlin	Schmitz
Bonnstetter	Fuester	Lichty	Smith
Bouska	Gallagher	Lookingbill	Snyder
Bowers	Garner	McCarthy	Sours
Bruce	Gissel	McDermott	Speidel
Burgess	Gittinger	McFarlane	Stansell
Casey	Goode	McKinnon	Stanzel
Craven	Grau	McLean	Stewart
Crouch	Grell	Malone	Stimpson
Cunningham	Hanson of Lyon	Mercer	Swift of Jackson
Dean	Hanson of	Metcalf	Thies
Ditto	Winnebago	Millhone	Thiessen
Dole	Hartman	Mitchell	Treimer
Donlon	Hook	Moore of Benton	Weed
Dreessen	Hough	Mooty	Willis
Durant	Hultman	Paisley	Wolf
Ellsworth	Humeston	Peaco	Yager
Falvey	Jenkins	Peet	Zipse
Felter	Jensen	Porter	Zylstra
Foster	Johnson	Rawlings	Mr. Speaker

The nays were, none.

Absent or not voting, 25.

Alesch	Fabritz	Ostby	Stiger
Augustine	Hopp	Rice	Strachan
Beswick	McCreery	Roe	Swift of Dubuque
Brady	Maniece	Ryder	Teter
Davis	Moore of	Schroeder	Wenig
Doran	Harrison	Sheridan	Wiese
Elliott	Osborn		

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

House File No. 606, a bill for an act authorizing the Executive Council of the State of Iowa to sell certain tracts, parcels, or pieces of land when the fee title thereto has been acquired by the State of Iowa, in or for the improvement of its primary highways,

Digitized by Google

and to prescribe the procedure in pursuance of which such sales may be made, was taken up for consideration.

Yager of Dickinson moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 86.

Aldrich	Falvey	Koch	Snyder
Alesch	Felter	Laughlin	Sours
Beath	Foster	Lichty	Speidel
Beswick	Frizzell	Lookingbill	Stansell
Bonnstetter	Fuelling	McCarthy	Stanzel
Bouska	Fuester	McDermott	Stewart
Bowers	Gallagher	McFarlane	Stimpson
Bruce	Garner	McKinnon	Strachan
Burgess	Gittinger	Malone	Swift of Dubuque
Casey	Goode	Mercer	Swift of Jackson
Craven	Grau	Metcalf	Teter
Crouch	Grell	Millhone	Thies
Cunningham	Hanson of Lyon	Mitchell	Thiessen
Davis	Hanson of Winnebago	Mooty	Treimer
Dean	Hartman	Paisley	Weed
Dole	Hough	Peaco	Willis
Donlon	Hultman	Peet	Wolf
Doran	Humeston	Porter	Yager
Dreessen	Jenkins	Rawlings	Zipse
Durant	Jensen	Reed	Zylstra
Elliott	Johnson	Schmitz	Mr. Speaker
Ellsworth		Smith	

The nays were, none.

Absent or not voting, 22.

Augustine	Hopp	Moore of Harrison	Ryder
Brady	McCreery	Osborn	Schroeder
Ditto	McLean	Ostby	Sheridan
Fabritz	Maniece	Rice	Stiger
Gissel	Moore of Benton	Roe	Wenig
Hook			Wiese

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

House File No. 607, a bill for an act to amend section five thousand ninety-three-a eight (5093-a8), Code, 1931, relating to the refund of license fees on motor vehicle fuel, used or otherwise disposed of within the State of Iowa, and exempting the license fees on motor vehicle fuel used in construction or maintenance work and paid for out of public funds, was taken up for consideration.

Digitized by Google

Porter of Delaware called up the amendment offered by him and found on page 1418 of the Journal of April 17 and moved its adoption.

Mercer of Johnson moved to amend the amendment by adding thereto the following: "The provisions of this act shall not apply to motor fuel used in aircraft." Amendment to amendment adopted.

On the question "Shall the amendment as amended be adopted?" a roll call was demanded.

The ayes were, 3.

Falvey	Porter	Swift of Jackson

The nays were, 88.

Aldrich	Foster	Lichty	Smith
Alesch	Frizzell	Lookingbill	Snyder
Beath	Fuelling	McCarthy	Sours
Beswick	Fuester	McLean	Speidel
Bonnstetter	Gallagher	Malone	Stansell
Bouska	Garner	Maniece	Stanzel
Bowers	Gissel	Mercer	Stewart
Bruce	Gittinger	Metcalf	Stimpson
Burgess	Goode	Millhone	Strachan
Casey	Grau	Mitchell	Swift of Dubuque
Craven	Grell	Moore of Benton	Teter
Crouch	Hanson of Lyon	Moore of Harrison	Thies
Cunningham	Hanson of Winnebago	Mooty	Thiessen
Dean	Hartman	Ostby	Treimer
Ditto	Hook	Peaco	Weed
Dole	Hough	Peet	Wenig
Donlon	Hultman	Rawlings	Willis
Doran	Humeston	Reed	Wolf
Dreessen	Jenkins	Ryder	Yager
Durant	Jensen	Schmitz	Zipse
Elliott	Johnson	Schroeder	Zylstra
Fabritz	Laughlin		Mr. Speaker
Felter			

Absent or not voting, 17.

Augustine	Koch	McKinnon	Roe
Brady	McCreery	Osborn	Sheridan
Davis	McDermott	Paisley	Stiger
Ellsworth	McFarlane	Rice	Wiese
Hopp			

Amendment lost.

Sours of Floyd moved to amend section one, line six of the bill by adding after the word "maintenance" the words "or repair".

Amendment adopted.

Reed of Mahaska moved to amend section two, line two by

Digitized by Google

striking the word "Osceola" and inserting in lieu thereof the word "Oskaloosa". Amendment adopted.

On the question "Shall the bill pass?"

The ayes were, 89.

Aldrich	Falvey	McCarthy	Smith
Alesch	Felter	McFarlane	Snyder
Beath	Frizzell	McLean	Sours
Beswick	Fuelling	Malone	Speidel
Bonnstetter	Fuester	Maniece	Stansell
Bouska	Garner	Mercer	Stewart
Bowers	Gissel	Metcalf	Stimpson
Bruce	Gittinger	Millhone	Strachan
Burgess	Goode	Mitchell	Swift of Dubuque
Casey	Grau	Moore of Benton	Swift of Jackson
Craven	Grell	Moore of	Teter
Crouch	Hanson of Lyon	Harrison	Thies
Cunningham	Hartman	Mooty	Thiessen
Davis	Hook	Paisley	Treimer
Ditto	Hough	Peaco	Weed
Dole	Humeston	Peet	Wenig
Donlon	Jenkins	Rawlings	Willis
Doran	Jensen	Reed	Wolf
Dreessen	Johnson	Ryder	Yager
Durant	Koch	Schmitz	Zipse
Elliott	Laughlin	Schroeder	Zylstra
Ellsworth	Lichty	Sheridan	Mr. Speaker
Fabritz	Lookingbill		

The nays were, 4.

Foster	Ostby	Porter	Stanzel

Absent or not voting, 15.

Augustine	Hanson of	McCreery	Rice
Brady	Winnebago	McDermott	Roe
Dean	Hopp	McKinnon	Stiger
Gallagher	Hultman	Osborn	Wiese

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

Reed of Mahaska moved that the vote by which House File No. 607 passed the House be reconsidered, and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 549, a bill for an act to amend Section seventy-two hundred five (7205), Code, 1931, relating to tax liens upon certain personal property, was taken up for consideration.

Rawlings of Monona moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

Digitized by Google

The ayes were, 90.

Aldrich	Falvey	Koch	Ryder
Alesch	Felter	Laughlin	Schroeder
Augustine	Frizzell	Lichty	Sheridan
Beath	Fuelling	Lookingbill	Smith
Beswick	Fuester	McCarthy	Sours
Bonnstetter	Gallagher	McDermott	Stansell
Bouska	Garner	McFarlane	Stanzel
Bowers	Gissel	McLean	Stewart
Burgess	Gittinger	Malone	Stimpson
Casey	Goode	Maniece	Strachan
Craven	Grau	Metcalf	Swift of Dubuque
Crouch	Grell	Millhone	Swift of Jackson
Cunningham	Hanson of Lyon	Moore of Benton	Teter
Davis	Hanson of Winnebago	Moore of Harrison	Thies
Ditto	Hartman	Mooty	Thiessen
Dole	Hook	Ostby	Treimer
Donlon	Hough	Paisley	Weed
Doran	Hultman	Peaco	Wenig
Dreessen	Humeston	Peet	Willis
Durant	Jenkins	Rawlings	Wolf
Elliott	Jensen	Reed	Zipse
Ellsworth	Johnson	Roe	Zylstra
Fabritz			Mr. Speaker

The nays were, none.

Absent or not voting, 18.

Brady	McCreery	Porter	Speidel
Bruce	McKinnon	Rice	Stiger
Dean	Mercer	Schmitz	Wiese
Foster	Mitchell	Snyder	Yager
Hopp	Osborn		

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

House File No. 452, a bill for an act to repeal chapter four hundred sixteen (416), code, 1931, relating to bank and trust companies as fiduciaries, was taken up for consideration.

Sours of Floyd in the chair.

Willis of Dallas moved that action be deferred and the bill retain its place on the calendar.

On the question "Shall action be deferred on House File No. 452?" a roll call was demanded.

The ayes were, 53.

Alesch	Davis	Frizzell	Hartman
Beswick	Ditto	Fuester	Humeston
Bouska	Dole	Garner	Jenkins
Bruce	Dreessen	Gittinger	Koch
Burgess	Durant	Goode	Laughlin
Casey	Fabritz	Grau	Lookingbill
Cunningham	Falvey	Hanson of Lyon	McCarthy

Digitized by Google

McLean	Rawlings	Sheridan	Thiessen
Malone	Reed	Smith	Weed
Metcalf	Rice	Stanzel	Willis
Mooty	Ryder	Stewart	Yager
Osborn	Schmitz	Swift of Dubuque	Zipse
Ostby	Schroeder	Teter	Zylstra
Porter			

The nays were, 44.

Aldrich	Fuelling	McCreery	Roe
Augustine	Gallagher	McFarlane	Snyder
Beath	Gissel	McKinnon	Sours
Bonnstetter	Grell	Maniece	Stansell
Bowers	Hanson of Winnebago	Mercer	Stiger
Craven	Hook	Millhone	Stimpson
Crouch	Hough	Moore of Benton	Strachan
Donlon	Hultman	Moore of Harrison	Thies
Doran	Jensen	Paisley	Treimer
Ellsworth	Johnson	Peet	Wenig
Felter	Lichty		Wolf
Foster			

Absent or not voting, 11.

Brady	Hopp	Peaco	Wiese
Dean	McDermott	Speidel	Mr. Speaker
Elliott	Mitchell	Swift of Jackson	

Motion to defer action prevailed.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 369, a bill for an act to provide that any state bank, taking over any other bank, shall succeed to the rights of the bank taken over to act as Executor, Administrator, Guardian, Trustee or any fiduciary capacity.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 475, a bill for an act to provide for the regulation, supervision and licensing of persons, firms, corporations or associations, which sell, or offer for sale, memberships or certificates of membership entitling the holders thereof to purchase, either from the issuer or someone designated by the issuer, merchandise, materials, equipment or services on a fixed basis.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 343, a bill for an act relating to anticipatory warrants.

BYRON G. ALLEN, *Secretary.*

Digitized by Google

SENATE AMENDMENT TO HOUSE FILE NO. 475

Amend House File No. 475 by adding as another paragraph at the end of Section 2, and as a part of said section, the following:

"This act shall not apply to any corporation or association organized upon the assessment plan, for the purpose of insuring the lives of individuals or furnishing benefits to the widows, heirs, orphans or legatees of deceased members, or insuring the health of persons, or furnishing accident indemnity, nor to any benevolent associations or societies."

SIFTING COMMITTEE EXCUSED

Rawlings of Monona asked and obtained unanimous consent to have the sifting committee excused for the present.

CONSIDERATION OF SENATE AMENDMENTS

On request of Bonnstetter of Kossuth, unanimous consent having been given, House File No. 414, a bill for an act to make an appropriation for the expenses incurred in the election contest of Adair vs. Teter, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 414

Amend Section 1 by striking all of line three (3) and by inserting in lieu thereof the following: "six hundred sixty-three dollars and fifty-four cents ($663.54),".

Further amend Section 1, by striking the figures "300.00" at the end of line nine (9), and inserting in lieu thereof the figures "250.00".

Further amend Section 1, by striking the figures "275.00" at the end of line eleven (11) and inserting in lieu thereof the figures "250.00".

Further amend Section 1, by striking the figures "10.00" at the end of line fourteen (14).

Further amend Section 1, by striking the figures "748.54" at the end of line thirty-three (33), and inserting in lieu thereof the figures "663.54".

McFarlane of Black Hawk moved to amend the Senate amendments by striking from line nine, the words and figures "twelve days at $25.00"; also, from line eleven, strike the words and figures "eleven days at $25.00". Amendments adopted.

Mr. Bonnstetter moved that the House concur in the Senate amendments as amended by the House.

On the question, "Shall the House concur?"

The ayes were, 69.

Aldrich	Beath	Bouska	Burgess
Alesch	Beswick	Bowers	Casey
Augustine	Bonnstetter	Bruce	Craven

Digitized by Google

Crouch	Goode	McDermott	Smith
Ditto	Grau	McFarlane	Snyder
Dole	Grell	McKinnon	Stansell
Dreessen	Hanson of Lyon	McLean	Stanzel
Durant	Hanson of Winnebago	Malone	Stimpson
Ellsworth	Hartman	Moore of Benton	Swift of Dubuque
Fabritz	Hook	Mooty	Thies
Falvey	Hultman	Paisley	Treimer
Felter	Humeston	Peet	Weed
Frizzell	Jenkins	Porter	Willis
Fuelling	Jensen	Rice	Wolf
Fuester	Koch	Roe	Yager
Gallagher	Lichty	Ryder	Zipse
Gissel	Lookingbill	Schroeder	Zylstra
Gittinger			

The nays were, 1.

Thiessen

Absent or not voting, 38.

Brady	Hough	Moore of Harrison	Speidel
Cunningham	Johnson	Osborn	Stewart
Davis	Laughlin	Ostby	Stiger
Dean	McCarthy	Peaco	Strachan
Donlon	McCreery	Rawlings	Swift of Jackson
Doran	Maniece	Reed	Teter
Elliott	Mercer	Schmitz	Wenig
Foster	Metcalf	Sheridan	Wiese
Garner	Millhone	Sours	Mr. Speaker
Hopp	Mitchell		

So the House concurred in Senate amendments to House File No. 414 as amended by the House.

On request of Snyder of Hamilton, unanimous consent having been given, House File No. 236, a bill for an act to amend section twelve thousand nine hundred eighty-three (12983), Code, 1931, relating to kidnapping for ransom, by changing the penalty therefor from life imprisonment to death by hanging upon conviction, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT TO HOUSE FILE NO. 236

Amend House File No. 236 by striking from lines 5 and 6 the words, "sentenced to death by hanging", and inserting in lieu thereof the words, "punished with death or imprisonment for life at hard labor in the penitentiary as determined by the jury, or the court if the defendant pleads guilty".

Mr. Snyder moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

Digitized by Google

The ayes were, 72.

Aldrich	Ellsworth	Hultman	Ryder
Alesch	Fabritz	Humeston	Schroeder
Augustine	Falvey	Jenkins	Smith
Beath	Felter	Koch	Snyder
Beswick	Frizzell	Lookingbill	Stansell
Bonnstetter	Fuelling	McCarthy	Stanzel
Bouska	Fuester	McDermott	Stiger
Bowers	Gallagher	McFarlane	Strachan
Bruce	Gissel	McKinnon	Swift of Dubuque
Burgess	Gittinger	McLean	Teter
Casey	Goode	Malone	Thies
Craven	Grau	Millhone	Thiessen
Cunningham	Grell	Mooty	Treimer
Davis	Hanson of Lyon	Ostby	Willis
Ditto	Hanson of Winnebago	Peet	Wolf
Dole	Hartman	Porter	Yager
Donlon	Hook	Rice	Zipse
Dreessen		Roe	Zylstra
Durant			

The nays were, 1.

Weed

Absent or not voting, 35.

Brady	Jensen	Moore of Benton	Sheridan
Crouch	Johnson	Moore of Harrison	Sours
Dean	Laughlin	Osborn	Speidel
Doran	Lichty	Paisley	Stewart
Elliott	McCreery	Peaco	Stimpson
Foster	Maniece	Rawlings	Swift of Jackson
Garner	Mercer	Reed	Wenig
Hopp	Metcalf	Schmitz	Wiese
Hough	Mitchell		Mr. Speaker

So the House concurred in Senate amendments to House File No. 236.

On request of McFarlane of Black Hawk, unanimous consent having been given, House File No. 480, a bill for an act to make an appropriation for the payment of expenses incurred in the election contest of Horvei vs. Ostby, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT TO HOUSE FILE NO. 480

Amend House File No. 480 by striking the period "." after the word "Iowa" in line three (3) of section two (2) and insert the following: ", and the Cedar Valley Daily Times, a newspaper of general circulation at Vinton, Iowa."

Mr. McFarlane moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

Digitized by Google

The ayes were, 67.

Aldrich	Ellsworth	Hook	Porter
Alesch	Fabritz	Hultman	Roe
Augustine	Falvey	Humeston	Ryder
Beath	Felter	Jenkins	Schroeder
Beswick	Frizzell	Johnson	Stansell
Bonnstetter	Fuelling	Lichty	Stanzel
Bouska	Fuester	Lookingbill	Stiger
Bowers	Gallagher	McCarthy	Stimpson
Bruce	Gissel	McDermott	Strachan
Burgess	Gittinger	McFarlane	Swift of Dubuque
Casey	Goode	McKinnon	Thies
Craven	Grau	Malone	Treimer
Cunningham	Grell	Metcalf	Weed
Dole	Hanson of Lyon	Mooty	Willis
Donlon	Hanson of Winnebago	Osborn	Wolf
Dreessen	Hartman	Paisley	Yager
Durant		Peet	Zylstra

The nays were, 1.

Rice

Absent or not voting, 40.

Brady	Jensen	Moore of Harrison	Sours
Crouch	Koch	Ostby	Speidel
Davis	Laughlin	Peaco	Stewart
Dean	McCreery	Rawlings	Swift of Jackson
Ditto	McLean	Reed	Teter
Doran	Maniece	Schmitz	Thiessen
Elliott	Mercer	Sheridan	Wenig
Foster	Millhone	Smith	Wiese
Garner	Mitchell	Snyder	Zipse
Hopp	Moore of Benton		Mr. Speaker
Hough			

So the House concurred in Senate amendments to House File No. 480.

On request of Lichty of Black Hawk, unanimous consent having been given, House File No. 389, a bill for an act to amend sections forty-nine hundred eight (4908) and forty-nine hundred twelve (4912), Code 1931, relating to license fees for well drills, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT TO HOUSE FILE NO. 389

Amend enacting clause by inserting "the state of" before the word "Iowa."

Mr. Lichty moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

Digitized by Google

The ayes were, 73.

Aldrich	Fabritz	Jenkins	Schroeder
Alesch	Falvey	Johnson	Snyder
Augustine	Felter	Lichty	Stansell
Beath	Frizzell	Lookingbill	Stanzel
Beswick	Fuelling	McCarthy	Stewart
Bonnstetter	Fuester	McDermott	Stiger
Bouska	Gallagher	McFarlane	Stimpson
Bowers	Gissel	McKinnon	Strachan
Bruce	Gittinger	Metcalf	Swift of Dubuque
Burgess	Goode	Moore of Benton	Teter
Casey	Grau	Mooty	Thies
Craven	Grell	Osborn	Thiessen
Crouch	Hanson of Lyon	Ostby	Treimer
Cunningham	Hanson of Winnebago	Peet	Weed
Dole	Hartman	Porter	Willis
Donlon	Hook	Rice	Wolf
Dreessen	Hultman	Roe	Yager
Durant	Humeston	Ryder	Zylstra
Ellsworth			

The nays were, 1.

Zipse

Absent or not voting, 34.

Brady	Hough	Millhone	Sheridan
Davis	Jensen	Mitchell	Smith
Dean	Koch	Moore of Harrison	Sours
Ditto	Laughlin	Paisley	Speidel
Doran	McCreery	Peaco	Swift of Jackson
Elliott	McLean	Rawlings	Wenig
Foster	Malone	Reed	Wiese
Garner	Maniece	Schmitz	Mr. Speaker
Hopp	Mercer		

So the House concurred in Senate amendments to House File No. 389.

On request of Johnson of Linn, unanimous consent having been given, House File No. 475, a bill for an act to provide for the regulation, supervision and licensing of persons, firms, corporations or associations, which sell, or offer for sale, memberships or certificates of membership entitling the holders thereof to purchase, either from the issuer or someone designated by the issuer, merchandise, materials, equipment or services on a fixed basis, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 475

Amend House File No. 475 by adding as another paragraph at the end of Section 2, and as a part of said section, the following:

"This act shall not apply to any corporation or association organized upon the assessment plan, for the purpose of insuring the lives of individ-

Digitized by Google

uals or furnishing benefits to the widows, heirs, orphans or legatees of deceased members, or insuring the health of persons, or furnishing accident indemnity, nor to any benevolent associations or societies."

Mr. Johnson moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 75.

Aldrich	Felter	Koch	Sheridan
Alesch	Frizzell	Laughlin	Snyder
Beath	Fuelling	Lichty	Stansell
Beswick	Fuester	Lookingbill	Stanzel
Bonnstetter	Gallagher	McCarthy	Stewart
Bouska	Gissel	McFarlane	Stiger
Bowers	Gittinger	McKinnon	Strachan
Bruce	Goode	Metcalf	Swift of Dubuque
Burgess	Grau	Millhone	Teter
Casey	Grell	Moore of Benton	Thies
Craven	Hanson of Lyon	Mooty	Thiessen
Cunningham	Hanson of Winnebago	Ostby	Treimer
Dole	Hartman	Paisley	Weed
Donlon	Hook	Peet	Willis
Dreessen	Hultman	Porter	Wolf
Durant	Humeston	Rice	Yager
Ellsworth	Jenkins	Roe	Zipse
Fabritz	Johnson	Ryder	Zylstra
Falvey		Schroeder	Mr. Speaker

The nays were, none.

Absent or not voting, 33.

Augustine	Garner	Mercer	Schmitz
Brady	Hopp	Mitchell	Smith
Crouch	Hough	Moore of Harrison	Sours
Davis	Jensen	Osborn	Speidel
Dean	McCreery	Peaco	Stimpson
Ditto	McDermott	Rawlings	Swift of Jackson
Doran	McLean	Reed	Wenig
Elliott	Malone		Wiese
Foster	Maniece		

So the House concurred in Senate amendments to House File No. 475.

McFarlane of Black Hawk moved that the House recess until the fall of the gavel, and not later than 2:00 p. m. by the Speaker's time.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Snyder of Hamilton for the afternoon, on request of Jenkins of Louisa.

Digitized by Google

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution No. 25 setting the date for the sine die adjournment of the Forty-fifth General Assembly.

BYRON G. ALLEN, *Secretary.*

SENATE AMENDMENTS TO HOUSE CONCURRENT RESOLUTION NO. 25

Strike all of line three (3) and insert in lieu thereof "at 5:00 P. M. Wednesday, April 19th, 1933."

REPORTS OF COMMITTEES

Bonnstetter of Kossuth, from the committee on appropriations, submitted the following reports:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 500, a bill for an act to make an appropriation for certain miscellaneous state purposes for the ensuing biennial fiscal term and to provide for the expenditures of said appropriated funds by the executive council of the state of Iowa, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 490, a bill for an act to make an appropriation to Mrs. Lee Harris, guardian of Burton Harris, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 494, a bill for an act to make an appropriation to L. E. McMains and W. L. Huebner, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman*

Report adopted.

Digitized by Google

INTRODUCTION OF BILLS

House File No. 608, by appropriations committee, a bill for an act making an appropriation for the payment of typewriter rental, miscellaneous expenses of the Forty-fifth General Assembly and other expenses that are payable from the general fund of the state.

Read first and second times and placed on the calendar.

SENATE MESSAGES CONSIDERED

Senate File No. 369, a bill for an act to provide that when any Bank incorporated under the laws of this State shall take over any State or National Bank, the purchasing Bank shall succeed to the rights of the Bank taken over, to act as Executor, Administrator, Guardian, Trustee or any fiduciary capacity.

Read first and second times and referred to sifting committee.

CONSIDERATION OF SENATE AMENDMENTS

On request of McFarlane of Black Hawk, unanimous consent having been given, House Concurrent Resolution No. 25, a concurrent resolution setting the date for the sine die adjournment of the Forty-fifth General Assembly, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENT TO HOUSE CONCURRENT RESOLUTION NO. 25

Strike all of line three (3) and insert in lieu thereof "at 5:00 P. M. Wednesday, April 19th, 1933."

Mr. McFarlane moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 82.

Aldrich	Cunningham	Gallagher	Jenkins
Alesch	Davis	Gittinger	Jensen
Augustine	Ditto	Goode	Koch
Beath	Dole	Grau	Laughlin
Beswick	Donlon	Grell	Lichty
Bonnstetter	Doran	Hanson of Lyon	Lookingbill
Bouska	Dreessen	Hanson of Winnebago	McCarthy
Bowers	Durant	Hartman	McFarlane
Bruce	Falvey	Hook	McLean
Burgess	Felter	Hough	Malone
Casey	Foster	Hultman	Mercer
Craven	Fuelling	Humeston	Metcalf
Crouch	Fuester		Millhone

Digitized by Google

Moore of Benton	Reed	Stewart	Thiessen
Moore of Harrison	Ryder	Stiger	Treimer
Mooty	Schmitz	Stimpson	Weed
Ostby	Schroeder	Strachan	Wenig
Peaco	Sheridan	Swift of Dubuque	Willis
Porter	Smith	Swift of Jackson	Wolf
Rawlings	Sours	Teter	Zipse
	Stanzel	Thies	Zylstra

The nays were, none.

Absent or not voting, 26.

Brady	Gissel	Mitchell	Snyder
Dean	Hopp	Osborn	Speidel
Elliott	Johnson	Paisley	Stansell
Ellsworth	McCreery	Peet	Wiese
Fabritz	McDermott	Rice	Yager
Frizzell	McKinnon	Roe	Mr. Speaker
Garner	Maniece		

So the House concurred in the Senate amendment to House Concurrent Resolution No. 25.

McFarlane of Black Hawk moved to reconsider the vote by which House Concurrent Resolution No. 25 passed the House and that the motion to reconsider be laid on the table.

A division of the question was called for.

On the question "Shall the motion to reconsider be laid on the table?" a roll call was demanded.

The ayes were, 39.

Aldrich	Foster	Laughlin	Sheridan
Beath	Frizzell	Lichty	Smith
Burgess	Fuelling	Lookingbill	Sours
Crouch	Goode	McFarlane	Stanzel
Cunningham	Grau	McLean	Stewart
Dole	Hanson of Lyon	Millhone	Strachan
Donlon	Hanson of Winnebago	Moore of Benton	Swift of Dubuque
Doran	Hultman	Mooty	Teter
Durant	Jenkins	Peet	Wenig
Felter		Schmitz	Yager

The nays were, 51.

Alesch	Fuester	Mercer	Ryder
Augustine	Gallagher	Metcalf	Schroeder
Beswick	Gittinger	Moore of Harrison	Stiger
Bonnstetter	Grell	Osborn	Stimpson
Bouska	Hartman	Ostby	Swift of Jackson
Brady	Hook	Paisley	Thies
Bruce	Hough	Peaco	Thiessen
Casey	Humeston	Porter	Treimer
Craven	Jensen	Rawlings	Weed
Davis	Koch	Reed	Wolf
Dreessen	McCarthy	Rice	Zipse
Fabritz	McDermott	Roe	Zylstra
Falvey	Malone		Mr. Speaker

Digitized by Google

Absent or not voting, 18.

Bowers	Garner	McKinnon	Speidel
Dean	Gissel	Maniece	Stansell
Ditto	Hopp	Mitchell	Wiese
Elliott	Johnson	Snyder	Willis
Ellsworth	McCreery		

So the motion to lay on the table the motion to reconsider was lost.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, House Files Nos. 151, 231, 192, 232, 235, 307, 343, 401, 413, 561, 562, 569, 571, 572, 573, 574, 575, 576, 578, 579, 580, 581, 582 and 585.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House Files Nos. 151, 231, 192, 232, 235, 307, 343, 401, 413, 561, 562, 569, 571, 572, 573, 574, 575, 576, 578, 579, 580, 581, 582 and 585.

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 18th day of April, 1933, sent to the Governor for his approval, House Files Nos. 151, 231, 192, 232, 235, 307, 343, 401, 413, 561, 562, 569, 571, 572, 573, 574, 575, 576, 578, 579, 580, 581, 582 and 585.

WM. KOCH, *Chairman.*

Report adopted.

SIFTING COMMITTEE EXCUSED

Rawlings of Monona asked and obtained unanimous consent to have the sifting committee excused for the present.

PRESENTATION OF GIFT

Mercer of Johnson, on behalf of the members of the House, presented Speaker Miller with a watch as a token of the high esteem

Digitized by Google

in which he is held by the members of the House, prefacing the presentation with the following remarks:

"As Speaker of the House, you, by your fairness and ability, have won the admiration and affection of every member of the House. You have fully measured up to the great responsibility of your office and have led the House successfully through one of the most important sessions of any legislation in the history of our State.

"The members of this House wish you and Mrs. Miller all success and happiness and desire to present you with this token of our esteem and friendship."

Speaker Miller responded with an expression of gratitude and appreciation.

CONSIDERATION OF BILLS

Senate File No. 490, a bill for an act to make an appropriation to Mrs. Lee Harris, Guardian of Burton Harris, was taken up for consideration.

Reed of Mahaska called up the amendment filed by him and found on page 1400 of the Journal of April 15 and moved its adoption.

Jensen of Audubon moved the previous question. Motion prevailed.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 56.

Augustine	Felter	Laughlin	Sours
Beath	Frizzell	McCarthy	Stanzel
Beswick	Fuelling	McDermott	Stewart
Bonnstetter	Fuester	McKinnon	Stimpson
Bouska	Gallagher	McLean	Swift of Dubuque
Bruce	Gissel	Malone	Swift of Jackson
Burgess	Gittinger	Ostby	Teter
Casey	Hanson of Winnebago	Peet	Thiessen
Crouch	Hartman	Porter	Treimer
Davis	Hook	Reed	Weed
Dole	Hough	Rice	Wenig
Dreessen	Humeston	Roe	Wolf
Durant	Jensen	Ryder	Zipse
Fabritz		Schroeder	Mr. Speaker
Falvey			

The nays were, 30.

Alesch	Elliott	Hanson of Lyon	Lookingbill
Bowers	Foster	Hultman	Maniece
Craven	Goode	Johnson	Metcalf
Cunningham	Grau	Koch	Millhone
Donlon	Grell	Lichty	Mooty

Digitized by Google

Paisley	Smith	Strachan	Yager
Peaco	Speidel	Thies	Zylstra
Sheridan	Stiger		

Absent or not voting, 22.

Aldrich	Garner	Mitchell	Schmitz
Brady	Hopp	Moore of Benton	Snyder
Dean	Jenkins	Moore of Harrison	Stansell
Ditto	McCreery	Osborn	Wiese
Doran	McFarlane	Rawlings	Willis
Ellsworth	Mercer		

Amendment adopted.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 77.

Aldrich	Felter	Lookingbill	Sours
Augustine	Frizzell	McCarthy	Speidel
Beath	Fuelling	McLean	Stanzel
Beswick	Fuester	Malone	Stewart
Bonnstetter	Gallagher	Maniece	Stiger
Bouska	Gittinger	Metcalf	Stimpson
Bowers	Goode	Millhone	Swift of Dubuque
Bruce	Grau	Mitchell	Swift of Jackson
Burgess	Grell	Mooty	Teter
Casey	Hanson of Winnebago	Paisley	Thies
Crouch	Hartman	Peaco	Thiessen
Cunningham	Hook	Peet	Treimer
Davis	Hough	Porter	Weed
Dole	Hultman	Reed	Wenig
Donlon	Humeston	Rice	Willis
Dreessen	Jensen	Roe	Wolf
Durant	Johnson	Ryder	Yager
Elliott	Koch	Schroeder	Zylstra
Fabritz	Laughlin	Sheridan	Mr. Speaker
Falvey			

The nays were, 7.

Alesch	Gissel	Smith	Zipse
Foster	Ostby	Strachan	

Absent or not voting, 24.

Brady	Hanson of Lyon	McFarlane	Osborn
Craven	Hopp	McKinnon	Rawlings
Dean	Jenkins	Mercer	Schmitz
Ditto	Lichty	Moore of Benton	Snyder
Doran	McCreery	Moore of Harrison	Stansell
Ellsworth	McDermott		Wiese
Garner			

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

Digitized by Google

Senate File No. 494, a bill for an act to make an appropriation to L. E. McMains and W. L. Huebner, was taken up for consideration.

Reed of Mahaska moved to amend the bill as follows:

Amend Senate File No. 494 by striking from section one (1) line two (2) the words and figures "two thousand dollars ($2000.00)" and substituting therefor the words and figures "one thousand fifty dollars ($1050.00)".

Further amend section two by striking from lines two (2) and three (3) the words and figures "nineteen hundred twenty-five dollars ($1925.00)" and substituting therefor the words and figures "one thousand dollars ($1000.00)".

Further amend section two (2) line four (4) by striking the words and figures "seventy-five dollars ($75.00)" and substituting therefor the words and figures "fifty dollars ($50.00)".

Also amend section three by striking from lines one (1) and two (2) the words and figures "nineteen hundred twenty-five dollars ($1925.00)" and substituting therefor the words and figures "one thousand fifty dollars ($1050.00)".

Peaco of Clinton moved the previous question on the main question and all pending amendments. Motion prevailed.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 11.

Bouska	Davis	Reed	Stewart
Bruce	Falvey	Sours	Zipse
Crouch	Humeston	Stanzel	

The nays were, 73.

Aldrich	Frizzell	Lichty	Schmitz
Alesch	Fuelling	Lookingbill	Schroeder
Beath	Fuester	McCarthy	Sheridan
Beswick	Gallagher	McFarlane	Smith
Bonnstetter	Garner	McKinnon	Stiger
Bowers	Gissel	McLean	Stimpson
Burgess	Gittinger	Malone	Strachan
Casey	Goode	Maniece	Swift of Dubuque
Cunningham	Grau	Mercer	Swift of Jackson
Dean	Grell	Metcalf	Thies
Ditto	Hanson of Lyon	Millhone	Thiessen
Dole	Hanson of Winnebago	Moore of Benton	Treimer
Donlon	Hartman	Moore of Harrison	Weed
Doran	Hultman	Mooty	Willis
Dreessen	Jensen	Ostby	Wolf
Durant	Johnson	Peaco	Yager
Elliott	Koch	Porter	Zylstra
Felter	Laughlin	Ryder	Mr. Speaker
Foster			

Digitized by Google

Absent or not voting, 24.

Augustine	Hopp	Osborn	Snyder
Brady	Hough	Paisley	Speidel
Craven	Jenkins	Peet	Stansell
Ellsworth	McCreery	Rawlings	Teter
Fabritz	McDermott	Rice	Wenig
Hook	Mitchell	Roe	Wiese

Amendment lost.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Goode of Davis asked and obtained unanimous consent to have the Chief Clerk correct section one, line one, as follows:

Amend section 1, line 1, as follows: Strike the words "Primary Road" and insert in lieu thereof the word "General".

On the question "Shall the bill pass?"

The ayes were, 90.

Aldrich	Falvey	Laughlin	Schmitz
Alesch	Felter	Lichty	Schroeder
Augustine	Foster	Lookingbill	Sheridan
Beath	Frizzell	McCarthy	Sours
Beswick	Fuelling	McDermott	Speidel
Bonnstetter	Fuester	McFarlane	Stanzel
Bouska	Garner	McKinnon	Stewart
Bowers	Gissel	McLean	Stiger
Bruce	Gittinger	Malone	Stimpson
Burgess	Goode	Maniece	Strachan
Casey	Grau	Mercer	Swift of Dubuque
Craven	Grell	Metcalf	Swift of Jackson
Crouch	Hanson of Lyon	Millhone	Teter
Cunningham	Hanson of Winnebago	Moore of Benton	Thies
Davis	Hartman	Moore of Harrison	Thiessen
Dean	Hook	Mooty	Treimer
Ditto	Hough	Ostby	Weed
Dole	Hultman	Paisley	Wenig
Donlon	Humeston	Peaco	Willis
Doran	Jensen	Porter	Wolf
Dreessen	Johnson	Reed	Zipse
Durant	Koch	Ryder	Zylstra
Elliott			Mr. Speaker

The nays were, none.

Absent or not voting, 18.

Brady	Jenkins	Rawlings	Snyder
Ellsworth	McCreery	Rice	Stansell
Fabritz	Mitchell	Roe	Wiese
Gallagher	Osborn	Smith	Yager
Hopp	Peet		

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

Digitized by Google

Johnson of Linn moved that the vote by which Senate File No. 494 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Senate File No. 500, a bill for an act to make an appropriation for certain miscellaneous state purposes for the ensuing biennial fiscal term and to provide for the expenditure of said appropriated funds by the executive council of the State of Iowa, was taken up for consideration.

Bonnstetter of Kossuth moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 89.

Aldrich	Frizzell	Lichty	Schmitz
Alesch	Fuelling	Lookingbill	Schroeder
Augustine	Fuester	McCarthy	Sheridan
Beath	Gallagher	McDermott	Smith
Beswick	Garner	McFarlane	Sours
Bonnstetter	Gissel	McLean	Speidel
Bouska	Gittinger	Malone	Stanzel
Bowers	Goode	Maniece	Stewart
Bruce	Grau	Mercer	Stimpson
Burgess	Grell	Metcalf	Strachan
Casey	Hanson of Lyon	Millhone	Swift of Dubuque
Crouch	Hanson of Winnebago	Moore of Benton	Swift of Jackson
Cunningham	Hartman	Mooty	Teter
Dean	Hook	Ostby	Thies
Dole	Hough	Paisley	Treimer
Donlon	Hultman	Peaco	Weed
Dreessen	Humeston	Peet	Wenig
Durant	Jenkins	Porter	Willis
Elliott	Jensen	Rawlings	Wolf
Fabritz	Johnson	Reed	Zipse
Falvey	Koch	Roe	Zylstra
Felter	Laughlin	Ryder	Mr. Speaker
Foster			

The nays were, none.

Absent or not voting, 19.

Brady	Ellsworth	Moore of Harrison	Stansell
Craven	Hopp	Osborn	Stiger
Davis	McCreery	Rice	Thiessen
Ditto	McKinnon	Snyder	Wiese
Doran	Mitchell		Yager

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

Digitized by Google

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 470, a bill for an act to better secure the administration of the financial affairs of the State and to establish financial control over all State financial operations. BYRON G. ALLEN, *Secretary*.

SENATE MESSAGE CONSIDERED

Senate File No. 470, a bill for an act to create, define the powers and duties and fix the salary of State Comptroller; to abolish state board of audit and office of budget director and transfer personnel, appropriations, records, equipment and other property to State Comptroller and State Auditor; to relieve Board of Control and Auditor of State of Certain duties and tansfer of employees, unexpended appropriations, records, and office equipment to State Comptroller; to establish state budget system, provide for hearings on tentative budget and transmission to Governor and Legislature; to provide method for estimates of appropriations and income of the state, allotment and lapsing appropriations to prevent overdraft and deficit, and penalties and punishment for wrongful expending of appropriations; to control departmental and institutional receipts; establish uniform fiscal year; and to repeal all sections of the Code, 1931, and Acts or parts of Acts in conflict with this Act.

Read first and second times and referred to sifting committee.

CONFERENCE COMMITTEE REPORT ON HOUSE SUBSTITUTE FOR HOUSE FILE NO. 73

MR. SPEAKER: Your joint committee of conference appointed to confer in regard to House Substitute for House File No. 73 beg leave to report that this committee has conferred and that it has agreed and recommends as follows:

Amend House Substitute for House File No. 73 as follows:

Strike from lines three (3) and four (4) section 3 the words and figures "three hundred forty-one thousand six hundred forty dollars ($341,640)" and insert in lieu thereof the words and figures "three hundred fifteen thousand fifty-one dollars ($315,051)".

Strike from line nine (9) the figures "$125,500" and insert in lieu thereof the figures "$123,000".

Strike from line eleven (11) the figures "$130,000" and insert in lieu thereof the figures "$127,500".

Digitized by Google

Strike from line seventeen (17) the figures "$150,000" and insert in lieu thereof the figures "$137,500".

Strike from line nineeteen (19) the figures "$4,500" and insert in lieu thereof the figures "$4,250".

Strike from line twenty-one (21) the figures "$3,000" and insert in lieu thereof the figures "$1,625".

Strike from line twenty-three (23) the figures "$4,500" and insert in lieu thereof the figures "$4,250".

Strike from line twenty-seven (27) the figures "$5,500" and insert in lieu thereof the figures "$4,000".

Strike from line twenty-nine (29) the figures "$25,000" and insert in lieu thereof the figures "$17,500".

Strike from line thirty-one (31) the figures "$200" and insert in lieu thereof the figures "$400".

Strike from line thirty-three (33) the figures "$4,500" and insert in lieu thereof the figures "$4,250".

Strike from line thirty-five the figures "$7,400" and insert in lieu thereof the figures "$6,736".

Strike from line forty the figures "$341,640" and insert in lieu thereof the figures "$315,051".

Amend Section 4 as follows:

Strike from lines three (3) and four (4) the words and figures "seventy-nine thousand forty-five dollars and forty cents ($79,045.40)" and insert in lieu thereof the words and figures "seventy-five thousand dollars "($75,000)".

Strike from line ten the figures "$67,495.40" and insert in lieu thereof the figures "$63,450".

Strike from line thirteen (13) the figures "$79,045.40" and insert in lieu thereof the figures "$75,000".

Amend Section 6 as follows:

Strike from lines three (3) and four (4) the words and figures "twenty-eight thousand three hundred dollars ($28,300)" and insert in lieu thereof the words and figures "twenty-four thousand dollars ($24,000)".

Strike from line seven (7) the figures "$23,800" and insert in lieu thereof the figures "$19,500".

Strike from line ten (10) the figures "$28,300" and insert in lieu thereof the figures "$24,000".

Amend Section 7 as follows:

Strike from lines three (3) and four (4) the words and figures "nine thousand six hundred eighty-seven dollars ($9,687)" and insert in lieu thereof the words and figures "nine thousand three hundred forty-eight dollars ($9,348)".

Strike from line seven (7) the figures "$7,317" and insert in lieu thereof the figures "$6,978".

Strike from line ten (10) the figures "$9,687" and insert in lieu thereof the figures "$9,348".

Amend Section 9 as follows:

Strike from lines three (3) and four (4) the words and figures "one hundred eight thousand dollars ($108,000)" and insert in lieu thereof the words and figures "eighty-five thousand dollars ($85,000)".

Digitized by Google

Strike from line nine (9) the figures "$108,000" and insert in lieu thereof the figures "$85,000".

Strike from line eleven (11) the figures "$108,000" and insert in lieu thereof the figures "$85,000".

Amend Section 10 as follows:

Strike from lines three (3) and four (4) the words and figures "seventy-three thousand eight hundred forty-five dollars ($73,845)" and insert in lieu thereof the words and figures "seventy-four thousand five hundred dollars ($74,500)".

Strike from line nine (9) the figures "$63,045" and insert in lieu thereof the figures "$63,700".

Strike from line eleven (11) the figures "$73,845" and insert in lieu thereof the figurese "$74,500".

Amend Section 11 as follows:

Strike from lines three (3) and four (4) the words and figures "forty-eight thousand nine hundred sixty-four dollars and eighty cents ($48,964.80)" and insert in lieu thereof the words and figures "fifty-three thousand two hundred seventeen dollars ($53,217)".

Strike from line seven (7) the figures "$46,594.80" and insert in lieu thereof the figures "$50,847".

Strike from line nine (9) the figures "$48,964.80" and insert in lieu thereof the figures "$53,217".

Amend Section 13 as follows:

Strike from lines three (3) and four (4) the words and figures "forty-six thousand seven hundred twelve dollars ($46,712)" and insert in lieu thereof the words and figures "fifty thousand five hundred sixty-six dollars ($50,566)".

Strike from lines ten (10) to thirty-one (31) inclusive and insert in lieu thereof the following, "For Salaries, Support, Maintenance and Miscellaneous Purposes .....$41,966"

Board Members to receive a per diem of $10.00 per day and shall not exceed $600 per year per member.

Grand total of all appropriations for all purposes for each year of the biennium for the Board of Education.....$50,566

Amend Section 14 as follows:

Strike from lines three (3) and four (4) the words and figures "two hundred seventeen thousand three hundred fifty dollars ($217,350)" and insert in lieu thereof the words and figures "two hundred twenty thousand dollars ($220,000)".

Strike from line eight (8) the figures "$217,350" and insert in lieu thereof the figures "$220,000".

Amend Section 21 as follows:

Strike from lines three (3) and four (4) the words and figures "seventy-seven thousand nine hundred eighty-eight dollars ($77,988)" and insert in lieu thereof the words and figures "seventy-five thousand fifty dollars ($75,050)".

Strike from line nine (9) the figures "$44,144" and insert in lieu thereof the figures "$41,090".

Strike from line eleven (11) the figures "$48,394" and insert in lieu thereof the figures "$45,340".

Digitized by Google

Strike from line fourteen (14) the figures "$8,000" and insert in lieu thereof the figures "$6,600".

Strike from line seventeen (17) the figures "$4,500" and insert in lieu thereof the figures "$4,200".

Strike from line twenty (20) the figures "$17,094" and insert in lieu thereof the figures "$18,910".

Strike from line twenty-three (23) the figures "$77,988" and insert in lieu thereof the figures "$75,050".

Strike from line twenty-seven (27) the words "seventeen thousand three hundred forty-five dollars" and insert in lieu thereof the words "fifteen thousand one hundred fifty dollars".

Strike from line thirty-one the figures "$17,345" and insert in lieu thereof the figures "$15,150".

Strike from line thirty-four (34) the figures "$17,345" and insert in lieu thereof the figures "$15,150".

Strike from line thirty-eight (38) the words and figures seven hundred dollars ($700)" and insert in lieu thereof the words and figures "fifteen hundred sixty dollars ($1,560)".

Strike from line forty-two the figures "$700" and insert in lieu thereof the figures "$1,560".

Strike from line forty-five (45) the figures "$700" and insert in lieu thereof the figures "$1,560".

Strike from line forty-nine (49) the words and figures "twelve thousand dollars ($12,000)" and insert in lieu thereof the words and figures "eleven thousand three hundred sixty dollars ($11,360)".

Strike lines fifty-two (52) to fifty-nine (59) inclusive and insert in lieu thereof the following:

"For Salaries, Support, Maintenance and Miscellaneous Purposes .....$11,360".

Strike from line sixty-two (62) the figures "$12,000" and insert in lieu thereof the figures "$11,360".

Strike from line sixty-six the words and figures "two thousand five hundred dollars ($2,500)" and insert in lieu thereof the words and figures "two thousand four hundred dollars ($2,400)".

Strike from line seventy-two (72) the figures "$700" and insert in lieu thereof the figures "$600".

Strike from line seventy-five (75) the figures "$2,500" and insert in lieu thereof the figures "$2,400".

Strike from line one hundred three (103) the words and figures "nineteen hundred dollars ($1900)" and insert in lieu thereof the words and figures "five thousand two hundred eighty dollars ($5,280)".

Strike from line one hundred eight (108) the words and figures "Traveling.....$400" and insert in lieu thereof the words and figures "For Salaries, Support and Miscellaneous Purposes.....$3,780".

Strike from line one hundred eleven (111) the figures "$1,900" and insert in lieu thereof the figures "$5,280".

Strike from line one hundred fifteen (115) the words and figures "eight hundred dollars ($800)" and insert in lieu thereof the words and figures "seven hundred fifty dollars ($750)".

Digitized by Google

Strike from line one hundred twenty (120) the figures "$300" and insert in lieu thereof the figures "$250".

Strike from line one hundred twenty-three (123) the figures "$800" and insert in lieu thereof the figures "$750".

Strike from line one hundred twenty-seven (127) the words and figures "four hundred eighty dollars ($480)" and insert in lieu thereof the words and figures "one thousand five hundred sixty dollars ($1,560)".

Add as a new line following line one hundred thirty-two (132) the following, "Secretary .....$1,080".

Strike from line one hundred thirty-six (136) the figures "$480" and insert in lieu thereof the figures "$1,560".

Strike from line one hundred fifty-two (152) the words and figures "ten thousand dollars ($10,000)" and insert in lieu thereof the words and figures "ten thousand eighty dollars ($10,080)".

Strike from line one hundred fifty-five (155) the figures "$10,000" and insert in lieu thereof the figures "$10,080".

Amend Section 22 as follows:

Strike from line three (3) the words and figures "thirty-five thousand dollars ($35,000)" and insert in lieu thereof the words and figures "twenty-eight thousand nine hundred seventy-nine dollars ($28,979)".

Strike from line ten (10) the figures "$32,600" and insert in lieu thereof the figures "$26,579".

Strike from line thirteen (13) the figures "$35,000" and insert in lieu thereof the figures "$29,979".

Amend Section 24 as follows:

Strike from lines three (3) and four (4) the words and figures "twenty-four thousand dollars ($24,000)" and insert in lieu thereof the words and figures "twenty-five thousand nine hundred two dollars ($25,902)".

Insert after the word "Maintenance" in line seven (7) the word ", Compensation".

Strike from line eight (8) the figures "$21,000" and insert in lieu thereof the figures "$22,902".

Strike from line eleven (11) the figures "$24,000" and insert in lieu thereof the figures "$25,902".

Amend Section 28 as follows:

Strike from lines three (3) and four (4) the words and figures "nineteen thousand five hundred sixty-six dollars and sixty cents ($19,566.60)" and insert in lieu thereof the words and figures "eighteen thousand five hundred sixty-eight dollars ($18,568)".

Strike from line eight (8) the figures "$17,454.60" and insert in lieu thereof the figures "$16,456".

Strike from line eleven (11) the figures "$19,566.60" and insert in lieu thereof the figures "$18,568".

Amend Section 29 as follows:

Strike from lines three (3) and four (4) the words and figures "forty-two thousand six hundred seventy-two dollars and eighty cents ($42,672.80)" and insert in lieu thereof the words and figures "forty-one thousand dollars ($41,000)".

Strike from line sixteen (16) the figures "$34,372.80" and insert in lieu thereof the figures "$32,700".

Digitized by Google

Strike from line eighteen (18) the figures "$42,672.80" and insert in lieu thereof the figures "$41,000".

Insert after the word "Purposes" in line seven (7) of Sec. 31 the following, "provided that $3,000 be allocated to the Iowa Coal institute,".

Amend Section 32 as follows:

Strike from lines three and four the words and figures "twenty-six thousand nine hundred twenty dollars and twenty cents ($26,920.20)" and insert in lieu thereof the words and figures "twenty-six thousand nine hundred twenty dollars ($26,920)".

Strike from line six (6) the figure "3" before the sign "@" and insert in lieu thereof the figure "2".

Strike from line six (6) the figures "$8,370" and insert in lieu thereof the figures "$5,580".

Add as a new line after line six (6) the following, "For Salary of Legal Member, 1 @ $3,000.....$3,000".

Strike from line eight (8) the figures "$18,550.20" and insert in lieu thereof the figures "$18,340".

Strike from line eleven (11) the figures "$26,920.20" and insert in lieu thereof the figures "$26,920".

Amend Section 33 as follows:

Strike from lines three and four the words and figures "thirteen thousand five hundred six dollars ($13,506))" and insert in lieu thereof the words and figures "fourteen thousand one hundred seventy-eight dollars ($14,178)".

Strike from line nine (9) the figures "$10,386" and insert in lieu thereof the figures "$11,058".

Strike from line twelve (12) the figures "$13,506" and insert in lieu thereof the figures "$14,178".

Amend Section 34 as follows:

Strike from lines three (3) and four (4) the words and figures "one hundred twenty thousand seven hundred seventeen dollars ($120,717)" and insert in lieu thereof the words and figures "one hundred twenty thousand dollars ($120,000)".

Strike from line ten (10) the figures "$120,717" and insert in lieu thereof the figures "$120,000".

In section 35, lines 3 and 4, strike the words and figures twenty-nine thousand five hundred ten (29,510) and insert "twenty-six thousand three hundred sixty-one (26,361). In line 9 strike the figures "25,510" and insert "22,361". In line 12 strike the figures "29,510" and insert "26,361".

In section 36, line 4, strike the word "twenty" and strike the figures "(421,450)" and insert "(401,450)".

In section 36, line 8, strike the figures "120,000" and insert "110,000". In line 9 strike the figures "135,000" and insert "125,000". In line 15 strike the figures "421,450" and insert "401,450". In line 19 strike the figures "421,450" and insert "401,450".

In section 38, lines 3 and 4, strike the words and figures "seventy-one thousand ninety-seven dollars and seventy cents ($71,097.70)" and insert "sixty thousand dollars ($60,000)". In line 9 strike the figures "35,604.90" and insert "49,200". Strike all of lines 10 to 25 inclusive. In line 29 strike the figures "71,097.70" and insert "60,000".

Digitized by Google

In section 39, lines 3 and 4, strike the words and figures "fifty thousand three hundred fifty-five dollars ($50,355)" and insert "forty-nine thousand forty-six dollars ($49,046)". In line 8 strike the figures "45,855" and insert "44,546". In line 11 strike the figures "50,355" and insert "49,046".

In section 41, lines 3 and 4, strike the words and figures "eighty-five thousand one hundred four dollars ($85,104))" and insert "eighty-three thousand four hundred dollars ($83,400)". In line 8 strike the figures "17,604" and insert "15,900". In line 11 strike the figures "85,104" and insert "83,400".

In section 43, lines 3 and 4, strike the words and figures "eighty-eight thousand nine hundred fifty-one dollars ($88,951)" and insert "eighty-five thousand nine hundred sixteen dollars ($85,916)". In line 8 strike the figures "84,451" and insert "81,416". In line 11 strike the figures "88,951" and insert "85,916".

In section 45, lines 20 and 21, strike the words and figures "three million six hundred five thousand one hundred thirty-six dollars ($3,605,136)" and insert "three million four hundred fifteen thousand three hundred sixty-two dollars ($3,415,362)". In lines 29 and 30 strike the words and figures "two hundred forty-six thousand five hundred dollars ($246,500)" and insert "two hundred twenty-four thousand dollars ($224,000). In line 32 following the word "support" strike the word "and," and after the word "maintenance" add the words "and improvements"; strike the figures "234,000" and insert "224,000". Strike lines 33, 34, 35, and 36.

In lines 52 and 53 strike the words and figures "two hundred eighty-two thousand five hundred dollars ($282,500)" and insert "two hundred seventy-two thousand five hundred dollars ($272,500)". In line 55 following the word "support" strike the word "and", and after the word "Maintenance" add the words "and improvements"; strike the figures "270,000" and insert "272,500". Strike all of lines 56 to 63 inclusive.

In lines 67 and 68 strike the words and figures "two hundred ninety-seven thousand five hundred dollars ($297,500)" and insert "two hundred seventy-five thousand dollars ($275,000)". In line 70 following the word "Support" strike the word "and", and after the word "Maintenance" add the words "and Improvements"; strike the figures "247,500" and insert "275,000". Strike all of lines 71 to 74 inclusive.

In line 78 after the word "seventy" add the word "five". In line 79 strike the figures "(270,000)" and insert "(275,000)". In line 81 following the word "Support" strike the word "and", and after the word "Maintenance" add the words "and Improvements"; strike the figures "270,000" and insert "275,000".

In lines 85 and 86 strike the words and figures "two hundred eighty-three thousand five hundred dollars ($283,500)" and insert "two hundred seventy-five thousand dollars ($275,000)". In line 88 following the word "Support" strike the word "and", and following the word "Maintenance" add the words "and Improvements"; strike the figures "283,500" and insert "275,000".

In line 95 following the word "Support" strike the word "and", and following the word "Maintenance" add the words "and Improvements".

In lines 99 and 100 strike the words and figures "four hundred seventy-one thousand ($471,000)" and insert "four hundred thirty-six thousand

Digitized by Google

twenty-three ($436,023). In line 102 following the word "Support" strike the word "and", and following the word "Maintenance" add the words "and Improvements"; strike the figures "418,500" and insert "436,023". Strike all of lines 103 to 110 inclusive.

In lines 114 and 115 strike the words and figures "three hundred eighty-three thousand five hundred dollars ($383,500)" and insert "three hundred forty thousand sixty-seven dollars ($340,067)". In line 117 following the word "Support" strike the word "and", and following the word "Maintenance" add the words "and Improvements"; strike the figures "351,000" and insert "340,067". Strike all of lines 118 to 121 inclusive.

In line 131 following the word "Support" strike the word "and", and following the word "Maintenance" add the words "and Improvements"; strike the figures "47,700" and insert "49,700". Strike all of lines 132 to 135 inclusive.

In lines 139 and 140 strike the words and figures "two hundred fifty-eight thousand" "(258,000)" and insert "two hundred seventeen thousand (217,000)". In line 142 following the word "Support" strike the word "and", and following the word "Maintenance" add the words "and Improvements"; strike the figures "216,000" and insert "217,000". Strike all of lines 143 to 149 inclusive.

In lines 153 and 154 strike the words and figures "one hundred ninety-four thousand four hundred dollars ($194,400)" and insert "two hundred thousand dollars ($200,000)". In line 156 following the word "Support" strike the word "and", and following the word "Maintenance" add the words "and Improvements"; strike the figures "194,000" and insert "200,000".

In line 163 following the word "Support" strike the word "and", and following the word "Maintenance" add the words "and Improvements".

In line 170 following the word "Support" strike the word "and", and following the word "Maintenance" add the words "and Improvements"; strike the figures "157,500" and insert "167,500". Strike all of lines 171 to 177 inclusive.

In lines 181 and 182 strike the words and figures "ninety thousand two hundred dollars ($90,200)" and insert "seventy-five thousand seven hundred thirty-six dollars ($75,736)". In line 184 following the word "Support" strike the word "and", and following the word "Maintenance" add the words "and Improvements; strike the figures "70,200" and insert "75,736". Strike all of lines 185 to 188 inclusive.

In line 199 strike the word "thirteen" and figures "($13,000)" and insert in lieu thereof the word "ten" and figures "($10,000)". In line 202 strike the figures "13,000" and insert "10,000". In line 205 strike the figures "3,605,136" and insert "3,415,362".

In section 54, line 4, strike the colon ":" and add the words "and shall not exceed the following amounts:"

Section 56, strike all of lines 1 to 27 inclusive and insert in lieu thereof the following:

"Sec. 56. For the Department of Motor Vehicles there is hereby allotted for each year of the biennium beginning July 1, 1933, and ending June 30, 1935, out of the funds allocated in Section four thousand nine hundred ninety-nine (4999) of the Code, the sum of one hundred seven

Digitized by Google

thousand seven hundred forty dollars ($107,740) or so much thereof as may be necessary, to be used in the following manner:

For salaries of the Motor Vehicle Department in the Administration of the Motor Vehicle Registration Act and the Operators and Chauffeurs License Act, including Inspection and Registration.....$107,740.00".

H. C. WHITE	A. H. BONNSTETTER
FRANK I. COYKENDALL	C. E. MALONE
G. W. PATTERSON	WM. KOCH
W. F. MILLER	E. J. MANIECE
FRANK C. BYERS	
On the part of the Senate.	*On the part of the House.*

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your Sifting Committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

S. J. R. No. 11
S. F. No. 323
S. F. No. 487

ED. RAWLINGS, *Chairman.*

AMENDMENTS FILED

Donlon of Palo Alto filed the following amendment to Senate File No. 470:

Amend section 34 of the amendment to Senate File No. 470 as found on page 1071 of the Senate Journal of April 10th by striking the following: "Provided, however, that the system of budgeting and of making allotments of all appropriations shall become effective July 1, 1933; and, provided further, that the new system of central budget and proprietary accounting and reporting provided for by this law, and the Act defining the new duties of the State Auditor, shall in all respects be placed in full operation on or before December 1, 1933", and inserting in lieu thereof the following:

"The provisions of this act shall not become effective until it shall have been submitted to a vote of the people of the state at the next annual election or at a special election held at the call of the Governor prior to that date and a majority of all the votes cast at such election shall be in favor of the adoption thereof."

Bonnstetter of Kossuth filed the following amendment to House File No. 608:

Amend House File No. 608 as follows:

Section 2, line 5, strike the words and figures "two hundred dollars ($200.00)" and insert in lieu thereof the following:

"one hundred sixty dollars ($160.00)".

On motion of McKinnon of Henry, the House adjourned until 9:00 a. m. Wednesday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 19, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Reverend Levi P. Goodwin, Pastor of the Wesley Methodist Episcopal Church, Des Moines, Iowa.

Journal of April 18 corrected and approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Snyder of Hamilton for the day, on request of Jenkins of Louisa; Wiese of Scott for the day, on request of Fuelling of Clayton.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 472, a bill for an act to conform to the Budget and Financial Control and State Audit Acts, and to authorize the State Treasurer to accept and pay warrants drawn on him by the State Comptroller.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 471, a bill for an act to redefine the duties of the Auditor of State; and provide reports, personnel, salaries.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 517, a bill for an act to make an appropriation to Hubert Utterback.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 598, a bill for an act to make an appropriation to H. G. DeVotie, Administrator of the estate of Vernon F. DeVotie, deceased.

Also, that the Senate has passed the following joint resolution in which the concurrence of the Senate was asked:

House Joint Resolution No. 9 authorizing the appointment of a committee to investigate refunds of motor vehicle fuel license fees and make an appropriation to pay the expense thereof.

Digitized by Google

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 603, a bill for an act to make an appropriation to Edward R. Robinson.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 601, a bill for an act to make an appropriation to William Ross, Carl Sayers, William Gould, Maude S. Todt, L. E. Carmer, Chester Rolison, Charles Boggs, Lola Erickson, Charles C. Larkins, F. J. Erickson and G. C. Sarwin.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 596, a bill for an act to make an appropriation to E. H. Weigner.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 600, a bill for an act to make an appropriation to Senator J. E. Doze.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 577, a bill for an act to make an appropriation to Devota Tipton, claimant, and George B. Baker, attorney.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 510, a bill for an act to make an appropriation to Strock & Sloan.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 501, a bill for an act to make an appropriation to G. B. Van Arsdale, administrator of the estate of Senator John H. Judd of Chariton, Lucas County, Iowa.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 502, a bill for an act to make an appropriation to Mrs. Leah Myers.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 387, a bill for an act to require motor trucks and combinations thereof when operating upon the highways at night to be equipped with portable flares and providing a penalty therefor.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 397, a bill for an act relating to associations engaged in writing of hail insurance.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 535, a bill for an act to make an appropriation to R. Kamminga, Administrator of the Estate of Michael Barry, deceased.

BYRON G. ALLEN, *Secretary.*

Digitized by Google

SENATE AMENDMENTS TO HOUSE FILE NO. 600

Amend line one (1) of the title by striking the words and figures "five hundred dollars ($500.00)" and insert in lieu thereof the words and figures "seven hundred dollars ($700.00)".

Amend lines twelve (12) and thirteen (13) of the preamble by striking the words and figures "five hundred dollars ($500.00)" and inserting in lieu thereof the words and figures "seven hundred dollars ($700.00)".

Amend section one (1) lines three (3) and four (4) by striking the words and figures "five hundred dollars ($500.00)" and inserting in lieu thereof the words and figures "seven hundred dollars ($700.00)".

SENATE AMENDMENTS TO HOUSE FILE NO. 387

Amend House File No. 387 by adding the following section as Section two (2) and renumbering the following sections.

"Sec. 2. All motor vehicles carrying commercial types of bodies shall carry at the rear a red safety lamp equipped with an enclosed reflector which will produce a continuous line of light across the entire width of the vehicle; clearly visible under normal atmospheric conditions for at last one thousand (1,000) feet. The light shall have mounted in the center a back reflecting unit and stop light."

SENATE MESSAGES CONSIDERED

Senate File No. 471, a bill for an act to redefine the duties of the Auditor of State; to concentrate all post-auditing and examining functions of State and Local governments in the Auditor of State; to require biennial and individual audit reports; to restrict the Auditor's duties; to provide the personnel required by the Auditor of State's Office; to make an appropriation for additional accountants, examiners, assistants and clerks needed to audit all State institutions under the Board of Control and the State Board of Education formerly audited by certified public accountants; to provide when this Act shall go into effect; and to repeal all Code Sections and all Acts or parts of Acts in conflict with this Act.

Read first and second times and referred to sifting committee.

Senate File No. 472, a bill for an act to amend Sections one hundred thirty-three (133), one hundred thirty-four (134), one hundred thirty-five (135), one hundred thirty-seven (137), one hundred forty-three-b two (143-b2), one hundred forty-three-b three (143-b3), one hundred forty-four (144), one hundred forty-five (145), Code 1931, to conform to the Budget and Financial Control and State Audit Acts, and to authorize the State Treas-

Digitized by Google

urer to accept and pay warrants drawn on him by the State Comptroller.

Read first and second times and referred to sifting committee.

Hanson of Lyon, Hopp of Mills and Hanson of Winnebago offered the following resolution:

HOUSE RESOLUTION NO. 37

Whereas, by authority of Section nine thousand four hundred twenty (9420) Code, 1931, a rate of three and one-half per cent per month, or forty-two per cent per year, is permitted to be charged by loan companies to the necessitous borrowers of Iowa on loans up to three hundred dollars; and

Whereas, the House of Representatives of the State of Iowa, of the 45th General Assembly, in regular session on March 9th, 1933, did pass the Hanson-Hopp bill, House File No. 101, reducing this usurious rate to two per cent per month, by the almost unanimous vote of 92 to 8; and

Whereas, said House File No. 101 was forthwith messaged to the Senate of the State of Iowa; and

Whereas, the date of adjournment of the General Assembly now draws near and said House File No. 101 has not been brought to the floor of the Senate; and

Whereas, the urgency of this relief measure, it is feared, may have escaped the attention of the Honorable Senate Sifting Committee, in whose hands and at whose disposition said House File No. 101 now rests; and

Whereas, on Monday, April 10th, on a motion that the bill be taken from the Senate Sifting Committee and placed upon the calendar the Senate voted an expression of approval of the bill by more than a constitutional majority; and

Whereas, it is the sentiment of the House of Representatives of the State of Iowa, as expressed in its record vote, that the existing rate of forty-two per cent per annum is unjust, unconscionable and unwarranted, therefore,

Be It Resolved, by the House of Representatives of the State of Iowa, That His Excellency, Governor Clyde L. Herring; the Honorable Senate of the State of Iowa and its President, Honorable N. G. Kraschel; the Honorable Senate Sifting Committee: Honorables John K. Valentine (Chairman), D. W. Kimberly, Irving H. Knudson, Ed. R. Hicklin, Matt D. Cooney, M. X. Geske, H. D. Miller, Clyde H. Topping, and Vincent Harrington are hereby petitioned and memorialized to recognize (1) the merit of this measure, (2) the vote of 92 to 8 by which said House File No. 101 passed the House of Representatives, (3) the fact that the Senate expressed its approval of the bill by more than a constitutional majority on the motion to withdraw from the Sifting Committee, and therefore,

Be It Further Resolved, That the Sifting Committee of the Senate be requested to report House File No. 101 to the Senate for consideration and that the same be made a special order of business on the Senate calendar for the early determination of the Senate body.

Laid over under Rule 34.

Digitized by Google

CONSIDERATION OF BILLS

Senate Joint Resolution No. 11, a joint resolution providing for the continuance of the special corporation commission authorized by House Joint Resolution No. 6 of the Forty-fourth General Assembly for the purpose of completing proposed legislation to make the corporation laws of this state comprehensive, adequate, modern and harmonious with present business conditions and requirements, and to report to the next regular session of the General Assembly of the State of Iowa or any special session of the Forty-fifth General Assembly of the State of Iowa, and providing an appropriation therefor, was taken up for consideration.

Stiger of Tama moved that the joint resolution be read a third time now and placed upon its passage, which motion prevailed and the joint resolution was read a third time.

On the question "Shall the joint resolution pass?"

The ayes were, 79.

Alesch	Falvey	Koch	Ryder
Augustine	Felter	Laughlin	Schmitz
Beath	Frizzell	Lichty	Schroeder
Beswick	Fuelling	Lookingbill	Sheridan
Bonnstetter	Fuester	McCarthy	Smith
Bouska	Gallagher	McFarlane	Stansell
Bowers	Gissel	Malone	Stanzel
Brady	Gittinger	Maniece	Stewart
Bruce	Hanson of Lyon	Metcalf	Stiger
Burgess	Hanson of Winnebago	Millhone	Stimpson
Casey	Hartman	Mitchell	Strachan
Craven	Hook	Moore of Benton	Swift of Dubuque
Crouch	Hopp	Moore of Harrison	Swift of Jackson
Cunningham	Hough	Mooty	Thies
Dole	Hultman	Peaco	Thiessen
Donlon	Humeston	Peet	Treimer
Doran	Jenkins	Porter	Willis
Dreessen	Jensen	Rawlings	Wolf
Durant	Johnson	Reed	Zylstra
Elliott			Mr. Speaker
Fabritz			

The nays were, 5.

Davis	Sours	Teter	Weed
Grau			

Absent or not voting, 24.

Aldrich	Goode	Mercer	Snyder
Dean	Grell	Osborn	Speidel
Ditto	McCreery	Ostby	Wenig
Ellsworth	McDermott	Paisley	Wiese
Foster	McKinnon	Rice	Yager
Garner	McLean	Roe	Zipse

Digitized by Google

So the joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File No. 487, a bill for an act to provide for the release of public funds in closed banks, to authorize the Executive Council to obtain funds from the Reconstruction Finance Corporation therefor, and to levy a tax for the purpose of securing payment thereof, was taken up for consideration.

Goode of Davis called up the amendment filed by him and found on page 1399 of the Journal of April 15 and moved its adoption.

Cunningham of Polk in the chair.

Crouch of Greene moved the previous question on the main question and all pending amendments. Motion prevailed.

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 27.

Beath	Gissel	Hultman	Stanzel
Bowers	Goode	Jenkins	Strachan
Bruce	Grau	McKinnon	Teter
Dean	Hanson of Winnebago	McLean	Thies
Durant	Hook	Smith	Weed
Felter	Hough	Sours	Zipse
Fuester		Speidel	Zylstra

The nays were, 68.

Aldrich	Falvey	McCarthy	Reed
Augustine	Foster	Malone	Ryder
Beswick	Frizzell	Maniece	Schmitz
Bonnstetter	Fuelling	Mercer	Schroeder
Bouska	Gallagher	Metcalf	Sheridan
Brady	Garner	Millhone	Stansell
Burgess	Gittinger	Mitchell	Stewart
Casey	Grell	Moore of Benton	Stiger
Crouch	Hanson of Lyon	Moore of Harrison	Stimpson
Cunningham	Hartman	Mooty	Swift of Dubuque
Davis	Hopp	Ostby	Swift of Jackson
Ditto	Humeston	Paisley	Thiessen
Dole	Jensen	Peaco	Treimer
Donlon	Johnson	Peet	Willis
Doran	Koch	Porter	Wolf
Dreessen	Laughlin	Rawlings	Yager
Elliott	Lookingbill		Mr. Speaker
Fabritiz			

Absent or not voting, 13.

Alesch	McCreery	Osborn	Snyder
Craven	McDermott	Rice	Wenig
Ellsworth	McFarlane	Roe	Wiese
Lichty			

Amendment lost.

Digitized by Google

Stiger of Tama moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 70.

Aldrich	Elliott	Lookingbill	Rawlings
Alesch	Fabritz	McCarthy	Reed
Augustine	Falvey	McFarlane	Ryder
Beswick	Foster	Malone	Schmitz
Bonnstetter	Frizzell	Maniece	Schroeder
Bouska	Fuelling	Mercer	Sheridan
Brady	Gallagher	Metcalf	Stansell
Burgess	Garner	Millhone	Stewart
Casey	Gittinger	Mitchell	Stiger
Craven	Hanson of Lyon	Moore of Benton	Stimpson
Crouch	Hartman	Moore of	Swift of Dubuque
Cunningham	Hopp	Harrison	Swift of Jackson
Davis	Humeston	Mooty	Thiessen
Ditto	Jensen	Ostby	Treimer
Dole	Johnson	Paisley	Willis
Donlon	Koch	Peaco	Wolf
Doran	Laughlin	Peet	Mr. Speaker
Dreessen	Lichty	Porter	

The nays were, 27.

Beath	Goode	Hultman	Stanzel
Bowers	Grau	Jenkins	Strachan
Bruce	Grell	McKinnon	Teter
Durant	Hanson of	McLean	Thies
Felter	Winnebago	Smith	Weed
Fuester	Hook	Sours	Zipse
Gissel	Hough	Speidel	Zylstra

Absent or not voting, 11.

Dean	McDermott	Roe	Wiese
Ellsworth	Osborn	Snyder	Yager
McCreery	Rice	Wenig	

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

Stiger of Tama moved that the vote by which Senate File No. 487 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

SIFTING COMMITTEE EXCUSED

Rawlings of Monona asked and obtained unanimous consent to have the sifting committee excused for the present.

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your Sifting Committee begs leave to report that it

Digitized by Google

has had the following bills under consideration and recommends that they be placed on the calendar:

S. F. No. 470
S. F. No. 471
S. F. No. 472
Com. Bill H. F. No. 609

ED. RAWLINGS, *Chairman.*

CONSIDERATION OF BILLS

Senate File No. 323, a bill for an act relating to the financial reports and records of counties, cities, and towns, and to the auditing of the financial records of counties, schools, cities, and towns, was taken up for consideration.

Crouch of Greene moved the previous question. Motion prevailed.

Hanson of Lyon moved that Davis of Appanoose be allowed to answer a question. Motion prevailed.

Hanson of Lyon moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 72.

Alesch	Foster	McDermott	Ryder
Augustine	Fuelling	McFarlane	Schmitz
Beswick	Fuester	McKinnon	Schroeder
Bonnstetter	Gallagher	McLean	Sheridan
Bouska	Garner	Malone	Smith
Brady	Gittinger	Mercer	Speidel
Bruce	Goode	Metcalf	Stewart
Burgess	Grau	Mitchell	Stiger
Casey	Grell	Moore of Benton	Stimpson
Crouch	Hanson of Lyon	Moore of Harrison	Swift of Dubuque
Cunningham	Hartman	Osborn	Swift of Jackson
Davis	Humeston	Paisley	Thiessen
Dean	Jensen	Peaco	Treimer
Ditto	Koch	Peet	Willis
Dole	Laughlin	Porter	Wolf
Donlon	Lichty	Rawlings	Yager
Dreessen	Lookingbill	Reed	Zylstra
Fabritz	McCarthy		Mr. Speaker
Falvey			

The nays were, 30.

Beath	Frizzell	McCreery	Stanzel
Bowers	Gissel	Maniece	Strachan
Craven	Hanson of Winnebago	Millhone	Teter
Doran	Hopp	Mooty	Thies
Durant	Hough	Ostby	Weed
Elliott	Hultman	Roe	Wenig
Ellsworth	Johnson	Sours	Zipse
Felter		Stansell	

Digitized by Google

Absent or not voting, 6.

Aldrich	Jenkins	Snyder	Wiese
Hook	Rice		

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

Speaker Miller in the chair.

CALL OF THE HOUSE

The following call of the House was filed:

MR. SPEAKER: We, the undersigned, request a Call of the House on Senate Files Nos. 470, 471 and 472.

JOHN SPEIDEL
JOHN F. BRADY
JOHN H. MITCHELL
EARL M. DEAN
A. H. BONNSTETTER

The roll call disclosed that all members were present except Snyder of Hamilton and Wiese of Scott, who had been previously excused, and Hook of Taylor, who, on motion, was excused from the call of the House.

CONSIDERATION OF BILLS

Senate File No. 470, a bill for an act to create, define the powers and duties and fix the salary of State Comptroller; to abolish state board of audit and office of budget director and transfer personnel, appropriations, records, equipment and other property to State Comptroller and State Auditor; to relieve Board of Control and Auditor of State of Certain duties and transfer of employees, unexpended appropriations, records, and office equipment to State Comptroller; to establish state budget system, provide for hearings on tentative budget and transmission to Governor and Legislature; to provide method for estimates of appropriations and income of the state, allotment and lapsing appropriations to prevent overdraft and deficit, and penalties and punishment for wrongful expending of appropriations; to control departmental and institutional receipts; establish uniform fiscal year; and to repeal all sections of the Code, 1931, and Acts or parts of Acts in conflict with this Act, was taken up for consideration.

Donlon of Palo Alto moved that he be permitted to withdraw the amendment filed by him and found in the Journal of April 18. Motion prevailed and the amendment was withdrawn.

Digitized by Google

McFarlane of Black Hawk moved that the debate be limited to fifteen minutes for those favoring the bill and fifteen minutes for those opposing the bill.

On the question "Shall the debates be limited to fifteen minutes to each side?" a roll call was demanded.

The ayes were, 80.

Aldrich	Ellsworth	Lichty	Sheridan
Alesch	Fabritz	Lookingbill	Sours
Augustine	Felter	McCarthy	Stansell
Beath	Frizzell	McCreery	Stanzel
Beswick	Fuester	McFarlane	Stewart
Bonnstetter	Garner	Malone	Stiger
Bouska	Gissel	Maniece	Stimpson
Bowers	Hanson of Lyon	Mercer	Strachan
Brady	Hanson of Winnebago	Metcalf	Swift of Dubuque
Bruce	Hartman	Millhone	Swift of Jackson
Burgess	Hopp	Moore of Benton	Thies
Casey	Hough	Mooty	Treimer
Craven	Hultman	Osborn	Weed
Crouch	Humeston	Paisley	Wenig
Davis	Jensen	Peaco	Willis
Dean	Jenkins	Peet	Wolf
Ditto	Johnson	Rawlings	Yager
Dole	Koch	Reed	Zipse
Doran	Laughlin	Schmitz	Zylstra
Dreessen		Schroeder	Mr. Speaker
Durant			

The nays were, 22.

Cunningham	Gallagher	McLean	Ryder
Donlon	Gittinger	Mitchell	Smith
Elliott	Goode	Ostby	Speidel
Falvey	Grau	Porter	Teter
Foster	Grell	Roe	Thiessen
Fuelling	McKinnon		

Absent or not voting, 6.

Hook	Moore of Harrison	Rice	Wiese
McDermott		Snyder	

Motion prevailed.

McKinnon of Henry moved the previous question on the main question. Motion prevailed.

Gallagher of Iowa moved that the House recess until 1:30 p. m. Motion lost.

Elliott of Polk moved that the House recess until 1:30 p. m. Motion lost.

Brady of Pottawattamie moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 70.

Aldrich	Fabritz	Maniece	Schroder
Alesch	Falvey	Mercer	Sheridan
Augustine	Frizzell	Metcalf	Speidel
Beswick	Fuelling	Mitchell	Stansell
Bonnstetter	Fuester	Moore of Benton	Stewart
Bouska	Garner	Moore of	Stiger
Brady	Gittinger	Harrison	Stimpson
Bruce	Hartman	Osborn	Swift of Dubuque
Burgess	Hook	Ostby	Swift of Jackson
Casey	Hopp	Paisley	Thies
Craven	Hough	Peaco	Thiessen
Crouch	Humeston	Porter	Treimer
Davis	Jensen	Rawlings	Wenig
Dean	Koch	Reed	Wolf
Ditto	Laughlin	Rice	Yager
Dole	McCarthy	Roe	Zylstra
Donlon	McDermott	Ryder	Mr. Speaker
Dreessen	Malone	Schmitz	

The nays were, 36.

Beath	Gissel	Johnson	Peet
Bowers	Goode	Lichty	Smith
Cunningham	Grau	Lookingbill	Sours
Doran	Grell	McCreery	Stanzel
Durant	Hanson of Lyon	McFarlane	Strachan
Elliott	Hanson of	McKinnon	Teter
Ellsworth	Winnebago	McLean	Weed
Felter	Hultman	Millhone	Willis
Foster	Jenkins	Mooty	Zipse
Gallagher			

Absent or not voting, 2.

Snyder	Wiese

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

Brady of Pottawattamie moved that the vote by which Senate File No. 470 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

SENATE MESSAGES CONSIDERED

Senate File No. 510, a bill for an act to make an appropriation to Strock & Sloan.

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

Senate File No. 502, a bill for an act to make an appropriation of two hundred dollars ($200.00) to Mrs. Leah Myers, widow of late Senator O. P. Myers of Newton, Jasper County, Iowa, which sum is the balance of the amount due the late Senator O. P.

Digitized by Google

Myers for his services as a member of the Senate of the Forty-fifth General Assembly, under the provisions of Section 15, Chapter 2 of the Code, 1931.

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

Senate File No. 501, a bill for an act to make an appropriation of three hundred dollars ($300.00) to G. B. VanArsdale, administrator of the estate of Senator John H. Judd of Chariton, Lucas County, Iowa, which sum is the amount due the late Senator John H. Judd for his services as a member of the Senate of the Forty-fifth General Assembly under the provisions of Section 15, Chapter 2 of the Code, 1931.

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

Senate File No. 517, a bill for an act to make an appropriation of Two Thousand Seven Hundred Seventy-one & 31/100 ($2,771.31) Dollars to Hubert Utterback of Des Moines, Polk County, Iowa, for services as Justice of the Supreme Court of the State of Iowa, for a period from and including December 5, 1932, to April 17, 1933.

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

INTRODUCTION OF BILLS

House File No. 609 by sifting committee, a bill for an act to make permanent a temporary transfer made January 7, 1933, by authority of the Director of the Budget for Iowa, of ten thousand dollars ($10,000) from the Secondary Road Construction Fund of Clarke County, Iowa, to the Poor Fund of said county.

Read first and second times and placed on the calendar.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, Senate Files Nos. 469, 475, 498, 499, 493, 492, 495, 496, 497 and 489; House Files Nos. 236, 389, 475 and 480.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

Digitized by Google

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills:

Senate Files Nos. 469, 475, 498, 499, 493, 492, 495, 496, 497 and 489; House Files Nos. 236, 389, 475 and 480.

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 19th day of April, 1933, sent to the Governor for his approval, House Files Nos. 236, 389, 475 and 480.

WM. KOCH, *Chairman.*

Report adopted.

On motion of Brady of Pottawattamie, the House recessed until 1:45 p. m.

AFTERNOON SESSION

The House reconvened, Speaker Miller in the chair.

CONSIDERATION OF HOUSE CONCURRENT RESOLUTION NO. 28

Ditto of Osceola called up House Concurrent Resolution No. 28 found on pages 1432 and 1433 of the Journal of April 18 and moved its adoption. Motion prevailed and House Concurrent Resolution No. 28 was adopted.

Malone of Cass offered the following resolution and asked unanimous consent for its immediate consideration:

HOUSE RESOLUTION NO. 38

Be It Resolved, That the members of the Forty-fifth General Assembly of the State of Iowa be held responsible for the codes which are now on the members' desks and for the return of same at the special session in August.

Be It Further Resolved, That they be permitted to take all or any part of the library now on their desks to their homes or to leave same in care of the Chief Clerk of the House who will see that same is properly stored and replaced on the desks for the Special Session.

Unanimous consent having been granted for the immediate consideration of the resolution, Mr. Malone moved its adoption.

Digitized by Google

Fabritz of Wapello moved to amend the resolution by adding thereto the following: "That all supplies be mailed back to the Special Session at the expense of the State of Iowa."

Johnson of Linn moved that the resolution be laid on the table. Motion prevailed.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 599, a bill for an act to make an appropriation to Senator D. Myron Tripp.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 544, a bill for an act relating to the training and certification of teachers.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 570, a bill for an act to make an appropriation to the City of Iowa City, Iowa, to reimburse the City for expenditures made in paving streets adjacent to state owned property.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 588, a bill for an act relating to the authorization of public bodies in signing depositors' agreements with banks and trust companies.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 505, a bill for an act to modify the rate of interest on certain public warrants, bonds and other evidences of public indebtedness, and to provide an optional redemption of bonds under certain circumstances.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 504, a bill for an act fixing a period of time in which to complete renewal of corporate charter by purchase of stock voting against renewal and providing rate of interest during such period.

Also, that the Senate has rejected the report of the conference committee on House File No. 128, a bill for an act to provide for liens in favor of hospitals.

The Senate requests that a second conference committee be appointed The President has appointed as Senate members of the second conference committee Senators Tripp, Pendray, Coykendall and Beatty.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

Digitized by Google

House File No. 410, a bill for an act relating to the relief for soldiers, sailors and marines.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 602, a bill for an act relating to banks and banking.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 597, a bill for an act to make an appropriation to Margaret Fisher.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 594, a bill for an act to make an appropriation to the Department of Health of the State of Iowa.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 593, a bill for an act to make an appropriation to Derrill G. Stanton.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 592, a bill for an act to make an appropriation to W. K. Robbins.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 591, a bill for an act to make an appropriation to Jason B. McCoskey.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 590, a bill for an act to make an appropriation to Warren Johnson, E. F. Zimmerman and A. K. Zimmerman.

BYRON G. ALLEN, *Secretary.*

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your Sifting Committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

S. F. No. 89 S. F. No. 324

ED. RAWLINGS, *Chairman.*

SECOND CONFERENCE COMMITTEE APPOINTED

As member of the second conference committee to act on House File No. 128, the Speaker appointed Millhone of Page, Teter of Marion, Reed of Mahaska, and Willis of Dallas.

REPORTS OF COMMITTEES

Bonnstetter of Kossuth, from the committee on appropriations, submitted the following reports:

Digitized by Google

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 502, a bill for an act to make an appropriation of two hundred dollars ($200.00) to Mrs. Leah Myers, widow of the late Senator O. P. Myers of Newton, Jasper County, Iowa, which sum is the balance of the amount due the late Senator O. P. Myers for his services as a member of the Senate of the Forty-fifth General Assembly, under the provisions of Section 15, Chapter 2, of the Code, 1931, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 501, a bill for an act to make an appropriation of three hundred dollars ($300.00) to G. B. Van Arsdale, administrator of the estate of Senator John H. Judd of Chariton, Lucas County, Iowa, which sum is the amount due the late Senator John H. Judd for his services as a member of the Senate of the Forty-fifth General Assembly under the provisions of Section 15, Chapter 2 of the Code, 1931, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 517, a bill for an act to make an appropriation of two thousand seven hundred seventy-one and 31/100 ($2,771.31) dollars to Hubert Utterback of Des Moines, Polk County, Iowa, for services as justice of the Supreme Court of the State of Iowa, for a period from and including December 5, 1932 to April 17, 1933, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

Also:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File No. 510, a bill for an act to make an appropriation to Strock & Sloan, begs leave to report they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. BONNSTETTER, *Chairman.*

Report adopted.

CALL OF THE HOUSE RENEWED

The call of the House was renewed on Senate Files Nos. 471 and

Digitized by Google

472 and disclosed all present except Snyder of Hamilton, Wiese of Scott, Hook of Taylor, who had been previously excused, and Yager of Dickinson and Alesch of Plymouth, who, on motion, were excused from the call of the House.

Brady of Pottawattamie moved that the rules be suspended prohibiting a second and third reading on the same day and that Senate Files Nos. 471 and 472 be taken up at this time. Motion prevailed.

CONSIDERATION OF BILLS

Senate File No. 471, a bill for an act to redefine the duties of the Auditor of State; to concentrate all post-auditing and examining functions of State and Local governments in the Auditor of State; to require biennial and individual audit reports; to restrict the Auditor's duties; to provide the personnel required by the Auditor of State's Office; to make an appropriation for additional accountants, examiners, assistants and clerks needed to audit all State institutions under the Board of Control and the State Board of Education formerly audited by certified public accountants; to provide when this Act shall go into effect; and to repeal all Code Sections and all Acts or parts of Acts in conflict with this Act, was taken up for consideration.

Brady of Pottawattamie moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 77.

Aldrich	Frizzell	McKinnon	Schmitz
Augustine	Fuelling	Malone	Schroeder
Beswick	Fuester	Maniece	Sheridan
Bonnstetter	Gallagher	Mercer	Smith
Bouska	Garner	Metcalf	Speidel
Brady	Gissel	Mitchell	Stansell
Bruce	Gittinger	Moore of Benton	Stewart
Burgess	Grell	Moore of Harrison	Stiger
Casey	Hanson of Lyon	Osborn	Stimpson
Craven	Hartman	Ostby	Swift of Dubuque
Crouch	Hook	Paisley	Swift of Jackson
Davis	Hopp	Peaco	Thies
Dean	Hough	Porter	Thiessen
Ditto	Humeston	Rawlings	Treimer
Dole	Jenkins	Reed	Wenig
Donlon	Jensen	Rice	Willis
Dreessen	Koch	Roe	Wolf
Fabritz	Laughlin	Ryder	Zylstra
Falvey	Lookingbill		Mr. Speaker
Foster	McCarthy		

Digitized by Google

The nays were, 24.

Beath	Goode	McCreery	Sours
Bowers	Hanson of Winnebago	McFarlane	Stanzel
Doran	Hultman	McLean	Strachan
Durant	Johnson	Millhone	Teter
Elliott	Lichty	Mooty	Weed
Ellsworth		Peet	Zipse
Felter			

Absent or not voting, 7.

Alesch	Grau	Snyder	Yager
Cunningham	McDermott	Wiese	

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

Brady of Pottawattamie moved that the vote by which Senate File No. 471 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Senate File No. 472, a bill for an act to amend Sections one hundred thirty-three (133), one hundred thirty-four (134), one hundred thirty-five (135), one hundred thirty-seven (137), one hundred forty-three-b two (143-b2), one hundred forty-three-b three (143-b3), one hundred forty-four (144), one hundred forty-five (145), Code 1931, to conform to the Budget and Financial Control and State Audit Acts, and to authorize the State Treasurer to accept and pay warrants drawn on him by the State Comptroller, was taken up for consideration.

Brady of Pottawattamie moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 79.

Aldrich	Dole	Hartman	Mitchell
Alesch	Donlon	Hook	Moore of Benton
Augustine	Dreessen	Hopp	Moore of Harrison
Beswick	Fabritz	Hough	Osborn
Bonnstetter	Falvey	Humeston	Ostby
Bouska	Felter	Jensen	Paisley
Brady	Foster	Koch	Peaco
Bruce	Frizzell	Laughlin	Porter
Burgess	Fuelling	Lookingbill	Rawlings
Casey	Fuester	McCarthy	Reed
Craven	Gallagher	McDermott	Rice
Crouch	Garner	Malone	Roe
Davis	Gittinger	Maniece	Ryder
Dean	Grell	Mercer	Schmitz
Ditto	Hanson of Lyon	Metcalf	

Digitized by Google

Schroeder	Stewart	Teter	Willis
Sheridan	Stiger	Thies	Wolf
Smith	Stimpson	Thiessen	Yager
Speidel	Swift of Dubuque	Treimer	Zylstra
Stansell	Swift of Jackson	Wenig	Mr. Speaker

The nays were, 24.

Beath	Gissel	Lichty	Peet
Bowers	Goode	McCreery	Sours
Doran	Grau	McFarlane	Stanzel
Durant	Hultman	McLean	Strachan
Elliott	Jenkins	Millhone	Weed
Ellsworth	Johnson	Mooty	Zipse

Absent or not voting, 5.

Cunningham	Hanson of Winnebago	McKinnon	Wiese
		Snyder	

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

Brady of Pottawattamie moved that the vote by which Senate File No. 472 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

House File No. 608, a bill for an act making an appropriation for the payment of typewriter rental, miscellaneous expenses of the Forty-fifth General Assembly and other expenses that are payable from the general fund of the state, was taken up for consideration.

Bonnstetter of Kossuth called up the amendment filed by him and found on page 1464 of the Journal of April 18 and moved its adoption. Amendment adopted.

Bonnstetter of Kossuth moved to amend House File No. 608 as follows:

Amend House File No. 608 by insering as section 19 the following and renumbering the remaining section:

Sec. 19. There is hereby appropriated out of any unexpended funds in the state treasury to John P. Tinley, a sufficient amount to pay his salary and expenses as provided for in House File No. 585, Acts of the Forty-fifth General Assembly.

Amendment adopted.

Bonnstetter of Kossuth moved to amend House File No. 608 as follows:

Amend House File No. 608 by adding thereto, before the publication clause, the following as Sec. 20:

"Sec. 20. To Eleanor Taylor, committee clerk to the Senate committee

Digitized by Google

on Board of Control, for services to said committee for which she has never been compensated the sum of twenty-eight dollars and eighty cents ($28.80), and renumbering the following sections.

Amendment adopted.

Dole of Jefferson moved to amend House File No. 608 by striking from line five, section ten, the word "DeWitt" and substituting in lieu thereof the word "Mt. Pleasant"; also, by striking from line nine, section ten, the word "Seymour" and substituting in lieu thereof the word "Spencer". Amendment adopted.

Bonnstetter of Kossuth moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 91.

Aldrich	Fabritz	Johnson	Reed
Alesch	Falvey	Koch	Roe
Augustine	Felter	Laughlin	Schmitz
Beath	Frizzell	Lookingbill	Schroeder
Beswick	Fuelling	McCarthy	Sours
Bonnstetter	Fuester	McCreery	Speidel
Bouska	Gallagher	McFarlane	Stansell
Bowers	Garner	McKinnon	Stanzel
Brady	Gissel	McLean	Stewart
Bruce	Gittinger	Malone	Stiger
Burgess	Goode	Maniece	Stimpson
Casey	Grau	Mercer	Strachan
Craven	Grell	Metcalf	Swift of Dubuque
Cunningham	Hanson of Lyon	Millhone	Swift of Jackson
Davis	Hanson of Winnebago	Mitchell	Teter
Dean	Hartman	Moore of Benton	Thies
Ditto	Hook	Moore of Harrison	Thiessen
Dole	Hopp	Mooty	Weed
Donlon	Hough	Osborn	Wenig
Doran	Hultman	Paisley	Willis
Dreessen	Humeston	Peet	Wolf
Durant	Jensen	Rawlings	Zipse
Elliott			Mr. Speaker
Ellsworth			

The nays were, 1.

Foster

Absent or not voting, 16.

Crouch	Ostby	Ryder	Treimer
Jenkins	Peaco	Sheridan	Wiese
Lichty	Porter	Smith	Yager
McDermott	Rice	Snyder	Zylstra

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

Digitized by Google

Senate File No. 502, a bill for an act to make an appropriation of two hundred dollars ($200.00) to Mrs. Leah Myers, widow of late-Senator O. P. Myers of Newton, Jasper County, Iowa, which sum is the balance of the amount due the late Senator O. P. Myers for his services as a member of the Senate of the Forty-fifth General Assembly, under the provisions of Section 15, Chapter 2 of the Code, 1931, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 84.

Aldrich	Ellsworth	Hultman	Reed
Alesch	Fabritz	Humeston	Roe
Augustine	Falvey	Jenkins	Schmitz
Beath	Felter	Johnson	Schroeder
Beswick	Foster	Koch	Sheridan
Bonnstetter	Frizzell	Lookingbill	Smith
Bouska	Fuelling	McFarlane	Sours
Bowers	Fuester	McLean	Speidel
Brady	Gallagher	Malone	Stansell
Bruce	Garner	Maniece	Stewart
Burgess	Gissell	Mercer	Stiger
Casey	Gittinger	Metcalf	Stimpson
Craven	Goode	Millhone	Strachan
Cunningham	Grau	Mitchell	Swift of Dubuque
Davis	Grell	Moore of Benton	Thies
Dean	Hanson of Lyon	Moore of Harrison	Thiessen
Ditto	Hanson of Winnebago	Mooty	Wenig
Dole	Hartman	Osborn	Willis
Donlon	Hook	Ostby	Wolf
Doran	Hopp	Peaco	Zipse
Durant	Hough		Mr. Speaker
Elliott			

The nays were, none.

Absent or not voting, 24.

Crouch	McCreery	Rawlings	Teter
Dreessen	McDermott	Rice	Treimer
Jensen	McKinnon	Ryder	Weed
Laughlin	Paisley	Snyder	Wiese
Lichty	Peet	Stanzel	Yager
McCarthy	Porter	Swift of Jackson	Zylstra

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

Senate File No. 501, a bill for an act to make an appropriation of three hundred dollars ($300.00) to G. B. Van Arsdale, administrator of the estate of Senator John H. Judd of Chariton, Lucas

Digitized by Google

County, Iowa, which sum is the amount due the late Senator John H. Judd for his services as a member of the Senate of the Forty-fifth General Assembly under the provisions of Section 15, Chapter 2 of the Code, 1931, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 82.

Aldrich	Falvey	Koch	Ryder
Alesch	Felter	Lookingbill	Schmitz
Augustine	Foster	McCarthy	Schroeder
Beath	Frizzell	McFarlane	Sheridan
Beswick	Fuelling	McKinnon	Smith
Bouska	Fuester	McLean	Sours
Bowers	Gallagher	Mercer	Speidel
Bruce	Garner	Metcalf	Stansell
Burgess	Gittinger	Millhone	Stanzel
Casey	Goode	Mitchell	Stewart
Craven	Grau	Moore of	Stiger
Cunningham	Hanson of Lyon	Harrison	Stimpson
Davis	Hanson of	Mooty	Swift of Dubuque
Ditto	Winnebago	Osborn	Swift of Jackson
Dole	Hartman	Ostby	Thies
Donlon	Hook	Paisley	Thiessen
Doran	Hopp	Peaco	Wenig
Durant	Hough	Peet	Willis
Elliott	Humeston	Reed	Yager
Ellsworth	Jensen	Rice	Zipse
Fabritz	Johnson	Roe	Mr. Speaker

The nays were, none.

Absent or not voting, 26.

Bonnstetter	Hultman	Maniece	Teter
Brady	Jenkins	Moore of Benton	Treimer
Crouch	Laughlin	Porter	Weed
Dean	Lichty	Rawlings	Wiese
Dreessen	McCreery	Snyder	Wolf
Gissel	McDermott	Strachan	Zylstra
Grell	Malone		

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

Senate File No. 510, a bill for an act to make an appropriation to Strock & Sloan, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

Digitized by Google

On the question "Shall the bill pass?"

The ayes were, 79.

Alesch	Falvey	Laughlin	Schmitz
Augustine	Felter	Lichty	Schroeder
Beath	Frizzell	Lookingbill	Sheridan
Beswick	Fuelling	McDermott	Smith
Bonnstetter	Fuester	McFarlane	Speidel
Bouska	Gallagher	McLean	Stansell
Bowers	Garner	Malone	Stanzel
Bruce	Gissel	Mercer	Stewart
Burgess	Gittinger	Metcalf	Stiger
Casey	Goode	Millhone	Strachan
Craven	Grau	Mitchell	Swift of Dubuque
Cunningham	Grell	Moore of Benton	Swift of Jackson
Davis	Hanson of Lyon	Mooty	Thies
Dean	Hook	Osborn	Thiessen
Dole	Hopp	Paisley	Weed
Donlon	Hultman	Peaco	Wenig
Doran	Humeston	Peet	Willis
Durant	Jensen	Reed	Wolf
Elliott	Johnson	Rice	Yager
Fabritz	Koch	Ryder	

The nays were, 8.

Ellsworth	Hanson of Winnebago	Hough	McKinnon
Foster	Hartman	Jenkins	Roe

Absent or not voting, 21.

Aldrich	McCreery	Rawlings	Treimer
Brady	Maniece	Snyder	Wiese
Crouch	Moore of Harrison	Sours	Zipse
Ditto	Ostby	Stimpson	Zylstra
Dreessen	Porter	Teter	Mr. Speaker
McCarthy			

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

SUPPLEMENTARY CONFERENCE COMMITTEE REPORT ON HOUSE SUBSTITUTE FOR HOUSE FILE NO. 73

MR. SPEAKER: Your joint committee of conference appointed to confer in regard to House Substitute for House File No. 73 beg leave to report as a supplementary report as follows:

Amend section 46 by striking from lines 9, 10 and 11 the words and figures Five million five hundred twenty thousand six hundred ten dollars and seventy cents ($5,520,610.70) and insert in lieu thereof the words and figures "Five million three hundred seventy eight thousand two hundred twenty six dollars ($5,378,226).

In lines 16 and 17 strike the words and figures One million seven hundred seventy eight thousand three hundred fifty six dollars ($1,778,356) and insert in lieu thereof the words and figures "One million seven hundred ninety thousand dollars" ($1,790,000)

In lines 27 and 28 strike the words and figures One million seven hundred eighty two thousand eight hundred ninety one dollars and twenty

Digitized by Google

cents ($1,782,891.20) and insert in lieu thereof "One million seven hundred seventy one thousand dollars ($1,771,000)"

In lines 37 and 38 strike the words and figures four hundred ninety one thousand eighty nine dollars ($491,089) and insert in lieu thereof the words and figures "Four hundred seventy three thousand dollars ($473,-000)"

In lines 47 and 48 strike the words and figures Two hundred two thousand eight hundred twenty five ($202,825) and insert in lieu thereof the words and figures "One hundred five thousand dollars ($105,000)

In line 50 strike the figures $193,825 and insert $195,000.

Strike lines 51 to 54 inclusive.

In lines 57 and 58 strike the words and figures One hundred eleven thousand one hundred fifty dollars ($111,150) and insert in lieu thereof the words and figures "One hundred five thousand dollars ($105,000)", also in line 61 change "$111,150" to "$105,000".

In lines 65 and 66 strike the words and figures One million dollars ($1,000,000) and insert in lieu thereof the words and figures "Nine hundred thousand dollars ($900,000)"

In lines 71 and 72 strike the words and figures One hundred eight thousand dollars ($108,000) and insert in lieu thereof the words and figures "One hundred thousand dollars ($100,000)"

In lines 75 and 76 strike the words and figures Nine thousand dollars ($9,000) and insert in lieu thereof the words and figures "eight thousand three hundred thirty three dollars "($8,333)"

In lines 80 and 81 strike the words and figures Thirteen thousand ninety-nine dollars and fifty cents ($13,099.50) and insert in lieu thereof the words and figures "Twelve thousand two hundred twenty six dollars ($12,226)"

In line 85 strike the words and figures Seven thousand two hundred dollars ($7,200) and insert in lieu thereof the words and figures "Six thousand dollars ($6,000)"

In line 96 strike the figures $5,520,610.70 and insert in lieu thereof "$5,373,226"

In Section 55 line 12 strike the words and figures fifty cents (50c) and insert in lieu thereof the words and figures "forty cents (40c)"

In line 17 strike the words and figures seventy-five cents (75c) and insert in lieu thereof the words and figures "sixty cents (60c)"

Amend House Substitute for House File No. 73 by inserting as Section 69 the following:

All appropriations made by this act may be available by such department, bureau, board, commission or institution as named as herein, only upon a sworn statement made by the head of the department, bureau, board, commission or institution, that all money received from unexpended appropriations, miscellaneous receipts, fees or other income, has been expended.

The sworn statement shall be made to the Auditor of State, who shall disburse to the department, bureau, board or commission such part of the appropriations as he deems necessary. All unexpended balance from this appropriation shall revert to the general fund of the state. Renumber section 69 as section 70.

Digitized by Google

Add as section 71 the following: "All appropriations made by this act are to be recorded and accounted for as is the procedure for the appropriations for the present biennium."

Also that the House recedes from its amendments to House Substitute for House File No. 73 as amended by the Senate.

Respectfully submitted,

H. C. WHITE,
F. J. COYKENDALL,
G. W. PATTERSON,
FRANK C. BYERS,
W. F. MILLER,
On the part of the Senate.

A. H. BONNSTETTER,
E. J. MANIECE,
WM. KOCH,
C. E. MALONE,
On the part of the House.

Bonnstetter of Kossuth called up the conference committee report on House Substitute for House File No. 73 found in the Journal of April 18 and moved its adoption.

On the question "Shall the conference committee report and supplementary report on House Substitute for House File No. 73 be adopted?" a roll call was demanded.

The ayes were, 96.

Aldrich	Foster	McFarlane	Schroeder
Alesch	Frizzell	McKinnon	Sheridan
Augustine	Fuelling	McLean	Smith
Beath	Fuester	Malone	Sours
Beswick	Garner	Maniece	Speidel
Bonnstetter	Gissel	Mercer	Stansell
Bouska	Gittinger	Metcalf	Stanzel
Bowers	Goode	Millhone	Stewart
Bruce	Grau	Mitchell	Stiger
Burgess	Grell	Moore of Benton	Stimpson
Craven	Hanson of Lyon	Moore of Harrison	Strachan
Cunningham	Hanson of Winnebago	Mooty	Swift of Dubuque
Davis	Hartman	Osborn	Swift of Jackson
Dean	Hopp	Ostby	Teter
Ditto	Hough	Paisley	Thies
Dole	Hultman	Peaco	Thiessen
Donlon	Humeston	Peet	Treimer
Doran	Jenkins	Porter	Weed
Dreessen	Jensen	Reed	Wenig
Durant	Johnson	Rice	Willis
Elliott	Koch	Roe	Wolf
Ellsworth	Laughlin	Ryder	Yager
Fabritz	Lichty	Schmitz	Zipse
Falvey	Lookingbill		Mr. Speaker
Felter			

The nays were, none.

Absent or not voting, 12.

Brady	Gallagher	McCreery	Snyder
Casey	Hook	McDermott	Wiese
Crouch	McCarthy	Rawlings	Zylstra

So the conference committee report and supplementary report were adopted.

Digitized by Google

CONSIDERATION OF BILLS

Senate File No. 517, a bill for an act to make an appropriation of Two Thousand Seven Hundred Seventy-one & 31/100 ($2,771.31) Dollars to Hubert Utterback of Des Moines, Polk County, Iowa, for services as Justice of the Supreme Court of the State of Iowa, for a period from and including December 5, 1932, to April 17, 1933, was taken up for consideration.

Rice of Keokuk moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 94.

Aldrich	Felter	Lookingbill	Schmitz
Alesch	Foster	McCarthy	Schroeder
Beath	Frizzell	McFarlane	Sheridan
Beswick	Fuelling	McKinnon	Smith
Bonnstetter	Fuester	McLean	Sours
Bouska	Garner	Malone	Speidel
Bowers	Gissel	Maniece	Stansell
Brady	Gittinger	Metcalf	Stanzel
Bruce	Goode	Millhone	Stewart
Burgess	Grau	Mitchell	Stiger
Casey	Grell	Moore of Benton	Stimpson
Craven	Hanson of Lyon	Moore of Harrison	Strachan
Cunningham	Hanson of Winnebago	Mooty	Swift of Dubuque
Davis	Hartman	Osborn	Swift of Jackson
Dean	Hook	Ostby	Teter
Dole	Hopp	Paisley	Thies
Donlon	Hultman	Peaco	Thiessen
Doran	Humeston	Peet	Treimer
Dreessen	Jenkins	Porter	Weed
Durant	Jensen	Reed	Wenig
Elliott	Johnson	Rice	Willis
Ellsworth	Koch	Roe	Wolf
Fabritz	Lichty	Ryder	Zipse
Falvey			Mr. Speaker

The nays were, none.

Absent or not voting, 14.

Augustine	Hough	Mercer	Wiese
Crouch	Laughlin	Rawlings	Yager
Ditto	McCreery	Snyder	Zylstra
Gallagher	McDermott		

So the bill having received a constitutional two-thirds majority was declared to have passed the House and the title was agreed to.

Senate File No. 324, a bill for an act to amend section five thousand ninety-three-a five (5093-a5), to repeal section five thousand ninety-three-a eight (5093-a8) and to enact a substitute

Digitized by Google

therefor, and to repeal section five thousand ninety-three-a ten (5093-a10), all of the Code, 1931, and relating to the tax on motor vehicle fuel; providing for the coloring of tax exempt motor vehicle fuel and a penalty for the violation of this act, was taken up for consideration.

Cunningham of Polk moved to amend section two, line eight by inserting after the word "color" the following: "or such color as may be decided upon by the Treasurer of State."

Goode of Davis moved to lay Senate File No. 324 on the table.

On the question "Shall Senate File No. 324 be laid on the table?" a roll call was demanded.

The ayes were, 55.

Aldrich	Garner	Lichty	Ryder
Beath	Gissel	Lookingbill	Schroeder
Brady	Gittinger	McCarthy	Sheridan
Bruce	Goode	McFarlane	Smith
Casey	Grau	McKinnon	Stansell
Cunningham	Hanson of Lyon	McLean	Stimpson
Davis	Hartman	Mercer	Swift of Dubuque
Donlon	Hook	Metcalf	Teter
Dreessen	Hultman	Millhone	Weed
Elliott	Humeston	Moore of Benton	Wenig
Ellsworth	Jensen	Paisley	Willis
Foster	Johnson	Peet	Zipse
Frizzell	Koch	Porter	Zylstra
Fuelling	Laughlin	Reed	

The nays were, 39.

Alesch	Fabritz	Malone	Sours
Beswick	Falvey	Maniece	Stanzel
Bonnstetter	Felter	Moore of Harrison	Stewart
Bouska	Fuester	Mooty	Strachan
Bowers	Grell	Osborn	Swift of Jackson
Burgess	Hanson of Winnebago	Ostby	Thies
Craven	Hopp	Peaco	Thiessen
Dean	Hough	Roe	Treimer
Dole	McDermott	Schmitz	Yager
Doran			Mr. Speaker
Durant			

Absent or not voting, 14.

Augustine	Jenkins	Rice	Stiger
Crouch	McCreery	Snyder	Wiese
Ditto	Mitchell	Speidel	Wolf
Gallagher	Rawlings		

So the motion to lay Senate File No. 324 on the table prevailed.

Senate File No. 89, a bill for an act to repeal Section four thousand nine hundred thirty-one (4931), Code, 1931, and to provide in lieu thereof for a penalty upon unpaid motor license fees, and

Digitized by Google

to provide for the surrender of license plates to avoid such penalty, and to provide for the licensing of motor vehicles. Also amending Section four thousand nine hundred thirty-three (4933), Code, 1931, excepting certain motor vehicles therefrom, was taken up for consideration.

Goode of Davis moved the previous question. Motion prevailed.

Stiger of Tama moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 90.

Aldrich	Frizzell	Lookingbill	Ryder
Alesch	Fuelling	McCreery	Schmitz
Augustine	Fuester	McFarlane	Schroeder
Beath	Garner	McKinnon	Sheridan
Beswick	Gissel	McLean	Smith
Bonnstetter	Gittinger	Malone	Sours
Bouska	Goode	Maniece	Speidel
Bowers	Grell	Mercer	Stansell
Brady	Hanson of Lyon	Metcalf	Stanzel
Bruce	Hanson of Winnebago	Mitchell	Stewart
Casey	Hartman	Moore of Benton	Stiger
Cunningham	Hook	Moore of Harrison	Stimpson
Davis	Hopp	Mooty	Strachan
Dean	Hough	Osborn	Swift of Dubuque
Dole	Hultman	Ostby	Swift of Jackson
Donlon	Humeston	Paisley	Teter
Doran	Jenkins	Peaco	Thiessen
Dreessen	Jensen	Peet	Treimer
Elliott	Johnson	Porter	Weed
Ellsworth	Koch	Rawlings	Wenig
Falvey	Laughlin	Reed	Yager
Felter	Lichty	Roe	Zylstra
Foster			Mr. Speaker

The nays were, 4.

Durant	Thies	Willis	Wolf

Absent or not voting, 14.

Burgess	Fabritz	McDermott	Snyder
Craven	Gallagher	Millhone	Wiese
Crouch	Grau	Rice	Zipse
Ditto	McCarthy		

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

Goode of Davis moved to reconsider the vote by which Senate File No. 89 passed the House.

On the question "Shall the House reconsider the vote by which it passed Senate File No. 89?" a roll call was demanded.

Digitized by Google

The ayes were, 86.

Aldrich	Felter	Koch	Roe
Alesch	Foster	Laughlin	Schmitz
Augustine	Frizzell	Lookingbill	Schroeder
Beath	Fuelling	McCarthy	Sheridan
Beswick	Fuester	McCreery	Smith
Bonnstetter	Garner	McFarlane	Sours
Bouska	Gissel	McKinnon	Speidel
Bowers	Gittinger	McLean	Stansell
Brady	Goode	Malone	Stewart
Bruce	Grau	Maniece	Stiger
Burgess	Hanson of Lyon	Metcalf	Stimpson
Casey	Hanson of Winnebago	Millhone	Swift of Dubuque
Cunningham	Hartman	Mitchell	Thies
Dole	Hook	Moore of Harrison	Thiessen
Donlon	Hopp	Mooty	Treimer
Doran	Hough	Osborn	Weed
Dreessen	Hultman	Ostby	Wenig
Durant	Humeston	Peaco	Willis
Elliott	Jenkins	Peet	Wolf
Ellsworth	Jensen	Porter	Yager
Fabritz	Johnson	Reed	Zylstra
Falvey			Mr. Speaker

The nays were, 2.

Stanzel	Strachan

Absent or not voting, 20.

Craven	Gallagher	Moore of Benton	Snyder
Crouch	Grell	Paisley	Swift of Jackson
Davis	Lichty	Rawlings	Teter
Dean	McDermott	Rice	Wiese
Ditto	Mercer	Ryder	Zipse

So the motion prevailed.

Reed of Mahaska moved to reconsider the vote by which Senate File No. 89 passed to its third reading. Motion prevailed.

Fabritz of Wapello moved to amend Senate File No. 89 by striking from section one, line three, as amended by the Senate, the word "January" and substituting in lieu thereof the word "February". Amendment adopted.

Koch of Bremer moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 89.

Aldrich	Bonnstetter	Cunningham	Elliott
Alesch	Bouska	Dole	Ellsworth
Augustine	Bowers	Donlon	Fabritz
Beath	Bruce	Doran	Falvey
Beswick	Casey	Dreessen	Felter

Digitized by Google

Foster	Humeston	Moore of Harrison	Stansell
Frizzell	Jenkins	Mooty	Stanzel
Fuelling	Jensen	Osborn	Stewart
Fuester	Johnson	Ostby	Stiger
Garner	Koch	Paisley	Swift of Dubuque
Gissel	Lichty	Peaco	Swift of Jackson
Gittinger	McCarthy	Peet	Teter
Goode	McCreery	Porter	Thiessen
Grau	McDermott	Rawlings	Treimer
Grell	McKinnon	Reed	Weed
Hanson of Lyon	McLean	Ryder	Wenig
Hanson of Winnebago	Malone	Schmitz	Willis
Hartman	Maniece	Schroeder	Wolf
Hook	Mercer	Sheridan	Yager
Hopp	Metcalf	Smith	Zipse
Hough	Millhone	Sours	Zylstra
Hultman	Mitchell	Speidel	Mr. Speaker
	Moore of Benton		

The nays were, 1.

Durant

Absent or not voting, 18.

Brady	Dean	McFarlane	Stimpson
Burgess	Ditto	Rice	Strachan
Craven	Gallagher	Roe	Thies
Crouch	Laughlin	Snyder	Wiese
Davis	Lookingbill		

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

Stiger of Tama moved that Senate File No. 89 be messaged to the Senate immediately. Motion prevailed.

Stiger of Tama moved that the House recess for ten minutes. Motion prevailed.

Stiger of Tama called up the motion of the gentleman from Black Hawk to reconsider the vote by which the House concurred in the Senate amendment to House Concurrent Resolution No. 25.

McCreery of Linn moved to table the motion by McFarlane to reconsider.

On the question "Shall the motion to reconsider be tabled?" a roll call was demanded.

The ayes were, 31.

Beath	Falvey	Hultman	McLean
Bowers	Felter	Jenkins	Millhone
Burgess	Fuelling	Johnson	Mooty
Cunningham	Goode	Lichty	Peet
Doran	Hanson of Lyon	Lookingbill	Sours
Durant	Hanson of Winnebago	McCreery	Speidel
Elliott	Hough	McDermott	Strachan
Ellsworth		McFarlane	Zylstra

Digitized by Google

The nays were, 62.

Aldrich	Fuester	Mitchell	Smith
Augustine	Gallagher	Moore of Benton	Stansell
Beswick	Garner	Moore of Harrison	Stanzel
Bonnstetter	Gittinger	Osborn	Stewart
Bouska	Grau	Ostby	Stiger
Brady	Hook	Paisley	Stimpson
Bruce	Hopp	Peaco	Swift of Dubuque
Craven	Humeston	Porter	Swift of Jackson
Davis	Jensen	Rawlings	Thies
Dean	Koch	Reed	Thiessen
Ditto	Laughlin	Rice	Treimer
Dole	McKinnon	Roe	Wolf
Donlon	Malone	Ryder	Yager
Dreessen	Maniece	Schmitz	Zipse
Fabritz	Mercer	Schroeder	Mr. Speaker
Frizzell	Metcalf		

Absent or not voting, 15.

Alesch	Gissel	Sheridan	Wenig
Casey	Grell	Snyder	Wiese
Crouch	Hartman	Teter	Willis
Foster	McCarthy	Weed	

Motion lost.

On the question "Shall the House reconsider the vote by which the House concurred in the Senate amendment to House Concurrent Resolution No. 25?" a roll call was demanded.

The ayes were, 70.

Aldrich	Felter	Mercer	Smith
Augustine	Frizzell	Metcalf	Stansell
Beswick	Fuester	Mitchell	Stanzel
Bonnstetter	Gallagher	Moore of Benton	Stewart
Bouska	Garner	Moore of Harrison	Stiger
Brady	Gissel	Osborn	Stimpson
Bruce	Gittinger	Ostby	Swift of Dubuque
Casey	Grell	Paisley	Swift of Jackson
Craven	Hartman	Peaco	Thies
Cunningham	Hook	Porter	Thiessen
Davis	Hopp	Rawlings	Treimer
Dean	Humeston	Reed	Willis
Ditto	Jensen	Rice	Wolf
Dole	Koch	Roe	Yager
Donlon	Laughlin	Ryder	Zipse
Dreessen	McKinnon	Schmitz	Zylstra
Fabritz	Malone	Schroeder	Mr. Speaker
Falvey	Maniece		

The nays were, 23.

Beath	Ellsworth	Hough	Millhone
Bowers	Fuelling	Hultman	Mooty
Burgess	Goode	Johnson	Peet
Doran	Hanson of Lyon	Lichty	Sours
Durant	Hanson of Winnebago	McCreery	Speidel
Elliott		McFarlane	Strachan

Digitized by Google

Absent or not voting, 15.

Alesch	Jenkins	McLean	Weed
Crouch	Lookingbill	Sheridan	Wenig
Foster	McCarthy	Snyder	Wiese
Grau	McDermott	Teter	

Motion prevailed.

Stiger of Tama moved to amend the Senate amendment to House Concurrent Resolution No. 25 by striking line two and substituting in lieu thereof the following: "at 12 o'clock noon, Thursday, April 20."

On the question "Shall the amendment be adopted?" a roll call was demanded.

The ayes were, 60.

Aldrich	Fuester	Mitchell	Sheridan
Augustine	Gallagher	Moore of Benton	Stansell
Beswick	Garner	Moore of Harrison	Stanzel
Bonnstetter	Gittinger	Osborn	Stewart
Bouska	Hook	Paisley	Stiger
Brady	Hopp	Peaco	Stimpson
Bruce	Jensen	Porter	Swift of Dubuque
Craven	Koch	Rawlings	Swift of Jackson
Davis	Laughlin	Reed	Thies
Dean	McCarthy	Rice	Thiessen
Ditto	McKinnon	Roe	Treimer
Dole	Malone	Ryder	Willis
Dreessen	Maniece	Schmitz	Wolf
Fabritz	Mercer	Schroeder	Yeager
Falvey	Metcalf		Zipse
			Mr. Speaker

The nays were, 37.

Beath	Felter	Hanson of Winnebago	McFarlane
Bowers	Foster	Hartman	Millhone
Burgess	Frizzell	Hough	Mooty
Casey	Fuelling	Hultman	Peet
Cunningham	Gissel	Humeston	Smith
Donlon	Goode	Jenkins	Sours
Doran	Grau	Johnson	Speidel
Durant	Grell	Lichty	Strachan
Elliott	Hanson of Lyon	Lookingbill	Zylstra
Ellsworth			

Absent or not voting, 11.

Alesch	McDermott	Snyder	Wenig
Crouch	McLean	Teter	Wiese
McCreery	Ostby	Weed	

So the amendment was adopted.

Stiger of Tama moved that the House concur in the Senate amendment as amended to House Concurrent Resolution No. 25. Motion prevailed.

Digitized by Google

CONFERENCE COMMITTEE EXCUSED

Ellsworth of Hardin asked and obtained unanimous consent to have the conference committee on Senate File No. 479 excused.

CONSIDERATION OF BILLS

House File No. 609, a bill for an act to make permanent a temporary transfer made January 7, 1933, by authority of the Director of the Budget for Iowa, of ten thousand dollars ($10,000) from the Secondary Road Construction Fund of Clarke County, Iowa, to the Poor Fund of said county, was taken up for consideration.

Reed of Mahaska moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 69.

Augustine	Felter	McFarlane	Sheridan
Beswick	Frizzell	Malone	Smith
Bonnstetter	Fuelling	Maniece	Sours
Bowers	Fuester	Mercer	Stansell
Bruce	Gallagher	Millhone	Stanzel
Burgess	Garner	Mitchell	Stewart
Casey	Gissel	Moore of Benton	Stimpson
Craven	Gittinger	Moore of Harrison	Swift of Dubuque
Cunningham	Goode	Mooty	Swift of Jackson
Davis	Grell	Peaco	Teter
Dole	Hartman	Porter	Thiessen
Donlon	Hook	Rawlings	Treimer
Doran	Hopp	Reed	Wenig
Dreessen	Hough	Roe	Wolf
Elliott	Humeston	Schmitz	Yager
Ellsworth	Johnson	Schroeder	Zylstra
Fabritz	Koch		Mr. Speaker
Falvey	Lichty		

The nays were, 8.

Beath	Hanson of Winnebago	McKinnon	Strachan
Bouska		McLean	Zipse
Grau			

Absent or not voting, 31.

Aldrich	Hanson of Lyon	McDermott	Snyder
Alesch	Hultman	Metcalf	Speidel
Brady	Jenkins	Osborn	Stiger
Crouch	Jensen	Ostby	Thies
Dean	Laughlin	Paisley	Weed
Ditto	Lookingbill	Peet	Wiese
Durant	McCarthy	Rice	Willis
Foster	McCreery	Ryder	

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

Reed of Mahaska moved that the vote by which House File No.

Digitized by Google

609 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

CONSIDERATION OF SENATE AMENDMENTS

On request of Wenig of Clay, unanimous consent having been given, House File No. 410, a bill for an act to amend sections fifty-three hundred eighty-eight (5388) and fifty-three hundred ninety (5390), Code, 1931, relating to the relief for soldiers, sailors, and marines, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 410

Amend House File No. 410 by adding the following section:

"Sec. 3. This act being deemed of immediate importance shall be in full force and effect after its passage and publication in the Spencer News-Herald, a newspaper published at Spencer, Iowa, and in the Mapleton Press, a newspaper published at Mapleton, Iowa."

Mr. Wenig moved that the House concur in the Senate amendments.

On the question "Shall the House concur?"

The ayes were, 72.

Augustine	Fuelling	McDermott	Smith
Beath	Fuester	McFarlane	Sours
Beswick	Garner	McKinnon	Stanzel
Bonnstetter	Gissel	Malone	Stewart
Bouska	Gittinger	Maniece	Stimpson
Bowers	Goode	Metcalf	Strachan
Bruce	Grau	Millhone	Swift of Dubuque
Burgess	Hanson of Lyon	Mitchell	Swift of Jackson
Casey	Hanson of Winnebago	Moore of Harrison	Teter
Cunningham	Hartman	Mooty	Thies
Davis	Hook	Peaco	Thiessen
Dole	Hopp	Porter	Treimer
Donlon	Hough	Rawlings	Wenig
Doran	Hultman	Reed	Willis
Dreessen	Humeston	Schmitz	Wolf
Elliott	Johnson	Schroeder	Yager
Falvey	Koch	Sheridan	Zylstra
Felter	Lichty		Mr. Speaker
Frizzell			

The nays were, 1.

Ostby

Absent or not voting, 35.

Aldrich	Ditto	Grell	McCreery
Alesch	Durant	Jenkins	McLean
Brady	Ellsworth	Jensen	Mercer
Craven	Fabritz	Laughlin	Moore of Benton
Crouch	Foster	Lookingbill	Osborn
Dean	Gallagher	McCarthy	Paisley

Digitized by Google

Peet	Ryder	Stansell	Wiese
Rice	Snyder	Stiger	Zipse
Roe	Speidel	Weed	

So the House concurred in Senate amendments to House File No. 410.

On request of Willis of Dallas, unanimous consent having been given, House File No. 387, a bill for an act to require motor trucks and combinations thereof when operating upon the highways at night to be equipped with portable flares and providing penalty therefor, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 387

Amend House File No. 387 by adding the following section as Section two (2) and renumbering the following sections.

"Sec. 2. All motor vehicles carrying commercial types of bodies shall carry at the rear a red safety lamp equipped with an enclosed reflector which will produce a continuous line of light across the entire width of the vehicle; clearly visible under normal atmospheric conditions for at least one thousand (1,000) feet, the light shall have mounted in the center a back reflecting unit and stop light."

Mr. Willis moved that the House concur in the Senate amendments.

On the question "Shall the House concur?"

The ayes were, 5.

Hartman	Sheridan	Wenig	Willis
Peaco			

The nays were, 78.

Augustine	Foster	Koch	Rawlings
Beath	Frizzell	Laughlin	Reed
Beswick	Fuelling	Lichty	Roe
Bonnstetter	Fuester	McCarthy	Schmitz
Bouska	Gallagher	McCreery	Schroeder
Bowers	Garner	McDermott	Smith
Bruce	Gissel	McFarlane	Sours
Burgess	Gittinger	McKinnon	Stanzel
Casey	Goode	McLean	Stewart
Craven	Grau	Malone	Stimpson
Cunningham	Grell	Maniece	Swift of Jackson
Davis	Hanson of Lyon	Mercer	Teter
Ditto	Hanson of Winnebago	Metcalf	Thies
Dole	Hopp	Millhone	Thiessen
Donlon	Hough	Mitchell	Treimer
Doran	Hultman	Moore of Harrison	Wolf
Dreessen	Humeston	Mooty	Yager
Elliott	Jenkins	Ostby	Zipse
Fabritz	Johnson	Peet	Zylstra
Felter			Mr. Speaker

Digitized by Google

Absent or not voting, 25.

Aldrich	Falvey	Paisley	Stansell
Alesch	Hook	Porter	Stiger
Brady	Jensen	Rice	Strachan
Crouch	Lookingbill	Ryder	Swift of Dubuque
Dean	Moore of Benton	Snyder	Weed
Durant	Osborn	Speidel	Wiese
Ellsworth			

So the House refused to concur in Senate amendments to House File No. 387.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 269, a bill for an act to limit the period of operation of vehicles excepted from the provisions of chapter 120 of the Acts of the Forty-fourth General Assembly.

Also, that the Senate has adopted the report and the supplementary report of the conference committee, and has concurred in the amendments proposed therein, to House Substitute for House File No. 73, a bill for an act to establish the general fund for the State of Iowa for the biennium beginning July 1, 1933 and to appropriate therefrom for all departments and various divisions thereof for all purposes provided by law for the said biennium.

Also, that the Senate has concurred in the House amendments to the Senate amendment to House Concurrent Resolution No. 25 relative to the time of sine die adjournment of the Forty-fifth General Assembly.

BYRON G. ALLEN, *Secretary.*

CONSIDERATION OF SENATE AMENDMENTS

On the request of Reed of Mahaska, unanimous consent having been given, House File No. 600, a bill for an act to make an appropriation of five hundred dollars ($500.00) to Senator J. E. Doze of Humeston, Wayne County, Iowa, which sum is the balance of the amount due Senator Doze for his services as a member of the Senate of the Forty-fifth General Assembly, under the provisions of Section 15, Chapter 2 of the Code, 1931, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 600

Amend line one (1) of the title by striking the words and figures "five hundred dollars ($500.00)" and inserting in lieu thereof the words and figures "seven hundred dollars ($700.00)".

Amend lines twelve (12) and thirteen (13) of the preamble by striking

Digitized by Google

the words and figures "five hundred dollars ($500.00)" and inserting in lieu thereof the words and figures "seven hundred dollars ($700.00)".

Amend section one (1) lines three (3) and four (4) by striking the words and figures "five hundred dollars ($500.00)" and inserting in lieu thereof the words and figures "seven hundred dollars ($700.00)".

Mr. Reed moved that the House concur in the Senate amendments.

On the question "Shall the House concur?"

The ayes were, 64.

Aldrich	Fabritz	Koch	Schroeder
Augustine	Falvey	Lichty	Sheridan
Beath	Felter	McFarlane	Sours
Beswick	Frizzell	Malone	Stansell
Bonnstetter	Fuelling	Maniece	Stewart
Bouska	Gallagher	Metcalf	Stimpson
Bowers	Garner	Millhone	Swift of Jackson
Bruce	Gissel	Mitchell	Thies
Burgess	Gittinger	Moore of Harrison	Thiessen
Craven	Goode	Ostby	Treimer
Cunningham	Grell	Paisley	Willis
Davis	Hanson of Lyon	Peaco	Wolf
Dean	Hartman	Peet	Yager
Dole	Hook	Reed	Zipse
Donlon	Humeston	Schmitz	Zylstra
Doran	Johnson		Mr. Speaker
Elliott			

The nays were, 8.

Durant	Hanson of Winnebago	Hough	Smith
Foster		McLean	Strachan
Grau			

Absent or not voting, 36.

Alesch	Hultman	Mercer	Snyder
Brady	Jenkins	Moore of Benton	Speidel
Casey	Jensen	Mooty	Stanzel
Crouch	Laughlin	Osborn	Stiger
Ditto	Lookingbill	Porter	Swift of Dubuque
Dreessen	McCarthy	Rawlings	Teter
Ellsworth	McCreery	Rice	Weed
Fuester	McDermott	Roe	Wenig
Hopp	McKinnon	Ryder	Wiese

So the House concurred in Senate amendments to House File No. 600.

INTRODUCTION OF BILLS

House File No. 610 by committee on ways and means, a bill for an act designating and fixing the amount of revenue for general state purposes for which levy is to be made by the State Board of Assessment and Review.

Read first and second times and placed on the calendar.

Digitized by Google

SENATE MESSAGES CONSIDERED

Senate File No. 504, a bill for an act to amend Section 8365, Code 1931, fixing a period of time in which to complete renewal of corporate charter by purchase of stock voting against renewal and providing rate of interest during such period.

Read first and second times and referred to sifting committee.

Senate File No. 505, a bill for an act to modify the rate of interest on certain public warrants, bonds, and other evidences of public indebtedness and to this end to amend sections one hundred thirty-five (135), forty-three hundred eighteen (4318), forty-four hundred seven (4407), fifty-one hundred sixty (5160), fifty-two hundred seventy-seven (5277), fifty-three hundred fifty-one (5351), fifty-three hundred seventy-seven (5377), fifty-eight hundred three (5803), fifty-eight hundred eighty (5880), sixty-one hundred three (6103), sixty-one hundred thirteen (6113), sixty-two hundred fifty-three (6253), sixty-nine hundred twenty-seven (6927), and seventy-five hundred five (7505), all of the Code, 1931, and to provide an optional redemption of bonds under certain circumstances.

Read first and second times and referred to sifting committee.

EXPLANATION OF VOTE

MR. SPEAKER: I desire to explain my vote in favor of the amendment by the gentleman from Davis to Senate File No. 487, and the reason for my final vote against the bill.

We have made a tremendous lot of noise about tax reduction, cutting salaries, and reducing taxes. If we pass a bill like this we will recapture all reduction, and put it on the property of Iowa. And what for? To pay interest on bonds. Under our existing laws it is not possible to reduce interest on existing bonds or the amount of contracts. Every man who works or owns a farm is reduced to thirty per cent of his earning power.

We are following the wrong road, if we still further obligate ourselves, our children, and our children's children, with tax exempt bonds, which provide folks with a way of escaping taxation and the property owners carry the burden.

We have passed legislation providing the people with a means to use their own credit without paying interest for it, and it is up to them to use that means.

In every county where an attempt has been made to use the interest free plan and their own credit, the R. F. C. money becomes available and the plan is opposed.

I am not in favor of having any more bonds used for that purpose, or stand in the way of people to use their own credit. I am strictly opposed to settling the debt, created by the use of R. F. C. money, on hard pressed

Digitized by Google

property owners. Other ways have been provided and the other ways can be used. I am in favor of the amendment of the gentleman from Davis. C. J. ZYLSTRA.

EXPLANATION OF VOTE

The original Senate File No. 470 has some good features; but its sponsors, evidently not satisfied with its provisions, substituted another and different bill (See Senate Journal of Monday, April 10, 1933, pages 1057-1071) which passed the Senate and was messaged to the House. This bill is an improvement of the original; but, in my opinion, some of its provisions are unsound. I need cite only section 31, which, in part, provides: "A refusal to perform any of the requirements of this act, and the refusal to perform any rule or requirement or request of the Governor and/or the State Comptroller made pursuant to or under authority of this act (then follows certain designated persons) shall subject the offender" to certain penalties. Then follows this provision: "and, if such offender be an officer elected by vote of the people, such offense shall be sufficient cause to subject the offender to impeachment."

This provision subjects an elective officer to the mere caprice of not only the Governor but also of the State Comptroller, and, right or wrong, this alone "shall be sufficient cause to subject the offender to impeachment." This is fundamentally wrong, and I cannot subscribe to such provisions. I voted "no".

We are told that a special session will be convened in August, 1933, at which time other Brookings Institute bills will be presented for consideration. Said Senate File No. 470 cannot become law until July 4, 1933. In my opinion, Senate Files Nos. 470, 471 and 472 should have been deferred until said special session, in order that all such bills might then have been considered. The entire picture would have been before us at this special session. L. D. TETER.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER: We, the conference committee appointed to consider the differences of the Senate and the House of Representatives on Senate File No. 479, do hereby report the same for consideration.

ROY E. STEVENS, *Chairman.*	OVE T. ROE, *Chairman.*
OLIVER P. BENNETT	C. L. RICE
CHAS. D. BOOTH	D. R. MCCREERY
D. MYRON TRIPP	E. O. ELLSWORTH
H. L. IRWIN	WALTER OSBORN
On the part of the Senate.	*On the part of the House.*

Amend Senate File No. 479 as follows:

Section 1, line 4, strike the words "four thousand five hundred" and insert in lieu thereof the words "four thousand three hundred fifty".

Section 2, line 4, strike the words "four thousand five hundred" and insert in lieu thereof the words "four thousand three hundred fifty".

Section 3, line 4, strike the words "five thousand four hundred" and insert in lieu thereof the words "five thousand".

Digitized by Google

Section 5, line 4, strike the words "four thousand five hundred" and insert in lieu thereof the words "four thousand three hundred fifty".

Section 6, line 4, strike the words "three thousand five hundred" and insert in lieu thereof the words "three thousand two hundred fifty".

Amend Section seven (7) by striking the words "two thousand" in lines four (4) and five (5) and inserting in lieu thereof "nineteen hundred".

Amend Section eight (8) by striking the words "two thousand" in line four (4) and inserting in lieu thereof "nineteen hundred".

Amend Section nine (9) by striking the words "two thousand three hundred" in lines four (4) and five (5) and inserting in lieu thereof "two thousand two hundred fifty".

Amend Section ten (10) by striking the words "twenty-five hundred" in line five (5) and inserting in lieu thereof "twenty-four hundred".

Amend Section eleven (11) by striking the words "two thousand seven hundred" in lines four (4) and five (5) and inserting in lieu thereof "two thousand six hundred".

Amend Section twelve (12) by striking the words "two thousand seven hundred" in lines four (4) and five (5) and inserting in lieu thereof "twenty-six hundred".

Amend Section thirteen (13) by striking the words "three thousand" in lines four (4) and five (5) and inserting in lieu thereof "two thousand seven hundred".

Amend Section fourteen (14) by striking the words "eighteen hundred" in line nine (9) and inserting in lieu thereof "seventeen hundred fifty".

Further amend Section fourteen (14) by striking the word "five" in line fourteen (14) and inserting in lieu thereof the word "four".

Further amend section fourteen (14) by striking the word "sixty" in line sixteen (16) and inserting in lieu thereof the word "fifty".

Further amend Section fourteen (14) by striking the word "twenty" in line eighteen (18).

Amend Section 19 by striking from line 5 the word "twenty-five".

Amend section 20, lines 8 and 9, by striking the words "ninety-two dollars and fifty cents" and inserting in lieu thereof the words "ninety dollars".

Further amend said section, lines 12 and 13, by striking the words "eighty-three dollars and twenty-five cents" and inserting in lieu thereof the words "eighty dollars".

Amend section 22, line 4, by striking the words "thirty-six hundred" and inserting in lieu thereof the words "thirty-three hundred".

Amend section 25, line 5, by striking the words "thirty-six hundred" and inserting in lieu thereof the words "thirty-five hundred".

Further amend said section, line 8, by striking the words "four thousand" and inserting in lieu thereof the words "thirty-seven hundred fifty".

Amend section 26, line 4, by striking the words "seven thousand" and inserting in lieu thereof the words "sixty-seven hundred".

Amend section 27, lines four and five by striking the words "four thousand five hundred" and substituting therefor the words "forty-three hundred fifty".

Digitized by Google

Amend section 28, line 4, by striking the words "forty-five hundred" and substituting therefor the words "forty-three hundred fifty".

Strike section 29 and substitute the following:

"Sec. 29. The compensation, exclusive of mileage, of the members of the Forty-fifth (45th) General Assembly and of the Lieutenant Governor of said session, shall be reduced five (5) per cent.

Strike line six (6) to eleven (11) inclusive in Section 30, and substitute the following:

"Further amend Section fifty-one hundred twenty-five (5125), by inserting after the word "service" in line six (6) of the Code, 1931, the following:

"Provided, however, that no member shall receive, for the same calendar day, a per diem compensation in excess of four (4) dollars."

Strike Section thirty-one (31).

Amend Section 32 by striking the word "thirty" in line 4.

Further amend said section by striking the word "twenty" in line 7.

Further amend said section by striking the word "ten" in line 11.

Further amend said section by striking the words "eighteen hundred" in line 14 and substituting therefor the words "seventeen hundred fifty".

Further amend said section by striking the words "thirty-five" in line 17.

Further amend section thirty-two (32) by striking the word "seventy" in line twenty (20) and inserting the word "fifty".

Further amend section thirty-two (32) by striking the words "two thousand forty" in line twenty-three (23) and inserting the words "twenty-one hundred".

Further amend section thirty-two (32) by striking the words "two thousand four hundred eighty" in lines twenty-six (26) and 27 and inserting the words "twenty-three hundred fifty".

Further amend section thirty-two (32) by striking out the word "fifty" in line thirty-one (31).

Further amend section thirty-two (32) by striking the words "two thousand eight hundred five" in lines thirty-four (34) and thirty-five (35) and inserting the words "twenty-six hundred fifty".

Further amend section thirty-two (32) by striking the words "two thousand eight hundred ninety" in lines thirty-eight (38) and thirty-nine (39) and inserting the words "twenty-seven hundred fifty".

Amend section thirty-three (33) by striking all of said section and inserting in lieu thereof the following:

"The salaries of all Deputy Auditors, Deputy Treasurers, Deputy Recorders, Assistant County Attorneys, Deputy Clerks of Court, and all other deputy county officials shall be fixed by the Board of Supervisors not to exceed sixty (60) per cent of the salary of the principal of the respective office."

Amend section thirty-four (34) by striking the words "one thousand five hundred thirty" in line four (4) and inserting the words "fifteen hundred".

Further amend section thirty-four (34) by striking the words "one thousand six hundred twenty" in line seven (7) and inserting the words "sixteen hundred".

Digitized by Google

Further amend section thirty-four (34) by striking the words "one thousand seven hundred ten" in line ten (10) and inserting the words "seventeen hundred".

Further amend section thirty-four (34) by striking the words "eighteen hundred" in line thirteen (13) and inserting the words "seventeen hundred fifty".

Further amend section thirty-four (34) by striking the words "one thousand eight hundred thirty-five" in line sixteen (16) and inserting the words "eighteen hundred".

Further amend section thirty-four (34) by striking the words "one thousand eight hundred seventy" in line nineteen (19) and inserting the words "eighteen hundred fifty".

Further amend said section by adding the following:

"Further amend said section by striking the first fourteen (14) lines of paragraph thirteen (13).

Further amend said section by striking the words "two thousand forty" in line 22 and substituting therefor the words "twenty-one hundred".

Further amend said section by striking the words "two thousand four hundred eighty" in line 25 and substituting therefor the words "twenty-three hundred fifty".

Further amend said section by striking the words "two thousand five hundred ninety-two dollars and fifty cents" in lines 28 and 29 and substituting therefor the following: "Twenty-five hundred dollars".

Further amend said section by striking the words "two thousand eight hundred five" in line 32 and substituting therefor the words "twenty-six hundred fifty".

Further amend said section by striking the words "two thousand eight hundred ninety" in lines 35 and 36 and substituting therefor the words "twenty-seven hundred fifty".

Strike section thirty-five (35).

Amend section 36 by striking the words "one thousand four hundred forty" in line 4 and substituting therefor the words "fourteen hundred".

Further amend said section by striking the words "one thousand five hundred thirty" in line 7 and substituting therefor the words "fifteen hundred".

Further amend said section by striking the words "one thousand six hundred twenty" in line 10 and substituting the words "sixteen hundred"

Further amend said section by striking the words "one thousand seven hundred ten" in line 13 and substituting therefor the words "sixteen hundred fifty".

Further amend said section by striking the words "eighteen hundred" in line 16 and substituting therefor the words "seventeen hundred fifty".

Further amend said section by striking the words "one thousand eight hundred thirty-five" in line 19 and substituting therefor the words "eighteen hundred".

Further amend said section by striking the words "one thousand eight hundred seventy" in line 22 and substituting therefor the words "eighteen hundred fifty".

Further amend said section, line 25, by striking the words "one thousand

Digitized by Google

nine hundred fifty-five" and inserting in lieu thereof the words "nineteen hundred fifty".

Further amend said section, line 28, by striking the words "two thousand forty" and inserting in lieu thereof the words "twenty-one hundred".

Further amend said section, line 31, by striking the words "two thousand four hundred eighty" and inserting in lieu thereof the words "twenty-three hundred fifty".

Further amend said section, lines 34 and 35, by striking the words "two thousand six hundred thirty-five" and inserting in lieu thereof the words "twenty-five hundred".

Section 37. Amend by striking all of said section.

Section 38, line 4, by striking the words "thirteen hundred seventy-five" and inserting in lieu thereof the words "twelve hundred".

Further amend said section, lines 6 and 7, by striking the words "seventeen hundred fifty" and inserting in lieu thereof the words "fifteen hundred".

Further amend said section, line 9, by striking the words "two thousand" and inserting in lieu thereof the words "seventeen hundred".

Further amend said section, line 12, by striking the words "twenty-one hundred twenty-five" and inserting in lieu thereof the words "two thousand".

Further amend said section, lines 20 and 21, by striking the words "thirty-one hundred twenty-five" and inserting in lieu thereof the words "three thousand".

Further amend said section, line 23, by striking the words "four thousand" and inserting in lieu thereof the words "thirty-three hundred".

Further amend said section, lines 25 and 26, by striking the words "forty-five hundred" and inserting in lieu thereof the words "thirty-eight hundred".

Further amend said section, line 28, by striking the words "fifty-five hundred" and inserting in lieu thereof the words "forty-two hundred fifty".

Section 39. Strike all of said section.

Section 40, lines 4 and 5. Strike the words "one thousand five hundred thirty" and insert in lieu thereof the words "fifteen hundred".

Further amend said section, line 9, by striking the word "twenty".

Further amend said section, line 13, by striking the word "ten".

Further amend said section, line 16, by striking the words "eighteen hundred" and inserting in lieu thereof the words "seventeen hundred fifty".

Further amend said section, line 20, by striking the words "thirty-five".

Further amend said section, line 24, by striking the word "seventy" and inserting in lieu thereof the word "fifty".

Further amend said section, line 27, by striking the words "two thousand forty" and inserting in lieu thereof the words "twenty-one hundred".

Further amend said section, lines 30 and 31, by striking the words "two thousand four hundred eighty" and inserting in lieu thereof the words "twenty-three hundred fifty".

Further amend said section, line 35, by striking the words "ninety-two

Digitized by Google

dollars and fifty cents" and inserting in lieu thereof the word "dollars".

Further amend said section, lines 38 and 39, by striking the words "two thousand eight hundred five" and inserting in lieu thereof the words "twenty-six hundred fifty".

Further amend said section, lines 42 and 43, by striking the words "two thousand eight hundred ninety" and inserting in lieu thereof the words "twenty-seven hundred fifty".

Section 41. Amend by striking all of said section.

Section 42, line 7, amend by striking the words "two thousand five hundred fifty" and inserting in lieu thereof the words "two thousand four hundred".

Further amend said section by striking the word "twenty" in line four.

Section 43, line 5, amend by striking the words "and fifty cents".

Further amend said section, lines 8 and 9, by striking the words "two dollars and fifty cents" and inserting in lieu thereof the words "three dollars".

Section 44, line 5, strike the words "and fifty cents".

Section 46, line 5, strike the word "twenty".

Amend Section 46 by striking the word "twenty" in line 8.

Further amend said section by striking the words "one hundred twenty-five" in lines 17 and 18,

Further amend said section by striking the words "one thousand six hundred twenty" in line 21 and substituting therefor the words "fifteen hundred".

Amend section 47 by striking the words "one hundred forty-two dollars and fifty cents" in lines 4 and 5 and substituting therefor the words "one hundred thirty-five dollars".

Further amend said section by striking the words "fourteen" in line 8 and substituting therefor the word "eight".

Further amend said section by striking the words "eighteen hundred" in line 15 and substituting therefor the words "seventeen hundred fifty".

Further amend said section by striking the word "twenty" in line 22

Further amend said section by adding the following:

Further amend said section, subsection three (3) by striking from line three (3) the words "three thousand" and substituting therefor the words "twenty-seven hundred".

Further amend said section, subsection three (3), by striking from lines four (4) and five (5) the words "twenty-five hundred" and substituting therefor the words "twenty-two hundred fifty".

Further amend said section, subsection four (4) by striking from line three (3) the words "thirty-five hundred" and substituting therefor the words "thirty-one hundred fifty".

Further amend said section, subsection four (4) by striking from line four (4) the words "three thousand" and substituting therefor the words "twenty-seven hundred".

Strike section 51 and substitute the following:

"Sec. 51. The salaries of County sheriffs, deputy sheriffs, municipal court judges, superior court judges, as provided in section ten thousand

Digitized by Google

seven hundred forty-eight (10,748), code 1931, and shorthand court reporters, shall not be affected by the provisions of this Act.

Strike all of section 52.

Strike section 53 and substitute the following:

"Amend section ten thousand seven hundred thirty-nine (10,739), code 1931, by striking the words "thirty-seven hundred fifty" in line three (3) and substituting therefor the words "thirty-two hundred".

Strike Section 54 and substitute the following:

"*Whereas*, on account of the financial and economic condition in Iowa and throughout the United States as heretofore recognized in Legislative enactments of this Legislature and by declaration of the Governor of the State, an emergency exists which requires that the salaries of public officials, as herein provided, be reduced to conserve the expenditures of funds raised by taxation."

Add the following as section 55:

"That all provisions of the Code 1931 and laws of the Forty-fourth (44th) General Assembly, relating to salaries be amended, revised and codified in accordance herewith."

Add the following as section 56:

"Insofar as the provisions of this act may conflict with other laws of this state, the provisions of this act shall control."

Add the following as section 57:

"This act, being emergency legislation and being deemed of immediate importance, shall after its passage be published as required by law, and be in full force and effect upon the first day of the month following the enactment of this law."

Amend the title by striking the semi-colon (;) in line 30 and insert a period. Strike the remainder of the sentence.

On motion of Bowers of Union, the House adjourned until 9:00 a. m. Thursday.

Digitized by Google

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, APRIL 20, 1933.

The House met pursuant to adjournment, Speaker Miller in the chair.

Prayer was offered by the Rev. A. R. Weed, Pastor of the West Star and Worthington Church, Winterset, Iowa.

Journal of April 19 is corrected and approved.

REPORT OF SIFTING COMMITTEE

MR. SPEAKER: Your Sifting Committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar.

S. J. R. No. 13
S. F. No. 504
H. F. No. 611 (amend. to Beer Bill)

ED. RAWLINGS, *Chairman.*

INTRODUCTION OF BILLS

House File No. 611, by sifting committee, a bill for an act to amend House File Five Hundred eighty-seven (587), Acts of the Forty-fifth General Assembly, authorizing the sale of certain non-intoxicating liquors and regulating the sale thereof.

Read first and second times and passed on file.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor, announcing that he had approved the following bills:

April 19. House Files Nos. 231, 401, 192, 581, 578, 579, 151, 580, 232, 582, 343, 569, 235, 574, 585, 561, 571, 572, 562, 573, 576, 575, 413 and 307.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate concurs in the House amendments to the following bill in which the concurrence of the Senate was asked:

Digitized by Google

Senate File No. 485, a bill for an act to authorize cities and towns to construct, own, equip, operate, maintain and improve works for the collection and/or treatment, purification and disposal of sewage and garbage.

Also, that the Senate concurs in House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 89, a bill for an act to provide a penalty upon unpaid motor license fees and excepting certain motor vehicles therefrom.

Also, that the Senate concurs in House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 494, a bill for an act to make an appropriation to L. E. McMains and W. L. Huebner.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 518, a bill for an act designating and fixing the amount of revenue for general state purposes for which levy is to be made by the State Board of Assessment and Review.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 393, a bill for an act relating to the maximum hours of operation of commercial motor vehicles upon the highways of the State of Iowa.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 344, a bill for an act relating to nuisances within one thousand feet of the limits of any municipal airport.

Also, that the Senate concurs in House amendments to Senate amendments to the following bill in which the concurrence of the Senate was asked:

House File No. 414, a bill for an act to make an appropriation for the expenses incurred in the election contest of Adair vs. Teter.

Also, that the Senate concurs in the House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 202, a bill for an act to make an appropriation for the expenses incurred in the general election contest of Moen vs. Roelofs.

Also, that the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution No. 28 relative to services of officers and employees following final adjournment of the legislature.

Also, that the Senate refuses to concur in the House amendments to the following bill in which the concurrence of the Senate was asked:

Senate File No. 490, a bill for an act to make an appropriation to Mrs. Lee Harris, Guardian of Burton Harris.

Also, that the Senate has receded from its amendments to the following bill:

House File No. 387, a bill for an act to require motor trucks and combinations thereof when operating upon the highways at night to be equipped with portable flares and providing penalty therefor.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

Digitized by Google

House File No. 586, a bill for an act relating to motor vehicle license fees and operator's and chauffeur's license fees and the duties of the Motor Vehicle Department and the funds available for its support.

BYRON G. ALLEN, *Secretary.*

SENATE AMENDMENT TO HOUSE FILE NO. 344

Amend House File No. 344 by striking from lines four (4) and five (5) of section one (1) the words "or maintained".

Amend title by striking from line four (4) the words "or maintained".

SENATE AMENDMENTS TO HOUSE FILE NO. 586

Amend by striking Section six (6).

Fabritz of Wapello moved that all rules in conflict therewith be suspended and that Senate Joint Resolution No. 13 be taken up at this time. Motion prevailed.

CONSIDERATION OF BILLS

Senate Joint Resolution No. 13, a joint resolution creating a special joint legislative committee to make inquiry into and study of tax revision and to prepare and submit bills to the special session of the 45th General Assembly, was taken up for consideration.

Dean of Cerro Gordo called up the amendments filed by him and found on page 1431 of the Journal of April 17, and moved their adoption. Amendments adopted.

Johnson of Linn moved to amend the joint resolution by striking Section 3.

On the question "Shall section 3 be stricken?" a roll call was demanded.

The ayes were, 42.

Augustine	Felter	Johnson	Peet
Beath	Foster	Lichty	Porter
Bowers	Frizzell	McCreery	Sheridan
Burgess	Goode	McFarlane	Snyder
Craven	Grell	McLean	Sours
Cunningham	Hanson of Winnebago	Metcalf	Stansell
Donlon	Hook	Millhone	Strachan
Doran	Hultman	Moore of Harrison	Teter
Durant	Jenkins	Mooty	Thies
Elliott	Jensen	Ostby	Weed
Ellsworth			Zylstra

The nays were, 55.

Aldrich	Bouska	Casey	Dole
Beswick	Brady	Dean	Dreessen
Bonnstetter	Bruce	Ditto	Fabritz

Digitized by Google

Falvey	Humeston	Reed	Swift of Dubuque
Fuelling	Koch	Rice	Swift of Jackson
Fuester	Lookingbill	Roe	Thiessen
Garner	McCarthy	Ryder	Treimer
Gissel	McDermott	Schmitz	Wenig
Gittinger	Malone	Schroeder	Willis
Grau	Maniece	Speidel	Wolf
Hanson of Lyon	Mercer	Stanzel	Yager
Hartman	Mitchell	Stewart	Zipse
Hopp	Paisley	Stiger	Mr. Speaker
Hough	Rawlings	Stimpson	

Absent or not voting, 11.

Alesch	Gallagher	Moore of Benton	Smith
Crouch	Laughlin	Osborn	Wiese
Davis	McKinnon	Peaco	

Amendment lost.

Speidel of Washington moved the previous question. Motion prevailed.

Fabritz of Wapello moved that the joint resolution be read a third time now and placed upon its passage, which motion prevailed and the joint resolution was read a third time.

On the question "Shall the joint resolution pass?"

The ayes were, 55.

Aldrich	Fuester	Mercer	Schroeder
Alesch	Garner	Metcalf	Sours
Augustine	Gittinger	Mitchell	Speidel
Bonnstetter	Grau	Moore of Harrison	Stansell
Brady	Hanson of Lyon	Osborn	Stewart
Bruce	Hartman	Paisley	Stiger
Casey	Hopp	Porter	Stimpson
Craven	Hough	Rawlings	Swift of Dubuque
Dean	Humeston	Reed	Thiessen
Ditto	Koch	Rice	Treimer
Dole	McCarthy	Roe	Wenig
Dreessen	McDermott	Ryder	Wolf
Fabritz	Malone	Schmitz	Mr. Speaker
Falvey	Maniece		
Fuelling			

The nays were, 49.

Beath	Foster	Lichty	Smith
Beswick	Frizzell	Lookingbill	Snyder
Bouska	Gallagher	McCreery	Stanzel
Bowers	Gissel	McFarlane	Strachan
Burgess	Goode	McKinnon	Swift of Jackson
Cunningham	Grell	McLean	Teter
Davis	Hanson of Winnebago	Millhone	Thies
Donlon	Hook	Mooty	Weed
Doran	Hultman	Ostby	Willis
Durant	Jenkins	Peaco	Yager
Elliott	Jensen	Peet	Zipse
Ellsworth	Johnson	Sheridan	Zylstra
Felter			

Digitized by Google

Absent or not voting, 4.

Crouch	Laughlin	Moore of Benton	Wiese

So the joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

Fabritz of Wapello moved that the vote by which Senate Joint Resolution No. 13 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

Ditto of Osceola moved that the rules be suspended prohibiting a second and third reading on the same day and that House File No. 611 be taken up for consideration at this time. Motion prevailed.

House File No. 611, a bill for an act to amend House File Five Hundred eighty-seven (587), Acts of the Forty-fifth General Assembly, authorizing the sale of certain non-intoxicating liquors and regulating the sale thereof, was taken up for consideration.

Ditto of Osceola moved to amend by adding as Sec. 5 the following:

"that the expenses incident to the Administration of this act shall first be paid by the Treasurer of State out of any revenues collected by him under authority as provided in House File No. 587, Acts of the Forty-fifth General Assembly."

Renumber the following section.

Amendment adopted.

Ditto of Osceola moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 70.

Aldrich	Falvey	Lichty	Porter
Beswick	Frizzell	McCarthy	Rawlings
Bonnstetter	Fuelling	McFarlane	Reed
Bouska	Fuester	Malone	Rice
Brady	Garner	Maniece	Roe
Bruce	Gittinger	Mercer	Ryder
Burgess	Grell	Metcalf	Schmitz
Casey	Hanson of Lyon	Mitchell	Schroeder
Cunningham	Hartman	Moore of Harrison	Sheridan
Dean	Hopp	Osborn	Smith
Ditto	Hough	Ostby	Snyder
Dole	Humeston	Paisley	Speidel
Donlon	Jenkins	Peaco	Stansell
Dreessen	Jensen	Peet	Stewart
Fabritz	Koch		Stiger

Digitized by Google

Stimpson	Thies	Wenig	Zipse
Swift of Dubuque	Thiessen	Willis	Mr. Speaker
Swift of Jackson	Treimer	Wolf	

The nays were, 12.

Beath	Durant	Gallagher	McLean
Bowers	Ellsworth	Gissel	Mooty
Doran	Foster	Lookingbill	Weed

Absent or not voting, 26.

Alesch	Goode	Laughlin	Stanzel
Augustine	Grau	McCreery	Strachan
Craven	Hanson of Winnebago	McDermott	Teter
Crouch	Hook	McKinnon	Wiese
Davis	Hultman	Millhone	Yager
Elliott	Johnson	Moore of Benton	Zylstra
Felter		Sours	

So the bill having received a constitutional majority was declared to have passed the House.

Ditto of Osceola asked and obtained unanimous consent to have Chief Clerk correct the title as follows:

Amend the title by inserting after the word "sale" in line three (3) the words "and providing for the expenses of the administration".

The title as amended was adopted.

Senate File No. 504, a bill for an act to repeal Sections eighty-three hundred sixty-five (8365) and eighty-three hundred sixty-six (8366) of the Code, 1931, relating to the renewals of domestic corporations, and to enact a substitute therefor, was taken up for consideration.

Mitchell of Webster moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 75.

Beswick	Ellsworth	Hook	Malone
Bonnstetter	Fabritz	Hopp	Mercer
Bouska	Falvey	Hough	Metcalf
Bowers	Felter	Humeston	Mitchell
Bruce	Fuelling	Jenkins	Moore of Benton
Casey	Fuester	Jensen	Moore of Harrison
Cunningham	Garner	Johnson	Mooty
Davis	Gittinger	Koch	Paisley
Dean	Grau	Lichty	Peet
Dole	Grell	Lookingbill	Porter
Donlon	Hanson of Lyon	McCarthy	Rawlings
Doran	Hanson of Winnebago	McCreery	Reed
Dreessen	Hartman	McDermott	Ryder
Elliott		McFarlane	

Digitized by Google

Schmitz	Stansell	Swift of Dubuque	Willis
Schroeder	Stanzel	Teter	Yager
Smith	Stewart	Thiessen	Zipse
Snyder	Stiger	Treimer	Zylstra
Sours	Stimpson	Weed	Mr. Speaker
Speidel			

The nays were, 5.

Beath	Gallagher	Gissel	McKinnon
Burgess			

Absent or not voting, 28.

Aldrich	Durant	Maniece	Sheridan
Alesch	Foster	Millhone	Strachan
Augustine	Frizzell	Osborn	Swift of Jackson
Brady	Goode	Ostby	Thies
Craven	Hultman	Peaco	Wenig
Crouch	Laughlin	Rice	Wiese
Ditto	McLean	Roe	Wolf

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

Mitchell of Webster moved that the vote by which Senate File No. 504 passed the House be reconsidered and the motion to reconsider be laid on the table. Motion prevailed.

CONSIDERATION OF SENATE AMENDMENTS

On request of Goode of Davis, unanimous consent having been given, House File No. 586, a bill for an act to repeal sections five thousand twenty-seven-d one (5027-d1) and five thousand twenty-seven-d two (5027-d2), Code, 1931, relating to driving motor vehicles after conviction of driving while intoxicated and to amend sections forty-nine hundred ten (4910), forty-nine hundred twenty (4920), forty-nine hundred sixty-d one (4960-d1), forty-nine hundred sixty-d twenty-five (4960-d25), five thousand (5000), five thousand ten (5010), and five thousand twenty-seven (5027), Code, 1931, relating to motor vehicle license fees and operator's and chauffeur's license fees and the duties of the Motor Vehicle Department and the funds available for its support, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 586

Amend by striking section six (6).

Mr. Goode moved that the House concur in the Senate amendments.

Digitized by Google

On the question, "Shall the House concur?"

The ayes were, 81.

Beath	Fuester	McDermott	Schroeder
Beswick	Gallagher	McFarlane	Smith
Bonnsetter	Garner	McLean	Sours
Bouska	Gittinger	Malone	Speidel
Bowers	Goode	Mercer	Stansell
Brady	Grau	Metcalf	Stanzel
Bruce	Grell	Millhone	Stewart
Burgess	Hanson of Lyon	Mitchell	Stiger
Casey	Hanson of Winnebago	Moore of Benton	Stimpson
Craven	Hartman	Moore of Harrison	Swift of Dubuque
Dole	Hook	Mooty	Swift of Jackson
Donlon	Hough	Osborn	Teter
Doran	Jenkins	Peaco	Thiessen
Durant	Jensen	Peet	Treimer
Elliott	Johnson	Porter	Weed
Ellsworth	Koch	Rawlings	Willis
Fabritz	Lichty	Reed	Wolf
Falvey	Lookingbill	Roe	Yager
Felter	McCarthy	Ryder	Zylstra
Frizzell	McCreery	Schmitz	Mr. Speaker
Fuelling			

The nays were, 8.

Dean	Hultman	McKinnon	Thies
Hopp	Humeston	Snyder	Zipse

Absent or not voting, 19.

Aldrich	Davis	Laughlin	Sheridan
Alesch	Ditto	Maniece	Strachan
Augustine	Dreessen	Ostby	Wenig
Crouch	Foster	Paisley	Wiese
Cunningham	Gissel	Rice	

So the House concurred in Senate Amendments to House File No. 586.

On request of Mercer of Johnson, unanimous consent having been given, House File No. 344, a bill for an act to amend section twelve thousand three hundred ninety-six (12396), Code, 1931, relating to nuisances, and to provide that any object or structure hereafter erected or maintained within one thousand feet of the limits of any municipal airport which may endanger or obstruct aerial navigation is a nuisance, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 344

Amend House File No. 344 by striking from lines four (4) and (5) of Section one (1) the words: "or maintained".

Also, amend title by striking from line four (4) the words "or maintained".

Digitized by Google

Mr. Mercer moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 85.

Beath	Felter	McCarthy	Schmitz
Beswick	Frizzell	McCreery	Schroeder
Bonnstetter	Fuelling	McDermott	Smith
Bouska	Fuester	McFarlane	Snyder
Bowers	Gallagher	McKinnon	Sours
Brady	Gittinger	Malone	Speidel
Bruce	Goode	Maniece	Stansell
Burgess	Grau	Mercer	Stanzel
Casey	Grell	Metcalf	Stewart
Craven	Hanson of Lyon	Millhone	Stiger
Cunningham	Hanson of	Mitchell	Swift of Dubuque
Davis	Winnebago	Moore of	Swift of Jackson
Dean	Hartman	Harrison	Teter
Dole	Hook	Mooty	Thies
Donlon	Hopp	Ostby	Thiessen
Doran	Hough	Paisley	Treimer
Dreessen	Hultman	Peaco	Weed
Durant	Humeston	Peet	Willis
Elliott	Jenkins	Porter	Wolf
Ellsworth	Jensen	Reed	Zylstra
Fabritz	Koch	Roe	Mr. Speaker
Falvey	Lookingbill	Ryder	

The nays were, none.

Absent or not voting, 23.

Aldrich	Garner	Moore of Benton	Strachan
Alesch	Gissel	Osborn	Wenig
Augustine	Johnson	Rawlings	Wiese
Crouch	Laughlin	Rice	Yager
Ditto	Lichty	Sheridan	Zipse
Foster	McLean	Stimpson	

So the House concurred in Senate amendments to House File No. 344.

Reed of Mahaska moved that the House refuse to recede from the House amendment to Senate File No. 490.

Fuester of Ida moved the previous question. Motion prevailed.

On the question "Shall the House recede from the House amendment to Senate File No. 490?" a roll call was demanded.

The ayes were, 55.

Aldrich	Bruce	Doran	Fuester
Beswick	Cunningham	Dreessen	Gallagher
Bouska	Dean	Elliott	Goode
Brady	Donlon	Fabritz	Grau

Digitized by Google

Grell	McKinnon	Osborn	Stimpson
Hanson of Lyon	McLean	Paisley	Swift of Dubuque
Hartman	Maniece	Peaco	Swift of Jackson
Hopp	Mercer	Peet	Thiessen
Jensen	Metcalf	Porter	Treimer
Johnson	Millhone	Ryder	Wenig
Lookingbill	Mitchell	Schroeder	Willis
McCarthy	Moore of	Smith	Wolf
McCreery	Harrison	Snyder	Zylstra
McDermott	Mooty	Speidel	
		Stiger	

The nays were, 32.

Beath	Falvey	Hough	Sours
Bowers	Felter	Humeston	Stanzel
Casey	Frizzell	Jenkins	Stewart
Craven	Fuelling	McFarlane	Teter
Davis	Garner	Ostby	Thies
Dole	Gissel	Reed	Weed
Durant	Gittinger	Rice	Zipse
Ellsworth	Hook	Roe	Mr. Speaker

Absent or not voting, 21.

Alesch	Foster	Lichty	Sheridan
Augustine	Hanson of	Malone	Stansell
Bonnstetter	Winnebago	Moore of Benton	Strachan
Burgess	Hultman	Rawlings	Wiese
Crouch	Koch	Schmitz	Yager
Ditto	Laughlin		

So the House receded from its amendment to Senate File No. 490.

SENATE MESSAGES CONSIDERED

Senate File No. 518, a bill for an act designating and fixing the amount of revenue for general state purposes for which levy is to be made by the State Board of Assessment and Review.

Read first and second times and passed on file.

Donlon of Palo Alto moved that the rules be suspended prohibiting a second and third reading on the same day and that Senate File No. 518 be substituted for House File No. 610 and that the same be taken up for consideration at this time. Motion prevailed.

CONSIDERATION OF BILLS

Senate File No. 518, a bill for an act designating and fixing the amount of revenue for general state purposes for which levy is to be made by the State Board of Assessment and Review, was taken up for consideration.

Donlon of Palo Alto moved that the bill be read a third time

Digitized by Google

now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 91.

Aldrich	Fuester	McFarlane	Sheridan
Beath	Garner	McKinnon	Smith
Beswick	Gissel	Maniece	Snyder
Bonnstetter	Gittinger	Mercer	Sours
Bouska	Goode	Metcalf	Speidel
Bowers	Grau	Millhone	Stansell
Brady	Grell	Mitchell	Stanzel
Bruce	Hanson of Lyon	Moore of Benton	Stewart
Burgess	Hanson of Winnebago	Moore of Harrison	Stiger
Casey	Hartman	Mooty	Stimpson
Craven	Hook	Osborn	Swift of Dubuque
Cunningham	Hopp	Ostby	Swift of Jackson
Dean	Hough	Paisley	Teter
Ditto	Hultman	Peaco	Thies
Dole	Humeston	Peet	Thiessen
Donlon	Jensen	Porter	Treimer
Doran	Johnson	Rawlings	Weed
Durant	Koch	Reed	Wenig
Elliott	Lichty	Roe	Willis
Ellsworth	Lookingbill	Ryder	Wolf
Falvey	McCarthy	Schmitz	Zipse
Felter	McDermott	Schroeder	Zylstra
Frizzell			Mr. Speaker
Fuelling			

The nays were, none.

Absent or not voting, 17.

Alesch	Fabritz	Laughlin	Strachan
Augustine	Foster	Malone	Rice
Crouch	Gallagher	McCreery	Wiese
Davis	Jenkins	McLean	Yager
Dreessen			

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

ADDITIONAL COPIES ORDERED PRINTED

Jensen of Audubon moved to have 5000 additional copies of House File No. 544 printed. Motion prevailed.

The Speaker announced that the House would be at ease until the fall of the gavel.

The House reconvened at the fall of the gavel Speaker Miller in the chair.

Digitized by Google

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 519, a bill for an act relating to the form, size and cost of ballots to be used in a special election and providing for the publication of the proclamation and sample ballots in connection therewith.

Also, that the Senate has adopted the report and the supplemental report of the conference committee and concurred in the amendments proposed therein on Senate File No. 479, a bill for an act providing for the reduction of the statutory salaries and compensation of public officials.

BYRON G. ALLEN, *Secretary.*

REPORT OF CONFERENCE COMMITTEE ON SENATE FILE NO. 479

MR. SPEAKER: Your joint conference committee appointed to confer on the differences between the House and Senate on Senate File No. 479, a bill for an act providing for the reduction of the statutory salaries and compensation of public officials, beg leave to file this supplementary report and recommend its adoption:

1. That the House recede in its amendments to the Senate File No. 479, as it passed the Senate, and that the said bill then be amended in accordance with the first conference committee report filed by this conference committee.

ROY E. STEVENS	OVE T. ROE
OLIVER P. BENNETT	C. L. RICE
CHAS. D. BOOTH	D. R. MCCREERY
H. L. IRWIN	E. O. ELLSWORTH
D. MYRON TRIPP	WALTER OSBORN
On the part of the Senate.	*On the part of the House.*

Roe of Allamakee moved that the House adopt the report of the conference committee and the supplementary report thereof on Senate File No. 479 and concur in the amendments as proposed therein.

On the question "Shall the House adopt the report of the conference committee on Senate File No. 479 and the supplementary report and concur in the amendments as proposed therein?" a roll call was demanded.

The ayes were, 86.

Aldrich	Bowers	Dean	Durant
Alesch	Bruce	Ditto	Ellsworth
Beath	Casey	Dole	Fabritz
Beswick	Craven	Donlon	Falvey
Bonnstetter	Cunningham	Doran	Felter
Bouska	Davis	Dreessen	Frizzell

Digitized by Google

Fuelling	Johnson	Osborn	Stewart
Fuester	Koch	Peaco	Stimpson
Garner	Lichty	Peet	Strachan
Gissel	Lookingbill	Porter	Swift of Dubuque
Gittinger	McCreery	Rawlings	Swift of Jackson
Grau	McDermott	Reed	Teter
Hanson of Lyon	McFarlane	Rice	Thies
Hanson of Winnebago	McKinnon	Roe	Thiessen
	McLean	Ryder	Treimer
Hartman	Malone	Schroeder	Weed
Hook	Maniece	Smith	Wenig
Hopp	Metcalf	Snyder	Willis
Hough	Mitchell	Sours	Wolf
Hultman	Moore of Harrison	Speidel	Yager
Jenkins		Stansell	Zylstra
Jensen	Mooty	Stanzel	Mr. Speaker

The nays were, 10.

Augustine	Goode	McCarthy	Schmitz
Burgess	Humeston	Ostby	Zipse
Foster	Laughlin		

Absent or not voting, 12.

Brady	Gallagher	Millhone	Sheridan
Crouch	Grell	Moore of Benton	Stiger
Elliott	Mercer	Paisley	Wiese

So the motion prevailed.

MESSAGE OF APPRECIATION

The following message of appreciation was received from Mrs. Wm. Larrabee, Jr.:

MR. SPEAKER: Will you extend our thanks to the 45th General Assembly for their kind telegram. We appreciated it so much.

MRS. LILLIAN LARRABEE.

SENATE MESSAGE CONSIDERED

Senate File No. 519, a bill for an act to amend Senate File four hundred seventy-seven (477), acts of the Forty-fifth General Assembly, relating to the form, size and cost of ballots to be used in a special election and providing for the publication of the proclamation and sample ballots in connection therewith.

Read first and second times and passed on file.

CONSIDERATION OF BILLS

Mitchell of Webster moved that the rules prohibiting the second and third readings on the same day be suspended and that Senate File No. 519 be taken up for consideration at this time. Motion prevailed.

Digitized by Google

Senate File No. 519, a bill for an act to amend Senate File four hundred seventy-seven (477), Acts of the Forty-fifth General Assembly, relating to the form, size and cost of ballots to be used in a special election and providing for the publication of the proclamation and sample ballots in connection therewith, was taken up for consideration.

Mitchell of Webster moved that the bill be read a third time now and placed upon its passage, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?"

The ayes were, 92.

Aldrich	Fuelling	McCreery	Schroeder
Alesch	Fuester	McDermott	Sheridan
Beath	Gallagher	McFarlane	Smith
Beswick	Garner	McKinnon	Snyder
Bonnstetter	Gissel	Malone	Sours
Bouska	Gittinger	Maniece	Speidel
Bruce	Goode	Mercer	Stansell
Burgess	Grau	Metcalf	Stewart
Casey	Grell	Mitchell	Stimpson
Craven	Hanson of Lyon	Moore of Harrison	Strachan
Cunningham	Hanson of Winnebago	Mooty	Swift of Dubuque
Davis	Hartman	Osborn	Swift of Jackson
Dean	Hook	Ostby	Teter
Ditto	Hopp	Paisley	Thies
Dole	Hough	Peaco	Thiessen
Donlon	Hultman	Porter	Treimer
Doran	Humeston	Rawlings	Weed
Dreessen	Jenkins	Reed	Willis
Durant	Johnson	Rice	Wolf
Ellsworth	Koch	Roe	Yager
Fabritz	Laughlin	Ryder	Zipse
Falvey	Lichty	Schmitz	Zylstra
Felter	McCarthy		Mr. Speaker
Frizzell			

The nays were, none.

Absent or not voting, 16.

Augustine	Elliott	McLean	Stanzel
Bowers	Foster	Millhone	Stiger
Brady	Jensen	Moore of Benton	Wenig
Crouch	Lookingbill	Peet	Wiese

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the

Digitized by Google

Senate has refused to concur in House amendments to the following joint resolution:

Senate Joint Resolution No. 13, creating a special joint legislative committee to make inquiry into and study of tax revision and to prepare and submit bills to the special session of the Forty-fifth General Assembly.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 604, a bill for an act to make permanent the transfer of funds in Clay County, Iowa, from the secondary road maintenance fund to the general fund.

Also, that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 608, a bill for an act making an appropriation for the payment of typewriter rental, miscellaneous expenses of the Forty-fifth General Assembly and other expenses that are payable from the general fund of the state.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 609, a bill for an act to make permanent a temporary transfer made January 7, 1933, by authority of the Director of the Budget for Iowa, of ten thousand dollars ($10,000) from the secondary road construction fund of Clarke County, Iowa, to the Poor Fund of said county.

Also, that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File No. 336, a bill for an act to provide for proper forms in reporting tax on motor vehicle fuel imported and sold in Iowa.

BYRON G. ALLEN, *Secretary.*

SENATE AMENDMENTS TO HOUSE FILE NO. 608

Amend by striking the word "Meyers" in line four (4) of section fourteen (14) and inserting in lieu thereof the word "Myers".

Further amend by striking the word "Leslie" in line seven (7) of section fourteen (14) and inserting in lieu thereof the word "Wesley".

Willis of Dallas moved that all House bills which have not been passed be laid on the table and that the sifting committee be discharged.

McCreery of Linn moved as a substitute that no bills be considered except bills amended by the House and Senate or reports by conference committees.

Substitute motion adopted.

Fabritz of Wapello moved that the House recede from its amendment to Senate Joint Resolution No. 13.

Digitized by Google

On the question "Shall the House recede from its amendment to Senate Joint Resolution No. 13?" a roll call was demanded.

The ayes were, 33.

Bonnstetter	Fuelling	McDermott	Roe
Bouska	Garner	Malone	Schmitz
Bruce	Gittinger	Maniece	Speidel
Craven	Hopp	Mitchell	Stansell
Davis	Humeston	Osborn	Stewart
Dean	Koch	Peaco	Wenig
Ditto	Laughlin	Reed	Yager
Fabritz	McCarthy	Rice	Mr. Speaker
Falvey			

The nays were, 61.

Augustine	Gallagher	McCreery	Snyder
Beath	Gissel	McFarlane	Sours
Beswick	Goode	McKinnon	Stanzel
Bowers	Grau	McLean	Stimpson
Burgess	Grell	Mercer	Strachan
Casey	Hanson of Lyon	Metcalf	Swift of Dubuque
Cunningham	Hanson of	Moore of	Swift of Jackson
Donlon	Winnebago	Harrison	Teter
Doran	Hartman	Mooty	Thies
Dreessen	Hook	Ostby	Thiessen
Durant	Hultman	Paisley	Treimer
Ellsworth	Jenkins	Peet	Weed
Felter	Jensen	Porter	Willis
Foster	Johnson	Ryder	Wolf
Frizzell	Lichty	Schroeder	Zipse
Fuester	Lookingbill	Smith	

Absent or not voting, 14.

Aldrich	Dole	Moore of Benton	Stiger
Alesch	Elliott	Rawlings	Wiese
Brady	Hough	Sheridan	Zylstra
Crouch	Millhone		

The House refused to recede in its amendments to Senate Joint Resolution No. 13 and the Speaker appointed the following members to serve on the conference committee:

Fabritz of Wapello, Swift of Jackson, Stewart of Calhoun, Garner of Butler and Bruce of Pocahontas.

Cunningham of Polk moved that Senate File No. 505 be withdrawn from the sifting committee and placed on the calendar.

On the question "Shall Senate File No. 505 be withdrawn from the sifting committee and placed on the calendar?" a roll call was demanded.

The ayes were, 37.

Augustine	Burgess	Frizzell	Gittinger
Bowers	Casey	Gallagher	Grell
Bruce	Cunningham	Gissel	Hanson of Lyon

Digitized by Google

Jensen	Mitchell	Rawlings	Stewart
Johnson	Mooty	Reed	Swift of Jackson
Lookingbill	Ostby	Snyder	Thies
McCarthy	Peaco	Sours	Weed
McFarlane	Peet	Speidel	Wenig
Malone	Porter	Stansell	Mr. Speaker
Metcalf			

The nays were, 44.

Aldrich	Ellsworth	Humeston	Smith
Alesch	Felter	McKinnon	Stanzel
Beath	Fuelling	McLean	Strachan
Beswiek	Fuester	Mercer	Swift of Dubuque
Bouska	Garner	Moore of	Teter
Davis	Goode	Harrison	Thiessen
Dean	Grau	Osborn	Treimer
Dole	Hanson of	Paisley	Willis
Donlon	Winnebago	Roe	Wolf
Doran	Hartman	Ryder	Yager
Dreessen	Hopp	Schroeder	Zipse
Durant	Hultman		

Absent or not voting, 27.

Bonnstetter	Falvey	Lichty	Schmitz
Brady	Foster	McCreery	Sheridan
Craven	Hook	McDermott	Stiger
Crouch	Hough	Maniece	Stimpson
Ditto	Jenkins	Millhone	Wiese
Elliott	Koch	Moore of Benton	Zylstra
Fabritz	Laughlin	Rice	

The motion was lost.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File No. 611, a bill for an act authorizing the sale of certain nonintoxicating liquors and regulating the sale and providing for the expenses of the administration thereof.

BYRON G. ALLEN, *Secretary.*

SENATE AMENDMENTS TO HOUSE FILE NO. 611

Amend by inserting in line ten (10) of Section three (3) after the word "act" the words "or in Section twenty-three (23), House File No. 587".

Further amend by striking the words "and consumed" in lines eleven (11) and twelve (12) in Section three (3), and by striking the words "and unrefrigerated" in line eighteen (18) of Section three (3).

CONSIDERATION OF SENATE AMENDMENTS

On request of Bonnstetter of Kossuth, unanimous consent having been given, House File No. 608, a bill for an act making an appro-

Digitized by Google

priation for the payment of typewriter rental, miscellaneous expenses of the Forty-fifth General Assembly and other expenses that are payable from the general fund of the state, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS TO HOUSE FILE NO. 608

Amend by striking the word "Meyers" in line four (4) of section fourteen (14) and inserting in lieu thereof the word "Myers".

Further amend by striking the word "Leslie" in line seven (7) of section fourteen (14) and inserting in lieu thereof the word "Wesley".

Mr. Bonnstetter moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The ayes were, 85.

Aldrich	Frizzell	Lookingbill	Sheridan
Alesch	Fuelling	McCarthy	Smith
Beath	Fuester	McFarlane	Snyder
Beswick	Gallagher	McKinnon	Sours
Bonnstetter	Garner	McLean	Speidel
Bouska	Gissel	Malone	Stansell
Bowers	Gittinger	Mercer	Stanzel
Bruce	Goode	Metcalf	Stewart
Burgess	Grau	Mitchell	Strachan
Casey	Grell	Mooty	Swift of Dubuque
Craven	Hanson of Lyon	Osborn	Swift of Jackson
Cunningham	Hanson of Winnebago	Ostby	Teter
Davis	Hartman	Paisley	Thies
Dean	Hook	Peaco	Thiessen
Dole	Hopp	Peet	Treimer
Donlon	Hultman	Porter	Weed
Doran	Humeston	Reed	Willis
Durant	Jensen	Roe	Wolf
Ellsworth	Johnson	Ryder	Yager
Falvey	Laughlin	Schmitz	Zipse
Felter	Lichty	Schroeder	Zylstra
Foster			

The nays were, none.

Absent or not voting, 23.

Augustine	Fabritz	Maniece	Rice
Brady	Hough	Millhone	Stiger
Crouch	Jenkins	Moore of Benton	Stimpson
Ditto	Koch	Moore of Harrison	Wenig
Dreessen	McCreery	Rawlings	Wiese
Elliott	McDermott		Mr. Speaker

So the House concurred in Senate amendments to House File No. 608.

On request of Ditto of Osceola, unanimous consent having been

Digitized by Google

given, House File No. 611, a bill for an act to amend House File Five Hundred eighty-seven (587), Acts of the Forty-fifth General Assembly, authorizing the sale of certain non-intoxicating liquors and regulating the sale thereof, with Senate amendments, was taken up and the amendments read and considered.

SENATE AMENDMENTS

Amend by inserting in line ten (10) of Section three (3) after the word "act" the words "or in Section twenty-three (23), House File No. 587".

Further amend by striking the words "and consumed" in lines eleven (11) and twelve (12) in Section three (3), and by striking the words "and unrefrigerated" in line eighteen (18) of Section three (3).

Mr. Ditto moved that the House concur in the first amendment.

On the question, "Shall the House concur in the first amendment?"

The ayes were, 82.

Alesch	Fuelling	Lichty	Schroeder
Augustine	Fuester	Lookingbill	Sheridan
Beath	Gallagher	McCarthy	Smith
Beswick	Garner	McFarlane	Snyder
Bonnstetter	Gissel	Maniece	Speidel
Bouska	Gittinger	Mercer	Stansell
Brady	Goode	Metcalf	Stanzel
Bruce	Grell	Mitchell	Stewart
Burgess	Hanson of Lyon	Moore of	Stimpson
Casey	Hanson of	Harrison	Swift of Dubuque
Craven	Winnebago	Mooty	Teter
Cunningham	Hartman	Osborn	Thies
Davis	Hook	Ostby	Thiessen
Ditto	Hopp	Paisley	Treimer
Dole	Hultman	Peaco	Weed
Donlon	Humeston	Peet	Wenig
Dreessen	Jenkins	Porter	Willis
Ellsworth	Jensen	Reed	Wolf
Felter	Johnson	Roe	Zipse
Foster	Koch	Ryder	Zylstra
Frizzell	Laughlin	Schmitz	Mr. Speaker

The nays were, 1.

Yager

Absent or not voting, 25.

Aldrich	Fabritz	McKinnon	Rice
Bowers	Falvey	McLean	Sours
Crouch	Grau	Malone	Stiger
Dean	Hough	Millhone	Strachan
Doran	McCreery	Moore of Benton	Swift of Jackson
Durant	McDermott	Rawlings	Wiese
Elliott			

So the House concurred in the first Senate amendment to House File No. 611.

Digitized by Google

Mr. Ditto moved that the House concur in the second amendment.

On the question, "Shall the House concur in the second amendment?"

The ayes were, 15.

Donlon	Hartman	Ostby	Strachan
Foster	Hook	Peaco	Swift of Jackson
Fuelling	McKinnon	Reed	Thiessen
Goode	Mitchell	Stanzel	

The nays were, 70.

Alesch	Ellsworth	Laughlin	Ryder
Augustine	Felter	Lichty	Schmitz
Beath	Frizzell	McCarthy	Schroeder
Beswick	Fuester	McFarlane	Sheridan
Bonnstetter	Garner	McLean	Smith
Bouska	Gissel	Maniece	Snyder
Bowers	Gittinger	Mercer	Stansell
Brady	Grau	Metcalf	Stewart
Bruce	Grell	Moore of Benton	Stimpson
Burgess	Hanson of Lyon	Moore of	Swift of Dubuque
Casey	Hanson of	Harrison	Thies
Craven	Winnebago	Mooty	Treimer
Cunningham	Hopp	Osborn	Weed
Davis	Humeston	Paisley	Willis
Ditto	Jenkins	Peet	Wolf
Dole	Jensen	Porter	Yager
Dreessen	Johnson	Rawlings	Zipse
Durant	Koch	Roe	Mr. Speaker

Absent or not voting, 23.

Aldrich	Falvey	McDermott	Stiger
Crouch	Gallagher	Malone	Teter
Dean	Hough	Millhone	Wenig
Doran	Hultman	Rice	Wiese
Elliott	Lookingbill	Sours	Zylstra
Fabritz	McCreery	Speidel	

So the House refused to concur in second Senate amendment to House File No. 611.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has receded from its second amendment to House File No. 611, a bill for an act to amend House File No. 587, Acts of the Forty-fifth General Assembly, authorizing the sale of certain non-intoxicating liquors, in which amendment the House refused to concur.

BYRON G. ALLEN, *Secretary of the Senate.*

APPOINTMENT OF COMMITTEE MEMBERS UNDER HOUSE JOINT RESOLUTION NO. 9

In accordance with provision of House Joint Resolution No. 9

Digitized by Google

the Speaker appointed the following members on the part of the House: Moore of Benton, Mitchell of Webster and Cunningham of Polk.

McFarlane of Black Hawk moved that the House recess until the fall of the gavel. Motion prevailed.

The House reconvened at the fall of the gavel, Speaker Miller in the chair.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, House Joint Resolution No. 9; House Files Nos. 397, 410, 535, 544, 570, 577, 588, 590, 591, 592, 593, 594, 596, 597, 598, 599, 601, 602 and 603.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House Joint Resolution No. 9; House Files Nos. 397, 410, 535, 544, 590, 570, 577, 588, 591, 592, 593, 594, 596, 597, 598, 599, 601, 602 and 603.

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 20th day of April, 1933, sent to the Governor for his approval: House Joint Resolution No. 9, House Files Nos. 397, 410, 535, 544, 570, 577, 588, 590, 591, 592, 593, 594, 596, 597, 598, 599, 601, 602 and 603.

WM. KOCH, *Chairman.*

Report adopted.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has refused to adopt the conference committee report, and the amendments contained therein, on Senate Joint Resolution No. 13, to create a special joint legislative tax revision committee.

BYRON G. ALLEN, *Secretary.*

Digitized by Google

The Speaker announced that the House would be at ease until the fall of the gavel.

The House reconvened at the fall of the gavel, Speaker Miller in the chair.

CONFERENCE COMMITTEE REPORT ON SENATE JOINT RESOLUTION NO. 13

April 20, 1933.

MR. SPEAKER: Your joint committee of conference appointed to confer in regard to Senate Joint Resolution No. 13 begs leave to report that this committee has conferred and that it has agreed and recommends as follows:

Amend Senate Joint Resolution No. 13 as follows:

1. By striking from line 1 of Section 1 the words and figures, "fifteen (15)", and insert in lieu thereof the words and figures, "eleven (11)".

2. By striking from line 2 of Section 1 the words and figures, "five (5)", and insert in lieu thereof the words and figures, "four (4)".

3. By striking from line 3 of Section 1 the words and figures, "five (5)", and insert in lieu thereof the words and figures, "four (4)".

4. By striking from line 5 of Section 1 the words and figures, "five (5)", and insert in lieu thereof the words and figures, "three (3)".

	E. H. FABRITZ
JOHN K. VALENTINE	ANDREW STEWART
G. E. ROELOFS	F. J. SWIFT
H. I. IRWIN	ADA GARNER
E. R. HICKLIN	MARION BRUCE
On the part of the Senate.	*On the part of the House.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, House File No. 231.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILL SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had, on the 18th day of April signed in the presence of the House, the following bill: House File No. 231.

Digitized by Google

BILL SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 18th day of April, 1933, sent to the Governor for his approval, House File No. 231. WM. KOCH, *Chairman.*

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, House Files Nos. 611, 608, 344, 269, 604, 600, 336, 609, 387, 393, 414, 586 and House Substitute for House File No. 73.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: House Files Nos. 611, 608, 344, 269, 604, 600, 336, 609, 387, 393, 414, 586 and House Substitute for House File No. 73.

WM. KOCH, *Chairman.*

BILLS SENT TO THE GOVERNOR

Koch of Bremer, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 20th day of April, 1933, sent to the Governor for his approval, House Files Nos. 611, 608, 344, 269, 604, 600, 336, 609, 387, 393, 414, 586, and House Substitute for House File No. 73.

Report adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Koch of Bremer, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, Senate Files Nos. 490, 519, 518, 494, 202, 504, 89, 485, 323, 517, 510, 472, 471, 501, 502, 488, 190, 500, 487, 83, 470 and 479; Senate Joint Resolution No. 11.

WM. KOCH, *Chairman House Committee.*
HOMER HUSH, *Chairman Senate Committee.*

Report adopted.

Digitized by Google

BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills: Senate Files Nos. 490, 519, 518, 494, 202, 504, 89, 485, 323, 517, 510, 472, 471, 501, 502, 488, 190, 500, 487, 83, 470 and 479; Senate Joint Resolution No. 11.

Koch of Bremer moved that a committee of three be appointed to notify the Governor that the House was ready to adjourn sine die. Motion prevailed, and the Speaker appointed as such committee: Koch of Bremer, McKinnon of Henry, and Speidel of Washington.

SPECIAL MESSAGE TO LEGISLATURE

MR. PRESIDENT, MR. SPEAKER, SENATORS AND REPRESENTATIVES OF THE FORTY-FIFTH GENERAL ASSEMBLY:

Your Committee informs me that the Forty-fifth General Assembly is prepared to adjourn and invites any final communication which the Executive desires to make.

I acknowledge this courtesy and although there is nothing of official character which requires this communication, I do wish to send to you the congratulations of the Executive Department of government upon the splendid results achieved by this General Assembly in the way of patriotic and intelligent legislation. Thousands of letters which cross my desk from citizens throughout the state justify me in saying to you that the sentiment of the people of Iowa is that you have performed a notable service in a most trying and difficult time. Not only from these letters but from newspapers and the man on the street comes this universal approval, and it should be a matter of satisfaction to you to know that your strenuous efforts are approved. It is my opinion that the pages of legislative history in Iowa may be searched in vain for a record equal in constructive legislation to the one which this Legislature has made.

Between this time and August I shall send to you from time to time such information as may be available and helpful to you in considering at the special session the continuance of the constructive program which has been so splendidly started and which will give to the people of Iowa a more modern, efficient, and democratic form of government.

As you leave for your several homes, I wish to ask your continued counsel and cooperation in solving the perplexing problems which are our joint responsibility, and may I not say to you that the greatest personal distinction which has come to me has been the privilege of serving the State of Iowa the past one hundred days in association with those who make up the Forty-fifth General Assembly?

Respectfully submitted,

CLYDE L. HERRING, *Governor.*

Digitized by Google

Malone of Cass moved that a committee of three be appointed to notify the Senate that the House was ready to adjourn sine die. Motion prevailed, and the Speaker appointed as such committee: Malone of Cass, Teter of Marion, and Stimpson of Jones.

The committees retired and subsequently returned and reported that they had performed their respective duties. Committees discharged.

A committee from the Senate appeared and notified the House that the Senate was ready to adjourn sine die.

EXCHANGE OF SEATS

By mutual agreement Ditto of Osceola (Seat No. 107) and Beswick of Van Buren (Seat No. 57) have exchanged seats for the proposed special session of the legislature.

O. J. DITTO.
C. L. BESWICK.

By mutual agreement Stiger of Tama (Seat No. 49) and Mercer of Johnson (Seat No. 55) have exchanged seats for the proposed special session of the legislature.

CARL B. STIGER.
LEROY S. MERCER.

HOUSE MEMBERS OF COMMITTEE UNDER HOUSE JOINT RESOLUTION NO. 9

As members of the committee to act under House Joint Resolution No. 9 Speaker Miller appointed Moore of Benton, Mitchell of Webster and Cunningham of Polk.

REPLACED MEMBERS UNDER SENATE JOINT RESOLUTION NO. 11

As authorized under Senate Joint Resolution No. 11 Speaker Miller appointed Mitchell of Webster and Johnson of Linn to replace Garrett of Wayne and Tamisiea of Harrison, who had been serving under authority granetd by House Joint Resolution No. 6 passed by the 44th General Assembly.

The hour of twelve o'clock noon, April 20th, having arrived, Speaker Miller declared the House of Representatives of the Forty-fifth General Assembly adjourned sine die.

Digitized by Google

IN MEMORIAM

House of Representatives

Memorials adopted by the House of Representatives of the Forty-fifth General Assembly regarding departed members:

JOHN L. BROWN	May	25,	1861-	May	17, 1931
GEORGE CHRISTOPHEL	Dec.	7,	1881-	Nov.	18, 1932
RAYMOND B. ECKLES	Aug.	6,	1876-	Jan.	8, 1933
HENRY W. GROUT	Mar.	24,	1858-	June	28, 1932
R. A. HASSELQUIST	Dec.	4,	1850-	Feb.	28, 1932
JOHN T. HAZEN	July	27,	1846-	June	29, 1931
E. O. HELGASON	Nov.	7,	1872-	Mar.	21, 1932
JOHN H. JENKS	Sept.	25,	1855-	May	31, 1931
G. A. JUSTICE	Dec.	31,	1857-	Mar.	18, 1933
JOHN N. LANGFITT	May	9,	1866-	Aug.	5, 1932
WILLIAM LARRABEE, JR.	Dec.	11,	1870-	April	2, 1933
F. D. MEAD	Aug.	8,	1870-	Nov.	16, 1932
CAMDEN A. MEREDITH	Dec.	10,	1863-	Mar.	9, 1931
LAFAYETTE SCHAEFFER	May	6,	1849-	Jan.	5, 1932
ARTHUR W. SLAUGHT	July	6,	1855-	Oct.	28, 1930
CHARLES C. SMITH	Feb.	1,	1854-	Mar.	12, 1933
LEONARD E. STANLEY	April	4,	1853-	Aug.	1, 1932
JOHN W. SULLIVAN	June	13,	1862-	Aug.	19, 1931
ELBERT WRIGHT WEEKS	Oct.	7,	1850-	Dec.	17, 1932
HENRY LUSK WILSON	July	12,	1858-	Oct.	12, 1932
THOMAS J. WILSON	Oct.	23,	1854-	April	12, 1932

Digitized by Google

JOURNAL OF THE HOUSE

MEMORIALS

HONORABLE JOHN L. BROWN

MR. SPEAKER: Your committee, appointed to prepare suitable resolutions commemorating the life, character and public services of the Honorable John L. Brown, a former member of the General Assembly of Iowa, beg leave to submit the following:

John L. Brown was born in Mahaska county, Iowa, May 25, 1861, and died at his home near Rose Hill, Iowa, on May 17, 1931. Mr. Brown had spent his entire life in and near Rose Hill, having been engaged in farming the greater part of his life, and had also been associated with his brother in the hardware business for a number of years.

Mr. Brown was elected representative from Mahaska county and was in the Thirty-fifth General Assembly, and was active in the session. He was characterized for his honesty and upright business methods, a man of strong convictions; a very staunch democrat and was a zealous worker for his party.

He leaves his wife, Mrs. Winnie Brown, one brother and two sisters, numerous other relatives and hosts of friends to mourn his departure. Funeral services were held Tuesday, May 19, 1931, and burial was at Rose Hill, Iowa.

Therefore, Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That in the passing of the Honorable John L. Brown the state has lost an honored and valuable citizen, a man of high ideals in brotherly living and useful citizenship.

Be It Therefore Resolved, That a copy of these resolutions be spread upon the Journal of the House and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

I. M. REED,
J. W. FRIZZELL,
C. L. RICE,

Committee.

Unanimously adopted April 11, 1933.

HONORABLE GEORGE CHRISTOPHEL

MR. SPEAKER: Your committee, appointed to prepare suitable resolutions commemorating the life and service of the Honorable George Christophel, late of Bremer county, Iowa, beg leave to submit the following memorial:

George Christophel was born in Herscher, Illinois, December 7, 1881. He came to Iowa in 1904 and settled on a farm in Bremer county. Two years later, in 1906, he was united in marriage to Miss Edith Wehling of

Digitized by Google

Reddick, Illinois. To this union four children were born. Besides his wife he is survived by his four children, namely: Floyd, Charles, Mildred and Luella, all of Waverly. In 1913 he and his family purchased a farm three miles northwest of Waverly, which since has been the family home.

He was a devoted member of the Evangelical church most of his life, and was faithful in attendance at its services and was the beloved instructor of a Sunday School class of young men, six of whom acted as his pallbearers. Mr. Christophel has been active along many lines. At the time of the organization of the farm bureau in Bremer county, he was chosen as its first president, and at the time of his death he was also serving as president. He was also president of the Bremer county branch of the Reload Association. He was one of the first group of twelve men chosen as "master farmers" of Iowa, a movement which was sponsored by Wallaces' Farmer, and the choice was one which met the unqualified approval of all who knew Mr. Christophel's farm methods. He was recognized in many state circles. He served as a member of the House of Representatives in the Forty-first and Forty-second General Assemblies, and was also a member of the Senate in the Forty-third and Forty-fourth General Assemblies.

He died November 12, 1932, from a stroke of paralysis, at his home, at the age of 60 years.

Therefore, Be It Resolved by the House of Representatives of the Forty-fifth General Assembly of the State of Iowa, That the foregoing memorial be adopted as its appreciation of the life and character and public service of the Honorable George Christophel.

Be It Further Resolved, That these resolutions be spread on the records of this House and an enrolled copy thereof be sent to the family of the deceased.

WM. KOCH,
ARCH W. MCFARLANE,
H. N. HANSON,

Unanimously adopted April 11, 1933. *Committee.*

HONORABLE RAYMOND B. ECKLES

MR. SPEAKER: Your committee, appointed to prepare suitable resolutions in commemoration of the life, character and services of the Hon. Raymond B. Eckles, beg leave to submit the following report:

Raymond Bruce Eckles was born August 6, 1876, on a farm in Marshall county, and died at his home in Aplington, Iowa, early Sunday morning, January 8, 1933. He was educated in the rural schools and graduated from the Iowa State College in 1896. Four years later, in 1900, he married Ena M. Burnham, of Aplington. For over two years he was professor of Agriculture and Dairying in a farm school for Jewish boys, at Doylestown, Pa. Making his home in Butler county, Iowa, he made a mark in the community life. For twenty years he was a member of the Aplington consolidated school board, and for a number of years, until his death, was president of the board. Elected to the House of Representatives in 1924 by the people of Butler county, he served during the Forty-first, Forty-second, Forty-second extra, and Forty-third sessions. At the time of his death he was secretary of the Farmer's Elevator, vice

Digitized by Google

president of the County Farm Bureau, superintendent of the Presbyterian Sunday school (an office held for many years), and a member of the Church Session. For years he served as a justice of the peace, and there were committee responsibilities given to him as a trust for his neighbors and friends.

Mr. Eckles was apparently in his usual health on the day he was stricken, Saturday, January 7th, and was engaged in sawing wood at the tenant house when he suffered a stroke about 4:00 in the afternoon. Calling his son, Gordon Bruce, to assist him, he was immediately taken home and Dr. Rolfs summoned. Quietness and rest were prescribed to aid the treatment and it was hoped that the illness would not be serious. Developments later in the day indicated a grave condition and another physician was called in for consultation. Suffering much pain he passed into a state of coma about 10:00 p. m. from which he did not recover, and death occurred at 3:30 Sunday morning.

To mourn his going there remain his widow, his eldest son, Lester, wife and three grandchildren, Robert Louis, Oliver Burnham, Nancy Ann; his son, Gordon Bruce, his wife and latest grandchild, Doreen Elizabeth, a few days old; his only daughter, Dotha, who is a student at Iowa State College, Ames; and Mrs. Burnham, mother of Mrs. R. B. Eckles, who is 87 years old.

The funeral services were held in the Presbyterian church at Aplington on Tuesday, January 10th, at 2:00 and the body laid to rest in the Aplington cemetery.

The news of the sudden death of R. B. Eckles shocked not only his home community but his many friends throughout the state, and the sense of desolation and loss the news of his passing brought has been manifestly evident. Highly esteemed as a man of honorable life, with a friendly, cordial interest in his fellow men, he has been honored with high office by his fellow citizens of the county and community. In church matters earnest, devout and zealous. In educational matters of the town and district he was enthusiastic, and a leader. In progressive, scientific farming he was successful and influential. His legislative record of honest and conscientious service was one of which any legislator might be proud. There is scarcely any activity that had to do with the well-being of one and all that did not share in his helpful interest. His place will be most difficult to fill.

Therefore, Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That in the passing of the Hon. Raymond Bruce Eckles, the state has lost an honored and valuable citizen, a man of high ideals in Christian living and useful citizenship.

Be It Further Resolved, That a copy of these resolutions be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the relatives of the deceased.

E. O. ELLSWORTH,
ADA GARNER,
E. M. LICHTY,

Committee.

Unanimously adopted April 11, 1933.

Digitized by Google

HONORABLE HENRY W. GROUT

MR. SPEAKER: Your committee which was appointed to report resolutions commemorating the life, character and service of the late Henry W. Grout, begs leave to submit the following report and moves its adoption:

Henry W. Grout was born in Waterloo, Iowa, March 24, 1858, the son of Mr. and Mrs. Samuel B. Grout. He died in Waterloo, Iowa, June 28, 1932, at the President Hotel, while making an address before the Optimist Club—carrying on, exemplifying his character until death called.

Mr. Grout was a successful traveling salesman; a farmer of systematic, practical and scientific attainments; a large land owner—possessed an abiding faith in the soil and particularly in that of Iowa; a good Christian man—no frills, but a man of good sound business judgment, outspoken and fearless.

The remarkable achievements of a busy, useful and hard working life were: Redeeming, while yet in his teens, the mortgage on his father's farm; putting into operation a perpetual care-taking program for one of Iowa's most beautiful cemeteries—Fairview at Waterloo; and last, but not least, his wonderful collection of relics—historical reminders of Iowa's growth and development. The collection is now in the court house, but is soon to be housed permanently in the new Y. M. C. A. building in Waterloo. Without a doubt it is the largest individual collection in the state, and is a source of study, interest, and pleasure to the public, especially to the growing boy.

Mr. Grout was married twice. On December 29, 1892, he married Mrs. Olive Wright Wilson, who died August 20, 1910; and on September 3, 1914, he married Miss Agnes A. Perry of McHenry, Illinois, who survives.

Mr. Grout was a member of four legislative sessions, having represented Black Hawk county in the House of Representatives during the Thirty-fourth and Thirty-fifth General Assemblies, and represented the Black Hawk-Grundy district in the Senate during the Thirty-sixth and Thirty-seventh General Assemblies.

Henry W. Grout, a good man living a clean, happy and contented life, and finding time and pleasure in doing for others.

Now, Therefore, Be It Resolved by the House of the Forty-fifth General Assembly of Iowa, That in the death of Henry W. Grout, the people of Black Hawk and Grundy counties, and the people of the entire State of Iowa have sustained a great loss. Everywhere he was known as a man honored and trusted, a man of sterling quality and irreproachable character.

Be It Further Resolved, That a copy of these resolutions be printed in the Journal of the House, and a copy hereof be transmitted to the widow.

ARCH W. MCFARLANE,
E. M. LICHTY,
W. A. MOOTY,
Committee.

Unanimously adopted April 11, 1933.

Digitized by Google

HONORABLE R. A. HASSELQUIST

MR. SPEAKER: Your committee, appointed to prepare suitable resolutions commemorating the life and service of the Honorable R. A. Hasselquist, late of Chariton, Lucas county, Iowa, beg leave to submit the following brief memorial.

R. A. Hasselquist was a native of Sweden, born December 4, 1850, and lived there until about eighteen years of age when he came to America, landing in the city of New York on the 17th day of April, 1869.

His first employment was found at Princeton, Illinois, when he entered the service of the Chicago, Burlington & Quincy Railroad Company as a bridge carpenter.

In 1872 he came to Lucas county, Iowa, and assisted his father with the farm work, and later on he entered the employment of the firm of J. Braden & Company of Chariton as a salesman and a few years later he opened a store in the town of Russell where he did a thriving business for sixteen years, then sold his stock of merchandise, moved to Chariton where he entered business pursuits again, retiring from the same a few years later.

He was married to Laura Davis of Russell, Iowa, February 26, 1873. To this union two children were born, Lawrence A., a resident of Omaha, and Elmer H. of Chariton. The former is a traveling salesman and the latter is the assistant postmaster at Chariton, Iowa. Mrs. Hasselquist died a few years prior to his demise and his two sons are his sole survivors.

Mr. Hasselquist always took a deep interest in politics, was an ardent republican and it was no surprise to his many friends when he received the nomination and was elected to the legislature, serving with distinction in the House of Representatives during the Twenty-eighth and Twenty-ninth General Assemblies, and at the expiration of his last term was elected to serve the people in the Senate where he took an important part in shaping legislation in that body.

Before the expiration of his senatorial term he was appointed postmaster at Chariton and held this position during the Roosevelt and Taft administrations, retiring when relieved by the election of Woodrow Wilson.

It can be truthfully said of Mr. Hasselquist, that, by reason of his splendid abilities, his fine disposition, his training and love of hard work he made a splendid official no difference what position of trust that he held.

He took an active part in all public affairs, was strictly honest and had the good will and confidence of all, and had a good record in his community for rendering assistance in all worthy civic matters.

Mr. Hasselquist was naturally a religious man. In his homeland he was brought up in the Lutheran faith, but after his marriage he and his wife united with the Presbyterian church and was a faithful worker in all the activities of that church until a short time prior to his death.

Therefore, Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That in the death of the Honorable R. A. Hasselquist the state has lost an honored and valued citizen, and a man of high ideals.

Digitized by Google

Be It Further Resolved, That a copy of these resolutions be spread upon the Journal of the House, and that the Chief Clerk be directed to send an enrolled copy to the two sons of the deceased.

G. J. GITTINGER,
ALVA HUMESTON,
E. H. FABRITZ,
Committee.

Unanimously adopted April 11, 1933.

HONORABLE JOHN T. HAZEN

MR. SPEAKER: Your committee, appointed to prepare resolutions in commemoration of the life and services of the Hon. John T. Hazen, late of Pottawattamie county, beg leave to submit the following report:

Mr. Hazen was born in Dearborne county, Indiana, July 27, 1846, and died at Avoca, Iowa, June 29, 1931, at the age of 84 years. He was married to Miss Addie Jones in 1867, who died in 1869. He came to Pottawattamie county in 1871 where he was married a second time to Mrs. Julia Harris. Two daughters and two sons survive. He was the only democrat elected to office from his county in 1890, when he was elected sheriff and served two terms. While he was sheriff in April, 1894, he escorted Kelly's Army through the county, on their march across the continent. He served as a Representative in the Thirty-fourth and Thirty-fifth General Assemblies. He served as mayor, councilman and member of the school board and at his death was a director of the Citiens Savings Bank. He was a member of the I. O. O. F. Lodge and an active member of the Congregational church.

Therefore, Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That in the passing of the Hon. John T. Hazen the state has lost an honored and valuable citizen, a man of high ideals in Christian living and useful citizenship.

Be It Further Resolved, That a copy of these resolutions be spread upon the Journal of the House and an enrolled copy sent to the surviving members of the family.

WM. THIES,
JOHN F. BRADY,
R. G. MOORE,
Committee.

Unanimously adopted April 11, 1933.

HONORABLE E. O. HELGASON

MR. SPEAKER: Your committee, appointed to prepare resolutions commemorating the life and services of the late Honorable E. O. Helgason of Armstrong, Iowa, beg leave to submit the following report:

Honorable E. O. Helgason was born in Mason City, Iowa, on November 7, 1872, and died of a heart attack at his home in Armstrong, Iowa, March 21, 1932. At the age of seven, he, with his parents moved on a farm in Senaca township, Kossuth county, and thereafter has always lived in Iowa except for three years he spent in Louisiana. He attended the

Digitized by Google

district school and completed a course in a business college and later attended the Iowa State College at Ames for two years, afterward teaching school for two years.

In 1900 he was united in matrimony to Mary Jenson and to this union were born five children, two sons, Lloyd and Lorenzo, who reside on farms near Armstrong and three daughters, Ione, Viola and Marietta, all of Armstrong.

Mr. Helgason was interested in public affairs for many years, having served as road superintendent, township trustee and clerk, Director of Armstrong Consolidated School eleven years, and president of it for eight years.

He served as republican committeeman and was elected to fill the vacancy in the House of Representatives from Emmet county upon the death of Representative R. B. Crone in the Forty-second extra session. In 1928 he was re-elected to the Forty-third and in 1930 he was again re-elected to the Forty-fourth General Assembly.

Therefore, Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That in the death of E. O. Helgason the state has lost a public spirited citizen and a man of high ideals. That the House of Representatives take this occasion to express its appreciation of his life and work and extend to his family sincere sympathy in their bereavement.

Be It Further Resolved, That a copy of these resolutions be spread upon the Journal of the House and enrolled copies thereof be sent to the surviving members of the family.

E. J. MANIECE,
W. H. STRACHAN,
H. N. HANSON,
Committee.

Unanimously adopted April 11, 1933.

HONORABLE JOHN H. JENKS

MR. SPEAKER: Your committee appointed to prepare Resolutions in commemoration of the life and services of the Hon. John H. Jenks, late of Pottawattamie county, beg leave to submit the following report: Mr. Jenks was born in Belchertown, Massachusetts, September 25, 1855, and died at the Jennie Edmundson Hospital in Council Bluffs, May 31, 1931, at the age of 75 years. He attended the public schools at Earlville, Illinois, and the University of Chicago for two years. He was a large stock raiser and shipper. His word was as good as his bond. In all his dealings he was honest and upright. In 1892 he became cashier of the Avoca State Bank and in 1900 was elected its president, in which capacity he served until his death. He served as a Representative in the Twenty-eighth and Twenty-ninth General Assemblies. He was married to Ann Heslet of Mendota, Illinois, in 1881 and at his death lacked but sixteen days of celebrating his fiftieth wedding anniversary. To them was born a son, who died at birth, and a daughter, Mrs. William Knutson, of Hinsdale, Illinois, who survives him.

Therefore, Be It Resolved by the Forty-fifth General Assembly, That in

Digitized by Google

the passing of the Hon. John H. Jenks the State has lost an honored and valuable citizen, a man of high ideals in Christian living and useful citizenship.

Be It Further Resolved, That a copy of these resolutions be spread upon the Journal of the House and an enrolled copy be sent to the surviving members of the family.

WM. THIES,
JOHN F. BRADY,
R. G. MOORE,
Committee.

Unanimously adopted April 11, 1933.

HONORABLE G. A. JUSTICE

MR. SPEAKER: Your committee, appointed to prepare resolutions in commemoration of the life and services of the Honorable G. A. Justice, beg leave to submit the following:

G. A. Justice was born in Linn County, Iowa, December 31, 1857, moving to Shelby County about 1880.

October 13, 1881, Mr. Justice was united in marriage to Miss Clara E. Miller. To this union five children were born, two of whom are deceased.

In 1880 Mr. Justice moved to Shelby County, finally locating near Panama. He lived on this farm for several years, during which time he increased his holdings and brought this land to a high state of cultivation, and later he sold this farm, buying land near Defiance where he lived until he retired from the farming industry.

Mr. Justice took an active part in the civic affairs of the community and the state. He served as a public officer in various offices, always doing his best for the interest of the community. He served on school boards, on the county board of supervisors, and was treasurer of the town of Defiance. He served as a member of the General Assembly of the thirty-eighth and thirty-ninth assemblies, which position he filled with credit and distinction.

Therefore, Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That in appreciation of the splendid service rendered the State by the late G. A. Justice, this House of Representatives extends its sincere sympathy to the surviving relatives.

Be It Further Resolved, That this resolution be spread upon the Journal of the House and that an enrolled copy thereof be sent to the family.

WILLIAM THIES,
JOHN F. BRADY,
R. G. MOORE,
Committee.

Unanimously adopted April 11, 1933.

HONORABLE JOHN N. LANGFITT

MR. SPEAKER: John N. Langfitt was born at Big Rock, Scott County, Iowa, May 9, 1866. He attended the rural schools, Wilton Academy and

Digitized by Google

Davenport Business College. In 1887 he came to Adair County to the farm occupied as his home at the time of his death.

On May 26, 1892, he was married to Clara A. Martin, daughter of the late W. B. Martin of Des Moines. Mrs. Langfitt preceded him in death, July 14, 1924. He has four surviving children: Harry M., Bernice L., Mildred and John N., Jr. Following his marriage he lived in western Washington for a few years, returning to Greenfield in 1898.

He was united with the Presbyterian Church soon after coming to Adair County and was a member of Crusade Masonic Lodge, Greenfield, and of the Des Moines Consistory.

His interest in the political and civic activities of his community began as a member of the board of trustees of the Presbyterian Church, where he served for forty-five years, being chairman of the board for twenty-five years.

He was chosen to represent Adair county in the State Legislature in 1917 and 1919. Following his two terms as Representative he was elected to the office of State Senator from the Adair-Madison district, where he served from 1925 to 1932.

He died at the Iowa Methodist Hospital in Des Moines on August 5, 1932, after an extended illness of over two years.

John N. Langfitt was a typical product of his day and generation, representing the best type of the sons and daughters of the early pioneers, who made a valuable contribution to Iowa history. Of unimpeachable character, unassuming, painstaking and industrious in the part that he played in the history of politics, legislation and business of the state, he has left a record that his family and friends will always be proud of. He was one of the builders and not underminers of the commonwealth. The welfare of the people, whom he represented, was always his chief concern. He will be remembered by those who knew him, as a man of outstanding worth.

Therefore, Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That in the death of the Honorable John N. Langfitt the state has lost a worthy and influential citizen, and that we extend to his relatives and friends our sincere sympathy, and

Be It Further Resolved, That this resolution of respect and appreciation be printed in the Journal of the House and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

JOHN MCDERMOTT,
C. E. MALONE,
E. P. LAUGHLIN,
Committee.

Unanimously adopted April 11, 1933.

HONORABLE WILLIAM LARRABEE, JR.

MR. SPEAKER: Your committee, appointed to prepare memorial resolutions commemorating the life and services of the Honorable William Larrabee, Jr., a member of the House of Representatives in the twenty-ninth, thirty-third, thirty-fourth and thirty-fifth General Assemblies of

Digitized by Google

Iowa, and who passed away on April 2, 1933, beg leave to submit the following:

William Larrabee, Jr., was born near Clermont, Iowa, December 11, 1870. He was educated in the public schools of Clermont. He was a graduate of the Law department of the State University, where he was chosen to be a member of the Bahama Expedition, sent out by the University in 1893 for scientific research. He was a veteran of the Spanish-American War, acting as Commissary of Subsistence of Volunteers.

He was united in marriage to Lillian Ingles, and to them was born six children, one son dying in infancy. The others are Mrs. James McElvin, of Chicago, William Larrabee 3rd, of Los Angeles, and Helen Augusta, Janet and James, at home.

Mr. Larrabee was an active member in his church and fraternal organizations. The Larrabee family presented the town of Clermont with a grade school, which, after the death of the senior Larrabee, once Governor of the State of Iowa, and for years Senator from his district, was finished by his son, William Larrabee, Jr. The school is a shining example of the generosity and public spiritedness of the Larrabee family.

Mr. Larrabee was indeed a man of great wisdom and strength, and his life shall ever be a bright star to those who seek for greatness in the State he loved, and honored with his services. His death has taken from us one of the outstanding men in the history of Iowa.

Therefore, Be It Resolved by the House of Representatives of the Forty-fifth General Assembly of the State of Iowa, That the foregoing memorial be adopted in appreciation of the life and services of the Honorable William Larrabee, Jr.

Be It Further Resolved, That these resolutions be spread upon the Journal of the House and the Chief Clerk be directed to send an enrolled copy to each of the members of the family of the deceased.

H. B. HOUGH,
OVE D. ROE,
OTTO FUELLING,
Committee.

Unanimously adopted April 11, 1933.

HONORABLE F. D. MEAD

MR. SPEAKER: Your committee, appointed to prepare resolutions in commemoration of the life, character and services of the Honorable F. D. Mead, former member of the House of Representatives from Howard county, Iowa, beg leave to submit the following memorial:

Francis Dana Mead was born at Cresco, Howard county, Iowa, on August 8, 1870, and departed this life in Cresco, Wednesday afternoon, November 16, 1932, at the age of 62 years, 3 months and 8 days. He was the eldest son of Francis J. and Cynthia B. Mead, and his entire life was spent in Howard county.

His early education was obtained in the Cresco public school, he graduating with honors at the age of 16 years, as a member of the class of 1886.

After his graduation from high school he spent a short time as a clerk in the drug store owned by Dr. H. C. Price. Following this he began

Digitized by Google

the work which became his life vocation, actively assisting in the various details pertaining to the publishing of a country newspaper and in this way acquiring the knowledge and building the foundation which enabled him upon the death of his uncle, W. R. Mead, to successfully become the co-partner with his father in the editing and publishing of the Cresco Plain Dealer. With the exception of eight years spent as postmaster he continued with this work until the time of his death. Since the establishment of the Plain Dealer in 1859, now in its seventy-fifth volume, it has been continuously in the possession of the Mead family, and a complete file of all issues has been kept. It has now fallen to the lot of his two sons who have been associated with their father to carry on.

On November 12, 1895, he was united in marriage with Alice M. Frost of Cresco, who passed away in March, 1900. He was united in marriage with Pearl Buchanan on May 2, 1901, and to this union two sons, Donald and George, were born.

Mr. Mead, always interested in community affairs, was an active participant until the day of his death. On January 8, 1925, he was elected secretary of the Howard County Agricultural Association and during the seven years of his guidance the fair has become one of the outstanding organizations of the state. In recognition of his ability along this line he was chosen treasurer of the Iowa State Fair Managers' Association, which position he held until his death. He served as president of the Cresco Community Club, was a charter member of the Kiwanis, and a valued member of the Board of Education of the Independent School District of Cresco. His religious affiliation was with the Grace Episcopal Church, he contributing unstintingly of his time, counsel and musical talent. For many years he was also a member of the Methodist Episcopal Church choir.

In 1930 he was elected state representative from Howard county and the able manner in which he represented his constituents is attested by his re-election on November 8, 1932.

In closing we can do no better than to again quote the words of Mr. Mead, who on a similar occasion wrote: "He had nearly 46 years of country newspaper life. What a rich life of experiences and intimacies with his neighbors. But now the Grand Foreman has called 'Thirty' on Dad's work, has 'closed the forms' on the last printed page of his open book of life; his work is finished and printed clear, without a blur and fair to read."

Therefore, Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That we extend our sympathies to the family and express our appreciation of the life and character and public services of the Honorable F. D. Mead.

Be It Further Resolved, That these resolutions be spread upon the Journal of the House and the Chief Clerk be directed to send an enrolled copy to the family.

JOSEPH D. BOUSKA,
WM. KOCH,
T. F. SCHMITZ,
Committee.

Unanimously adopted April 11, 1933.

Digitized by Google

HONORABLE CAMDEN A. MEREDITH

MR. SPEAKER: Your committee, appointed to prepare and present suitable resolutions regarding the life, character, and public service of the Honorable Camden A. Meredith, late member of this House in the Thirty-first and Thirty-second General Assemblies, begs leave to report the following:

Camden A. Meredith was born on a farm near Corydon, Iowa, December 10, 1863, and died March 9, 1931, at Atlantic, Iowa. He received his education in the country schools first, and later in the high schools of Allerton, Iowa, still later was a student at the Fort Edward Collegiate Institute at Fort Edward, New York, from which institution he graduated in June, 1885. In the fall of 1885 he entered the law department of the State University of Iowa, from which he graduated in the class of 1887. He located in Atlantic, Iowa, for the practice of his chosen profession in March, 1892, forming a partnership with L. L. DeLano, under the firm name of DeLano and Meredith. In 1889 he was married to Miss Anna King, of Corydon, Iowa, and to this union were born two children, a daughter, Lois, who died March 31, 1901, at the age of four years, and a son, Ernest K. Meredith, who died October 25, 1929, at the age of 27 years.

He was a member of the Republican party and was elected city attorney of Atlantic, Iowa, in 1892, re-elected in 1894. In 1896 he was elected county attorney of Cass county, Iowa, and re-elected to that office in 1898. At a special election held December 19, 1905, he was elected State Representative of Cass county, to fill out an unexpired term caused by the death of his partner, L. L. DeLano, and served during the Thirty-first General Assembly. He was re-elected as a Representative in 1906.

Mr. Meredith was an outstanding personality, there was no one else just like him. He was one of nature's noblemen, honest, broadminded, clean and square. He was possessed of more than ordinary abilities as an attorney, and had an exalted idea of the obligations of his profession. To all of his public services and to all of his private affairs he brought the same character and fine regard for the highest ethics of his profession. He was a member of the Methodist Episcopal Church and for a good many years he was one of the trustees of the local Methodist church.

Be It Resolved, That the General Assembly take this occasion to testify its high appreciation of the exalted character and distinguished public services of Camden A. Meredith, and hereby extends to his bereaved family its sincere sympathy in their sorrow and affliction.

Be It Further Resolved, That a copy of these resolutions be properly engrossed, and authenticated by the Speaker and Clerk of the House and sent to the members of his family.

C. E. MALONE,
ALVA HUMESTON,
WM. KOCH,
Committee.

Unanimously adopted April 11, 1933.

Digitized by Google

HONORABLE REV. LAFAYETTE SHAEFFER

MR. SPEAKER: Your committee, appointed to prepare resolutions commemorating the life and public service of the Honorable Lafayette Shaeffer, State Representative, reports as follows:

Reverend Schaeffer was born near Centerville, Iowa, May 6, 1849, and died January 5, 1932, at his home near Mystic, Iowa.

He was born of American parentage, of German descent. His father, David Schaeffer, and mother, Lydia Hiestand, were born, reared and united in marriage in Fairfield county, Ohio. In 1846 they removed to Appanoose county, Iowa. He received his education in the common schools, with the exception of one term spent in Western College.

On September 26, 1875, he united in marriage with Miss Theresa A. Robinson of Monroe county, who was born in Ripley county, Indiana. She died December 21, 1910. On December 7, 1922, he married Mary J. Robinson who survives his passing.

A farmer most of his life, he also entered the ministry of the United Brethren church in 1883 and held this post for fifty-three years until his death, leaving an enviable record. Four hundred thirty-three marriages, and the number of his funerals exceeded his marriages. He was willing and ready at all times to go anywhere to perform his services.

His political career began as committeeman of his township, led to frequent nominations as a delegate to county and state conventions, the office of justice of the peace and township assessor, and finally to the post of State Representative to the Thirty-sixth General Assembly. For thirty years he was associated with his local school board, serving as sub-director, president, and for twenty-three years of the thirty as secretary. He held a notary public commission.

Reverend Shaeffer was a man of strong public spirit. A model of industry, integrity, and charity, he spent his life in an endeavor to promote the general welfare according to his creed.

Therefore, Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That in the passing of the Honorable Lafayette Shaeffer, the state has lost a loyal citizen, a man of strong character and sterling worth, and this House, by these resolutions of respect and appreciation extends its sincere sympathy to his surviving relatives.

Be It Further Resolved, That these resolutions be spread on the records of this House, and an enrolled copy thereof be sent to the wife of the deceased.

FOREST DAVIS,
J. E. CRAVEN,
S. B. DURANT,

Committee.

Unanimously adopted April 11, 1933.

HONORABLE ARTHUR W. SLAUGHT

MR. SPEAKER: Your committee, appointed to prepare memorial resolutions commemorating the life and services of the Honorable Arthur W. Slaught, a former member of the General Assembly of Iowa, begs leave to submit the following:

Digitized by Google

Dr. Slaught was born at Hector, Schuyler county, New York, July 6, 1855. He was born and lived on a farm, and received such education as was afforded in the rural schools. Later he attended Colgate Academy at Hamilton, New York, after which he took up the study of medicine and received his degree from the Chicago Homeopathic Medical College in 1887.

In 1883 he was united in marriage to Mrs. Anna Matthews Chase of Chicago, Illinois, and to this union were born three children, Miss Marguerite Slaught, Mrs. Warner A. Cruisenberry and Mr. Hugh Slaught.

He moved to Iowa in 1896, first locating in Emmet county and afterwards locating in Wapello county. His life was given to public service and during his residence in Wapello county he served twice as coroner of the county. He represented Wapello county in the House during the Thirty-sixth, Thirty-seventh and Thirty-eighth General Assemblies.

Therefore, Be It Resolvd by the House of Represntatives of the Forty-fifth General Assembly, That in appreciation of the splendid service rendered the state by the late A. W. Slaught, this House of Representatives extends its sincere sympathy to the surviving family.

Be It Further Resolved, That this resolution be spread upon the Journal of the House and an enrolled copy of same be sent to the family.

E. H. FABRITZ,
I. M. REED,
C. F. RICE,

Committee.

Unanimously adopted April 11, 1933.

HONORABLE CHARLES C. SMITH

MR. SPEAKER: Your committee, appointed to prepare memorial resolutions commemorating the life, character and public services of the Honorable Charles C. Smith, a former member of the General Assembly of Iowa, begs leave to submit the following:

Charles C. Smith was born near Roxby, Lincolnshire, England, on February 1, 1854. He grew up in his native country and when twenty years of age came to America and located in Nebraska, later moving to Iowa and settling in Cass county.

When Mr. Smith came to Cass county he met a very prominent farmer, Mr. Lawrence Dolan, who offered the young man work. Mr. Smith accepted, little realizing that he would become one of the leading men of that part of the country. Being a very industrious man he soon began to prosper and in a short time decided to farm for himself.

In 1922, Mr. Smith retired from active farm life and moved to Griswold to make his home. He never lost interest in farm life and was always happy when he was on the farm. During the last years of his life he often went out and, while he did little work, he assisted in the management of the old home place.

Mr. Smith was a man in whom everyone had confidence. During the years of his residence on the farm he held many offices of trust and was a member of the Cass County Board of Supervisors for several terms.

Digitized by Google

He was Representative from Cass county in the Thirty-sixth General Assembly.

Mr. Smith was more than a farmer. He was a man who could recognize the progressive character of the times. He was a man of very broad vision.

Early in life Mr. Smith became a member of Cass Lodge No. 412, A. F. & A. M., filling the offices of the lodge with honor. He was also a member of the Methodist church of Griswold. He worked in the interests of the Sunday school and was ready and willing to do his every duty for the uplift of mankind.

He was married to Miss Millie A. Shaffer, October 11, 1877. Five children were born into the happy home, four sons and one daughter. They are Miss Laura, who remained at home with the parents, Ross, John, and Ray, all of whom reside in the vicinity of Griswold. One son, Fred, passed away about three years ago.

Therefore, Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That in the passing of Honorable Charles C. Smith, this assembly take this occasion to express its appreciation of his character and public services and tender to his surviving widow and children its sincere sympathy in their sorrow, and

Be It Further Resolved, That a copy of this resolution be spread upon the Journal of the House and that the Chief Clerk be instructed to send an enrolled copy to the family of the deceased.

C. E. MALONE,
G. J. GITTINGER,
M. C. FALVEY,

Committee.

Unanimously adopted April 11, 1933.

HONORABLE LEONARD E. STANLEY

MR. SPEAKER: Your committee, which was appointed to report resolutions commemorating the life, character and services of the late Leonard E. Stanley, begs leave to submit the following report and moves its adoption:

Leonard E. Stanley was born in Columbiana county, Ohio, April 4, 1853, and died at his home in Corning, Iowa, August 1, 1932.

When a few weeks old he came with his parents to Johnson county, Iowa, thence to Warren county. Mr. Stanley has been closely associated with the growth and development of Adams county since the settlement days of the early seventies.

On February 4, 1879, he was married to Hannah Hogenkamp. To this union were born six children, five of whom, along with the widow, survive the deceased.

Mr. Stanley's church affiliations have been, for the past thirty-five years, with the Congregational church in Corning, where he served on the Board of Deacons for several years. He was born and reared in a Quaker home and those early influences have ever dominated his life.

The abilities and character of Mr. Stanley have been utilized in public

Digitized by Google

office as Clerk of the Court 1898-1902, town councilman, State Representative to the Thirty-seventh General Assembly, and Justice of the Peace for several years. He has been for many years a member of Instruction Lodge No. 275 A. F. & A. M. and of the Modern Woodmen of America.

The keynote of Mr. Stanley's life has been common honesty and genuine good will. No biting envy or petty jealousy found refuge in his generous mind. Firm in his own beliefs, he never sought to force his views upon others, contrary to their own judgments. A lovable personality has gone but the soul of the man will live like a burning flame in the community to make cleaner and more wholesome every segment of society with which he came in contact.

Therefore, Be It Resolved, That in the passing of the Honorable Leonard E. Stanley the state has lost a valuable and honored citizen, a man of sterling quality and irreproachable character, and the House of Representatives of Iowa would tender by this resolution its sympathy to the widow, and the children who survive.

Be It Further Resolved, That a copy of these resolutions be printed in the Journal of the House as an expression of the life and worth of the deceased and engrossed copy hereof be transmitted to the widow and children.

F. H. BEATH,
R. C. HOPP,
PAUL L. MILLHONE,
Committee.

Unanimously adopted April 11, 1933.

HONORABLE JOHN W. SULLIVAN

MR. SPEAKER: Your committee, appointed to prepare resolutions commemorating the life and public service of the late Honorable John W. Sullivan, of Kossuth county, begs leave to submit the following report:

John W. Sullivan was born in La Salle, Illinois, on June 13, 1862, and died at his home in Algona, Iowa, August 19, 1931, being sixty-nine years and two months of age.

When John W. Sullivan was nine years of age his parents moved to Johnson county, Iowa, where they resided on a farm. He attended the public schools of Johnson county. Later he attended Hiatt's Academy at Iowa City, Iowa, and after finishing a two-year course there, attended the Iowa State University. He was graduated from the law department of that university in 1887.

After his graduation Mr. Sullivan entered the practice of law in Sioux Falls, South Dakota, where he remained for one year. He then returned to Iowa City where he entered the law office of the late Judge Martin J. Wade. In 1890 he moved to Algona, Iowa, where he engaged in the practice of law alone.

On January 24, 1894, Mr. Sullivan formed a law partnership with S. E. McMahon, who had then graduated from the law department of the State University of Michigan. That partnership, without a shadow of mis-

Digitized by Google

understanding, continued until Mr. Sullivan's death, a period of more than thirty-seven years. In 1920, L. E. Linnan, who had just graduated from the law department of the Iowa State University, joined the firm.

Mr. Sullivan was married in April, 1925, to Essie Cordingly, the daughter of one of the pioneer families of Kossuth county. His faithful wife and one son, W. Wade Sullivan; a brother, Daniel Sullivan, and two sisters, Kate and Nellie Sullivan, survive him.

John W. Sullivan was an ideal citizen and always had at heart the best interests of his home, his profession, his community and his state and was ever ready and willing to contribute his services to the development and success of every worthy public or private enterprise and to the upbuilding and betterment of the community in which he lived.

In 1897, Mr. Sullivan was elected a member of the Board of Directors of the Independent School District of Algona, where he continued as a member until his resignation due to ill health, in 1927. During the last twenty-three years of his term he was president of the board.

In 1915 he successfully defeated the attempted division of Kossuth county, and during the same year was elected a member of the Thirty-sixth General Assembly, where he continued that fight and by his able leadership defeated and ended the desire and attempt to divide the county.

Mr. Sullivan was president of the Kossuth County Bar Association from its organization until his death. He was a charter member of the Algona Rotary Club and a golf enthusiast. His interests centered in his home, his community and the practice of law. He was an untiring student and entertained a very high standard of professional ethics and was the embodiment of professional honor and rectitude. He sought diligently to impress these high ideals upon the younger members of the legal profession with whom he was acquainted. Although a tireless worker and painstaking student and possessed of a keen legal mind, and recognized judicial ability, he was extremely modest and retiring and ever ready to extend due consideration to the opinion and judgment of others.

In politics Mr. Sullivan was truly a Jeffersonian Democrat and a firm believer in the principles of government so clearly announced and ably advocated by the sage of Monticello.

Therefore, Be It Resolved by the House of Representatives of the Forty-fifth General Assembly of the State of Iowa, That the foregoing memorial be adopted as its appreciateion of the life and public service of the Honorable John W. Sullivan.

Be It Further Resolved, That a copy of these resolutions be spread upon the records of this House, and an enrolled copy thereof be sent to the family of the deceased.

A. H. BONNSTETTER,
P. H. DONLON,
E. J. MANIECE,
Committee.

Unanimously adopted April 11, 1933.

Digitized by Google

HONORABLE ELBERT WRIGHT WEEKS

MR. SPEAKER: I esteem it a privilege to speak a few words in commemoration of the life and works of my good friend, Elbert Wright Weeks, late of Guthrie county, Iowa.

Elbert Wright Weeks, son of Henry and Sarah Weeks, was born near Painsville, Ohio, October 7, 1850, and passed away in the Masonic Sanitarium at Bettendorf, Iowa, on December 17, 1932, at the age of 82 years, 2 months and 10 days.

In 1855, Mr. Weeks, with his father, mother, sister, Amelia, and brother, Milford, came to Iowa, locating in the county of Iowa. Later three other sisters joined the family circle: Nettie, Jessie and Mary.

Mr. Weeks received his education in the rural schools of Iowa county and from the State University of Iowa from which institution he received his law degree in 1873.

In the spring of 1876 he selected Guthrie Center as the location in which he chose to continue his law practice and make his home. He married on June 2, 1878, Lorena Bower of Guthrie Center, to which union two children were born: Lena and Henry J. Mrs. Weeks died March 13, 1884.

In 1887 Mr. Weeks again married, his second union being with Jennie Biggs. To this union were born two children: Seth B. and E. Wright. In 1910 he was again called upon to surrender his companion to death.

The members of his immediate family who are left to mourn his death are his daughter, Lena Till of Des Moines, and son, E. Wright of Hollywood, California; Seth and Henry both preceded him in death several years ago; also six grandchildren: Polly Marie Weeks of Washington, D. C.; Margaret Jane Burson of Des Moines, Iowa; Elbert Wright, Jr., Henry John and Nancy Bell Weeks of Hollywood, California; Lorena Haggerty and Marguerite Haggerty, a great grandchild, all of Des Moines, Iowa, and his sisters, Mrs. Jessie Ferree of Des Moines, and Mrs. Nettie Talbot of Pasadena, California, besides a host of other relatives and friends.

Mr. Weeks was an enthusiastic member of the Methodist Episcopal church, at times filling the pulpit in the absence of the pastor. He was a member of the I. O. O. F. for more than fifty years and affiliated with the A. F. & A. M. for nearly fifty years, in which brotherhood he attained the Knights Templar. He was also a prominent member of the Knights of Pythias and a member of the Guthrie Center Lions Club.

Honorable E. W. Weeks was a member of the Thirtieth, Thirty-first, Thirty-second, Thirty-second Extra General Assemblies from Guthrie county of the House of Representatives in the State of Iowa. Concerning his activities in the political life of the county and state the following excerpt is taken from "Past and Present of Guthrie County, Iowa," published in 1907 by the S. J. Clark Publishing Company of Chicago, which contains biographical sketches of prominent and leading citizens:

"Elbert Wright Weeks may well be called one of the commanders of the Republican party of Iowa. He has done much effective work in planning campaigns and in executing the actual routine service of office, which is so necessary in the conduct of campaigns. For six years he was secretary of the National Republican League, in connection with his

Digitized by Google

political work he became acquainted with many men of national prominence and was entertained at Washington by President Theodore Roosevelt. In 1903 he was elected to represent the district in the state legislature. During his term in office he served as chairman of the judiciary committee and was connected with much valuable legislation."

The funeral service was conducted by the Rev. John R. Rex and Rev. Alexander Wimberly, assisted by the Masonic Order. Interment was made in the Union Cemetery near Guthrie Center.

Thus we chronicle the ending of a beautiful life that is gone from our midst. He established a pioneer home and did much to build up our county and state. During his fifty-five years' experience in law practice he made many acquaintances all over the land, from north to south and from east to west, who deeply appreciated his friendship and judgment. At the time of his death the sun was just sinking in the west, the week had drawn to its close, his book commemorating the lives and works of prominent citizens of Guthrie county had just been completed and his earthly life ended almost at the close of the year.

Therefore, Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That in the passing of the Honorable Elbert Wright Weeks the state has lost a valuable citizen, and this House by this resolution tenders its sympathy to the family surviving him; and

Be It Further Resolved, That a copy of these resolutions be spread upon the Journal of the House and the Chief Clerk of the House be instructed to have an enrolled copy sent to the family.

R. ARNO PEET,
BLAKE WILLIS,
T. G. JENSEN,

Committee.

Unanimously adopted April 11, 1933.

HONORABLE HENRY LUSK WILSON

MR. SPEAKER: Your committee, appointed to prepare memorial resolutions commemorating the life, character and public services of the Honorable Henry Lusk Wilson, a former member of the General Assembly of Iowa, begs leave to submit the following:

Henry Lusk Wilson was born July 12, 1858, in Crystal township, Tama county, Iowa. He was the son of West and Margaret Drynam Wilson.

Mr. Wilson received his education in the district schools in Crystal township and in the public schools and private academy in Traer. He entered the livestock business, first in Beaman, Gladbrook and Manly, then in January of 1883 he located permanently in Osage, Iowa, fifty years ago.

He was married April 30, 1895, to Ethel Lovejoy, daughter of Mr. and Mrs. George Lovejoy of Rock township. Besides his wife he is survived by four children, Mary Young of Waukee, Margaret DeLaney of Stacyville, Katherine Twomey of Osage, and Henry Lovejoy Wilson of West Lafayette, Indiana. There are three grandchildren, Elizabeth and Frank Wilson Young and Richard DeLaney.

Mr. Wilson had twelve brothers and sisters. Those living are Jane

Digitized by Google

Whannel and Margaret Brown of Traer; Agnes Galloway and Dalton K. Wilson of Waterloo; Catherine Creswell of Reinbeck; William D. Wilson of Grundy Center; John Wilson of San Francisco, California, and Sara Wilson, who lives in Scotland.

Mr. Wilson was a man among the foremost in the development of Mitchell county and was for half a century one of the foremost citizens of the county.

Mr. Wilson was reared in Tama county, near the boyhood home of Billy Sunday, world-famed evangelist. Both were members of the Marshalltown hose team in the early '80's and were noted for their speed as runners. It was always a boast among "Tug's" boyhood friends that he could equal the famous Sunday on the running paths. As a matter of fact, it was his athletic ability that first focused public attention on young Wilson when he came to Mitchell county. Tremendously strong and unusually swift, he was an outstanding figure in the athletic events of his day, and stories of his performances have become traditions.

Mr. Wilson was always prominent in civic and political affairs. He came to Mitchell county a democrat, and was elected to the office of sheriff on that ticket in 1890, holding it for three terms. Disagreeing with his party on the "free silver" issue in 1896 he became affiliated with the republican party, and rose high in its councils. For a long term of years there was none in Mitchell county who wielded so great an influence politically.

Early in the 1900's he served on the city council of Osage, and from 1914 to 1918 he represented Mitchell county in the state legislature. This was the Thirty-sixth and Thirty-seventh General Assemblies.

His business career has embraced a number of projects. Always his main business was that of buying and raising livestock, and he was regarded as an expert judge of stock. In the '80's he operated a meat market, from 1903 to 1907 he was associated with T. M. Atherton, Jr., in the publication of the Mitchell County Press. For a number of years he was engaged in the quarrying and sale of stone with the late Dr. M. A. Hansen.

Few men in Mitchell county were as well read as Mr. Wilson. None exceeded him as a student of economics, history and government and his knowledge of classic and scientific literature frequently surprised those interested in those lines.

Mr. Wilson had been actively engaged in farming and livestock raising up until the time of his last illness. For years he was also engaged in the livestock buying business in this community.

Mr. Wilson passed away on October 12, 1932, at the age of 74 years and 3 months. His death has been keenly felt by all the citizens of Mitchell county.

Therefore, Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That in the passing of Hon. Henry Lusk Wilson, this assembly take this occasion to express its appreciation of his character and public services and tender to his surviving wife and children its sincere sympathy in their sorrow, and

Be It Further Resolved, That a copy of this resolution be spread upon

Digitized by Google

the Journal of the House and that the Chief Clerk be instructed to send an enrolled copy to the family of the deceased.

JAS. G. CASEY,
WM. SHERIDAN,
SAM SWIFT,

Committee.

Unanimously adopted April 11, 1933.

HONORABLE THOMAS J. WILSON

MR. SPEAKER: Your committee, appointed to prepare memorial resolutions commemorating the life, character and public services of the Honorable Thomas J. Wilson, a former member of the General Assembly of Iowa, begs leave to submit the following:

Thomas Jonathan Wilson was born in Washington county, October 23, 1854, and came to Mahaska county in February, 1882, to take up residence on a farm near Eveland, Iowa. He served as township trustee for twelve years, was a member of the Mahaska County Board of Supervisors for a number of years and numerous other county activities. He was elected as a member of the House of Representatives in 1914 and served through three sessions of the legislature, the Thirty-sixth, Thirty-seventh and Thirty-eighth, and was returned to the County Board of Supervisors in 1924, serving with distinction until ill health forced him to resign in 1929.

He was actively associated with the highway development progress in his county and assisted in the first graveled highway in the county; he was always interested in the betterment of Mahaska county and the state.

He is survived by his wife, Mrs. Frances E. Wilson, and two daughters. Funeral services were held at the home on Thursday afternoon, April 4, 1932, and burial was in Forest Abbey, Oskaloosa, Iowa.

Therefore, Be It Resolved by the House of Representatives of the Forty-fifth General Assembly, That in the passing of the Honorable Thomas J. Wilson the state has lost an honored and valuable citizen, a man of high ideals in Christian living and useful citizenship.

Be It Further Resolved, That a copy of these resolutions be spread upon the Journal of the House and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

I. M. REED,
E. H. FABRITZ,
C. L. RICE,

Committee.

Unanimously adopted April 11, 1933.

Digitized by Google

HISTORY OF HOUSE BILLS IN HOUSE

HOUSE FILES AND JOINT RESOLUTIONS PASSED AND APPROVED

1, 2, 3, 6, 12, 13, 20, 25, 28, 29, 37, 41, 42, 45, 46, 47, 48, 50, 53, 54, 58, 63, 65, 67, 68, 69, 70, 72, 73, 74, 78, 79, 80, 84, 102, 114, 115, 124, 129, 130, 134, 145, 150, 151, 179, 181, 188, 189, 191, 192, 193, 194, 199, 200, 210, 223, 225, 231, 232, 235, 236, 237, 238, 240, 241, 242, 243, 263, 266, 269, 272, 275, 276, 277, 278, 279, 280, 299, 301, 307, 323, 324, 325, 327, 330, 334, 335, 336, 341, 342, 343, 344, 348, 350, 364, 367, 384, 387, 389, 390, 393, 397, 401, 410, 413, 414, 451, 475, 476, 480, 534, 535, 537, 539, 541, 544, 561, 562, 565, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 585, 586, 587, 588, 590, 591, 592, 593, 594, 596, 597, 598, 599, 600, 601, 602, 603, 604, 608, 609, 611, H. J. R. 7, 9.

RECORD OF EACH HOUSE BILL

House File No. — Page

1 By Malone. Tax rates to assessed value.
Introduced, referred 15
Substitute bill filed..... 104
Recommended amendment by introduction of Substitute H. F. 1 376
Introduced, passed on file..... 378
Amendment filed 429
Passed; ayes 94, nays 6..... 437
Amendment withdrawn 443
Received back 849
Concurred 853
Reported enrolled 953
Signed by Speaker..... 953
Sent to Governor..... 953
Approved by Governor.....1070

2 By Malone. Combining assessment books and tax list.
Introduced, referred 17
Recommended amendment and passage 185
Rereferred 201
Recommended amendment and passage 206
Amended, passed; ayes 103, nays 0 241
Received back 874
Reported enrolled 902
Signed by Speaker..... 902
Sent to Governor..... 902
Approved by Governor.....1089

3 By Malone. To assess real estate every four years.
Introduced, referred 18
Recommended passage 235
Passed; ayes 98, nays 6..... 268
Received back 874
Concurred 876-877
Reported enrolled 953
Signed by Speaker..... 953
Sent to Governor..... 953
Approved by Governor.....1070

4 By Malone. County tax budget commission.
Introduced, referred 18
Amendments filed 104, 249
To sifting committee..... 887

5 By Malone. Limiting tax levy increases.
Introduced, referred 18
Recommended indefinite postponement 286
Indefinitely postponed 350

6 By Malone. Amending local tax budget law.
Introduced, referred 18
Substitute bill filed..... 104
Recommended amendment and passage 221
Amendments amended and adopted 242
Passed; ayes 93, nays 10..... 243
Received back 874
Reported enrolled 902
Signed by Speaker..... 902
Sent to Governor..... 902
Approved by Governor.....1089

7 By Malone. Secondary road levies.
Introduced, referred 18
Recommended amendment and passage 110
S. F. 7 substituted..... 149

8 By Malone. Registration of automobiles.
Introduced, referred 19
Amendment filed 104
Recommended rereference 117
Rereferred 117
Returned without recommendation 277
Action deferred 296
Amendment adopted 307
Amended, indefinitely postponed 307

9 By Malone. Removing tax exemptions from Iowa public bonds.
Introduced, referred 19
Recommended amendment and passage 110
Rereferred 147
Amendment filed 153
To sifting committee..... 887

10 By Malone. Firemen and police pension laws.
Introduced, referred 19
Recommended rereference 139
Rereferred 139
Recommended indefinite postponement 220
Indefinitely postponed 240

11 By Malone. To continue the Elliott bill.
Introduced, referred 19
To sifting committee..... 887

Digitized by Google

House File No. Page

12 By Malone. To abolish state census.
Introduced, referred 19
Recommended amendment and passage 110
Amendments adopted 147
Passed; ayes 104, nays 2..... 148
Received back 299
Reported enrolled 315
Signed by Speaker..... 315
Sent to Governor..... 324
Approved by Governor..... 355

13 By Malone. Printing certain state reports and documents.
Introduced, referred 20
Amendment filed 104
Recommended rereference 117
Rereferred 118
Recommended amendment and passage 416
Amendments adopted 489
Passed; ayes 95, nays 0..... 489
Received back 879
Concurred 879
Reported enrolled 953
Signed by Speaker..... 953
Sent to Governor..... 953
Approved by Governor.....1070

14 By Malone. Comptroller for state institutions.
Introduced, referred 20
To sifting committee..... 887

15 By Malone. To abolish the state geological survey.
Introduced, referred 20
Recommended passage 111
Rereferred 150
Recommended indefinite postponement 286
Indefinitely postponed 303

16 By Malone. Abolishing the finance committee of the state board of education.
Introduced, referred 21
Recommended rereference 156
Rereferred 156
To sifting committee..... 887

17 By Malone. Trips by state officers.
Introduced, referred 21
Recommended passage 111
Passed; ayes 106, nays 0..... 150
S. F. 17 substituted..... 168

18 By Malone. Audit of state educational, penal and other institutions.
Introduced, referred 21
Recommended passage 118
Rereferred 151
Withdrawn by author..... 744

19 By Malone. To remove tax exemptions from real estate owned by any educational institution.
Introduced, referred 21
To sifting committee..... 887

20 By Malone. Metering of mail.
Introduced, referred 21
Recommended passage 118
Passed; ayes 105, nays 2..... 161
Received back 201

House File No. Page

Reported enrolled 212
Signed by Speaker..... 212
Sent to Governor..... 248
Approved by Governor..... 311

21 By Malone. Salaries of county officers.
Introduced, referred 22
Recommended rereference 118
Rereferred 118
Amendments filed 248
Withdrawn by author..... 698

22 By Malone. Reducing salaries of state officers.
Introduced, referred 22
Amendment filed 104
Recommended rereference 118
Rereferred 119
Withdrawn by author..... 698

23 By Malone. Mileage to public officials.
Introduced, referred 22
Recommended amendment and passage 111
Amendments filed..142, 153, 169, 170
S. F. 23 substituted..... 166

24 By Malone. Extending terms of office.
Introduced, referred 24
Amendment filed 105
Recommended rereference..... 119
Rereferred 119
Recommended indefinite postponement 345
Indefinitely postponed 486

25 By Malone. Drivers license.
Introduced, referred 23
Recommended rereference 119
Rereferred to motor vehicles.... 119
Recommended passage 276
Passed; ayes 83, nays 0..... 296
Received back 349
Concurred 366
Reported enrolled 384
Signed by Speaker..... 384
Sent to Governor..... 384
Approved by Governor 467

26 By Malone. Restricting use of publicly owned autos.
Introduced, referred 23
Recommended passage 112
S. F. 26 substituted..... 166

27 By Malone. Standardization of uniform county blanks and record books.
Introduced, referred 23
Recommended rereference 119
Rereferred 120
Recommended indefinite postponement 317
Rereferred 346
Recommended indefinite postponement 480
Indefinitely postponed 875

28 By Malone. Expense items required of peace officers.
Introduced, referred 24
Recommended passage 346
Passed; ayes 101, nays 0.....392-393
Received back 464
Concurred 472
Refused to concur..... 473
Received back 902
Reported enrolled 953

Digitized by Google

House File No. Page

Signed by Speaker..... 953
Sent to Governor..... 953
Approved by Governor.....1070

29 By Malone. Imposing penalty on county official for exceeding appropriation allowances.
Introduced, referred 24
Recommended amendment and passage 186
Amendments adopted, action deferred 200
Amended, passed; ayes 86, nays 11 211
Received back 761
Concurred 771
Reported enrolled 801
Signed by Speaker..... 801
Sent to Governor..... 801
Approved by Governor..... 905

30 By Malone. Centralized county purchasing.
Introduced, referred 24
Recommended rereference 120
Rereferred 120
Recommended indefinite postponement 316
Indefinitely postponed 350

31 By Malone. Reducing pauper allowance.
Introduced, referred 24
Recommended passage 112
S. F. 31 substituted..... 167

32 By Malone. Issuance of dog, fishing and hunting licenses.
Introduced, referred 24
Recommended passage 156
Passed; ayes 65, nays 37..... 180

33 By Malone. To abolish office of coroner.
Introduced, referred 25
Amendments filed 105, 183
To sifting committee..... 887

34 By Malone. To abolish office of county recorder.
Introduced, referred 25
Recommended rereference 120
Rereferred 120
Recommended indefinite postponement 257
Indefinitely postponed 282

35 By Malone. Number on board of supervisors.
Introduced, referred 25
Recommended rereference 120
Rereferred 120
Recommended indefinite postponement 287
Indefinitely postponed 303

36 By Malone. Expenditures for school libraries.
Introduced, referred 25
Recommended amendment and passage 236
Amendments adopted 269
Passed; ayes 94, nays 9.....269-270
Received back 463

37 By Malone. School records uniform.
Introduced, referred 25
Recommended rereference 120

House File No. Page

Rereferred 120
Recommended amendment and passage 276
Amendments adopted 297
Passed; ayes 81, nays 0..... 298
Received back 463
Reported enrolled 498
Signed by Speaker..... 498
Sent to Governor..... 499
Approved by Governor..... 674

38 By Malone. To abolish office of school treasurer.
Introduced, referred 25
Amendment filed 105
Recommended rereference 121
Rereferred 121
Amendment filed 544
To sifting committee..... 887

39 By Malone. Optional centralized school purchasing.
Introduced, referred 26
Recommended amendment and passage 555
Amendment filed 784
Amendments adopted 796
Amended, failed to pass; ayes 23, nays 80..... 797

40 By Malone. Increasing pupil transportation zone.
Introduced, referred 26
Recommended rereference 121
Rereferred 121
Amendments filed 250
Recommended passage 432
Amended 666
Passed; ayes 101, nays 3..... 667
Received back 775
Refused to concur..... 776
Senate insistence received..... 902
Conference committee appointed 905
Reported disagreement 932
Second committee appointed..... 959
Senate conference committee...1037
Report of conference committee 1331
Report adopted 1332
Senate refusal to adopt received.1398
Third committee appointed.....1431

41 By Malone. Eliminating subjects from school courses.
Introduced, referred 26
Amendment filed 105
Recommended amendment and passage 112
Amendment filed 142
Amendments adopted 159
Amended, passed; ayes 103, nays 2 159
Received back 349
Concurred 365
Reported enrolled 383-384
Signed by Speaker..... 384
Sent to Governor..... 384
Approved by Governor..... 467

42 By Malone. Kindergarten.
Introduced, referred 27
Recommended amendment and passage 113
Amendments adopted 160
Amended, passed; ayes 105, nays 2 160
Received back 201
Reported enrolled 212
Signed by Speaker..... 212
Sent to Governor..... 248
Approved by Governor..... 311

Digitized by Google

House File No. Page

43 By Malone. Restricting small high schools.
Introduced, referred 27
Recommended rereference 121
Rereferred 122
Recommended indefinite postponement 236
Called up 272
Indefinitely postponed 281-282

44 By Malone. Teachers' salary.
Introduced, referred 27
Recommended amendment and passage 113
Rereferred 141
Amendment filed 250
To sifting committee 887

45 By Malone. Audit of school districts.
Introduced referred 27
Recommended passage 206
Passed; ayes 99, nays 5..... 226
Received back 874
Reported enrolled 902
Signed by Speaker..... 902
Sent to Governor..... 902
Approved by Governor.....1089

46 By Malone. Tuition and transportation of pupils.
Introduced, referred 27
Recommended rereference 122
Rereferred 122
Recommended amendment and passage 431
Committee amendments adopted 772
Passed; ayes 90, nays 0..... 772
Received back 799
Reported enrolled 832
Signed by Speaker..... 832
Sent to Governor..... 832
Approved by Governor..... 905

47 By Malone. Transferring children to another school.
Introduced referred 28
Recommended rereference 122
Rereferred 122
Recommended amendment and passage 329
Amendments adopted 367
Amended, passed; ayes 99, nays 5 367-368
Received back 799
Reported enrolled 832
Signed by Speaker..... 832
Sent to Governor..... 832
Approved by Governor..... 905

48 By Malone. Reducing maximum high school tuition.
Introduced, referred 28
Recommended rereference 122
Rereferred 122
Recommended passage 328
Amendments filed 340, 355
Amendment adopted 368-369
Vote reconsidered 369
Amendment withdrawn 370
Amendment to amendment adopted 370
Amendment as amended adopted 371
Publication clause stricken..... 371
Passed; ayes 91, nays 8..... 371
Received back 799
Reported enrolled 832
Signed by Speaker..... 832
Sent to Governor..... 832
Approved by Governor..... 905

House File No. Page

49 By Malone. Biennial school elections.
Introduced, referred 28
Recommended rereference 122
Rereferred 122
Recommended indefinite postponement 319
Rereferred 346
Indefinitely postponed 486

50 By Malone. Reimbursement to school districts.
Introduced referred 28
Recommends rereference 123
Rereferred 123
Recommended amendment and passage 328
Amendments adopted 384
Amended, passed; ayes 99 nays 1 384-385
Received back 799
Reported enrolled 832
Signed by Speaker..... 832
Sent to Governor..... 832
Approved by Governor..... 905

51 By Malone. Teachers' contract.
Introduced, referred 28
Recommended rereference 123
Rereferred 123
Amendments filed 169
Recommended indefinite postponement 328
Indefinitely postponed 351

52 By Malone. Tax budgets for rural school districts.
Introduced, referred 29
Recommended passage 186
Rereferred 201
Recommended passage 532
Passed; ayes 97, nays 3..... 780

53 By Malone. Deputy sheriff trips.
Introduced, referred 29
Recommended rereference 123
Rereferred 123
Recommended amendment and passage 257
Amendments adopted 282
Amended, passed; ayes 100, nays 0 282-283
Received back 874
Concurred 877-878
Reported enrolled 953
Signed by Speaker..... 953
Sent to Governor..... 953
Approved by Governor.....1070

54 By Malone. Jurors.
Introduced, referred 29
Recommended passage 113
Passed; ayes 107, nays 1..... 162
Received back 201
Concurred 201
Reported enrolled 212
Signed by Speaker..... 212
Sent to Governor..... 273
Approved by Governor..... 311

55 By Malone. Court cases.
Introduced, referred 29
Recommended rereference 123
Rereferred 123
Recommended indefinite postponement 187
Indefinitely postponed 197

56 By Malone. Bar docket.
Introduced, referred 29

Digitized by Google

House File No. Page
Recommended rereference 123
Rereferred 124
Amendment filed 544
Withdrawn 829

57 By Malone. Argument by attorneys.
Introduced, referred 29
Recommended rereference 124
Rereferred 124
Recommended indefinite postponement 220
Indefinitely postponed 240

58 By Malone. Removal of public officials.
Introduced, referred 30
Recommended rereference 124
Rereferred 124
Recommended amendment and passage 218
Amendments adopted 243
Passed; ayes 97, nays 7..... 244
Received back 873
Concurred 878-879
Reported enrolled 953
Signed by Speaker..... 953
Sent to Governor..... 953
Approved by Governor.....1070

59 By Malone. Serving original notice.
Introduced, referred 30
Recommended rereference 124
Rereferred 124
Recommended indefinite postponement 557
Indefinitely postponed 875

60 By Malone. Jury of six or twelve.
Introduced, referred 30
Recommended rereference 124
Rereferred 124
Recommended indefinite postponement 316
Rereferred 346
Amendment filed 544
Recommended indefinite postponement 662
Indefinitely postponed 875

61 By Malone. District county judges.
Introduced, referred 30
Recommended rereference 124
Rereferred 125
Recommended indefinite postponement 255
Indefinitely postponed 282

62 By Malone. Clerks' fee schedule.
Introduced, referred 30
Recommended rereference 125
Rereferred 125
Recommended indefinite postponement 256
Indefinitely postponed 291

63 By Malone. Collecting court fees.
Introduced, referred 31
Recommended rereference 125
Rereferred 125
Recommended amendment and passage 219
Amendments adopted 244
Passed; ayes 105, nays 0..... 245
Received back 881
Failed to concur..... 881
Senate insistence received.....1103

House File No. Page
Conference committee appointed 1121
Conference committee report....1156
Report adopted 1157
Adoption of report received.....1276
Reported enrolled 1328
Signed by Speaker.....1328
Sent to Governor.....1328
Approved by Governor.....1363

64 By Malone. Waive appraisement on inheritance tax.
Introduced, referred 31
Recommended rereference 125
Rereferred 125
Recommended passage 375
Rereferred 435
Recommended passage 516
Passed; ayes 100, nays 0..... 757

65 By Malone. Claims for witness fees.
Introduced, referred 31
Recommended rereference 125
Rereferred 125
Recommended amendment and passage 374
Amendments adopted 439
Passed; ayes 100, nays 5..... 440
Received back 1104
Concurred 1115
Reported enrolled 1142
Signed by Speaker.....1142
Sent to Governor.....1142
Approved by Governor.....1253

66 By Malone. Salaries of city officials.
Introduced, referred 31
Recommended rereference 126
Rereferred 126
Withdrawn by author..... 698

67 By Malone. Legal notices.
Introduced, referred 31
Recommended rereference 126
Rereferred 126
Amendments filed 137, 170
Recommended indefinite postponement 317
Rereferred 346
Recommended amendment and passage 513-515
Amendments filed 575, 768
Amendment withdrawn 773
Amendment adopted 773
Amendments withdrawn 774
Amendments adopted 774
Passed; ayes 101, nays 1..... 774
Received back 937
Reported enrolled 998
Signed by Speaker..... 999
Sent to Governor..... 999
Approved by Governor.....1070

68 By Malone. Notice of tax sale.
Introduced, referred 32
Recommended rereference 126
Rereferred 126
Recommended passage 316
Passed; ayes 102, nays 1..... 334
Received back 873
Reported enrolled 902
Signed by Speaker..... 902
Sent to Governor..... 902
Approved by Governor.....1089

69 By Malone. Tax sale redemptions.
Introduced, referred 32

Digitized by Google

House File No. Page

Recommended rereference 127
Rereferred 127
Recommended amendment and passage 220
Amendments adopted 245
Passed; ayes 104, nays 0. Title amended 246
Received back 937
Concurred 991
Reported enrolled 1055
Signed by Speaker.....1055
Sent to Governor.....1056
Approved by Governor.....1070

70 By Malone. Publication of proposed amendments to the constitution.
Introduced, referred 32
Recommended rereference 127
Rereferred 127
Recommended passage 317
Amended, passed; ayes 102, nays 0 335
Received back 873
Reported enrolled 902
Signed by Speaker..... 902
Sent to Governor..... 902
Approved by Governor.....1089

71 By Malone. Publishing proceedings of boards of supervisors.
Introduced, referred 32
Recommended rereference 127
Rereferred 127
Recommended indefinite postponement 317
Rereferred 346
Amendments filed 529, 543
Recommended amendment and passage 737
S. F. 71 substituted..... 830

72 By Malone. Attorneys' fees.
Introduced, referred 32
Recommended rereference 127
Rereferred 127
Recommended amendment and passage 257
Amendments adopted 292
Passed; ayes 82 nays 0..... 292
Received back 873
Reported enrolled 902
Signed by Speaker..... 902
Sent to Governor..... 902
Approved by Governor.....1089

73 By Committee on Appropriations. State appropriation bill.
Introduced, referred 74, 93
Amendments filed 527, 805
Recommended substitute bill... 999
Committee report adopted..... 999
Amendments filed 1005, 1040, 1056, 1067, 1068, 1069, 1070
Amendment withdrawn 1082
Taken up 1083
Amendments filed 1083, 1084, 1085, 1096
Amendment withdrawn 1095
Report of the committee of the whole 1109
Report adopted 1111
Passed; ayes 103, nays 0.....1113
Received back 1277
Amended and concurred.....1310
Senate insistence received.....1328
House refused 1335
Conference committee appointed 1362

House File No. Page

Appointment Senate conference committee received 1380
Conference committee report...1456
Supplementary report 1487-1489
Report adopted 1489
Senate concurrence received....1500
Reported enrolled 1552
Signed by Speaker.....1532
Sent to Governor.....1532

74 By Augustine. Marriage license.
Introduced, referred 74, 93
Recommended passage 205
Amendment filed 215
Amended, passed; ayes 89, nays 19 227-228
Received back 720
Reported enrolled 723
Signed by Speaker..... 732
Sent to Governor..... 766
Approved by Governor..... 905

75 By Durant. General Assembly members' expense accounts.
Introduced, referred 74, 93
Recommended passage 398
Withdrawn by author..... 563

76 By Hopp. Gopher bounty.
Introduced, referred 74, 93
Withdrawn by author..... 290

77 By Hopp. Annual tax sale.
Introduced, referred 74, 93
Recommended indefinite postponement 235
Indefinitely postponed 282

78 By Speidel. Legalizing acts of certain boards of supervisors.
Introduced, referred 74, 93
Recommended amendment and passage 259
Amendments adopted 293
Passed; ayes 83, nays 0..... 294
Received back 590
Reported enrolled 599
Signed by Speaker..... 599
Sent to Governor..... 599
Approved by Governor..... 674

79 By Speidel. Levies for secondary roads.
Introduced, referred 75, 93
Amendment filed 183
Recommended passage 258
Amendment adopted, action deferred 294, 295
Amendment filed 301
Amendment adopted 306
Amended, passed; ayes 83, nays 17 306
Received back 775
Concurred 775
Reported enrolled 801
Signed by Speaker..... 801
Sent to Governor..... 801
Approved by Governor..... 905

80 By Mitchell. Industrial alcohol.
Introduced, referred 75, 93
Recommended amendment and passage 172
Amendments adopted 193
Passed; ayes 99, nays 4..... 194
Received back 304
Concurred 323

Digitized by Google

House File No. Page

Reported enrolled 331
Signed by Speaker..... 331
Sent to Governor..... 340
Approved by Governor..... 355

81 By Dole. Penalties on unpaid taxes.
Introduced, referred 75, 93
To sifting committee..... 887

82 By Jensen. Limit free high school course.
Introduced, referred 96
Withdrawn by author..... 420

83 By Reed. Releases of mortgages and liens.
Introduced, referred 96
Recommended amendment and passage 516
Amendments adopted 758
Passed; ayes 85, nays 12..... 758

84 By Peet. High school attendance.
Introduced, referred 97
Recommended passage 202
Passed; ayes 88, nays 0..... 202
Received back 912
Reported enrolled 953
Signed by Speaker..... 953
Sent to Governor..... 953
Approved by Governor.....1070

85 By Gallagher. Transferring duties of board of parole.
Introduced, referred 97
To sifting committee..... 887

86 By Malone. Making auditor of state the director of budget.
Introduced, referred 101
Recommended indefinite postponement 808
Indefinitely postponed 875

87 By Malone. Farm Aid Associations.
Introduced, referred 101
Recall from committee lost.... 470
To sifting committee..... 887

88 By Mitchell. Deficiency judgments.
Introduced, referred 101
Amendment filed 527
Recommended passage 558
Amendment adopted 797
Passed; ayes 100, nays 0..... 798

89 By Dean. Rights of redemption.
Introduced, referred 101
Recommended passage 157
Amendments filed 182, 195
Amended, action deferred..... 200
Action deferred 210
Amendment filed 215
Amended, passed; ayes 101, nays 2 225
Title amended 226

90 By Falvey. Delinquent tax sales.
Introduced, referred 102
Recommended indefinite postponement 256
Indefinitely postponed 282

House File No. Page

91 By Gissel. Use of fishing tackle, trot and throw lines.
Introduced, referred 102
Recommended indefinite postponement 788
Indefinitely postponed 875

92 By Alesch. Deficiency judgments.
Introduced, referred 102
Withdrawn by author..... 732

93 By Strachan. Motor vehicle license fees.
Introduced, referred 102
Recommended amendment and passage 713
To sifting committee..... 887
Reported out 893
Amendments adopted 920
Substitute amendments adopted 921
Passed; ayes 98, nays 0..... 922

94 By Gittinger. Appropriations to agricultural corporations.
Introduced, referred 102
Withdrawn by author..... 588

95 By Gittinger. Lien on grain for threshing.
Introduced, referred 103
Withdrawn by author..... 402

96 By Gittinger. Services by telegraph and telephone lines.
Introduced, referred 103
Recommended indefinite postponement 258
Indefinitely postponed 282

97 By Gittinger. Telephone lines under railroad commission.
Introduced, referred 103
Recommended indefinite postponement 257
Indefinitely postponed 282

98 By Gittinger. Registering stallions.
Introduced, referred 103
Recommended indefinite postponement 318
Indefinitely postponed 351

99 By Peaco. Primary election, office of alderman.
Introduced, referred 129
Withdrawn by author..... 141

100 By Hopp. Labor and material on public improvements.
Introduced, referred 129
Recommended passage 375
Failed to pass; ayes 34, nays 67. 440

101 By Hopp and Hanson of Lyon. Interest on chattel loans.
Introduced, referred 129
Recommended amendment and passage 415
Made special order..... 513
Amendments filed 628
Action deferred 666
Amended, passed; ayes 93, nays 8 703

102 By Fabritz. Automobile license renewal.
Introduced, referred 129

Digitized by Google

House File No. Page

Recommended passage 277
Failed to pass; ayes 44, nays 54. 308
Reconsidered 313-314
Made special order..... 336
Passed; ayes 85, nays 20..... 456
Received back 903
Reported enrolled 953
Signed by Speaker..... 953
Sent to Governor..... 953
Approved by Governor.....1070

103 By Ditto. Photography.
Introduced, referred 129
To sifting committee..... 887

104 By Mercer. Claim of Ben Whittington.
Introduced, referred 129
To sifting committee..... 887
Withdrawn by author..... 929

105 By Ostby. License for all stores.
Introduced, referred 130
Recommended amendment and passage 753
Amendment filed 832
To sifting committee..... 887

106 By Crouch. Primary roads.
Introduced, referred 130
Recommended indefinite postponement 205
Indefinitely postponed 291

107 By Durant. Peace officers.
Introduced, referred 130
Recommended passage 840
To sifting committee..... 887
Reported out 983
Amended, passed; ayes 90, nays 0 955

108 By Durant. Poll tax.
Introduced, referred 130
Amendment filed 182
To sifting committee..... 887

109 By Beswick. Fur-bearing animals.
Introduced, referred 130
Amendment filed 527
Withdrawn by author..... 588

110 By Goode. Fur-bearing animals.
Introduced, referred 130
Withdrawn by author..... 421

111 By Jenkins. Deficiency judgments.
Introduced, referred 131
Recommended rereference..... 219
Rereferred 219
To sifting committee..... 887

112 By MacFarlane and Lichty. Main highways through cities.
Introduced, referred 131
Recommended indefinite postponement 205
Report rejected 223-224
Made special order..... 224
Amendments filed 251
Amended, failed to pass; ayes 21, nays 80 280

113 By Grell and Wiese. Nominations.
Introduced, referred 131

House File No. Page

Recommended passage 222
Passed; ayes 106, nays 0..... 267
Received back 937

114 By Johnson and McCreery. Municipal tax levy.
Introduced, referred 136
Withdrawn from committee.... 141
Passed; ayes 102, nays 0..... 142
Received back 174
Concurred 175
Reported enrolled 185
Signed by Speaker..... 190
Sent to Governor..... 195
Approved by Governor..... 215

115 By Johnson and McCreery. Legalizing act.
Introduced, referred 136
Recommended passage 156
Passed; ayes 104, nays 0..... 158
Received back 340
Reported enrolled 364
Signed by Speaker..... 364
Sent to Governor..... 364
Approved by Governor..... 467

116 By Schroeder, Strachan, Sours and Bonnsetter. State income tax.
Introduced, referred 136
Recalled, placed on calendar.... 703
Amendment filed 959
Deferred under Ditto motion....1078

117 By Foster. Bovine tuberculosis.
Introduced, referred 139
Recommended passage 416
Made special order..... 426
Amendment filed 429
Failed to pass; ayes 24, nays 80. 522

118 By Hanson of Winnebago. Interest on chattel loans.
Introduced, referred 140
Recalled, rereferred 151
Withdrawn by author..... 420

119 By Gallagher. Public construction.
Introduced, referred 140
Amendment filed 215
Recommended amendment and passage 474
Amendment filed 708
Withdrawn by author..... 738

120 By Gallagher. Bank liquidation.
Introduced, referred 140
Recommended indefinite postponement 275
Report rejected 291
Amendments filed 301
Amendments adopted 325
Passed; ayes 90, nays 13..... 326
Title amended 326

121 By Humeston. Uniform textbooks.
Introduced, referred 140
Recommended indefinite postponement 532
Indefinitely postponed 875

122 By Reed. Deputy county superintendent.
Introduced, referred 141
Recommended passage 218
Amended, passed; ayes 99, nays 4 246
Title amended 247

Digitized by Google

House File No. Page

123 By Elliott. Des Moines park board.
Introduced, referred 141
Recommended indefinite postponement 255
Indefinitely postponed 681
Motion filed to reconsider..... 708
Motion to reconsider lost..... 933

124 By Casey. Referee in probate matters.
Introduced, referred 145
Recommended amendment and passage 515
Amendment filed 546
Amendment adopted 764
Committee amendments adopted 764
Filed amendment adopted..... 764
Passed; ayes 94, nays 0..... 764
Received back 1103
Concurred 1105-1106
Reported enrolled 1142
Signed by Speaker.....1142
Sent to Governor.....1142
Approved by Governor.....1253

125 By Dreessen. Fish—closed season.
Introduced, referred 145
Withdrawn by author..... 886

126 By Snyder, Durant and Dean. Fees care county prisoners.
Introduced, referred 145
Recommended amendment and passage 357-358
Amendment filed 429
Amendments rejected 436
Failed to pass; ayes 36, nays 66. 436

127 By Gissel. County engineer.
Introduced, referred 157
Recommended passage 345
Rereferred 392
Recommended amendment and passage 449
Amendments adopted 672
Passed; ayes 78, nays 21..... 673

128 By Craven. Hospital liens.
Introduced, referred 157
Recommended amendment and passage 810
To sifting committee..... 887
Reported out 983
Amendments adopted 1013
Passed; ayes 91, nays 8.....1013
Title amended 1014
Received back 1139
Refused to concur.....1185
Senate insistence received.....1233
Conference committee appointed 1234
Conference committee report...1330
Report adopted 1330
Failure to adopt report received.1478
Appointment second conference committee received 1478
Second conference committee...1479

129 By Stewart. Quarantine.
Introduced, referred 157
Recommended passage 276
Passed; ayes 82, nays 0..... 298
Received back 560
Concurred 584
Reported enrolled 599
Signed by Speaker..... 599
Sent to Governor..... 599
Approved by Governor..... 674

House File No. Page

130 By Durant. Attorneys' fees.
Introduced, referred 157
Recommended passage 579
Passed; ayes 79, nays 5..... 746
Received back 1103
Reported enrolled 1142
Signed by Speaker.....1142
Sent to Governor.....1142
Approved by Governor.....1253

131 By Schmitz. Estates.
Introduced, referred 158
Recommended amendment and passage 315
Amendments adopted 336
Passed; ayes 101, nays 2..... 336

132 By Fabritz. Landlords' lien.
Introduced, referred 172
To sifting committee..... 887

133 By Wiese. Itinerant drug vendors.
Introduced, referred 172-173
Recommended passage 558
Amendments filed 768, 784, 833
To sifting committee..... 887

134 By Ellsworth. Public fund deposits.
Introduced, referred 173
Recommended passage 235
Passed; ayes 95, nays 7.....270-271
Received back 1347
Reported enrolled 1382
Signed by Speaker.....1383
Sent to Governor.....1383
Approved by Governor.....1404

135 By Hook. Foxes.
Introduced, referred 173
Amendments filed 628
Withdrawn from committee, placed on calendar..... 679
To sifting committee..... 887

136 By Ditto. Debtor sale.
Introduced, referred 173
To sifting committee..... 887

137 By Ditto. Debtor sale.
Introduced, referred 173
Withdrawn by author..... 333

138 By Burgess. Automobile licenses.
Introduced, referred 173
To sifting committee..... 887

139 By Mercer. Widows.
Introduced, referred 173
Recommended passage 344
Withdrawn by author..... 421

140 By Beswick. Mortgage taxation.
Introduced, referred 174
Amendment filed 233
Recommended indefinite postponement 256
Indefinitely postponed 292

141 By Beswick. Mortgage foreclosure.
Introduced, referred 174
Recommended indefinite postponement 256
Indefinitely postponed 292

142 By Beswick. Real estate and mortgage taxation.
Introduced, referred 174

Digitized by Google

House File No. Page

Recommended indefinite postponement 344
Indefinitely postponed 486

143 By Dole. Taxation of moneys and credits.
Introduced, referred 187
Recommended amendment and passage 276
Amendments adopted 324
Failed to pass; ayes 40, nays 57. 325

144 By Dole. Legal rate of interest.
Introduced, referred 187
Withdrawn by author..... 334

145 By Ditto. School buildings —public use of.
Introduced, referred 187
Recommended passage 358-359
Passed; ayes 97, nays 2..... 406
Received back 560
Reported enrolled 580
Signed by Speaker..... 580
Sent to Governor..... 581
Approved by Governor..... 674

146 By Stiger. Professional engineers.
Introduced, referred 187
Recommended passage 287
Rereferred 334
S. F. 122 substituted..... 580

147 By McLean. Wild animal bounties.
Introduced, referred 188
Recommended passage 678
To sifting committee..... 887

148 By Stiger. Printing of the code.
Introduced, referred 188
Recommended indefinite postponement 256
Indefinitely postponed 350

149 By Ellsworth. Insurance (automobile).
Introduced, referred 188
Recommended amendment and passage 330
Amendments adopted 421
Passed; ayes 98, nays 0.....421-422

150 By Stiger. United States code change.
Introduced, referred 188
Recommended passage 315-316
Passed; ayes 104, nays 0..... 337
Received back 911
Reported enrolled 953
Signed by Speaker..... 953
Sent to Governor..... 953
Approved by Governor.....1070

151 By Stiger. Public owned real estate.
Introduced, referred 188
Recommended passage 557
Passed; ayes 83, nays 13..... 798
Received back 1404
Reported enrolled 1450
Signed by Speaker.....1450
Sent to Governor.....1450
Approved by Governor.....1510

152 By Ellsworth. Insolvent banks.
Introduced, referred 188
Recommended passage 330
Passed; ayes 89, nays 6..... 385

House File No. Page

153 By McFarlane. Printing of supreme court dockets.
Introduced, referred 189
Recommended indefinite postponement 318
Indefinitely postponed 351

154 By Donlon. Lien for personal taxes.
Introduced, referred 189
Recommended passage 329
Passed; ayes 100, nays 1..... 386

155 By Donlon. Computation of tax rates.
Introduced, referred 189
Recommended passage 329
Passed; ayes 89, nays 1..... 387

156 By Gallagher. Insurance. Code changes.
Introduced, referred 189
To sifting committee..... 887
Reported out 1183
Passed; ayes 77, nays 7.....1203

157 By Laughlin. Gasoline.
Introduced, referred 189
Recommended passage 559
Passed; ayes 96, nays 0..... 741

158 By Augustine. Arterial highways.
Introduced, referred 189
Recommended passage 367
Rereferred 411
To sifting committee..... 887

159 By Stewart. Automobile sale under liquor law.
Introduced, referred 190
To sifting committee..... 887
Withdrawn 988

160 By Cunningham. Valuation of bonds.
Introduced, referred 197
To sifting committee..... 887

161 By Cunningham. Listing personal property of nonresident.
Introduced, referred 197
Recommended passage 866
To sifting committee..... 887

162 By Cunningham. Fraternal societies.
Introduced, referred 197
Recommended passage 559
Failed to pass; ayes 30, nays 60. 801
Motion to reconsider..... 823
Motion to reconsider..... 824
Motion to reconsider..... 824
Amended, passed; ayes 96, nays 0 825

163 By Brady. Cities and towns.
Introduced, referred 197
To sifting committee..... 887

164 By McFarlane. Pedestrians.
Introduced, referred 198
Recommended passage 258
Passed; ayes 94, nays 7. Title amended 271
Motion filed to reconsider..... 273
Amendment filed 805
Motion to reconsider..... 907
Amended 909
Filed amendment adopted..... 910
Passed; ayes 63, nays 38.....910-911

Digitized by Google

House File No. Page

165 By Peaco and Willis. Pipe line companies.
Introduced, referred 198
To sifting committee..... 887

166 By Mooty. Telephone systems.
Introduced, referred 198
Rereferred 280
Recommended indefinite postponement 770
Committee report rejected..... 770
To sifting committee..... 887
Reported out 1040
Amendment filed 1070
Amendment adopted 1074-1075
Passed; ayes 73, nays 27.....1080

167 By Mooty. Telephone systems.
Introduced, referred 198
Rereferred 319
Recommended indefinite postponement 770
Report rejected 770
To sifting committee..... 887

168 By Grell and Wiese. Board of election.
Introduced, referred 198
Amendment filed 232
Recommended indefinite postponement 319
Indefinitely postponed 351

169 By Grell and Wiese. Auditors of special charter cities.
Introduced, referred 199
Recommended indefinite postponement 318
Indefinitely postponed 351

170 By Grell and Wiese. Zoning provisions.
Introduced, referred 199
Recommended passage 345
Passed; ayes 86, nays 4..... 402

171 By Reed. Boards of supervisors.
Introduced, referred 199
To sifting committee..... 887

172 By Reed. Justices and constables.
Introduced, referred 199
Amendment filed 233
Recommended passage 398
Amendment filed 412
Amendment to amendment filed. 445
Amendment withdrawn 487
Amendments adopted 488
Passed; ayes 92, nays 0.....488-489

173 By Wiese and Grell. Dangerous structures.
Introduced, referred 199
Recommended passage 345
Amendments filed 395
Amended 403
Amendment withdrawn 403
Amended, passed; ayes 93, nays 4 404

174 By Wiese and Grell. Street repairs.
Introduced, referred 199
Recommended indefinite postponement 357
Indefinitely postponed 486

175 By Wiese and Grell. Board of election.
Introduced, referred 199

House File No. Page

Recommended indefinite postponement 398
Indefinitely postponed 486

176 By Committee on Tax Reduction. Township trustees.
Introduced, referred 200
Recommended amendment and passage 357
Amendments adopted 407
Passed; ayes 90, nays 9..... 408

177 By Grell and Wiese. Permanent registration.
Introduced, referred 200
Recommended indefinite postponement 786
Indefinitely postponed 875

178 By Wiese and Grell. Railroad viaducts.
Introduced, referred 208
Recommended indefinite postponement 318
Indefinitely postponed 352

179 By Ellsworth. Bank capitalization.
Introduced, referred 209
Recommended passage 275
Made special order..... 299
Amendment filed 301
Amendment adopted 305
Passed; ayes 85, nays 13..... 305
Received back 1075
Concurred 1079-1080
Reported enrolled 1108
Signed by Speaker.....1108
Sent to Governor.....1109
Approved by Governor.....1253

180 By Committee on Tax Reduction. Local board of health meetings.
Introduced, referred 209
Recommended passage 359
Passed; ayes 97, nays 1..... 408

181 By Snyder. Widows' insurance exemption.
Introduced, referred 209
Recommended passage 417
Failed to pass; ayes 53, nays 40 490-491
Motion filed to reconsider..... 506
Reconsideration prevailed 759
Passed; ayes 79, nays 18..... 760
Received back 937
Reported enrolled 998
Signed by Speaker..... 999
Sent to Governor..... 999
Approved by Governor.....1070

182 By McDermott. Barbering or cosmetology license.
Introduced, referred 209
Withdrawn by author..... 263

183 By Committee on Emergency Legislation. Farmers' exemption from execution.
Introduced, referred 209
Amendment filed 232
S. F. 167 substituted..... 467

184 By Stiger and Sheridan. Written opinions of Justices of Supreme Court on constitutional questions.
Introduced, referred 209
To sifting committee..... 887

Digitized by Google

House File No. Page

185 By Stiger. Foreclosures.
Introduced, referred 213
Recommended rereference..... 219
Rereferred to emergency legislation 219
Returned without recommendation 553
Withdrawn by author..... 744

186 By Stiger. Open season on raccoon.
Introduced, referred 214
Recommended indefinite postponement 788
Indefinitely postponed 875

187 By Stiger. Cigarette mulct tax.
Introduced, referred 214
Recommended passage 329
Passed; ayes 97, nays 7.....422-423

188 By Swift of Dubuque. Change from city manager plan.
Introduced, referred 214
Recommended passage 319
Passed; ayes 93, nays 5..... 338
Received back 412
Reported enrolled 428
Signed by Speaker..... 428
Sent to Governor..... 429
Approved by Governor..... 529

189 By Cunningham. Insurance policies.
Introduced, referred 214
Recommended passage 417
Passed; ayes 82, nays 10..... 491
Received back 1051
Reported enrolled 1067
Signed by Speaker.....1067
Sent to Governor.....1067
Approved by Governor.....1089

190 By Alesch. Size of new independent school districts.
Introduced, referred 215
Recommended passage 678
To sifting committee..... 887

191 By Laughlin. Road poll tax.
Introduced, referred 224
Recommended amendment and passage 343
Amendments adopted 405
Passed; ayes 90, nays 8..... 405
Received back 1075
Reported enrolled 1108
Signed by Speaker.....1108
Sent to Governor.....1109
Approved by Governor.....1253

192 By Ellsworth. Stench bombs.
Introduced, referred 224
Recommended passage 516
Amendment filed 575
Amendment adopted 778
Passed; ayes 99, nays 0..... 778
Received back 1407
Reported enrolled 1450
Signed by Speaker.....1450
Sent to Governor.....1450
Approved by Governor.....1510

193 By Committee on Emergency Legislation. Iowa Arbitration Committee.
Introduced, passed on file..... 231

House File No. Page

Rules suspended, passed; ayes 97, nays 3..... 232
Received back 263
Refused to concur..... 266
Conference committee 280
Conference committee report... 300
Report withdrawn 309
New report 309
Report adopted; concurred; ayes 104, nays 2..... 314
Received back 331
Reported enrolled 331
Signed by Speaker..... 331
Sent to Governor..... 340
Approved by Governor..... 355

194 By Casey. Drainage.
Introduced, referred 236
Recommended amendment and passage 358
Amendments adopted 409
Passed; ayes 98, nays 0..... 410
Received back 536
Concurred 536
Reported enrolled 580
Signed by Speaker..... 580
Sent to Governor..... 581
Approved by Governor..... 674

195 By Stimpson. Deficiency judgments.
Introduced, referred 236
Recommended indefinite postponement 809
Indefinitely postponed 875

196 By Willis. Official election ballots.
Introduced, referred 236
Returned without recommendation 786
To sifting committee..... 887

197 By Stanzel. Mortgaged property.
Introduced, referred 237
Withdrawn from committee, placed on calendar..... 754
To sifting committee..... 887
Reported out 905
Considered, action deferred..... 925
Amended, passed; ayes 73, nays 26 927
Title amended 928

198 By Casey. Teachers' certificates.
Introduced, referred 237
To sifting committee..... 887

199 By Zylstra. Stamp money.
Introduced, referred 237
Recommended amendment and passage 475
Made special order..... 480
Amendment adopted 508
Passed; ayes 84, nays 15..... 509
Received back 590
Concurred 591
Reported enrolled 599
Signed by Speaker..... 599
Sent to Governor..... 599
Approved by Governor..... 674

200 By Koch. Ambulances.
Introduced, referred 237
Recommended amendment and passage 861
To sifting committee..... 887
Reported out 983
Amendments adopted 1001

Digitized by Google

House File No. Page

Passed; ayes 86, nays 11.....1001
Received back 1104
Reported enrolled 1142
Signed by Speaker.....1142
Sent to Governor.....1142
Approved by Governor.....1253

201 By Craven. Abolishing assessors.
Introduced, referred 237
Recommended indefinite postponement 450
Indefinitely postponed 679

202 By Committee on Insurance. Group insurance.
Introduced, passed on file..... 260
Passed; ayes 70, nays 27..... 339

203 By Ostby. Primary elections.
Introduced, referred 260
Recommended indefinite postponement 513
Indefinitely postponed 716-717

204 By Cunningham. Gross sales tax.
Introduced, referred 260
Amendment filed 545
Returned without recommendation 715
Made special order..... 933
Called up 1076
Action deferred; Ditto motion...1078

205 By Gallagher. Condemnation appraisers.
Introduced, referred 278
Recommended passage 556
Passed; ayes 100, nays 2..... 803

206 By Gallagher. Police dogs.
Introduced, referred 278
Recommended passage 417
Passed; ayes 84, nays 14..... 663

207 By Gallagher. Loss on school fund mortgages.
Introduced, referred 278
Recommended passage 344
Passed; ayes 79, nays 20..... 406

208 By Gallagher. Repeal primary law.
Introduced, referred 278
Returned bill without recommendation 578
Amendment filed 747
Withdrawn by author..... 885

209 By Brady. Confiscation of weapons.
Introduced, referred 278
Recommended passage 702
To sifting committee..... 887

210 By Mercer. Police judges.
Introduced, referred 279
Recommended passage 517
Passed; ayes 95, nays 0.....740-741
Received back 947
Reported enrolled 953
Signed by Speaker..... 953
Sent to Governor..... 953
Approved by Governor.....1070

211 By Hartman. Constitutional conventions.
Introduced, referred 279
Returned without recommendation 553
To sifting committee..... 887

House File No. Page

212 By Stansell. Abolish state apiarist.
Introduced, referred 279
Recommended indefinite postponement 448
Indefinitely postponed 875

213 By Hopp. Cemetery trust funds.
Introduced, referred 279
Recommended indefinite postponement 556
Report rejected 626
Rereferred 626
Recommended amendment and passage 734
To sifting committee..... 887

214 By Speidel. Lands removed from grain crop production.
Introduced, referred 287
Recommended indefinite postponement 815
Indefinitely postponed 875

215 By Durant, Peet, Foster, Casey. Board of Educational Examiners.
Introduced, referred 287
To sifting committee..... 887

216 By Dean. Boundary lines of school districts.
Introduced, referred 288
To sifting committee..... 887

217 By Beath. Abolishing local registrar.
Introduced, referred 288
Recommended indefinite postponement 449
Indefinitely postponed 875

218 By Alesch, Fuester, McKinnon. Real estate foreclosures.
Introduced, placed on calendar 289, 291
Amendments filed 311
Withdrawn by author..... 334

219 By Burgess. Independent school district of 50,000 or more.
Introduced, referred 289
To sifting committee..... 887

220 By Hopp. Tax exemptions for world war veterans.
Introduced, referred 289
Recommended passage 432
Passed; ayes 77, nays 25..... 668

221 By Sheridan. Bankruptcy and fire sales.
Introduced, referred 289
To sifting committee..... 887

222 By Sheridan. Transportation of school children.
Introduced, referred 289
Recommended indefinite postponement 678
Indefinitely postponed 875

223 By Hopp. Bounties on wild animals.
Introduced, referred 290
Recommended passage 678
To sifting committee..... 887
Reported out 893
Passed; ayes 81, nays 6.....897-898

Digitized by Google

House File No. Page

Received back 1104
Reported enrolled 1142
Signed by Speaker.....1142
Sent to Governor.....1142
Approved by Governor.....1253

224 By Aldrich and Jensen. County superintendent of schools.
Introduced, referred 302
Withdrawn by author..... 352

225 By Schroeder and Dreessen. Legalizing act.
Introduced, referred 302
Recommended passage 449
Passed; ayes 96, nays 0..... 534
Received back 783
Reported enrolled 801
Signed by Speaker..... 801
Sent to Governor..... 801
Approved by Governor..... 905

226 By Bonnstetter. Motor vehicle carriers, trucks division.
Introduced, referred 319
Recommended passage 432
Passed; ayes 101, nays 1..... 669

227 By Bonnstetter. Board of educational examiners.
Introduced, referred 320
Recommended passage 432
Passed; ayes 98, nays 0..... 670

228 By Cunningham. Powers of municipal court extended.
Introduced, referred 320
Recommended passage 556
To sifting committee..... 887

229 By Cunningham. Judgments in municipal courts.
Introduced, referred 320
Recommended passage 556
To sifting committee..... 887

230 By Cunningham. Municipal court bailiffs.
Introduced, referred 320
Recommended indefinite postponement 557
Indefinitely postponed 875

231 By Cunningham. Permanent registration fund.
Introduced, referred 320
Recommended amendment and passage 473
Amendments adopted 755
Passed; ayes 97, nays 1..... 755
Received back 1407
Reported enrolled 1450
Signed by Speaker.....1450
Sent to Governor.....1450
Approved by Governor.....1510

232 By Cunningham. Permanent registration.
Introduced, referred 320
To sifting committee..... 887
Reported out 1070
Passed; ayes 83, nays 0.....1128
Title amended 1129
Received back 1407
Reported enrolled 1450
Signed by Speaker.....1450
Sent to Governor.....1450
Approved by Governor.....1510

233 By Cunningham. Expirations of right of redemption.
Introduced, referred 321

House File No. Page

Recommended passage 866
To sifting committee..... 887
Reported out 1070
Passed; ayes 102, nays 1.....1143

234 By Cunningham. Parking ordinance.
Introduced, referred 321
Recommended indefinite postponement 860
Indefinitely postponed 875

235 By Cunningham. Legal residence for pauper claim purposes.
Introduced, referred 321
Recommended passage 517
Passed; ayes 96, nays 8..... 779
Received back 1407
Reported enrolled 1450
Signed by Speaker.....1450
Sent to Governor.....1450
Approved by Governor.....1510

236 By Snyder. Kidnapping for ransom.
Introduced, referred 321
Recommended passage 557
To sifting committee..... 887
Withdrawn from sifting committee 1209
Passed; ayes 88, nays 18.....1210
Received back 1416
Concurred 1442
Reported enrolled 1476
Signed by Speaker.....1477
Sent to Governor.....1477

237 By Jenkins. Re-election of superintendent of schools.
Introduced, referred 321
Recommended amendment and passage 531
Amendments adopted 781
Passed; ayes 97, nays 0..... 781
Received back 1090
Reported enrolled 1142
Signed by Speaker.....1142
Sent to Governor.....1142
Approved by Governor.....1253

238 By Committee on Fish and Game. Fish and game department.
Introduced, referred 321
Made special order..... 340
Amendment filed 493
Amendment withdrawn 504
Amended, passed; ayes 80, nays 20 503
Received back 590
Refused to concur..... 685
Senate insistence received..... 720
Conference committee appointed 721
Conference committee report... 992
Report adopted 993
Adoption of report received.....1090
Reported enrolled 1136
Signed by Speaker.....1136
Sent to Governor.....1137
Approved by Governor.....1253

239 By Cunningham. Graveling assessments.
Introduced, referred 322
Recommended passage 559
To sifting committee..... 887

240 By Committee on Insurance. "Company" defined.
Introduced, passed on file..... 331

Digitized by Google

House File No. Page

Passed; ayes 94, nays 0..... 383
Received back 464
Reported enrolled 498
Signed by Speaker..... 498
Sent to Governor..... 499
Approved by Governor..... 674

241 By Committee on Insurance. Tax on insurance premiums.
Introduced, passed on file..... 241
Passed; ayes 101, nays 0..... 389
Received back 720
Reported enrolled 723
Signed by Speaker..... 732
Sent to Governor..... 766
Approved by Governor..... 905

242 By Committee on Insurance. Group life insurance.
Introduced, passed on file..... 381
Passed; ayes 94, nays 2..... 390
Received back 800
Concurred 892
Reported enrolled 953
Signed by Speaker..... 953
Sent to Governor..... 953
Approved by Governor.....1070

243 By Hanson of Winnebago. Board of Supervisors.
Introduced, placed on calendar 331, 332
Passed; ayes 91, nays 4..... 390
Received back 937
Concurred 940
Reported enrolled 998
Signed by Speaker..... 999
Sent to Governor..... 999
Approved by Governor.....1070

244 By McCreery. State highway commission.
Introduced, referred 332
To sifting committee..... 887

245 By Committee on Appropriations. Governor authorized to reduce appropriation by Legislature.
Introduced, passed on file..... 332
Passed; ayes 94, nays 0.....391-392

246 By Sours, Wenig. Trucks and trailers.
Introduced, referred 332
Recalled, placed on calendar.... 561
Retained by committee..... 568
Recommended amendment and passage 702
To sifting committee..... 887

247 By Crouch. Fish and Game Commissioner.
Introduced, referred 332
Recommended indefinite postponement 788
Indefinitely postponed 875

248 By Moore of Harrison. Establishment of county supervisor districts.
Introduced, referred 332
Recommended indefinite postponement 450
Indefinitely postponed 875

249 By Doran. Bridges and culverts on state land.
Introduced, referred 333
Withdrawn, placed on calendar. 821
To sifting committee..... 887

House File No. Page

250 By Augustine, Donlon, Falvey, Teter. Pipe line companies.
Introduced, referred 333
Amendment filed 527
Recommended passage 715
To sifting committee..... 887

251 By Hanson of Winnebago, McLean. School poll tax.
Introduced, referred 333
Recommended indefinite postponement 448
Indefinitely postponed 666

252 By Gallagher. Minimum school age.
Introduced, referred 346
Returned without recommendation 716
Amendment filed 747
To sifting committee..... 887

253 By Gallagher. Form of bills amending code.
Introduced, referred 346
Amendment filed 747
To sifting committee..... 887

254 By Alesch. Exempt agricultural produce.
Introduced, referred 347
Recommended indefinite postponement 448
Rereferred 473
Recommended indefinite postponement 863
Indefinitely postponed 875

255 By Crouch. Osteopath license.
Introduced, referred 347
Recommended indefinite postponement 834
Indefinitely postponed 875

256 By Johnson. Group life insurance.
Introduced, referred 347
To sifting committee..... 887

257 By Burgess. Municipal courts.
Introduced, referred 347
Recommended passage 474
To sifting committee..... 887

258 By Burgess. Municipal courts.
Introduced, referred 347
Recommended indefinite postponement 473
Indefinitely postponed 875

259 By Burgess. Waterworks employes.
Introduced, referred 347
Recommended indefinite postponement 554
Indefinitely postponed 875

260 By Committee on Judiciary. Life prisoners.
Introduced, passed on file..... 348
Failed to pass; ayes 46, nays 54. 424

261 By Dreessen, Fuester, Stanzel, Augustine. Naturopathy.
Introduced, referred 348
Amendment filed 575
Amendment withdrawn 680

Digitized by Google

House File No. Page

Amendment filed 698
Withdrawn from committee, placed on calendar..... 773
To sifting committee..... 887

262 By Brady. Arraignments.
Introduced, referred 348
To sifting committee..... 887

263 By Brady. Workmen's compensation.
Introduced, referred 348
Recommended amendment and passage 558
To sifting committee..... 887
Reported out 983
Amendments adopted 995
Passed; ayes 96, nays 2..... 995
Received back 1140
Reported enrolled 1181
Signed by Speaker.....1181
Sent to Governor.....1182
Approved by Governor.....1253

264 By Ditto. Metered mail.
Introduced, referred 361
Recommended passage 700
Passed; ayes 101, nays 0..... 765

265 By Sours, Koch. Motor trucks.
Introduced, referred 361
Recalled, placed on calendar.... 561
Retained by committee..... 568
Recommended indefinite postponement 787
Committee report rejected..... 787
To sifting committee..... 887

266 By Committee on Judiciary. Lien for threshing.
Introduced, passed on file..... 361
Passed; ayes 85, nays 14..... 410
Received back 1098
Concurred 1102
Reported enrolled 1142
Signed by Speaker.....1142
Sent to Governor.....1142
Approved by Governor.....1253

267 By Swift of Dubuque, Johnson. Building and Loan Associations.
Introduced, referred 361
Committee recommended passage 579
To sifting committee..... 887
Reported out 983
S. F. 223 substituted.....1000

268 By Koch. Motor vehicles.
Introduced, referred 362
To sifting committee..... 887

269 By Koch. Motor vehicles.
Introduced, referred 362
To sifting committee..... 887
Reported out 1070
Passed; ayes 64, nays 31.....1258
Received back 1500
Reported enrolled 1532
Signed by Speaker.....1532
Sent to Governor.....1532

270 By Wolf, Brady, Casey, Koch, McFarlane. Gross income tax.
Introduced, referred 362
Returned bill without recommendation 714
To sifting committee..... 887

House File No. Page

271 By Ditto, Burgess. Fuel alcohol.
Introduced, referred 362
Recommended indefinite postponement 753
Indefinitely postponed 875

272 By Mercer. Fraternal society hospitals.
Introduced, referred 363
Recommended passage 480
Passed; ayes 100, nays 1..... 756
Received back 1140
Reported enrolled 1181
Signed by Speaker.....1181
Sent to Governor.....1182
Approved by Governor.....1253

273 By Swift of Jackson. Osteopathy.
Introduced, referred 881
Withdrawn from committee, placed on calendar..... 754
To sifting committee..... 887
Refused to withdraw from sifting committee 1264-1265

274 By Committee on Conservation of Resources. Dams.
Introduced, passed on file..... 381
Passed; ayes 65, nays 23..... 442

275 By Committee on Conservation of Resources. Speed limits on state lands.
Introduced, passed on file..... 382
Passed; ayes 97, nays 1..... 455
Received back 1018
Reported enrolled 1055
Signed by Speaker.....1055
Sent to Governor.....1056
Approved by Governor.....1070

276 By Committee on Conservation of Resources. State owned bodies of water.
Introduced, passed on file..... 382
Amended, passed; ayes 75, nays 25 457
Received back 1018
Reported enrolled 1055
Signed by Speaker.....1055
Sent to Governor.....1056
Approved by Governor.....1070

277 By Committee on Conservation of Resources. Peace officers.
Introduced, passed on file..... 382
Passed; ayes 94, nays 3..... 458
Received back 1277
Concurred 1332
Reported enrolled 1346
Signed by Speaker.....1346
Sent to Governor.....1346
Approved by Governor.....1404

278 By Committee on Conservation of Resources. State owned lands.
Introduced, passed on file..... 382
Passed; ayes 94, nays 5..... 459
Received back 1041
Concurred 1041
Reported enrolled 1067
Signed by Speaker.....1067
Sent to Governor.....1067
Approved by Governor.....1089

279 By Committee on Conservation of Rosources. Spillways.
Introduced, passed on file..... 382

Digitized by Google

House File No. Page

Amended, passed; ayes 57, nays 40 462
Received back 1054
Reported enrolled 1067
Signed by Speaker 1067
Sent to Governor 1067
Approved by Governor 1089

280 By Committee on Conservation of Resources. Public highway on public land.
Introduced, passed on file 382
Passed; ayes 72, nays 17 486
Received back 1276
Reported enrolled 1328
Signed by Speaker 1328
Sent to Governor 1328
Approved by Governor 1363

281 By Wenig. Deposit of public funds.
Introduced, referred 383
Recommended passage 714
Amendment filed 888
To sifting committee 887
Reported out 893
Amendment adopted 924
Passed; ayes 104, nays 0 923
Title amended 924

282 By Durant. Contests of election — presiding officer shall appoint a legal representative for each contestant.
Introduced, referred 383
Recommended passage 578
To sifting committee 887

283 By Osborn. County and poll tax.
Introduced, referred 383
Recommended indefinite postponement 555
Indefinitely postponed 875

284 By Yager. Stored motor vehicle.
Introduced, referred 383
Amendment filed 544
To sifting committee 887

285 By Gallagher. Public officers.
Introduced, referred 400
To sifting committee 887

286 By Peaco. Pipelines.
Introduced, referred 400
Withdrawn from committee, placed on calendar 738
To sifting committee 887

287 By Brady. Public officers.
Introduced, referred 400
To sifting committee 887

288 By Hanson of Winnebago, Teter. Mortgage foreclosure.
Introduced, referred 400
To sifting committee 887

289 By Jensen. County superintendent of schools.
Introduced, referred 401
Recommended passage 817
To sifting committee 887
Reported out 983
Amended, passed; ayes 77, nays 15 1045

290 By Committee on Compensation of Public Officers. State statutory salaries.
Introduced, passed on file 401

House File No. Page

Amendment filed 445
Made special order 513
Amendment adopted 538
Amendment filed 543
Amended, passed; ayes 98, nays 1 573

291 By Committee on Compensation of Public Officers. Statutory salaries.
Introduced, passed on file 401
Made special order 513
Amended, passed; ayes 98, nays 1 592-593

292 By Committee on Compensation of Public Officers. Statutory salaries.
Introduced, passed on file 401-402
Amendment filed 510
Made special order 513
Amendments filed 543-546
Amended, passed; ayes 91, nays 0 594

293 By Committee on Insurance. Mutual insurance companies.
Introduced, passed on file 418
Action deferred 664
Amended, passed; ayes 82, nays 20 794

294 By McCreery. Public accountants.
Introduced, referred 418
Recommended indefinite postponement 808
Indefinitely postponed 875

295 By Reed. State school inspectors.
Introduced, referred 418
Recommended indefinite postponement 809
Withdrawn by author 886

296 By Reed. Chief Engineer.
Introduced, referred 418
Recommended passage 736
To sifting committee 887
Refused to withdraw 1329

297 By Reed. State educational institutions.
Introduced, referred 419
Recommended passage 737
To sifting committee 887

298 By Jensen. Elementary schools.
Introduced, referred 419
Recommended indefinite postponement 836
Indefinitely postponed 875

299 By Dean. Hybrid seed corn.
Introduced, referred 419
Recommended passage 515
Passed; ayes 90, nays 4 745
Received back 937
Concurred 942
Reported enrolled 998
Signed by Speaker 999
Sent to Governor 999
Approved by Governor 1070

300 By Crouch. Police or fire employees.
Introduced, referred 419
Recommended indefinite postponement 860
Indefinitely postponed 875

Digitized by Google

House File No. Page

301 By Wiese. Licensed dentists.
Introduced, referred 419
Recommended passage 737
To sifting committee..... 887
Reported out 1070
Passed; ayes 57, nays 29.....1129
Received back 1347
Reported enrolled 1382
Signed by Speaker.....1383
Sent to Governor.....1383
Approved by Governor.....1404

302 By Johnson. Naprapathy.
Introduced, referred 420
Recommended amendment and passage 862
To sifting committee..... 887

303 By Hanson of Winnebago. Departments of state government.
Introduced, referred 420
Withdrawn by author..... 744

304 By Strachan. Public utilities.
Introduced, referred 420
Recommended indefinite postponement 815
Exempted from motion..... 875
To sifting committee..... 887

305 By Mitchell. Taxpayers request.
Introduced, referred 432
Recommended passage 813
To sifting committee..... 887
Reported out 983
Passed; ayes 93, nays 6..... 996

306 By Teter. Homestead.
Introduced, referred 433
To sifting committee..... 887

307 By Stansell. Execution sales.
Introduced, referred 433
Recommended passage 557
To sifting committee..... 887
Reported out 893
Passed; ayes 90, nays 0..... 895
Received back 1407
Reported enrolled 1450
Signed by Speaker.....1450
Sent to Governor.....1450
Approved by Governor.....1510

308 By Committee on Tax Reduction. Nepotism.
Introduced, passed on file..... 433
Amendment filed 467
Amendment adopted 671
Passed; ayes 80, nays 17..... 671

309 By Moore of Harrison. Embalming.
Introduced, referred 433
Recommended indefinite postponement 834
Indefinitely postponed 875

310 By Peaco. School textbooks.
Introduced, referred 433
To sifting committee..... 887

311 By Committee on Agriculture. Motor fuel.
Introduced, passed on file..... 434
Made special order..... 445

House File No. Page

Amendment filed 509-510
Amendments to amendment adopted 538
Action deferred 539
Amendment filed 626
Amendment adopted 682
Substitute amendment adopted. 683
Failed to pass; ayes 48, nays 57. 684

312 By Doran. School elections.
Introduced, referred 451
Recommended passage 662
To sifting committee..... 887

313 By Wiese. Motor vehicle registration.
Introduced, referred 452
To sifting committee..... 887

314 By Cunningham. Real estate contracts.
Introduced, referred 452
Recommended passage 866
To sifting committee..... 887
Reported out 1070
Passed; ayes 93, nays 0.....1119

315 By Committee on Conservation of Natural Resources. Vacating roads.
Introduced, pased on file..... 452
Passed; ayes 84, nays 10..... 754

316 By Fuester. Deficiency judgments.
Introduced, referred 452
Recommended passage 867
To sifting committee..... 887

317 By Grau, Gissel, Grell, Teter. Military training.
Introduced, referred 452
Returned without recommendation 791
To sifting committee..... 887

318 By Thies. Pocket gophers.
Introduced, referred 453
Recommended amendment and passage 751
Withdrawn by author..... 885

319 By Brady. Indebtedness of cities and towns.
Introduced, referred 453
To sifting committee..... 887

320 By Paisley. Court reporters.
Introduced, referred 453
To sifting committee..... 887

321 By Paisley. Court reporters.
Introduced, referred 453
To sifting committee..... 887

322 By Cunningham. Guardians.
Introduced, referred 453
Recommended passage 867
To sifting committee..... 887
Reported out 1070
Passed; ayes 95, nays 0.....1135

323 By Paisley. County attorneys.
Introduced, referred 453
Recommended amendment and passage 817
To sifting committee..... 887
Reported out 983

Digitized by Google

House File No. Page

Amendments adopted 1023
Passed; ayes 79, nays 8.....1024
Title amended 1024
Received back 1273
Reported enrolled 1328
Signed by Speaker.....1328
Sent to Governor.....1328
Approved by Governor.....1363

324 By Paisley. County recorders.
Introduced, referred 454
Motion to draft new bill..... 801
Recommended amendment and passage 838
To sifting committee..... 887
Reported out 983
Amendment to amendment adopted 1024
Amendment adopted 1024
Passed; ayes 98, nays 0.....1025
Title amended 1025
Received back 1273
Reported enrolled 1328
Signed by Speaker.....1328
Sent to Governor.....1328
Approved by Governor.....1363

325 By Paisley. Deputy clerk of district court.
Introduced, referred 454
Recommended amendment and passage 839
To sifting committee..... 887
Reported out 983
Amendment to amendment adopted 1025
Amendments adopted 1026
Passed; ayes 93, nays 0.....1026
Title amended 1026
Received back 1273
Reported enrolled 1328
Signed by Speaker.....1328
Sent to Governor.....1328
Approved by Governor.....1363

326 By Paisley. Bailiffs.
Introduced, referred 454
Recommended passage 751
To sifting committee..... 887
Reported out 905
Failed to pass; ayes 27, nays 69. 939

327 By Paisley. Clerk of District Court.
Introduced, referred 454
Recommended amendment and passage 817
To sifting committee..... 887
Reported out 983
Amendments adopted 1027
Passed; ayes 93, nays 0.....1027
Title amended 1028
Received back 1277
Reported enrolled 1328
Signed by Speaker.....1328
Sent to Governor.....1328
Approved by Governor.....1363

328 By Mitchell. Hearing on estimated tax levy.
Introduced, referred 454
Recommended passage 554
To sifting committee..... 887

329 By Cunningham. Itinerant drug vendors.
Introduced, referred 454
To sifting committee..... 887

330 By Paisley. County treasurer.
Introduced, referred 480

House File No. Page

Recommended amendment and passage 818
To sifting committee..... 887
Amendments adopted 1030
Passed; ayes 88, nays 0.....1030
Title amended 1031
Received back 1277
Reported enrolled 1328
Signed by Speaker.....1328
Sent to Governor.....1328
Approved by Governor.....1363

331 By Paisley. District court reporters.
Introduced, referred 481
Rereferred 561
To sifting committee..... 887

322 By Paisley. Referees.
Introduced, referred 481
Recommended indefinite postponement 809
Indefinitely postponed 875

333 By Paisley. Board of supervisors.
Introduced, referred 481
Recommended passage 750
To sifting committee..... 887
Reported out 905
Passed; ayes 91, nays 4..... 943

334 By Paisley. County auditor.
Introduced, referred 481
Recommended amendment and passage 839
To sifting committee..... 887
Reported out 984
Amendments adopted 1028
Passed; ayes 89, nays 0.....1028
Title amended 1029
Received back 1277
Reported enrolled 1328
Signed by Speaker.....1328
Sent to Governor.....1328
Approved by Governor.....1363

335 By Paisley. Sheriff.
Introduced, referred 481
Recommended amendment and passage 818
To sifting committee..... 887
Reported out 984
Amendments adopted 1029
Passed; ayes 88, nays 0.....1029
Title amended 1030
Received back 1277
Reported enrolled 1328
Signed by Speaker.....1328
Sent to Governor.....1328
Approved by Governor.....1363

336 By Ditto. Motor vehicle fuel tax.
Introduced, referred 481
Recommended passage 700
To sifting committee..... 887
Reported out 1171
Passed; ayes 95, nays 0.....1156
Received back 1524
Reported enrolled 1532
Signed by Speaker.....1532
Sent to Governor.....1532

337 By Ditto. Concealed weapons.
Introduced, referred 482
Recommended passage 872
To sifting committee..... 887
Reported out 984
Passed; ayes 90, nays 3....1031-1032

Digitized by Google

House File No. Page

338 By Goode. Disabled voters.
Introduced, referred 482
Recommended amendment and passage 578
To sifting committee..... 887

339 By Johnson. Taxes on loss through bank stock.
Introduced, referred 482
Recommended passage 701
Passed; ayes 98, nays 1..... 831

340 By Johnson. Directed verdict by judges.
Introduced, referred 482
Recommended passage 735
Passed; ayes 92, nays 6..... 855

341 By Moore of Harrison. Passenger boats.
Introduced, referred 482
Recommended amendment and passage 841
To sifting committee..... 887
Reported out 984
Amendments adopted 1035
Amended, passed; ayes 91, nays 0 1035
Received back 1312
Concurred 1333
Reported enrolled 1346
Signed by Speaker.....1346
Sent to Governor.....1346
Approved by Governor.....1404

342 By Moore of Harrison. Flanders-Bixby state park.
Introduced, referred 483
Recommended passage 714
To sifting committee..... 887
Reported out 1006
Amended, passed; ayes 90, nays 0 1048
Received back 1276
Reported enrolled 1328
Signed by Speaker.....1328
Sent to Governor.....1328
Approved by Governor.....1363

343 By Ellsworth. Anticipatory warrants by state treasurer.
Introduced, referred 483
Recommended passage 735
To sifting committee..... 887
Reported out 905
Passed; ayes 96, nays 2..... 935
Received back 1440
Reported enrolled 1450
Signed by Speaker.....1450
Sent to Governor.....1450
Approved by Governor.....1510

344 By Mercer. Structures at municipal airports.
Introduced, referred 483
Recommended amendment and passage 579
To sifting committee..... 887
Reported out 1006
Amendments adopted 1049
Passed; ayes 80, nays 5.....1049
Received back 1511
Concurred 1517
Reported enrolled 1532
Signed by Speaker.....1532
Sent to Governor.....1532

345 By Mercer. Exempt aircraft from motor fuel tax.
Introduced, referred 483
Recommended indefinite postponement 863
Indefinitely postponed 875

House File No. Page

346 By Mercer. Exempt tax on aircraft motor fuel.
Introduced, referred 483
Recommended indefinite postponement 863
Indefinitely postponed 875

347 By Mercer. Municipal airport leases.
Introduced, referred 483
To sifting committee..... 887

348 By Committee on Claims. G. G. Gregg.
Introduced, referred 484
Recommended amendment and passage 750
Amendments adopted 894
Passed; ayes 86, nays 0..... 893
Received back 1104
Reported enrolled 1142
Signed by Speaker.....1142
Sent to Governor.....1142
Approved by Governor.....1253

349 By Craven. Township license for amusement places.
Introduced, referred 484
Recommended passage 701
To sifting committee..... 887
Reported out 893
Amended, passed; ayes 81, nays 8 899

350 By Fuester, McKinnon, Wenig. Period of redemption on foreclosed property.
Introduced, referred 484
Returned without recommendation 553
Made special order..... 561
Amended 707
Amendment filed 708-711
Filed amendment withdrawn... 719
Amended, passed; ayes 103, nays 0 719
Received back 850
Concurred 853-855
Reported enrolled 873
Signed by Speaker..... 873
Sent to Governor..... 873
Approved by Governor.....1121

351 By Burgess. Bids on sale of public bonds.
Introduced, referred 484
To sifting committee..... 887

352 By Burgess. Abolishing municipal courts.
Introduced, referred 484
To sifting committee..... 887

353 By Doran. Maintenance of highways through cities and towns.
Introduced, referred 484
Recommended passage 559
To sifting committee..... 887
Reported out 983
Passed; ayes 93, nays 6..... 997

354 By Sours. Attorney as member of board of parole.
Introduced, referred 485
Recommended passage 700
To sifting committee..... 887

355 By Committee on Tax Reduction. Reducing taxes 5 per cent.
Introduced, passed on file..... 485
To sifting committee..... 887

Digitized by Google

House File No. Page

356 By Aldrich. Restoration of territory to original school district.
Introduced, referred 485
Recommended passage 836
To sifting committee..... 887
Reported out 1070
Passed; ayes 89, nays 8.....1144

357 By Committee on Agriculture. Appropriations to county farm aid associations.
Introduced, passed on file..... 497
Made special order..... 498
Amendments filed 526
Substitute amendment adopted. 548
Passed; ayes 90, nays 12..... 552

358 By Cunningham. Lease of public airport grounds.
Introduced, referred 497
Recommended passage 790
To sifting committee..... 887

359 By Cunningham. County public hospitals.
Introduced, referred 497
Recommended passage 840
To sifting committee..... 887

360 By Cunningham. County hospital bonds.
Introduced, referred 497
Recommended indefinite postponement 752
Indefinitely postponed 875

361 By Cunningham. Municipal court jurisdiction.
Introduced, referred 497
Recommended passage 867
To sifting committee..... 887

362 By Burgess. Abolishment of municipal band.
Introduced, referred 498
Recommended indefinite postponement 864
Indefinitely postponed 875

363 By Bruce. Pension law applied to divorced mother.
Introduced, referred 498
Recommended indefinite postponement 734
Indefinitely postponed 875

364 By Stiger. Refund of tax in Montour school district in Tama county.
Introduced, referred 517
Recommended passage 702
Amendment filed 708
To sifting committee..... 887
Reported out 893
Amendment adopted 922
Amendment adopted 923
Passed; ayes 97, nays 0..... 923
Received back 1140
Reported enrolled 1181
Signed by Speaker.....1181
Sent to Governor.....1182
Approved by Governor.....1253

365 By Fabritz, Cunningham. Farm landlord lien on crops.
Introduced, referred 517
Recommended indefinite postponement 865
Indefinitely postponed 875

House File No. Page

366 By Cunningham. Mechanics liens.
Introduced, referred 518
Recommended passage 702
To sifting committee..... 887
Reported out 1070
Passed; ayes 88, nays 1.....1241

367 By Falvey. Transfer of funds in Monroe county.
Introduced, referred 518
Recommended passage 867
To sifting committee..... 887
Reported out 1040
Passed; ayes 85, nays 10.....1065
Received back 1140
Reported enrolled 1181
Signed by Speaker.....1181
Sent to Governor.....1181
Approved by Governor.....1253

368 By Alesch. Commission on renewal real estate mortgages.
Introduced, referred 518
Withdrawn from committee, placed on calendar..... 792
To sifting committee..... 887

369 By Beswick. Tax on alcohol made in the state.
Introduced, referred 518
Amendment filed 574
Recommended indefinite postponement 677
Indefinitely postponed 875

370 By Willis. Caboose construction.
Introduced, referred 518
Recommended passage 835
To sifting committee..... 887

371 By Humeston. Telephone company service.
Introduced, referred 518
To sifting committee..... 887

372 By Committee on Mines and Mining. Preference be given Iowa products in all public purchases.
Introduced, passed on file..... 518
Amendment filed 805
Amendment adopted 827
Failed to pass; ayes 46, nays 58. 828
Motion filed to reconsider..... 857

373 By Committee on Tax Reduction. Payment of trustees for incompetent persons.
Introduced, passed on file..... 519
Passed; ayes 90, nays 5.....795-796

374 By Zylstra. Taxation of agricultural lands.
Introduced, referred 519
To sifting committee..... 887

375 By Ditto. Iowa Malt Beverage Act.
Introduced, referred 532
Recommended passage 872
To sifting committee..... 887

376 By Alesch. Number of judges in the twenty-first judicial district.
Introduced, referred 532
To sifting committee..... 887

Digitized by Google

House File No. Page

377 By Mercer. Fire protection at state institutions.
Introduced, referred 532
To sifting committee..... 887

378 By Committee on Judiciary. Liquor in seized conveyances.
Introduced, passed on file..... 532
To sifting committee..... 887

379 By Stanzel. Thiessen. County road system.
Introduced, referred 533
Withdrawn from committee, placed on calendar..... 753
To sifting committee..... 887

380 By Cunningham. Compensation of sales persons.
Introduced, referred 533
To sifting committee..... 887

381 By Cunningham. Parole officers.
Introduced, referred 534
Recommended passage 701
To sifting committee..... 887
Reported out 905
Passed; ayes 91, nays 2..... 934
Received back 1151
Reported enrolled 1181
Signed by Speaker.....1181
Sent to Governor.....1182
Vetoed by Governor.....1254

382 By McLean. Lookingbill. Regulating sale of machinery repairs.
Introduced, referred 534
Recommended passage 735
To sifting committee..... 887
Reported out 893
Passed; ayes 100, nays 0..... 925

383 By Paisley. Storage of automobiles.
Introduced, referred 534
To sifting committee..... 887

384 By Cunningham. Board of Waterworks Trustees to furnish exhaust steam to Izaak Walton league clubhouse.
Introduced, referred 563
Recommended passage 790
To sifting committee..... 887
Reported out 905
Passed; ayes 91, nays 5..... 946
Received back 1090
Reported enrolled 1142
Signed by Speaker.....1142
Sent to Governor.....1142
Approved by Governor.....1253

385 By Frizzell. Veterinarians.
Introduced, referred 563
Recommended passage 750
Withdrawn by author..... 886

386 By McKinnon. Length of trains.
Introduced, referred 563
Recommended passage 836
To sifting committee..... 887

387 By Willis. Motor trucks to be equipped with flares.
Introduced, referred 563
To sifting committee..... 887
Reported out 1070

House File No. Page

Amendment filed 1137
Amendment adopted 1145
Amended, passed; ayes 64, nays 33 1146
Received back 1466
House refused to concur...1499-1500
Received back 1511
Reported enrolled 1532
Signed by Speaker.....1532
Sent to Governor.....1532

388 By Shroeder, Dreessen. Cost of treatment of indigent persons at State University College of Medicine Hospital.
Introduced, referred 563
Recommended passage 751
To sifting committee..... 887

389 By Lichty. Fees for well drills.
Introduced, referred 564
Amendment filed 674
Recommended passage 701
To sifting committee..... 887
Reported out 1171
Amendment adopted 1198
Passed; ayes 77, nays 23.....1199
Received back 1416
Concurred 1444
Reported enrolled 1476
Signed by Speaker.....1477
Sent to Governor.....1477

390 By Committee on Insurance. Securities deposited with insurance department.
Introduced, passed on file..... 564
To sifting committee..... 887
Reported out 893
Passed; ayes 83, nays 0..... 896
Received back 1140
Reported enrolled 1181
Signed by Speaker.....1181
Sent to Governor.....1182
Approved by Governor.....1253

391 By Cunningham, Mitchell. Mortgaged property.
Introduced, referred 564
To sifting committee..... 887

392 By Jensen. State department of public works.
Introduced, referred 564
Recommended amendment and passage 814
To sifting committee..... 887

393 By McFarlane. Maximum hours of operation of commercial motor vehicles.
Introduced, referred 565
To sifting committee..... 887
Reported out 1070
Passed; ayes 67, nays 32.....1146
Received back 1511
Reported enrolled 1532
Signed by Speaker.....1532
Sent to Governor.....1532

394 By Burgess. Veterinarians.
Introduced, referred 565
To sifting committee..... 887
Reported out 1171
Passed; ayes 59, nays 42.....1192

395 By Wiese. Railroads to construct additional viaducts.
Introduced, referred 565
Recommended amendment and passage 860
To sifting committee..... 887

Digitized by Google

House File No. Page

396 By Ditto. Insurance agents.
Introduced, referred 581
Rereferred 707
Recommended amendment and passage 871
To sifting committee..... 887

397 By Durant, Hanson of Lyon. Hail insurance.
Introduced, referred 581
Recommended passage 819
To sifting committee..... 887
Reported out 1040
Passed; ayes 88, nays 1.....1051
Received back 1466
Reported enrolled 1530
Signed by Speaker.....1530
Sent to Governor.....1530

398 By Johnson. Arterial highways.
Introduced, referred 581
To sifting committee..... 887
Reported out 1070
Amended, passed; ayes 80, nays 18 1147

399 By Committee on Tax Reduction. Tax on annuity contracts of real estate held by educational institutions.
Introduced, passed on file..... 581
Amendment filed 784
To sifting committee..... 887
Reported out 983
Amendment adopted 1002
Passed; ayes 83, nays 16.....1003
Title amended 1004

400 By Hartman. Motor vehicles.
Introduced, referred 581
To sifting committee..... 887

401 By Mercer. Educational institutions.
Introduced, referred 582
Recommended amendment and passage 791
Rereferred 820
Recommended passage 872
To sifting committee..... 887
Reported out 1171
Amended, passed; ayes 89, nays 0 1179
Received back 1407
Reported enrolled 1450
Signed by Speaker.....1450
Sent to Governor.....1450
Approved by Governor.....1510

402 By Brady, Casey, Koch, McFarlane, Moore of Benton. Tax on gross incomes.
Introduced, referred 582
Returned bill without recommendation 790
Action deferred under Ditto motion 1078

403 By Committee on Drainage. Drainage districts.
Introduced, passed on file..... 582
To sifting committee..... 887

404 By Garner. Transfer of county funds.
Introduced, referred 582
Recommended passage 868
To sifting committee..... 887
Reported out 905

House File No. Page

Action deferred 946
Amendment filed 958
Amendment withdrawn 988
Amended, passed; ayes 88, nays 6 989

405 By Committee on Building and Loan. Building and Loan Associations.
Introduced, passed on file..... 582
To sifting committee..... 887

406 By Sheridan. Permits to sell cigarettes.
Introduced, referred 583
To sifting committee..... 887
Reported out 1070
Amended, failed to pass; ayes 6, nays 88 1117

407 By Cunningham. Daylight savings plan.
Introduced, referred 583
To sifting committee..... 887

408 By Bruce. Lotteries.
Introduced, referred 583
Recommended passage 868
To sifting committee..... 887

409 By Laughlin. Work on secondary roads.
Introduced, referred 583
To sifting committee..... 887

410 By Wenig. Soldiers relief commission.
Introduced, referred 584
Recommended passage 750
To sifting committee..... 887
Reported out 905
Passed; ayes 95, nays 1..... 943
Received back 1479
Concurred 1498
Reported enrolled 1530
Signed by Speaker.....1530
Sent to Governor.....1530

411 By Cunningham, Donlon. Columbus Day.
Introduced, referred 584
To sifting committee..... 887

412 By Goode, Fabritz. Electric light and power companies.
Introduced, referred 584
To sifting committee..... 887

413 By Dean. Taxation of certain motor vehicles.
Introduced, referred 602
To sifting committee..... 887
Reported out 1183
Amended, passed; ayes 60, nays 32 1201
Motion to lay on the table lost..1202
Motion to reconsider withdrawn.1210
Received back 1343
Refused to concur.....1349
Received back 1404
Reported enrolled 1450
Signed by Speaker.....1450
Sent to Governor.....1450
Approved by Governor.....1510

414 By Committee on Election Contest. Adair vs. Teter.
Introduced, referred 602
Recommended passage 929
Passed; ayes 58, nays 29..... 950
Received back 1415
Amended and concurred.....1441

Digitized by Google

House File No. Page

Senate concurrence received....1511
Reported enrolled 1532
Signed by Speaker.....1532
Sent to Governor.....1532

415 By McKinnon, Wenig. Licensing direct buyers of livestock.
Introduced, referred 602-603
To sifting committee..... 887

416 By McKinnon and Wenig. Care of livestock at packing plants.
Introduced, referred 603
Recommended passage 792
To sifting committee..... 887

417 By Crouch. Deposits of public funds.
Introduced, referred 603
Recommended amendment and passage 734
To sifting committee..... 887

418 By Crouch. Bonds for county officers.
Introduced, referred 603
Recommended indefinite postponement 752
Indefinitely postponed 875

419 By Moore of Benton. Insurance.
Introduced, referred 603
Recommended passage 819
To sifting committee..... 887

420 By Roe. Soap.
Introduced, referred 603
Recommended indefinite postponement 865
Indefinitely postponed 875

421 By Peaco and Willis. Pipe line companies.
Introduced, referred 603-604
Recommended amendment and passage 813
To sifting committee..... 887
Refused to withdraw.....1265

422 By Rice, Speidel. Monies or credits not assessed.
Introduced, referred 604
Recommended passage 868
To sifting committee..... 887
Reported out 983
Amendment filed 1006
Amendments adopted 1043
Passed; ayes 76, nays 21.....1044
Title amended 1044

423 By Foster. State funds in closed banks.
Introduced, referred 604
Recommended passage 814
To sifting committee..... 887
Reported out 983
Passed; ayes 100, nays 0.....1015

424 By Durant. Lien on real estate for unpaid water rentals.
Introduced, referred 604
Recommended indefinite postponement 790
Indefinitely postponed 875

425 By Augustine. State highway patrol.
Introduced, referred 604
To sifting committee..... 887

House File No. Page

426 By Teter. Examination of cities and counties.
Introduced, referred 605
Withdrawn by author..... 718

427 By Hopp. Motor vehicle trailers.
Introduced, referred 605
Recommended passage 820
To sifting committee..... 887

428 By Alesch. Disposition of fines and forfeitures.
Introduced, referred 606
Recommended passage 868
To sifting committee..... 887
Reported out 1264
Failed to pass; ayes 34, nays 58.1270

429 By Ellsworth. Closed banks.
Introduced, referred 606
To sifting committee..... 887

430 By Cunningham. Soldiers preference law.
Introduced, referred 606
Recommended passage 869
To sifting committee..... 887

431 By Burgess. Nepotism.
Introduced, referred 606
To sifting committee..... 887

432 By Burgess. Interstate bridges.
Introduced, referred 606
To sifting committee..... 887

433 By Burgess. Supervisor districts.
Introduced, referred 607
Recommended indefinite postponement 752
Indefinitely postponed 875

434 By Burgess. Unfair discrimination.
Introduced, referred 607
To sifting committee..... 887

435 By Teter. Tuition fee.
Introduced, referred 607
Recommended indefinite postponement 816
Indefinitely postponed 875

436 By Treimer. Investment of emergency funds of assessment insurance associations.
Introduced, referred 607
Withdrawn by author..... 886

437 By Teter. Judgment actions based on notes.
Introduced, referred 607
Recommended passage 869
To sifting committee..... 887

438 By Teter. Lands withdrawn from crop production.
Introduced, referred 608
Recommended indefinite postponement 815
Indefinitely postponed 875

439 By Thies. Districting of counties for election of county supervisors.
Introduced, referred 608
Recommended amendment and passage 839
To sifting committee..... 887

Digitized by Google

House File No. Page

440 By Alesch. Receiver for farm lands.
Introduced, referred 608
Recommended indefinite postponement 809
Indefinitely postponed 875

441 By Cunningham. Sidewalk assessments.
Introduced, referred 608
Recommended passage 791
To sifting committee..... 887
Reported out 1194
Amended, passed; ayes 86, nays 10 1220
Title amended 1221

442 By Dole. Regulate telephone rates in counties.
Introduced, referred 608
To sifting committee..... 887

443 By Dole. Regulate telephone rates in cities and towns.
Introduced, referred 609
To sifting committee..... 887

444 By Ellsworth. Expense accounts of candidates for office.
Introduced, referred 609
Recommended passage 869
To sifting committee..... 887
Reported out 983
Passed; ayes 93, nays 0..... 957

445 By Mitchell. Licensing of plumbers.
Introduced, referred 609
To sifting committee..... 887

446 By Mitchell. Blue laws.
Introduced, referred 609
To sifting committee..... 887
Reported out 983
Amended, failed to pass; ayes 48, nays 45..... 956
Motion filed to reconsider..... 959
Motion to reconsider lost; ayes 54, nays 47..... 990

447 By Willis. Municipality or state institution prohibited from engaging in private enterprise.
Introduced, referred 610
Recommended passage 816
Amendment filed 858
To sifting committee..... 887
Reported out 1070
Amendments filed 1083-1121
Amendment adopted 1154
Action deferred 1155
Amendments filed 1182
Laid on table.....1196

448 By Grau. Election contest.
Introduced, referred 610
Recommended passage 752
To sifting committee..... 887
Reported out 905
Passed; ayes 95, nays 3..... 944

449 By Yager. Posted copies of ordinances.
Introduced, referred 610
Recommended passage 861
To sifting committee..... 887

450 By Ditto. Iowa securities act.
Introduced, referred 610

House File No. Page

Recommended indefinite postponement 837
Indefinitely postponed 875

451 By Gallagher. Investment of emergency fund of assessment insurance associations.
Introduced, referred 610
To sifting committee..... 887
Reported out 983
Passed; ayes 99, nays 3.....1012
Received back 1075
Reported enrolled 1108
Signed by Speaker.....1108
Sent to Governor.....1109
Approved by Governor.....1253

452 By Stansell. Banks and trust companies as fiduciaries.
Introduced, referred 611
Recommended passage 814
To sifting committee..... 887
Reported out 1183
Called up, action deferred.....1439

453 By Stansell. Bank officers.
Introduced, referred 611
Recommended indefinite postponement 810
Indefinitely postponed 875

454 By Swift of Jackson. Record of special assessments.
Introduced, referred 611
Recommended indefinite postponement 860
Indefinitely postponed 875

455 By Swift of Jackson. Street improvements.
Introduced, referred 611
Recommended indefinite postponement 859
Indefinitely postponed 875

456 By Speidel. Forest trees.
Introduced, referred 611
Recommended amendment and passage 835
To sifting committee..... 887

457 By Speidel. Oleomargarine.
Introduced, referred 611
Recommended indefinite postponement 864
Indefinitely postponed 875

458 By Burgess. Free riders.
Introduced, referred 611
To sifting committee..... 887

459 By Burgess. Bonds of governmental subdivisions.
Introduced, referred 612
Recommended indefinite postponement 714
Indefinitely postponed 875

460 By Aldrich, Casey. Street improvements.
Introduced, referred 612
Withdrawn from committee, placed on calendar..... 843
Recommended passage 861
To sifting committee..... 887

461 By Wenig. Itinerant motor trucks.
Introduced, referred 612
Recommended passage 816

Digitized by Google

House File No. Page

To sifting committee..... 887
Reported out 983
Action deferred 996
Amendment filed 1005
Amendments adopted 1010
Passed; ayes 69, nays 31.....1011
Title amended 1011

462 By Beswick. Motor vehicle license fees.
Introduced, referred 612
To sifting committee..... 887

463 By Hanson of Winnebago. Assigned mortgages.
Introduced, referred 612
To sifting committee..... 887
Reported out 1194

464 By Smith. Farm aid associations.
Introduced, referred 612
To sifting committee..... 887

465 By Lookingbill. Property owned by municipalities.
Introduced, referred 613
To sifting committee..... 887

466 By McLean. Legalizing act.
Introduced, referred 613
Withdrawn by author..... 761

467 By Cunningham. Premium on surety bonds.
Introduced, referred 613
To sifting committee..... 887

468 By Cunningham. Motor vehicle fuel tax.
Introduced, referred 613
Recommended indefinite postponement 859-860
Indefinitely postponed 875

469 By Committee on Judiciary. Cemetery and mausoleum associations.
Introduced, referred 613
To sifting committee..... 887

470 By Cunningham. Delinquency of minor.
Introduced, referred 614
To sifting committee..... 887

471 By Metcalf. Streets for heavy traffic.
Introduced, referred 614
Recommended passage 862
To sifting committee..... 887

472 By Metcalf. Part-time schools.
Introduced, referred 614
To sifting committee..... 887

473 By Donlon, Hook. Members of General Assembly.
Introduced, referred 614
To sifting committee..... 887

474 By Johnson. Investment securities.
Introduced, referred 614
Rereferred 693
To sifting committee..... 887

475 By Johnson. Co-operative institutions.
Introduced, referred 614
Rereferred 693

House File No. Page

Recommended passage 814
To sifting committee..... 887
Reported out 1000
Amended, passed; ayes 94, nays 3 1014
Received back 1440
Concurred 1445
Reported enrolled 1476
Signed by Speaker.....1477
Sent to Governor.....1477

476 By Mercer. Newspapers.
Introduced, referred 615
Recommended passage 819
To sifting committee..... 887
Reported out 983
Amended, passed; ayes 101, nays 0 1016
Received back 1140
Reported enrolled 1181
Signed by Speaker.....1181
Sent to Governor.....1182
Approved by Governor.....1253

477 By Foster. Judgments—taxing same.
Introduced, referred 615
Recommended indefinite postponement 810
Indefinitely postponed 875

478 By Foster. Landlord's liens—one-half of crops for rent.
Introduced, referred 615
Recommended indefinite postponement 865
Indefinitely postponed 875

479 By Peet. School elections.
Introduced, referred 615
Recommended amendment and passage 819
To sifting committee..... 887

480 By Reed. Horvei vs. Ostby.
Introduced, referred 615
Recommended passage 1088
Passed; ayes 84, nays 5.....1159
Received back 1404
Concurred 1443
Reported enrolled 1476
Signed by Speaker.....1477
Sent to Governor.....1477

481 By Swift of Dubuque. League of Iowa Municipalities.
Introduced, referred 615
Recommended passage 816
To sifting committee..... 887
Reported out 1171
Amended, failed to pass; ayes 43, nays 54 1180

482 By Mooty. Motor trailers.
Introduced, referred 616
To sifting committee..... 887
Reported out 1040
Passed; ayes 80, nays 0.....1052

483 By Jenkins, Metcalf. Drainage district boards.
Introduced, referred 616
Recommended passage 837
To sifting committee..... 887

484 By Metcalf. Railroad bridge at Toolesboro.
Introduced, referred 616
Recommended passage 836
To sifting committee..... 887

Digitized by Google

House File No. Page

485 By Fuelling. Combining offices street commissioner and marshal.
Introduced, referred 616
Recommended passage 862
To sifting committee..... 887

486 By McLean. Payment of taxes.
Introduced, referred 616
Returned without recommendation 820
To sifting committee..... 887

487 By Willis. Restricted residence districts.
Introduced, referred 616
Recommended passage 790
To sifting committee..... 887

488 By Jenkins, Metcalf. Board of drainage district.
Introduced, referred 617
Recommended passage 837
To sifting committee..... 887

489 By Dean. Unpaid drainage assessments.
Introduced, referred 617
Recommended amendment and passage 837
To sifting committee..... 887

490 By Reed. Iowa State Teachers' College.
Introduced, referred 617
To sifting committee..... 887

491 By Reed. Judging livestock by Iowa State College professors.
Introduced, referred 617
Recommended indefinite postponement 815
Indefinitely postponed 875

492 By Reed. Special counsel for highway commission.
Introduced, referred 617
To sifting committee..... 887
Reported out 1264
Passed; ayes 89, nays 3.....1271

493 By Reed. License for operating restaurants.
Introduced, referred 617
Recommended indefinite postponement 865
Indefinitely postponed 875

494 By Reed. Contestants for seats in General Assembly.
Introduced, referred 618
To sifting committee..... 887
Reported out 1040
Passed; ayes 86, nays 1.....1050

495 By Reed. Width of roads.
Introduced, referred 618
Recommended indefinite postponement 814
Indefinitely postponed 875

496 By Reed. Payment of taxes.
Introduced, referred 618
Recommended indefinite postponement 865
Indefinitely postponed 875

497 By Felter. Landlord's liens.
Introduced, referred 618
Recommended passage 869
To sifting committee..... 887

House File No. Page

498 By Beswick. Licenses for amusement places.
Introduced, referred 618
Recommended indefinite postponement 838
Indefinitely postponed 875

499 By Beswick. Government crop reporters.
Introduced, referred 618
Recommended indefinite postponement 838
Exempted from motion..... 875
Indefinitely postponed 918

500 By Grell. Tax payable on issuance of sheriff's deed.
Introduced, referred 619
To sifting committee..... 887

501 By Treimer. Cutting weeds.
Introduced, referred 619
Returned bill without recommendation 840
To sifting committee..... 887

502 By Grell. General execution.
Introduced, referred 619
Recommended passage 869
To sifting committee..... 887

503 By Burgess. Truck-tractors.
Introduced, referred 619
To sifting committee..... 887

504 By Jenkins. Tax ferrets.
Introduced, referred 619
To sifting committee..... 887

505 By Brady. Iowa School for Deaf.
Introduced, referred 619
Recommended passage 930
S. F. 391 substituted..... 941

506 By Gissel. Inmates of county homes ineligible to vote.
Introduced, referred 620
Recommended indefinite postponement 786
Indefinitely postponed 875

507 By Augustine, Fuelling. Motor vehicles.
Introduced, referred 620
To sifting committee..... 887

508 By Hanson of Winnebago. Tax on incomes derived from tax free securities.
Introduced, referred 620
Recommended indefinite postponement 789
Indefinitely postponed 875

509 By Burgess. Licensing contractors.
Introduced, referred 620
Returned bill without recommendation 870
To sifting committee..... 887

510 By Reed. Reserve operator on trains and motor vehicles.
Introduced, referred 620
To sifting committee..... 887

511 By Burgess. License fee for trucks.
Introduced, referred 621
To sifting committee..... 887

Digitized by Google

House File No. Page

512 By Stiger. Use of highways by auto transports.
Introduced, referred 621
To sifting committee..... 887

513 By Foster. Moneys for farm aid associations.
Introduced, referred 620
Rereferred 820
To sifting committee..... 887

514 By Snyder, Durant, Dean. Sheriff's allowance for feeding prisoners.
Introduced, referred 621
Recommended passage 677
To sifting committee..... 887

515 By Foster. Tax on deficiency judgments.
Introduced, referred 621
To sifting committee..... 887

516 By Foster. Treatment of indigent persons.
Introduced, referred 622
Returned without recommendation 841
To sifting committee..... 887

517 By Rice. Real estate purchased by State Highway Commission.
Introduced, referred 622
Recommended passage 870
To sifting committee..... 887
Reported out 1274
Passed; ayes 71, nays 23.....1306

518 By McKinnon. Real estate foreclosures.
Introduced, referred 622
Recommended passage 870
To sifting committee..... 887

519 By Grell. Co-operative Banking.
Introduced, referred 622
To sifting committee..... 887

520 By Grell. Depository corporations.
Introduced, referred 622
Recommended indefinite postponement 838
Indefinitely postponed 875

521 By Moore of Harrison. Interest from additional bonus and disability fund investments.
Introduced, referred 623
To sifting committee..... 887

522 By Grell. Vaccination.
Introduced, referred 623
Recommended indefinite postponement 835
Indefinitely postponed 875

523 By Grell. Rural public utility districts.
Introduced, referred 623
To sifting committee..... 887

524 By McKinnon. State board of health.
Introduced, referred 623
To sifting committee..... 887

525 By McKinnon. Department of health.
Introduced, referred 623-624
To sifting committee..... 887

House File No. Page

526 By Zylstra. Automobile license fees.
Introduced, referred 624
Recommended indefinite postponement 789
Indefinitely postponed 875

527 By Zylstra. Beverage act.
Introduced, referred 624
Recommended passage 872
To sifting committee..... 887

528 By Reed. Permanent park boards.
Introduced, referred 624
To sifting committee..... 887

529 By Wiese. Legalizing act.
Introduced, referred 665
Recommended passage 735
To sifting committee..... 887
Proof of publication..... 888
Reported out 905
Passed; ayes 88, nays 5..... 935

530 By Smith. Motor busses.
Introduced, referred 665
To sifting committee..... 887

531 By Smith. Maximum length of motor vehicles.
Introduced, referred 665
To sifting committee..... 887

532 By Committee on Motor Vehicles and Transportation. Special license rate on motor trucks.
Introduced, passed on file..... 693
To sifting committee..... 887
Reported out 893
Passed; ayes 91, nays 5..... 919

533 By Committee on Tax Reduction. Competitive bids on all state purchases.
Introduced, passed on file..... 693
To sifting committee..... 887
Reported out 893
Amended, passed; ayes 92, nays 1 898
Title amended 899

534 By Committee on Schools and Textbooks. High Schools.
Introduced, passed on file..... 693
Passed; ayes 96, nays 2..... 826
Received back 926
Concurred 928
Reported enrolled 953
Signed by Speaker..... 953
Sent to Governor..... 953
Approved by Governor.....1070

535 By Committee on Claims. R. Kamminga, administrator.
Introduced, referred 703
Recommended amendment and passage 786
Amendments adopted 1066
Passed; ayes 101, nays 0.....1066
Received back 1466
Reported enrolled 1530
Signed by Speaker.....1530
Sent to Governor.....1530

536 By Committee on Banks and Banking. Public funds in banks operating under S. F. 111.
Introduced, passed on file..... 703
Amendment filed 805

Digitized by Google

House File No. Page

To sifting committee..... 887
Reported out 893
Amendment adopted 903
Failed to pass; ayes 53, nays 38. 904

537 By Committee on Claims. J. W. Arnett.
Introduced, referred 718
Recommended passage 786
Passed; ayes 91, nays 0..... 894
Received back 1104
Concurred 1116-1117
Reported enrolled 1142
Signed by Speaker.....1142
Sent to Governor.....1142
Approved by Governor.....1253

538 By Committee on Insurance. Mutual assessment associations.
Introduced, passed on file..... 747
To sifting committee..... 887

539 By Committee on Schools and Textbooks. Junior Colleges.
Introduced, passed on file..... 753
To sifting committee..... 887
Reported out 905
Amendment filed 945
Action deferred 945
Substitute amendment adopted. 986
Passed; ayes 93, nays 4..... 986
Received back 1312
Reported enrolled 1328
Signed by Speaker.....1328
Sent to Governor.....1328
Approved by Governor.....1363

540 By Committee on Insurance. Filing of schedules of rates.
Introduced, passed on file..... 792
Amended 843
Passed; ayes 60, nays 39..... 844
Received back 1103

541 By Committee on Banks. Agreement of public bodies covering claims against banks.
Introduced, passed on file..... 792
Passed; ayes 79, nays 12..... 841
Received back 911
Concurred 916
Reported enrolled 953
Signed by Speaker..... 953
Sent to Governor..... 953
Approved by Governor.....1070

542 By Committee on Insurance. Insurance policies on non-residents.
Introduced, passed on file..... 792
To sifting committee..... 887

543 By Committee on Insurance. Issuance of policy forms to non-residents.
Introduced, passed on file..... 793
To sifting committee..... 887

544 By Committee on Schools and Textbooks. Qualifications of teachers.
Introduced, passed on file..... 793
To sifting committee..... 887
Reported out 1070
Action deferred 1121
Amendment filed 1121
Amendment adopted 1149

House File No.

Amended, failed to pass; ayes 49, nays 52.....1149
Motion filed to reconsider.....1171
Motion to lay on table lost.....1339
Motion to reconsider prevailed..1340
Passed; ayes 56, nays 46.....1341
Received back 1478
Reported enrolled 1530
Signed by Speaker.....1530
Sent to Governor.....1530

545 By Committee on Schools and Textbooks. Consolidation of two contiguous independent school districts.
Introduced, passed on file..... 793
To sifting committee..... 887

546 By Committee on Public Health. Swimming pools.
Introduced, passed on file..... 849
To sifting committee..... 887

547 By Committee on Schools and Textbooks. Uniform system of accounting for political subdivisions.
Introduced, passed on file..... 849
To sifting committee..... 887

548 By Committee on Emergency Legislation. Suspending tax penalties.
Introduced, passed on file..... 849
To sifting committee..... 887

549 By Committee on Judiciary. Tax liens on personal property.
Introduced, passed on file..... 882
To sifting committee..... 887
Reported out 1264
Passed; ayes 90, nays 0....1438-1439

550 By Committee on Roads and Highways. Secondary road construction projects.
Introduced, passed on file..... 882
To sifting committee..... 887

551 By Committee on Judiciary. Execution on personal property.
Introduced, pased on file..... 882
To sifting committee..... 887

552 By Committee on Commerce and Trade. Sale of cement.
Introduced, passed on file..... 883
To sifting committee..... 887

553 By Committee on Dairy and Food. Pasteurization.
Introduced, passed on file..... 883
To sifting committee..... 887
Reported out 1171
Laid on the table.....1174

554 By Committee on Dairy and Food. Frozen dessert factory.
Introduced, passed on file..... 883
To sifting committee..... 887
Reported out 1171
Laid on table.....1173

555 By Committee on Dairy and Food. Milk products.
Introduced, passed on file..... 883
To sifting committee..... 887
Reported out 1171
Laid on the table.....1172

Digitized by Google

House File No. Page

556 By Committee on Agriculture. Noxious weeds.
Introduced, passed on file..... 883
To sifting committee..... 887

557 By Committee on Agriculture. Agriculture seeds.
Introduced, referred 883
To sifting committee..... 887

558 Number reserved by sifting committee. Bill never introduced. See S. F. 470.

559 Number reserved by sifting committee. Bill never introduced. See S. F. 471.

560 Number reserved by sifting committee. Bill never introduced. See S. F. 472.

561 By Committee on Claims. George Anderson.
Introduced, referred 913
Recommended passage 1088
Passed; ayes 88, nays 0.....1161
Received back 1405
Reported enrolled 1450
Signed by Speaker.....1450
Sent to Governor.....1450
Approved by Governor.....1510

662 By Committee on Claims. Ben Whittington.
Introduced, referred 932
Recommended passage 1087
Passed; ayes 82, nays 2.....1161
Received back 1405
Reported enrolled 1450
Signed by Speaker.....1450
Sent to Governor.....1450
Approved by Governor.....1510

563 By Sifting Committee. State Constitutional Convention.
Introduced, passed on file.....1004
Reported out 983
S. F. 477 substituted.....1018

564 By Sifting Committee. Real estate foreclosure action.
Introduced, placed on calendar..1004
Amended, passed; ayes 94, nays 11 1106

565 By Sifting Committee. Transfer of funds in Floyd County.
Introduced, passed on file.....1008
Reported out 1006
Amended, passed; ayes 88, nays 5 1058
Received back 1273
Reported enrolled 1328
Signed by Speaker.....1328
Sent to Governor.....1328
Approved by Governor.....1363

566 By Sifting Committee. Nonpartisan nomination and election of judges.
Introduced, passed on file.....1008
Reported out 1006
Failed to pass; ayes 54, nays 49 1073-1074
Motion filed to reconsider.....1079
Motion to reconsider lost..1191-1192

567 By Appropriation Committee. Mileage allowed township clerks.

House File No. Page

Introduced, passed on file.....1008
Passed; ayes 98, nays 0....1064-1065

568 By Sifting Committee. Liability insurance for state owned motor vehicles.
Introduced, placed on calendar..1072
Reported out 1070
Action deferred 1128
Amendment filed 1137
Amendment withdrawn 1181
Amended, passed; ayes 75, nays 24 1186

569 By Committee on Claims. A. C. Sino.
Introduced, referred 1099
Recommended passage 1126
Amended, passed; ayes 84, nays 0 1167
Received back 1405
Reported enrolled 1450
Signed by Speaker.....1450
Sent to Governor.....1450
Approved by Governor.....1510

570 By Committee on Claims. Iowa City.
Introduced, referred 1099
Recommended passage 1126
Passed; ayes 78, nays 2.....1168
Received back 1478
Reported enrolled 1530
Signed by Speaker.....1530
Sent to Governor.....1530

571 By Committee on Claims. Albert Dickenson Co.
Introduced, referred 1099
Recommended passage 1125
Failed to pass; ayes 71, nays 7..1168
Motion filed to reconsider.....1171
Motion to reconsider prevailed 1225-1226
Passed; ayes 90, nays 1.....1226
Received back 1405
Reported enrolled 1450
Signed by Speaker.....1450
Sent to Governor.....1450
Approved by Governor.....1510

572 By Committee on Claims. Ira K. Polk, et al.
Introduced, referred 1099
Recommended passage 1125
Passed; ayes 79, nays 2.....1169
Received back 1405
Reported enrolled 1450
Signed by Speaker.....1450
Sent to Governor.....1450
Approved by Governor.....1510

573 By Committee on Claims. Jefferson county.
Introduced, referred 1100
Recommended passage 1125
Passed; ayes 81, nays 1.....1170
Received back 1405
Reported enrolled 1450
Signed by Speaker.....1450
Sent to Governor.....1450
Approved by Governor.....1510

574 By Committee on Claims. Floyd Kisby.
Introduced, referred 1100
Recommended passage 1125
Amended, passed; ayes 87, nays 2 1174
Received back 1405
Reported enrolled 1450

Digitized by Google

House File No. Page
Signed by Speaker....1450
Sent to Governor....1450
Approved by Governor....1510

575 By Committee on Claims. Espy A. Barker.
Introduced, referred 1100
Recommended passage 1125
Passed; ayes 90, nays 2....1175-1176
Received back 1405
Reported enrolled 1450
Signed by Speaker....1450
Sent to Governor....1450
Approved by Governor....1510

576 By Claims Committee. R. F. Allen.
Introduced, referred 1100
Recommended passage 1124
Passed; ayes 89, nays 2....1176
Received back 1405
Reported enrolled 1450
Signed by Speaker....1450
Sent to Governor....1450
Approved by Governor....1510

577 By Committee on Claims. Devota Tipton.
Introduced, referred 1100
Recommended passage 1124
Amendment filed 1182
Amended, passed; ayes 96, nays 0 1194
Title amended 1196
Received back 1466
Reported enrolled 1530
Signed by Speaker....1530
Sent to Governor....1530

578 By Committee on Claims. Anna Steece.
Introduced, referred 1100
Recommended passage 1124
Passed; ayes 87, nays 1....1177
Received back 1405
Reported enrolled 1450
Signed by Speaker....1450
Sent to Governor....1450
Approved by Governor....1510

579 By Committee on Claims. Lynn Fenton.
Introduced, referred 1100
Recommended passage 1124
Amended, passed; ayes 89, nays 0 1165
Title amended 1166
Received back 1404
Reported enrolled 1450
Signed by Speaker....1450
Sent to Governor....1450
Approved by Governor....1510

580 By Committee on Claims. William Schuenke.
Introduced, referred 1100
Recommended passage 1123
Passed; ayes 73, nays 18....1178
Received back 1404
Reported enrolled 1450
Signed by Speaker....1450
Sent to Governor....1450
Approved by Governor....1510

581 By Committee on Claims. J. M. Brockway.
Introduced, referred 1100
Recommended passage 1124
Passed; ayes 92, nays 2....1178
Received back 1404
Reported enrolled 1450

House File No. Page
Signed by Speaker....1450
Sent to Governor....1450
Approved by Governor....1510

582 By Committee on Claims. C. B. Laird.
Introduced, referred 1126
Recommended passage 1252
Passed; ayes 86, nays 6....1267-1268
Received back 1404
Reported enrolled 1450
Signed by Speaker....1450
Sent to Governor....1450
Approved by Governor....1510

583 By Sifting Committee. Cigarettes.
Introduced, placed on calendar..1153
Reported out 1171
Amended, passed; ayes 85, nays 7 1229

584 By Sifting Committee. Director of the Budget.
Introduced, placed on calendar..1154
Reported out 1171

585 By Sifting Committee. Salary of district judges.
Introduced, placed on calendar..1232
Reported out 1233
Passed; ayes 95, nays 6....1269
Received back 1407
Reported enrolled 1450
Signed by Speaker....1450
Sent to Governor....1450
Approved by Governor....1510

586 By Sifting Committee. Motor vehicles.
Introduced, placed on calendar..1232
Reported out 1233
Amended, passed; ayes 95, nays 2 1337
Title amended 1339
Received back 1512
Concurred 1516-1517
Reported enrolled 1532
Signed by Speaker....1532
Sent to Governor....1532

587 By Sifting Committee. Beverage act.
Introduced, placed on calendar..1233
Reported out 1247
Amendments filed 1309
Amendment adopted 1313
Amended 1313
Amendment adopted 1318
Amended 1320
Passed; ayes 65, nays 43....1325
Received back 1364
Concurred 1365
Reported enrolled 1382
Signed by Speaker....1383
Sent to Governor....1383
Approved by Governor....1404

588 By Sifting Committee. Signing of depositors' agreement by public bodies.
Introduced, placed on calendar..1335
Reported out 1336
Passed; ayes 95, nays 0....1372-1373
Received back 1478
Reported enrolled 1530
Signed by Speaker....1530
Sent to Governor....1530

589 By Sifting Committee Operators and chauffeurs licenses

Digitized by Google

House File No. Page

Introduced, placed on calendar..1336
Reported out 1336
Amendment filed 1343
Amendment adopted 1351
Amended, passed; ayes 98, nays 5 1351
Title amended 1352

590 By Claims Committee. Warren Johnson, et al.
Introduced, referred 1347
Recommended passage 1354
Passed; ayes 84, nays 0.....1373
Received back 1479
Reported enrolled 1530
Signed by Speaker.....1530
Sent to Governor.....1530

591 By Claims Committee. Jason B. McCoskey.
Introduced, referred 1347
Recommended passage 1354
Passed; ayes 73, nays 0.....1374
Received back 1479
Reported enrolled 1530
Signed by Speaker.....1530
Sent to Governor.....1530

592 By Claims Committee. W. K. Robbins.
Introduced, referred 1347
Recommended passage 1355
Passed; ayes 77, nays 1.....1374
Received back 1479
Reported enrolled 1530
Signed by Speaker.....1530
Sent to Governor.....1530

593 By Claims Committee. Derrill G. Stanton.
Introduced, referred 1347
Recommended passage 1355
Passed; ayes 78, nays 0.....1375
Received back 1479
Reported enrolled 1530
Signed by Speaker.....1530
Sent to Governor.....1530

594 By Claims Committee. Department of Health.
Introduced, referred 1347
Recommended passage 1355
Passed; ayes 82, nays 0.....1376
Received back 1479
Reported enrolled 1530
Signed by Speaker.....1530
Sent to Governor.....1530

595 By Claims Committee. Tena B. Richardson.
Introduced, referred 1347
Recommended passage 1355
Passed; ayes 79, nays 0.....1377

596 By Claims Committee. E. H. Wiegner.
Introduced, referred 1348
Amendment filed 1358
Recommended passage 1413
Amendment adopted 1421
Passed; ayes 84, nays 0.....1421
Received back 1466
Reported enrolled 1530
Signed by Speaker.....1530
Sent to Governor.....1530

597 By Claims Committee. Margaret Fisher.
Introduced, referred 1348
Recommended passage 1356
Passed; ayes 78, nays 5.....1378

House File No. Page

Received back 1479
Reported enrolled 1530
Signed by Speaker.....1530
Sent to Governor.....1530

598 By Claims Committee. R. G. DeVotie.
Introduced, referred 1348
Recommended passage 1355
Passed; ayes 74, nays 8.....1379
Received back 1465
Reported enrolled 1530
Signed by Speaker.....1530
Sent to Governor.....1530

599 By Claims Committee. Senator D. Myron Tripp.
Introduced, referred 1348
Recommended passage 1413
Passed; ayes 82, nays 0.....1422
Received back 1478
Reported enrolled 1530
Signed by Speaker.....1530
Sent to Governor.....1530

600 By Claims Committee. Senator J. E. Doze.
Introduced, referred 1348
Recommended passage 1413
Passed; ayes 80, nays 0.....1423
Received back 1466
Concurred 1500-1501
Reported enrolled 1532
Signed by Speaker.....1532
Sent to Governor.....1532

601 By Claims Committee. William Ross, et al.
Introduced, referred 1348
Recommended passage 1413
Passed; ayes 73, nays 2.....1424
Received back 1466
Reported enrolled 1530
Signed by Speaker.....1530
Sent to Governor.....1530

602 By Sifting Committee. Credit on stockholders' statutory liability.
Introduced, placed on calendar..1380
Reported out 1380
Amended, passed; ayes 70, nays 4 1383
Received back 1479
Reported enrolled 1530
Signed by Speaker.....1530
Sent to Governor.....1530

603 By Claims Committee. Edward R. Robinson.
Introduced, referred 1401
Recommended passage 1414
Passed; ayes 74, nays 1.....1425
Received back 1466
Reported enrolled 1530
Signed by Speaker.....1530
Sent to Governor.....1530

604 By Sifting Committee. Transfer of funds in Clay County.
Introduced, placed on calendar..1401
Reported out 1399
Passed; ayes 83, nays 2.....1434
Received back 1524
Reported enrolled 1532
Signed by Speaker.....1532
Sent to Governor.....1532

605 By Sifting Committee. Alcohol motor fuel.
Introduced, placed on calendar..1402
Reported out 1399

Digitized by Google

House File No. Page

606 By Sifting Committee. Execpive Council to sell lands.
Introduced, placed on calendar..1402
Reported out 1412
Passed; ayes 86, nays 0.....1435

607 By Sifting Committee. Tax refund on motor vehicle fuel.
Introduced, placed on calendar..1402
Reported out 1412
Rules suspended 1418
Action deferred 1419
Amended, passed; ayes 89, nays 4 1437

608 By Appropriations. Expenses of the 45th General Assembly.
Introduced, placed on calendar..1448
Amendment filed 1464
Amendment adopted 1483
Amended, passed; ayes 91 nays 1 1483
Received back 1524
Concurred 1526
Reported enrolled 1532
Signed by Speaker.....1532
Sent to Governor.....1532

609 By Sifting Committee. Transfer of funds in Clarke County.
Introduced, placed on calendar..1476
Reported out 1472
Passed; ayes 69, nays 8....1497-1498
Received back 1524
Reported enrolled 1532
Signed by Speaker.....1532
Sent to Governor.....1532

610 By Ways and Means Committee. Amount of revenue for general state purposes.
Introduced, placed on calendar..1501

611 By Sifting Committee. Beverage act.
Introduced, placed on file.....1510
Reported out 1510
Rules suspended 1514
Amended, passed; ayes 70, nays 12 1514
Title amended 1515
Received back 1526
Concurred in first Senate amendment 1528
Refused to concur in second Senate amendment 1529
Received back 1529
Reported enrolled 1532
Signed by Speaker.....1532
Sent to Governor.....1532

Digitized by Google

HISTORY OF SENATE BILLS IN HOUSE

SENATE FILES AND JOINT RESOLUTIONS PASSED AND APPROVED

7, 17, 18, 23, 26, 44, 52, 56, 71, 75, 83, 89, 90, 91, 98, 107, 111, 115, 129, 130, 131, 145, 146, 160, 166, 167, 176, 178, 179, 189, 190, 192, 198, 199, 200, 201, 202, 203, 212, 221, 223, 224, 243, 254, 256, 260, 267, 270, 278, 279, 280, 298, 300, 302, 310, 311, 317, 320, 323, 327, 331, 333, 338, 339, 344, 348, 360, 363, 367, 368, 379, 384, 391, 396, 415, 448, 466, 467, 469, 470, 471, 472, 473, 475, 477, 478, 479, 480, 481, 482, 483, 485, 487, 488, 489, 490, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 504, 510, 517, 518, 519, S. J. R. 2, 4, 6, 11.

RECORD OF EACH SENATE BILL

Senate File No. — Page

7 By Hicklin and Stevens of Wapello. Secondary road levies.
Received 148
Substituted for H. F. 7..... 149
Amendments adopted 149
Passed; ayes 104, nays 0..... 149
Concurrence received 174
Reported enrolled 182
Signed by Speaker..... 182

17 By Stevens of Wapello and Hicklin. Trips by state officers.
Received, passed on file..... 163
Substituted for H. F. 17..... 168
Rules suspended, passed; ayes 106, nays 0..... 168
Reported enrolled 224
Signed by Speaker..... 224

18 By Hicklin and Stevens of Wapello. Audit of state educational, penal and other institutions.
Received, referred 304
Recommended passage 375
Amended, passed; ayes 95, nays 4 742
Concurrence received 874
Reported enrolled 902
Signed by Speaker..... 902

23 By Stevens of Wapello and Hicklin. Mileage to public officials.
Received, passed on file..... 164
Substituted for H. F. 23..... 191
Amended, passed; ayes 99, nays 7 191
Received back 426
Concurred 434
Reported enrolled 498
Signed by Speaker..... 498

26 By Stevens of Wapello and Hicklin. Restricting use of public-owned autos.
Received, passed on file..... 163
Substituted for H. F. 26..... 166
Rules suspended, amended, passed; ayes 108, nays 0..... 166
Reported enrolled 260
Signed by Speaker..... 260

30 By Stevens of Wapello and Hicklin. Centralized county purchasing.
Received 363
Laid on the table..... 364

Senate File No. — Page

31 By Hicklin and Stevens of Wapello. Reduce pauper allowance.
Received, passed on file..... 163
Substituted for H. F. 31..... 167
Rules suspended, passed; ayes 67, nays 37..... 167
Reported enrolled 185
Signed by Speaker..... 190

38 By Stevens of Wapello and Hicklin. To abolish office of school treasurer.
Received, referred 426
To sifting committee..... 857

44 By Hicklin and Stevens of Wapello. Teachers' salary.
Received, referred 201
Recommended passage 328
Amendment filed 340-341
Amended, passed; ayes 82, nays 20 353
Received back 520
Concurred 521-522
Reported enrolled 567
Signed by Speaker..... 567

49 By Stevens of Wapello and Hicklin. Biennial school elections.
Received, referred 902, 916

52 By Stevens of Wapello and Hicklin. Tax budget for rural school districts.
Received, referred 800, 805
Recalled from committee..... 822
Passed; ayes 97, nays 0..... 823
Reported enrolled 856
Signed by Speaker..... 857

56 By Stevens of Wapello and Hicklin. Bar docket.
Received, referred 800, 804
Recalled from committee..... 826
Passed; ayes 99, nays 0..... 827
Reported enrolled 856
Signed by Speaker..... 857

71 By Hicklin and Stevens of Wapello. Publishing proceedings of boards of supervisors.
Received, passed on file..... 829
Substituted for H. F. 71..... 830
Rules suspended, passed; ayes 89, nays 2..... 830
Reported enrolled 856
Signed by Speaker..... 857

Digitized by Google

Senate File No. Page

75 By Calhoun. Legalizing act.
Proofs of publication..... 888
Received, referred 912, 915
Reported out 984
Passed; ayes 89, nays 0..... 958
Reported enrolled 1022
Signed by Speaker.....1022

83 By Stanley. Appraisals for inheritance tax.
Received, referred 800, 804
To sifting committee..... 887
Reported out 1171
Amended, passed; ayes 96, nays 0 1219
Concurrence received 1273
Reported enrolled 1532
Signed by Speaker.....1533

89 By Knudson. Automobiles.
Received, referred 1323, 1336
Reported out 1479
Passed; ayes 90, nays 4.....1491
Motion to reconsider prevailed..1492
Motion to reconsider vote.....1493
Amended, passed; ayes 89, nays 1 1493
Concurrence received 1511
Reported enrolled 1532
Signed by Speaker.....1533

90 By Ritchie. Delinquent tax sales.
Received, referred 464, 466
Recommended passage 515
Rules suspended, placed at head of calendar 517
Passed; ayes 98, nays 0..... 586
Reported enrolled 599
Signed by Speaker..... 599

91 By Stevens of Decatur. Appropriations in department of health and of agriculture.
Received, referred 412
Recommended passage 555
Passed; ayes 81, nays 6..... 802
Reported enrolled 856
Signed by Speaker..... 857

96 By Mullaney. High school tuition.
Received, passed on file.....850, 883
To sifting committee..... 887

98 By Irwin. Primary elections, office of alderman.
Received, passed on file.....849-884
To sifting committee..... 887
Reported out 1171
Passed; ayes 89, nays 1.....1200
Reported enrolled 1238
Signed by Speaker.....1238

102 By White. Highway construction trucks.
Received, referred 1104, 1114

107 By Hopkins. State board of assessment and review.
Received, referred 207, 208
Recommended passage 220
Rules suspended, passed; ayes 100, nays 0..... 222
Reported enrolled 260
Signed by Speaker..... 260

111 By Committee on Banks and Banking. Banks.
Received, referred 133
Recommended passage 134
Rules suspended, passed; ayes 107, nays 0..... 135
Reported enrolled 137
Signed by Speaker..... 137

115 By Husted. Earnings under receivership.
Received, referred 280
Recommended passage 375
Passed; ayes 102, nays 1..... 441
Reported enrolled 498
Signed by Speaker..... 498

122 By Kundson. Professional engineers.
Received, referred 464, 465
Recommended passage 580
Substituted for H. F. 146..... 580
Rereferred 666
To sifting committee..... 887
Reported out 1006
Amendment filed 1040
Amendment adopted 1072
Failed to pass; ayes 50, nays 44 1072
Motion to reconsider filed.....1080
Motion to take from table lost..1224

125 By Nelson and Geske. Trucks and trailors.
Received, referred 1104, 1114

129 By Topping. Prison made goods.
Received, referred 560
Amendment filed 857
Recommended passage 871
To sifting committee..... 887
Reported out 1274
Amended 1275
Amendment withdrawn 1275
Passed; ayes 84, nays 18.....1275
Title amended 1276
Received back 1312
Concurred 1334
Reported enrolled 1363
Signed by Speaker.....1363

130 By Nelson. License fees for itinerant drug vendors.
Received, referred 1103, 1114
Reported out 1171
Passed; ayes 89, nays 10.....1197
Reported enrolled 1238
Signed by Speaker.....1238

131 By Beatty and Bennett. Reductions of total tax levies.
Received, referred 559, 560
Rules suspended, made special order 567
Action deferred 585
Amendments filed 600, 626, 627, 636, 696, 707
Amendment withdrawn (2).... 721
Addition to amendment..... 722
Amendments adopted...722, 725, 730
Amendment withdrawn 728
Amendment withdrawn 729
Amended, passed; ayes 101, nays 4 731
Refusal to concur received..... 761
House insisted 762
Conference committee appointed 762
Conference report 1090
Adoption of report received.....1151
Made special order.....1268
Report adopted 1308
Reported enrolled 1328
Signed by Speaker.....1328

Digitized by Google

Senate File No. Page

145 By Committee on Judiciary No. 2. Legalizing gasoline tax.
Received, referred 229
Recommended passage 344
Passed; ayes 103, nays 0..... 352
Reported enrolled 384
Signed by Speaker..... 384

146 By Committee on Judiciary No. 2. Gasoline tax.
Received, referred 496
Recommended passage 555
Passed; ayes 96, nays 0..... 593
Reported enrolled 599
Signed by Speaker..... 599

160 By Committee on Judiciary No 1. Successors to fiduciary banks
Received, referred 464
Recommended passage 866
To sifting committee..... 887
Reported out 1183
Passed; ayes 95, nays 2.....1216
Reported enrolled 1312
Signed by Speaker.....1312

166 By Hill. School elections.
Received, passed on file.....850, 884
To sifting committee..... 887
Reported out 1006
Passed; ayes 83, nays 3.....1036
Reported enrolled 1076
Signed by Speaker.....1076

167 By Committee on Emergency Legislation. Exemptions from execution.
Received, passed on file.....464, 466
Substituted for H. F. 183..... 467
Passed; ayes 56, nays 43..... 662
Reported enrolled 698
Signed by Speaker..... 698

176 By Husted. Suspended state officer.
Received, referred 1017, 1038
Reported out 1183
Passed; ayes 93, nays 4.....1204
Reported enrolled 1238
Signed by Speaker.....1238

178 By Valentine. Workmen's compensation.
Received, referred 937, 954
Reported out 1209
Passed; ayes 70, nays 20.....1239
Title amended 1240
Concurrence received 1273
Reported enrolled 1328
Signed by Speaker.....1328

179 By Valentine. Workmen's compensation.
Received, referred 938, 954
Reported out 1209
Passed; ayes 77, nays 0.....1240
Title amended 1241
Concurrence received 1273
Reported enrolled 1328
Signed by Speaker.....1328

189 By Irwin. Deposits by clerks and bailiffs.
Received, referred 1018, 1039
Reported out 1194
Passed; ayes 89, nays 1.....1227
Reported enrolled 1312
Signed by Speaker.....1312

Senate File No. Page

190 By Wilson. Assessments for oiling streets.
Received, referred 1151, 1152
Reported out 1412
Action deferred 1431
Passed; ayes 78, nays 0.....1433
Reported enrolled 1532
Signed by Speaker.....1533

192 By Committee on Public Health. Optometry.
Received, referred 464, 466
Recommended passage 820
To sifting committee..... 887
Reported out 905
Amended, passed; ayes 59, nays 42 947
Title amended 950
Concurrence received 1054
Reported enrolled 1076
Signed by Speaker.....1076

197 By McArthur. Boundary lines of school districts.
Received, referred 800, 804
Recommended passage 836
To sifting committee..... 887

198 By Myers. Compromising tax on personal property.
Received, referred 911, 914
Reported out 1183
Passed; ayes 96, nays 0.....1217
Reported enrolled 1312
Signed by Speaker.....1312

199 By Committee on Judiciary No. 1. Habitual violators.
Received, referred 560
Recommended passage 871
To sifting committee..... 887
Reported out 1183
Passed; ayes 94, nays 2.....1216
Reported enrolled 1312
Signed by Speaker.....1312

200 By Committee on Judiciary No. 1. Domestic fraternal beneficiary societies.
Received, referred 363, 364
Recommended amendment and passage 398
Amendments adopted 460
Passed; ayes 97, nays 0..... 460
Concurrence received 520
Reported enrolled 525
Signed by Speaker..... 526

201 By Committee on Judiciary No. 1. Legalizing act.
Received, referred 363, 364
Recommended amendment and passage 397
Amendments adopted 461
Passed; ayes 96, nays 0..... 461
Concurrence received 520
Reported enrolled 525
Signed by Speaker..... 526

202 By Special Committee. Moen vs. Roelofs.
Received, referred 1276-1310
Recommended amendment and passage 1415
Amended, passed; ayes 75, nays 9 1430
Concurrence received 1511
Reported enrolled 1532
Signed by Speaker.....1533

Digitized by Google

Senate File No. Page

203 By Committee on Appropriations. Expenses of inaugural ceremonies.
Received, referred 412
Recommended passage 416
Passed; ayes 91 nays 0..... 491
Reported enrolled 525
Signed by Speaker..... 526

209 By Committee on Insurance. Reserve value of policies.
Received, referred 464, 466
Recommended amendment and passage 736
To sifting committee..... 887

210 By Committee on Insurance. Insurance to persons for loss caused by animals.
Received, referred 464, 466
To sifting committee..... 887

212 By Nelson. Bridges within or adjacent to state land.
Received, referred 903, 915
Reported out 984
Passed; ayes 92, nays 0.....1032
Reported enrolled 1076
Signed by Speaker.....1076

217 By Committee on Board of Control. Uniform system of collection.
Received, referred 536
Recommended passage 715
To sifting committee..... 887

221 By Booth. Motor vehicles.
Received, referred 1017, 1038
Reported out 1040
Passed; ayes 93, nays 8.....1082
Reported enrolled 1108
Signed by Speaker.....1108

223 By Byers. Building and Loan Associations.
Received, passed on file..... 999
Substituted for H. F. 267.....1000
Rules suspended 1000
Passed; ayes 73, nays 23.....1000
Reported enrolled 1055
Signed by Speaker.....1055

224 By Reese. Firemen and policemen pension fund.
Received, referred 1104, 1114
Reported out 1233
Passed; ayes 90, nays 0.....1259
Reported enrolled 1328
Signed by Speaker.....1328

235 By Committee on Ways and Means. Assessment of mortgages.
Received, referred 680, 693
Recommended indefinite postponement 863
Indefinitely postponed 875

236 By Committee on Ways and Means. Assessment blanks.
Received, referred 680, 692
Recommended amendment and passage 789
To sifting committee..... 887

237 By Committee on Ways and Means. Utility report.
Received, referred 680, 692
Recommended passage 864
To sifting committee..... 887

Senate File No. Page

239 By Committee on Ways and Means. Tax exemptions.
Received, referred 680, 692
Recommended passage 864
To sifting committee..... 887

240 By Committee on Ways and Means. Exempt property.
Received, referred 680, 692
Recommended indefinite postponement 789
Indefinitely postponed 875

242 By Committee on Public Health. Trustees of county hospitals.
Received, referred 680, 692
To sifting committee..... 887
Reported out 1194
Failed to pass; ayes 51, nays 49.1228
Motion filed to reconsider.....1230

243 By Committee on Insurance. Life insurance companies.
Received, referred 412
Recommended passage 480
Passed; ayes 93, nays 0..... 492
Reported enrolled 525
Signed by Speaker..... 526

245 By Committee on Insurance. Failure to file policies.
Received, referred 761, 771
Recommended passade 871
To sifting committee..... 887

254 By Committee on Departmental Affairs. Duties of secretary of executive council.
Received, referred 911, 914
Reported out 1336
Passed; ayes 92, nays 3.....1371
Reported enrolled 1408
Signed by Speaker.....1408

256 By Ritchie, Patterson. Municipal hospital.
Received, referred 720, 723
Passed; ayes 93, nays 0..... 739
Reported enrolled 784
Signed by Speaker..... 784

260 By Committee on Judiciary No. 1. Complaints to board of review.
Received, referred 783, 784
Recommended passage 866
To sifting committee..... 887
Reported out 1336
Passed; ayes 91, nays 1.....1356
Reported enrolled 1363
Signed by Speaker.....1363

261 By Topping. Physicians.
Received, referred 1347, 1356

267 By Patterson. Judgment actions.
Received, referred 800, 804
Recommended passage 841
Amendment filed 857, 889
To sifting committee..... 887
Reported out 1233
Amendments adopted 1255, 1256
Amended 1256
Motion to reconsider prevailed..1256
Amendment lost 1257
Passed; ayes 94, nays 0.....1257
Concurrence received 1273
Reported enrolled 1306
Signed by Speaker.....1306

Digitized by Google

Senate File No. Page

270 By Stevens of Wapello. Legalizing act.
Received, referred 881, 887
Reported out 1274
Passed; ayes 86, nays 0.....1274
Reported enrolled 1328
Signed by Speaker.....1328

275 By Miller of Jones. County uniformity of textbooks.
Received, referred 938, 954

278 By Committee on Appropriations. Expenses of general assembly.
Received, referred 875, 885
Recommended passage 1087
Amendment filed 1096
Amendment adopted 1162
Passed; ayes 89, nays 0.....1162
Concurrence received 1234
Reported enrolled 1269
Signed by Speaker.....1269

279 By Committee on Appropriations. Frank D. Paine.
Received, referred 902, 916
Recommended passage 1123
Passed; ayes 86, nays 0.....1166
Reported enrolled 1194
Signed by Speaker.....1194

280 By Wilson. Lease of public airport grounds.
Received, passed on file.....850, 884
To sifting committee..... 887
Reported out 984
Passed; ayes 98, nays 1.....1031
Reported enrolled 1076
Signed by Speaker.....1076

290 By Committee on Highways. Primary road bonds.
Received, referred 1054, 1055
Reported out 1070
Failed to pass; ayes 45, nays 58.1212

291 By Committee on Highways. Land for highway corners.
Received, referred 1103, 1114
Reported out 1194
Failed to pass; ayes 34, nays 60.1221

298 By Committee on County and Township Affairs. Application for relief by poor persons.
Received, referred 911, 914
Reported out 1336
Passed; ayes 58, nays 45.....1358
Reported enrolled 1363
Signed by Speaker.....1363

300 By Contest Committee. Caldwell vs. Shangle.
Received, referred 875, 885
Recommended passage 1023
Passed; ayes 55, nays 46.....1033
Reported enrolled 1076
Signed by Speaker.....1076

302 By Irwin. Legalizing act.
Received, referred 912, 914
Reported out 1040
Passed; ayes 88, nays 0.....1053
Reported enrolled 1076
Signed by Speaker.....1076

310 By Committee on Judiciary No. 2. Rendering a judgment.
Received, referred 911, 914
Reported out 1183
Passed; ayes 98, nays 0.....1218
Reported enrolled 1312
Signed by Speaker.....1312

311 By Committee on Reduction of Public Expenditures. Tax ferrets.
Received, referred 903, 915
Reported out 1183
Passed; ayes 86, nays 1.....1202
Reported enrolled 1238
Signed by Speaker.....1238

313 By Committee on Reduction of Public Expenditures. Remission of taxes.
Received, referred 938, 954

317 By Topping. Assessment of public utilities.
Received, referred 988, 1005
Reported out 1171
Passed; ayes 76, nays 2.....1158
Reported enrolled 1194
Signed by Speaker.....1194

318 By Topping. Municipalities.
Received, referred 1104, 1115

320 By Wilson. Street improvements.
Received, referred 1075, 1090
Reported out 1171
Passed; ayes 93, nays 0.....1199
Reported enrolled 1238
Signed by Speaker.....1238

323 By Pendray. Uniform system of accounting for political subdivisions.
Received, referred 1415, 1412
Reported out 1464
Passed; ayes 72, nays 30.....1472
Reported enrolled 1532
Signed by Speaker.....1533

324 By McArthur. Motor vehicle fuel tax refunds.
Received, referred 1139, 1151
Reported out 1479
Laid on the table.....1490

327 By Committee on Claims. Mrs. Doris E. Kast.
Received, referred 875, 885
Recommended amendment and passage 929
Amendments adopted 994
Passed; ayes 97, nays 0..... 994
Concurence received 1054
Reported enrolled 1076
Signed by Speaker.....1076

331 By Miller of Buchanan. Legalizing act.
Received, passed on file.....880, 885
To sifting committee..... 887
Proof of publication..... 888
Reported out 1171
Passed; ayes 85, nays 0.....1158
Reported enrolled 1194
Signed by Speaker.....1194

332 By Nelson. Maintenance of highway through cities and towns.
Received, referred 1075, 1090

333 By Byers. Building and loan associations.
Received, referred 1017, 1038

Digitized by Google

Senate File No. Page

Reported out 1233
Passed; ayes 75, nays 20.....1266
Title amended 1267
Concurrence received 1312
Reported enrolled 1363
Signed by Speaker.....1363

338 By Committee on Military Affairs. State military stores.
Received, referred 988, 1005
Reported out 1264
Passed; ayes 89, nays 8.....1272
Reported enrolled 1328
Signed by Speaker.....1328

339 By Committee on Military Affairs. Leasing of armories.
Received, referred 938, 954
Reported out 984
Passed; ayes 84, nays 0.....1047
Reported enrolled 1076
Signed by Speaker.....1076

344 By Committee on Insurance. Securities.
Received, referred 1139, 1151
Reported out 1171
Amended, passed; ayes 74, nays 10 1223
Concurrence received 1273
Reported enrolled 1328
Signed by Speaker.....1328

348 By Elthon. Assigned mortgages.
Received, referred 1075, 1090
Reported out 1233
Amended, passed; ayes 87, nays 12 1234
Title amended 1237
Concurrence received 1277
Reported enrolled 1328
Signed by Speaker.....1328

360 By Knudson. Payment of taxes.
Received, referred 903, 916
Reported out 1183
Rules suspended 1206
Amended, passed; ayes 95, nays 3 1207
Concurrence received 1234
Reported enrolled 1269
Signed by Speaker.....1269

363 By Knudson and Elthon. Primary roads in cities and towns.
Received, referred 1103, 1114
Reported out 1233
Passed; ayes 59, nays 31.....1261
Reported enrolled 1328
Signed by Speaker.....1328

367 By Hicklin, Topping. Board of drainage disrict.
Received, referred 938, 954
Reported out 1233
Passed; ayes 90, nays 0.....1242
Reported enrolled 1312
Signed by Speaker.....1312

368 By Hcklin. Railroad bridge at Toolesboro.
Received, referred 911, 913
Reported out 1194
Passed; ayes 97, nays 0.....1238
Reported enrolled 1312
Signed by Speaker.....1312

369 By Hicklin. Successor banks.
Received, referred 1440, 1448

Senate File No. Page

375 By Harrington. Supervisor districts.
Received, referred 1354, 1356

379 By Mullaney. Samuel Allen.
Received, passed on file.....856, 885
To sifting committee..... 887
Reported out 1336
Passed; ayes 91, nays 1.....1370
Reported enrolled 1408
Signed by Speaker.....1408

384 By Roelofs. Stamped scrip.
Received, passed on file..... 624
Passed; ayes 95, nays 0..... 625
Reported enrolled 626
Signed by Speaker..... 626

386 By Harrington. City and school elections.
Received, referred 912, 915
Reported out 1006
Action deferred 1154
Amendment filed 1183
Failed to pass; ayes 37, nays 60.1190

391 By Moore. Iowa School for Deaf.
Received, passed on file.....903, 915
Substituted for H. F. 505..... 941
Passed; ayes 99, nays 0..... 951
Reported enrolled 1022
Signed by Speaker.....1022

396 By Hicklin. Drainage bonds.
Received, referred 988, 1005
Reported out 1233
Passed; ayes 84, nays 0.....1260
Reported enrolled 1328
Signed by Speaker.....1328

415 By Committee on Insurance. Insurance commission.
Received 694
Rules suspended 695
Passed; ayes 80, nays 17..... 695
Reported enrolled 698
Signed by Speaker..... 698

420 By Kimberly. Permits to pharmacists.
Received, referred 1406, 1409

424 By Cooney. Taxing improvements.
Received, referred 1406, 1409

448 By Committee on Claims. W. H. Sprole.
Received, referred 856, 884
Recommended passage 1088
Passed; ayes 85, nays 3.....1163
Reported enrolled 1194
Signed by Speaker.....1194

449 By Cooney. Contagious diseases.
Received, passed on file.....881, 885
To sifting committee..... 887

450 By Wilson. Mine inspector.
Received, referred 902, 916

457 By Cooney. Milk or milk products.
Received, referred 1151, 1152

Digitized by Google

Senate File No. Page

466 By Committee on Banks and Banking. Banks or trust companies.
Received, passed on file.....761, 762
Rules suspended, passed; ayes 103, nays 0..... 762
Reported enrolled 784
Signed by Speaker..... 784

467 By Committee on Judiciary No. 1. Correcting errors in reference to certain federal acts.
Received, referred 911, 914
Reported out 1336
Passed; ayes 90, nays 0.....1357
Reported enrolled 1363
Signed by Speaker.....1363

469 By Sifting Committee. Transfer of funds in Pocahontas County.
Proof of publication.....1067
Received, referred 1075, 1090
Reported out 1380
Passed; ayes 78, nays 3.....1397
Reported enrolled 1476
Signed by Speaker.....1477

470 By Sifting Committee. Budget and financial control act.
Received, referred 1456
Amendment filed 1464
Reported out 1472
Amendment withdrawn 1473
Passed; ayes 70, nays 36.....1473
Repoted enrolled 1532
Signed by Speaker.....1533

471 By Sifting Committee. State Audit Act.
Received, referred 1465, 1467
Reported out 1472
Rules suspended 1481
Passed; ayes 77, nays 24.....1481
Reported enrolled 1532
Signed by Speaker.....1533

472 By Sifting Committee. State treasurer's duties.
Received, referred 1465, 1467
Reported out 1472
Rules suspended 1481
Passed; ayes 79, nays 24...1482-1483
Reported enrolled 1532
Signed by Speaker.....1533

473 By Sifting Committee. Payment of taxes.
Received, referred 953-1004
Reported out 1262
Amended, passed; ayes 99, nays 2 1127
Concurrence received 1234
Reported enrolled 1269
Signed by Speaker.....1269

474 By Committee on Drainage. Conservator for a drainage district in default.
Received, referred 1054

475 By Sifting Committee. Legalizing act.
Received, referred 953, 954
Reported out 1399
Passed; ayes 86, nays 0.....1403
Reported enrolled 1476
Signed by Speaker.....1477

Senate File No. Page

476 By Sifting Committee. Assessment insurance companies.
Received, referred 1018, 1039

477 By Sifting Committee. State Constitutional Convention.
Received, passed on file...1017, 1018
Substituted for H. F. 563.....1018
Rules suspended 1018
Amendments adopted 1019
Passed; ayes 77, nays 28.....1019
Failure to concur received.....1104
House insists 1107
Conference committee appointed 1122
Senate committee received.....1120
Senate adoption received.....1247
Conference report adopted.....1250
Reported enrolled 1306
Signed by Speaker.....1306

478 By Sifting Committee. Tax on real and personal property.
Received, referred 1103, 1114
Reported out 1171
Passed; ayes 91, nays 1.....1214
Reported enrolled 1312
Signed by Speaker.....1312

479 By Sifting Committee. Salaries public officials.
Received, read first and second times 1384
Rules suspended 1385
Amended, passed; ayes 87, nays 2 1385
Refusal to concur received.....1398
House insisted 1398
Conference committee appointed 1404
Senate committee received.....1416
Conference committee report...1503
Report of conference committee.1521
Report adopted 1521
Senate adoption received.....1521
Reported enrolled 1532
Signed by Speaker.....1533

480 By Sifting Committee. Transportation of school children.
Received, referred 1103, 1114
Passed; ayes 68, nays 13.....1164
Reported out 1171
Reported enrolled 1194
Signed by Speaker.....1194

481 By Sifting Committee. Legalizing act.
Received, referred 1120
Reported out 1171
Passed; ayes 86, nays 1.....1189
Reported enrolled 1238
Signed by Speaker.....1238

482 By Sifting Committee. Legalizing act.
Received, referred 1120
Reported out 1171
Passed; ayes 96, nays 0.....1213
Reported enrolled 1312
Signed by Speaker.....1312

483 By Sifting Committee. Reorganization of banks.
Amendment filed 1152
Received, referred 1196
Reported out 1233
Passed; ayes 93, nays 9.....1243
Reported enrolled 1306
Signed by Speaker.....1306

Digitized by Google

Senate File No. Page

484 By Sifting Committee. Salaries of county officers.
Received, referred 1276, 1310

485 By Sifting Committee. Sewage treatment plant in cities and towns.
Received, referred 1323, 1336
Reported out 1380
Amended, passed; ayes 73, nays 20 1410
Concurrence received 1511
Reported enrolled 1532
Signed by Speaker.....1533

487 By Sifting Committee. Public funds in closed banks.
Amendments filed 1399
Received, referred 1415, 1417
Reported out 1464
Passed; ayes 70, nays 27.....1470
Reported enrolled 1532
Signed by Speaker.....1533

488 By Claims Committee. Iowa Lutheran Hospital, et al.
Received, referred 1406, 1409
Recommended passage 1412
Passed; ayes 83, nays 0.....1435
Reported enrolled 1532
Signed by Speaker.....1533

489 By Claims Committee. Fred Ballard, et al.
Received, referred 1406, 1409
Recommended passage 1412
Passed; ayes 76, nays 3.....1419
Reported enrolled 1476
Signed by Speaker.....1477

490 By Claims Committee. Mrs. Lee Harris.
Amendments filed 1400
Received, referred 1406, 1409
Recommended passage 1447
Amendment adopted 1451
Passed; ayes 77, nays 7.....1452
Failure to concur received.....1511
House receded 1518-1519
Reported enrolled 1532
Signed by Speaker.....1533

492 By Claims Committee. Fred Johnson.
Received, referred 1406, 1409
Recommended passage 1412
Passed; ayes 74, nays 0.....1419
Reported enrolled 1476
Signed by Speaker.....1477

493 By Claims Committee. J. H. Hall, et al.
Received, referred 1406, 1409
Recommended passage 1413
Passed; ayes 83, nays 1.....1420
Reported enrolled 1476
Signed by Speaker.....1477

494 By Claims Committee. L. E. McMains, et al.
Received, referred 1406, 1409
Recommended passage 1447
Amended, passed; ayes 90, nays 0 1453
Concurrence received 1511
Reported enrolled 1532
Signed by Speaker.....1533

495 By Claims Committee. J. Y. Scanland.
Received, referred 1406, 1409
Recommended passage 1414
Passed; ayes 85, nays 0.....1426
Reported enrolled 1476
Signed by Speaker.....1477

496 By Claims Committee. J. W. Reese.
Received, referred 1406, 1408
Recommended passage 1414
Passed; ayes 76, nays 10.....1427
Reported enrolled 1476
Signed by Speaker.....1477

497 By Claims Committee. Ted G. Andrews.
Received, referred 1406, 1408
Recommended passage 1414
Passed; ayes 75, nays 3.....1426
Reported enrolled 1476
Signed by Speaker.....1477

498 By Claims Committee. Donahue Shipping Association.
Received, referred 1405, 1408
Recommended passage 1414
Passed; ayes 79, nays 5.....1428
Reported enrolled 1476
Signed by Speaker.....1477

499 By Appropriations Committee. Muscatine County, et al.
Received, referred 1405, 1408
Recommended passage 1414
Passed; ayes 82, nays 0.....1429
Reported enrolled 1476
Signed by Speaker.....1477

500 By Appropriations Committee. Appropriation for state purposes.
Received, referred 1407, 1408
Recommended passage 1447
Passed; ayes 89, nays 0.....1455
Reported enrolled 1532
Signed by Speaker.....1533

501 By Claims Committee. G. B. Van Arsdale.
Received, referred 1466, 1476
Recommended passage 1480
Passed; ayes 82, nays 0.....1485
Reported enrolled 1532
Signed by Speaker.....1533

502 By Claims Committee. Mrs. Leah Myers.
Received, referred 1466, 1475
Recommended passage 1480
Passed; ayes 84, nays 0.....1485
Reported enrolled 1532
Signed by Speaker.....1533

504 By Sifting Committee. Renewals of domestic corporations.
Received, referred 1478, 1502
Reported out 1510
Passed; ayes 75, nays 5.....1515
Reported enrolled 1532
Signed by Speaker.....1533

505 By Sifting Committee. Rate of interest on certain warrants, etc.
Received, referred 1478, 1502
Withdraw from sifting committee lost 1525

Digitized by Google

Senate File
No. Page

510 By Claims Committee. Strock & Sloan.
Received, referred 1466, 1475
Recommended passage 1480
Passed; ayes 79, nays 8.....1486
Reported enrolled 1532
Signed by Speaker.....1533

517 By Appropriations Committee. Hubert Utterback.
Received, referred 1465, 1476
Recommended passage 1480
Passed; ayes 94, nays 0.....1490
Reported enrolled 1532
Signed by Speaker.....1533

Senate File
No. Page

518 By Ways and Means Committee. Revenue for general state purposes.
Received, passed on file...1511, 1519
Rules suspended 1519
Passed; ayes 91, nays 0.....1519
Reported enrolled 1532
Signed by Speaker.....1533

519 By Sifting Committee. Special election.
Received, passed on file...1521, 1522
Passed; ayes 92, nays 0.....1522
Reported enrolled 1532
Signed by Speaker.....1533

Digitized by Google

HOUSE RECORD ON HOUSE JOINT RESOLUTIONS

H. J. R. Page

1 By Malone. Eliminate census.
Introduced, referred 13
Recommended amendment and passage 113
Amendments adopted 146
Passed; ayes 105, nays 0..... 146

2 By Malone. Investigation govenmental administration.
Introduced, referred 14
Amendment filed 105
Recommended rereference..... 186
Rereferred 186
Withdrawn by author..... 421

3 By Malone. Extending the terms of office.
Introduced, referred 14
Amendment filed 105
Recommended rereference..... 255
Rereferred 255
Recommended rereference..... 316
Rereferred 316
Returned without recommendation 346
Failed to pass; ayes 5, nays 92.. 423

4 By Hanson of Lyon. Vacancies in General Assembly.
Introduced, referred 360
Recommended passage 554
Failed to pass; ayes 16, nays 82. 781

5 By McFarlane. Number of House members.
Introduced, referred 420
Recommended indefinite postponement 700

H. J. R. Page

Exempted from motion..... 875
To sifting committee..... 887

6 By Peet. Child labor.
Introduced, referred 519
Recommended indefinite postponement 734
Indefinitely postponed 875

7 By Wenig and Durant. Hospital at Iowa University.
Introduced, passed on file..... 565
Passed; ayes 62, nays 31..... 589
Received back 598
Reported enrolled 599
Signed by Speaker..... 599
Sent to Governor..... 599
Approved by Governor..... 674
Preliminary report 1130
Report adopted and committee retained 1328

8 By Special Committee. Investigation of the Highway Commission.
Introduced, referred 1233
Recommended passage 1329
Amended, passed; ayes 73, nays 31 1359

9 By Special Gas Tax Refund Committee. Investigation.
Introduced, referred 1380
Recommended passage 1412
Passed; ayes 93, nays 1.....1417
Received back 1465
Committee appointed 1529
Reported enrolled 1530
Signed by Speaker.....1530
Sent to Governor.....1530

HOUSE RECORD ON SENATE JOINT RESOLUTIONS

S. J. R. Page

2 By Hicklin and Stevens of Wapello. Investigation governmental administration.
Received, passed on file.....238, 239
Rules suspended, made special order 239
Passed; ayes 87, nays 19..... 261
Reported enrolled 315
Signed by Speaker..... 315

4 By Myers. Ratification of federal amendment.
Received 105
Rules suspended, passed; ayes 105, nays 0..... 107
Reported enrolled 132
Signed by Speaker..... 132

5 Committee on Constitutional Amendments. State census.
Received, referred 238, 239
Recommended passage 258
Passed; ayes 81, nays 0..... 295
Reported enrolled 315
Signed by Speaker..... 315

6 By Committee on Salaries. Salaries of officers and employees of 45th General Assembly.
Amendment filed 170
Received 174

S. J. R. Page

Amended, rules suspended, failed to pass; ayes 37, nays 68...176-177
Reconsidered 177
Passed; ayes 77, nays 27..... 180
Concurrence received 201
Reported enrolled 202
Signed by Speaker..... 202

11 By Valentine and Booth. Special corporation commission.
Received, referred 1416, 1417
Reported out 1464
Passed; ayes 79, nays 5.....1469
Reported enrolled 1532
Signed by Speaker.....1533

13 By Valentine and Hicklin. Committee to study tax revision.
Received, referred 1415, 1417
Amendments filed 1431
Reported out 1510
Amendments adopted 1512
Passed; ayes 55, nays 49.....1513
Failure to concur received.....1524
House insisted 1524
Conference committee appointed 1525
Conference committee report...1531
Failure to adopt report received.1536
Report received 1571

Digitized by Google

RESOLUTIONS

ACTION ON HOUSE CONCURRENT RESOLUTION

No.		Page
1	For joint convention to hear Governor's message and canvas vote	9, 34
2	For additional employees	11, 34
3	Requesting Budget Director for information	57, 128
4	Moratorium on farm mortgages	75, 114
5	Codes for committee rooms, officers and press	76, 114
6	Interstate Conference of Legislators	97, 115, 228
7	Requesting information from the Secretary of State Board of Education	97
8	Program for Abraham Lincoln memorial exercises	210, 299
9	Maximum salary to any state officer or employee	350, 359
10	March 1st recess	360, 379, 464, 465
11	Memoralizing Congress on the Frazier Bill	399, 418, 679
12	(See House resolution No. 21.)	
13	43d General Assembly expense act	566
14	Erection of Abraham Lincoln Memorial	598, 680, 937
15	Reducing salaries of members of the 45th General Assembly	602, 680
16	Memorializing Congress on inland waterways	601
17	Memorializing Congress for agricultural relief	718
18	Memorializing Congress to adopt a "Stamp Note Plan"	718, 738
19	Adherence to the World Court	718, 745, 761
20	Invitation to farmers to address Joint Session	745, 761
21	Requesting information from State Board of Education	793, 855
22	Official State Bird	821, 906, 937
23	Farmers' Holiday Association	821, 845
24	Request to State Highway Commission	1101
25	Final adjournment	1102, 1210, 1344, 1447, 1448, 1494, 1500
26	Investigation of motion picture industry	1126
27	Sale of assembly chairs	1402, 1452
28	Services of employees after adjournment	1432, 1477, 1511

RESOLUTIONS

ACTION ON SENATE CONCURRENT RESOLUTIONS

No.		Page
1	Adjournment for short January recess	34, 35
2	For committee on inauguration	35
3	Condolences to Mrs. Calvin Coolidge	56
4	Recommendation of Henry A. Wallace	57, 100
5	Appreciation of work by Interim Committee on Tax Reduction	164, 165, 175
7	Ministerial Association of Des Moines	164, 165, 175
8	Address by Francis J. Clair	131, 132
10	Committee books and rule books	207, 208
11	Address by Lewis Johnson, National Commander American Legion	206, 207
12	Invitation to Henry A. Wallace	206, 207
13	Pioneer Law Makers	238, 239
16	Memorializing Congess	855, 906
20	Pledging co-operation to the President	988, 1009
21	Memorializing Congress	937, 985

Digitized by Google

HOUSE RESOLUTIONS

No.		Page
1	—Chaplains	10
2	—Committee on committee clerks	10
3	—Ed. R. Brown as Adviser for Tax Reduction	11
4	—Raymond B. Eckles memorial	108
5	—Married women barred from holding committee clerkships	104, 144
6	—R. A. Hasselquist memorial	128
7	—Lenard E. Stanley memorial	210
8	—Henry W. Grout memorial	225
9	—Limiting contents of House Journal	240, 260
10	—Limiting distribution of circulars and pamphlets in House	240, 260
11	—Elbert W. Weeks memorial	277
12	—Lafayette Shaeffer memorial	290
13	—John L. Brown memorial	290
14	—H. L. Wilson memorial	303
15	—F. D. Mead memorial	324
16	—Camden A. Meredith memorial	349
17	—John W. Sullivan memorial	359
18	—Moratorium on primary road building	359, 381
19	—Thomas J. Wilson memorial	393
20	—George W. Christophel memorial	399
21	—Investigation on cement lettings	485, 540, 662
22	—Program for March 17	566
23	—(See House concurrent resolution No. 13.)	
24	—John H. Jenks memorial	717
25	—John T. Hazen memorial	717
26	—Charles O. Smith memorial	844
27	—Bills to Sifting Committee	887
28	—Congratulating Dunkerton High School	891
29	—Limiting debate	932
30	—John N. Langfitt memorial	985
31	—E. C. Helgason memorial	1009
32	—G. A. Justice memorial	1193
33	—William Larrabee, Jr., memorial	1232
34	—Investigation of illegal gasoline tax refunds (See also House Joint Resolution No. 9.)	1251, 1253, 1368
35	—Address by Dr. Arnold Bennett Hall	1254
36	—Arthur W. Slaught memorial	1324
37	—Request Senate action on House File No. 101	1468
38	—Disposal of books in hands of House members	1477

Digitized by Google

TOPICAL INDEX TO HOUSE BILLS

(Figures denote House File numbers except as stated otherwise.)

ABSENT VOTING—

Repealing provisions for, account of sickness or physical disability. 338, Goode.

ACTIONS—

Serving original notice with petition attached; default in twenty days. 59, committee on tax reduction..

Contingencies which shall not operate to extend period for bringing action on mechanic's lien. 366, Cunningham.

Failure of real property to sell for amount of judgement and costs shall not prevent appointment of receiver in said action. 391, Cunningham, Mitchell.

Not maintained unless obligations have been assessed as moneys and credits. 422, Rice, Speidel.

On notes and for money due, plaintiff to prove property not subject to taxation, or taxes paid. 437, Teter.

Imputing negligence of driver of motor vehicle to guests or free riders in action for damages. 458, Burgess.

Extending time for answer in actions for foreclosure. 564, sifting committee.

ADAIR vs. TETER CONTEST—

Appropriation for expenses. 414, election contest committee.

ADMINISTRATORS, EXECUTORS, GUARDIANS, TRUSTEES—

Guardian shall invest funds of estate under court orders in securities in which guardian has no interest. 322, Cunningham.

Appointment of referee. 332, Paisley.

Providing for payment of trustees for incompetent persons entitled to workmen's compensation. 373, committee on tax reduction.

Conditions under which appointment of receiver for farm is prohibited. 440, Alesch.

Repealing authority of banks and trust companies to act as fiduciaries. 452, Stansell.

AERONAUTICS—

Prohibiting structures endangering aerial navigation. 344, Mercer.

Exempting aircraft from one-cent state tax on motor fuel. 345, Mercer.

Exempting aircraft from two-cent state tax on motor fuel. 346, Mercer.

Provide for granting of lease on municipal airport sites for term not exceeding twenty years. 347, Mercer.

Limiting lease on real estate owned for airport purposes. 358, Cunningham.

AGENTS—

Minimum compensation of, soliciting orders. 380, Cunningham.

AGRICULTURE—

Farm aid associations—delinquent membership. 87, Malone.

Repealing county aid to farm organizations. 94, Gittinger.

Lien on grain for threshing. 95, Gittinger; 266, committee on judiciary.

Bovine tuberculosis—optional. 117, Foster.

Lien for rent on crop only. 132, Fabritz.

Abolish state apiarist. 212, Stansell.

Reducing assessed value of lands removed from grain crop production. 214, Speidel; 438, Teter.

Exempt from taxation—produce in hands of producer. 254, Alesch.

Fuel alcohol—production, distribution, consumption. 271, Ditto.

Prohibiting fraudulent advertising or selling of hybrid corn. 299, Dean.

Digitized by Google

Reducing appropriations to farm aid associations. 357, committee on agriculture.
Granting farm landlord lien on crops. 365, Fabritz, Cunningham.
Taxation of agricultural lands within independent school districts for school purposes. 374, Zylstra.
Granting liens to veterinarians for services in prevention and control of livestock diseases. 385, Frizzell; 394, Burgess.
Licensing direct buyers of livestock. 415, McKinnon, Wenig.
Providing for care of livestock at packing plants. 416, McKinnon, Wenig.
Receiver for farm lands—condition under which same is prohibited. 440, Alesch.
Farm aid associations—repealing provisions. 464, Smith.
Lien on one-half of crop for landlord. 476, Foster.
Lien upon crop and personal property for landlord. 497, Felter.
State Fair Board to issue passes for crop reporters. 499, Beswick.
Agricultural seeds; definition of noxious weeds; prohibiting sale. 557, committee on agriculture.

ALBERT DICKENSON COMPANY—

Claim of. 571, committee on claims.

ALCOHOL—

Providing for manufacture and distribution of industrial. 80, Mitchell.
Production of, distribution and consumption; powers of Executive Council. 271, Ditto.
Mixing grain alcohol with gasoline for motor fuel. 311, committee on agriculture.
Providing license fee tax on, manufactured in the state. 369, Beswick.
Licensing and regulation of the manufacture of, and additional license fee tax on motor fuel. 605, sifting committee.

ALLEN, R. F.—

Claim of. 576, committee on claims.

AMBULANCE—

Removing chauffeur license requirements; fixing annual license fee. 200, Koch.

AMERICAN MUTUAL LIABILITY COMPANY—

Claim of. 572, committee on claims.

ANDERSON, GEORGE—

Claim of. 561, appropriation committee.

ANIMAL INDUSTRY—

Providing method of notice for stallions kept for public service. 98, Gittinger.
Bovine tuberculosis—test optional. 117, Foster.
Licensing direct buyers of livestock. 415, McKinnon, Wenig.
Providing for care of livestock at packing plants. 416, McKinnon, Wenig.

ANSELME, ALBERT—

Claim of. 572, committee on claims.

ANTICIPATORY WARRANTS—

Providing for issuance of additional, by State Treasurer. 343, Ellsworth.

APIARIST—

To abolish office. 212, Stansell.

APPROPRIATIONS—

State budget bill. 73, committee on appropriations; House substitute for 73, committee on appropriations.
Ben Whittington claim. 104, Mercer; 562, committee on claims.

Digitized by Google

Governor authorized to reduce. 245, committee on appropriations.
G. G. Gregg claim. 348, committee on claims.
Expenses incurred in election contest Adair vs. Teter. 414, committee on election contest.
Expenses in election contest Horvel vs. Ostby. 480, Reed.
Repair heating plant at Iowa School for Deaf. 505, Brady.
R. Kamminga as administrator of estate of Michael Barry, deceased, claim. 535, committee on claims.
J. W. Arnett claim. 537, committee on claims.
George Anderson claim. 561, committee on claims.
A. C. Sino claim. 569, committee on claims.
Iowa City claim. 570, committee on claims.
Albert Dickenson Company claim. 571, committee on claims.
Ira A. Polk claim. 572, committee on claims.
Conway Chevrolet Co. claim. 572, committee on claims.
J. F. Batesole claim. 572, committee on claims.
Karl Engeldinger claim. 572, committee on claims.
Walter Noffsinger claim. 572, committee on claims.
H. H. Lindeman claim. 572, committee on claims.
Albert Anselme claim. 572, committee on claims.
W. N. Attig claim. 572, committee on claims.
Rude Auto Co. claim. 572, committee on claims.
Eugene Palmer claim. 572, committee on claims.
Thos. Shover claim. 572, committee on claims.
Guy A. Perry claim. 572, committee on claims.
Elmer J. Berber claim. 572, committee on claims.
Clarence McDole claim. 572, committee on claims.
A. L. Holub claim. 572, committee on claims.
E. F. Stegeman claim. 572, committee on claims.
American Mutual Liability Company claim. 572, committee on claims.
Jefferson County claim. 573, committee on claims.
J. W. McDowell, Guardian, claim. 573, committee on claims.
Floyd Kisby claim. 574, committee on claims.
Espy A. Barker claim. 575, committee on claims.
R. F. Allen claim. 576, committee on claims.
Devota Tipton claim. 577, committee on claims.
Anna Steece claim. 578, committee on claims.
Lynn Fenton claim. 579, committee on claims.
William Schuenke claim. 580, committee on claims.
J. M. Brockway claim. 581, committee on claims.
C. B. Laird claim. 582, committee on claims.
To special committee for investigation of Highway Commission, secretary and engineer thereof. J. R. 8, special committee.
Warren Johnson claim. 590, committee on claims.
A. K. Zimmerman claim. 590, committee on claims.
E. F. Zimmerman claim. 590, committee on claims.
Jason B. McCoskey claim. 591, committee on claims.
W. K. Robbins claim. 592, committee on claims.
Derrill G. Stanton claim. 593, committee on claims.
State Department of Health claim. 594, committee on claims.
Mrs. Tena B. Richardson claim. 595, committee on claims.
E. H. Wiegner claim. 596, committee on claims.
Margaret Fisher claim. 597, committee on claims.
R. G. DeVotie claim. 598, committee on claims.
William Ross claim. 601, committee on claims.
William Gould claim. 601, Committee on claims.
L. E. Carner claim. 601, committee on claims.
Charles Boggs claim. 601, committee on claims.
Charles C. Larkins claim. 601, committee on claims.
G. C. Sarwin claim. 601, committee on claims.
Carl Sayers claim. 601, committee on claims.
Maude S. Todt claim. 601, committee on claims.
Chester Rolison claim. 601, committee on claims.

Digitized by Google

Lola Erickson claim. 601, committee on claims.
F. J. Erickson claim. 601, committee on claims.
Senator J. E. Doze claim. 600, committee on claims.
Senator D. Myron Tripp claim. 599, committee on claims.
Committee to investigate refunds of motor vehicle fuel license fees. J. R. 9, special gas tax refund committee.
To special committee for investigation of the Highway Commission. J. R. 8, special committee.
Edward R. Robinson claim. 603, committee on claims.
For miscellaneous expenses of the Forty-fifth General Assembly. 608, committee on appropriations.

ARBITRATION BOARD—
(See Iowa arbitration board; also county arbitration board.)

ARNETT, J. W.—
Claim of. 537, committee on claims.

ASSESSMENT—
Combining assessment and tax books. 2, committee on tax reduction.
Real estate every four years. 3, committee on tax reduction.

ASSOCIATIONS—
Membership sales plan to be licensed. 475, Johnson.

ATTIG, W. N.—
Claim of. 572, Committee on claims.

ATTORNEYS—
Limiting time of argument by. 57, committee on tax reduction.
Fee in injunction and nuisance cases. 72, committee on tax reduction.
Fees in liquor cases—no percentage of fines collected. 130, Durant.
Repealing mandatory provision for appointment of, as member of the Board of Parole. 354, Sours.

ATTORNEY GENERAL—
To enforce equal service by telephone, telegraph and express lines. 96, Gittinger.
Defining duties of, with reference to unfair discrimination. 434, Burgess.
Designated as enforcing officer in violations of statement of election expense. 444, Ellsworth.

AUDIT—
Creating office of comptroller of State Board of Education and State Board of Control. 14, committee on tax reduction.
Repealing mandatory outside audit of state institutions. 18, committee on tax reduction.
School districts—auditing of. 45, committee on tax reduction.
Limiting the renumeration of public accountants in auditing state institutions. 294, McCreery.
Annual settlement with Board of Education, State Fair Board, Board of Control. 303, Hanson of Winnebago.
To repeal state audit of counties and cities. 426, Teter.
Provide uniform system for counties, cities, towns and schools. 547, committee on schools and text books.

AUTOMOBILES—
(See motor vehicles.)

BANDS—
Eliminating petition for election and abolishment of levy. 362, Burgess.

BANKS AND BANKING—
Liquidation—receiver chosen from bank's directors. 120, Gallagher.
Location of depositories for public funds. 134, Ellsworth.
Interest—reducing legal rate. 144, Dole.

Digitized by Google

Insolvent banks—defining preferred claims.. 152, Ellsworth.
Minimum capitalization of state and savings banks, and trust companies. 179, Ellsworth.
Stamp money—permitting issuance and use by counties. 199, Zylstra.
Giving preference to trust funds set aside for care of graves. 213, Hopp.
Building and loan associations—providing membership in Federal Home Loan Bank. 267, Swift of Dubuque, Johnson.
Providing for remission of taxes on bank stock in case of loss. 339, Johnson.
Term "Public funds" to include all trust funds. 417, Crouch.
Responsibility of counties with reference to state funds in closed banks in hands of receiver under S. F. 111. 423, Foster.
Closed banks—authorizing aid for relief to depositors and creditors. 429, Ellsworth.
"Iowa Securities Act"—broadening legislation. 450, Ditto.
Repealing chapter relating to banks and trust companies as fiduciaries. 452, Stansell.
Penalty of bank officers and employees guilty of intentional fraud. 453, Stansell.
Co-operative—net earnings in reserve fund; stock purchased at par value. 519, Grell.
Organization of depository corporations. 520, Grell.
Exempting from interest public funds on deposit in banks operating under S. F. 111. 536, committee on banks and banking.
Taxing units to join in waiver of public funds during reorganization of banks under S. F. 111. 541, committee on banks and banking.
Authorizing public bodies to sign depositors agreements. 588, sifting committee.
Providing for credit on stockholders statutory liability; preserving rights of holders of trust certificates. 602, sifting committee. (Amending S. F. 483.)

BARBERS—
Eliminating $3 renewal license fee to practice. 182, McDermott.

BARKER, ESPY A.—
Claim of. 575, Committee on claims.

BATESOLE, J. F.—
Claim of. 572, committee on claims.

BEER AND BEVERAGES—
"Iowa Malt Beverage Act." 375, Ditto.
Regulating sale and manufacture of liquor. 527, Zylstra.
Legalizing sale of non-intoxicating beverages. 587, sifting committee.
Providing for sale of certain non-intoxicating beverages and regulating sale thereof. (Amending 587.) 611, sifting committee.

BERBER, ELMER J.—
Claim of. 572, committee on claims.

BLUE LAWS—
Repealing unenforced Sunday blue laws. 446, Mitchell.

BOARD OF ASSESSMENT AND REVIEW—
To give notice to mayor or clerk when taxpayer files protest against assessment; officials of taxing district right to appeal. 305, Mitchell.
Biennial state levy. 610, committee on ways and means.

BOARD OF AUDIT—
Comptroller for state institutions. 14, committee on tax reduction.

BOARD OF CONSERVATION OF RESOURCES—
Dams—fees and method of construction by. 274, committee on conservation of resources.

Digitized by Google

Fix speed limits and regulate traffic and parking on state lands and parks. 275, committee on conservation of resources.
Power to maintain, improve, beautify state owned bodies of water. 276, committee on conservation of resources.
To appoint custodians, boat inspectors and special police. 277, committee on conservation of resources.
State owned lands—sold, traded or exchanged by Executive Council upon recommendation of. 278, committee on conservation of resources.
Dams or spillways—construction and assessment of damages by. 279, committee on conservation of resources.
Abandonment of public highways running through state parks. 280, committee on conservation of resources.
Prohibiting cities and towns from closing or vacating roads within 300 feet of state owned lake or river without consent of. 315, committee on conservation of resources.
Passenger boats—inspection, licensing, regulation of on inland waterways. 341, Moore of Harrison.
Relinquishing rights of state to Flanders-Bixby state park; quit claim to donor. 342, Moore of Harrison.

BOARD OF CONTROL—
Creation of office of comptroller. 14, committee on tax reduction.
Repealing mandatory outside audit. 18, committee on tax reduction.
Transfer duties of Board of Parole to. 85, Gallagher.
To pay for construction of bridges and culverts on state land and on roads adjacent. 249, Doran.
Limiting audit of state institutions. 294, McCreery.
Annual examination and settlement with. 303, Hanson of Winnebago.
Coal and supplies purchased by state and municipal institutions—preference to be given Iowa products. 372, committee on mines and mining.
Provide funds for fire protection. 377, Mercer.
Prohibiting, engaging in private enterprise. 447, Willis.
Requiring, to accept competitive bids on all purchases. 533, committee on tax reduction.

BOARD OF EDUCATION (COUNTY)—
Centralized purchasing by. 39, committee on tax reduction.

BOARD OF EDUCATION (STATE)—
Creation of office of comptroller. 14, committee on tax reduction.
Abolishing finance committee of. 16, committee on tax reduction.
Repealing mandatory outside audit. 18, committee on tax reduction.
To constitute a body on uniform text books. 121, Humeston.
Limiting remuneration of public accountants in auditing state institutions. 294, McCreery.
Fixing maximum salaries which may be paid. 297, Reed.
Annual examination and settlement with. 303, Hanson of Winnebago.
Setting aside funds for fire protection. 377, Mercer.
Prohibiting, engaging in private enterprise. 447, Willis.
Eliminating extension service at Iowa State Teachers College. 490, Reed.
Relating to fees for judging livestock by professors of Iowa State College. 491, Reed.
Requiring, to accept competitive bids on all purchases. 533, committee on tax reduction.

BOARD OF EDUCATIONAL EXAMINERS—
Change in number of, and duties. 215, Durant, Peet, Foster, Casey. (See also 544.)
Supplies for, eliminated from officers and departments entitled to. 227, Bonnstetter.
Teaching training and certificates. 544, committee on schools and text books.

BOARD OF ENGINEERING EXAMINERS—
Defining duties of secretary of. 146, Stiger.

Digitized by Google

BOARD OF HEALTH—
(See health.)

BOARD OF PAROLE—
Transfer duties of, to board of control. 85, Gallagher.
Eligibility of prisoners serving life terms for parole. 260, committee on judiciary.
Repealing mandatory provisions for attorney as member of. 354, Sours.
Permitting counties of 125,000 population to appoint two parole officers. 381, Cunningham.

BOARD OF RAILROAD COMMISSIONERS—
Telephone lines—placing those outside of cities and towns under supervision of. 97, Gittinger.
Providing for a certificate of convenience and necessity for pipe line companies. 165, Peaco.
Motor vehicle carriers and motor trucks division—supplies paid for from receipts. 226, Bonnstetter.
Establishment and regulation of light and power companies. 412, Fabritz, Goode.
Taxation of motor busses. 413, Dean.
Pipe lines to procure certificate of convenience. 421, Peaco, Willis.
Regulation and taxation of motor carriers. 512, Stiger, Cunningham.

BOARDS AND COMMISSIONS—
Creating a special joint legislative committee to make a thorough study of tax reduction. J. R. 2, committee on tax reduction.
County tax budget commission—creation of. 4, committee on tax reduction.
Photography—creating board of examiners. 103, Ditto.
Providing for Iowa and County Boards of Arbitration and prescribing duties and powers. 193, committee on emergency legislation.
Naturopathy—defining, regulating; creating state board of examiners. 261, Dreesen, Fuester, Stanzel, Augustine.
Naprapathy—regulate practice and provide board of examiners. 302, Johnson.
Creating state department of public works. 392, Jensen.
Creating a motorized state highway patrol. 425, Augustine.
Providing for licensing plumbers by State Board of Health and creation of board of examiners. 445, Mitchell.
Creating state board of licensing contractors. 509, Burgess.

BOATS—
Passenger boats on inland waterways—inspection, licensing, regulation of operation by Board of Conservation of Resources. 341, Moore of Harrison.

BOGGS, CHARLES—
Claim of. 601, committee on claims.

BONDS, SURETY—
Filing of, to cover cost of removal suits against public officials. 58, committee on tax reduction.
For county officers to be paid for by county. 418, Crouch.
Raising premium on bond for city treasurer. 467, Cunningham.

BONDS AND SECURITIES—
Iowa public—removing tax exemptions. 9, committee on tax reduction.
Fix valuation of, held by insurance companies. 160, Cunningham.
Calling bids on sale of public. 351, Burgess.
Of municipal and governmental subdivision of state—issued in small denominations. 459, Burgess.

BOULEVARDS—
(See streets.)

Digitized by Google

BOUNTY—
Reducing on gophers. 76, Hopp.
Payment of, on wild animals optional. 147, McLean.
Reducing on wild animals. 223, Hopp.
Repeal bounty on gophers. 318, Thies.

BRIDGES AND CULVERTS—
Maintenance and improvement of, on state land and roads adjacent by board of control. 249, Doran.
Construction of interstate. 432, Burgess.
Railroad bridge at Toolesboro—construction by Burlington, Muscatine and Northwestern Company. 484, Metcalf.

BROCKWAY, J. M.—
Claim of. 581, committee on claims.

BUDGET—
Appropriation bill as prepared by the director of the. 73, committee on appropriations.
Making auditor of state the director of the. 86, Malone.
Governor authorized to reduce biennium appropriations. 245, Committee on appropriations.
Posting notices on tax levy hearings. 328, Mitchell.
Creating office of the director of the budget; State Auditor ex-officio director of the. 584, sifting committee.

BUILDING AND LOAN ASSOCIATIONS—
Providing for membership in Federal Home Loan Bank. 267, Swift of Dubuque, Johnson.

BURLINGTON, MUSCATINE & NORTHWESTERN RAILWAY CO—
Authorized to build bridge at Toolesboro in Louisa County. 484, Metcalf.

CABOOSES—
Construction and equipment of. 370, Willis.

CARMER, L. E.—
Claim of. 601, committee on claims.

CEMETERIES—
Trust funds for care of lots—made preferred claims in insolvent banks. 213, Hopp.
Cemetery and mausoleum associations—requiring adequate perpetual care from money derived from sale of burial space. 469, committee on judiciary.

CEMENT—
Regulating sale of. 552, committee on commerce and trade.

CENSUS—
Constitutional amendment—elimination of state. J. R. 1, committee on tax reduction.
Abolishing state. 12, committee on tax reduction.

CHAIN STORES—
State license for all stores. 105, Ostby.

CHATTEL LOANS—
(See loans.)

CHAUFFEUR—
Ambulances—removing license requirements. 200, Koch.
Revoking license of. 589, sifting committee.

Digitized by Google

CHILD WELFARE—

Child labor—ratifying constitutional amendment. J. R. 6, Peet.
Kindergarten optional instead of mandatory. 42, committee on tax reduction.
Widows—aid in care of child. 139, Mercer.
Reducing penalty for offense for delinquency of minor. 470, Cunningham.

CIGARETTES—

Reducing cigarette mulct tax. 187, Stiger.
Papers—permit to sell—rights of city or town councils, or board of supervisors. 406, Sheridan.
Defining. 583, sifting committee.

CITIES AND TOWNS—

Limiting municipal tax levy. 5, committee on tax reduction.
Local tax budgets—requiring publication. 6, committee on tax reduction; substitute 6, Malone.
Firemen and police pension laws. 10, committee on tax reduction.
Publicly-owned motor vehicles—forbidding use for private purposes. 26, committee on tax reduction.
Reducing statutory salaries of officers of. 66, committee on tax reduction.
Primary elections—filing for office of alderman. 99. Peaco.
Increasing state maintenance through. 106, Crouch.
Uniting position of certain peace officers in smaller counties. 107, Durant.
Reducing road poll tax. 108, Durant.
Maintenance of primary roads within. 112, McFarlane, Lichty.
Relating to the levy of taxes by. 114, Johnson.
In the matter of preference in the purchase of products by any public body in Iowa. 119, Gallagher.
Making Des Monies Park Board an advisory board. 123, Elliott.
Designation of depositories for public funds. 134, Ellsworth.
To exempt from liability for street defects. 163, Brady.
Telephone system—power to purchase, operate, execute contract and sell. 166, Mooty.
Telephone system—power to regulate service and rates. 167, Mooty.
Salaries of election boards in cities under permanent registration. 168, Grell, Wiese; 175, Grell, Wiese.
Auditors of special cities—removing limit of amount of warrant. 169, Wiese, Grell.
Increasing municipal zoning provisions. 170, Grell, Wiese.
Non-resident property owners of dangerous structures—list names and addresses with city clerk. 173, Wiese, Grell.
Payment of street repairs from gasoline tax. 174, Wiese, Grell.
Relating to permanent registration; notice of change of address. 177, Wiese, Grell.
Railroads to build viaducts in cities of over 15,000 population. 178, Wiese, Grell.
Change from city manager plan; procedure, petition, election. 188, Swift of Dubuque.
Police judges—election of optional. 210, Mercer.
Prohibiting fraudulent advertising and sale of goods. 221, Sheridan.
Establishing fund for permanent registration. 231, Cunningham.
Permanent registration—provide alphabetical index of voters in addition to index by street. 232, Cunningham.
Mayor or city clerk notified of expiration of right of redemption. 233, Cunningham.
Giving cities power to revise portion of parking ordinance. 234, Cunningham.
Reducing number of installments for the payment of special assessments for graveling. 239, Cunningham.
Provide pension for waterworks employees. 259, Burgess.
Relating to deposits of public funds. 281, Wenig.

Digitized by Google

Reducing statutory salaries of city officers. 291, committee on compensation of public officers.
Police and fire employees—requiring cities to indemnify for claims brought against them while in performance of duties. 300, Crouch.
Rents and charges by municipalities assessed as special tax when delinquent. 304, Strachan.
Hearing of taxpayers request—written notice filed 10 days prior with mayor or clerk. 305, Mitchell.
Prohibiting, from closing or vacating any road within 300 feet of state-owned land or river without consent of board on conservation of resources. 315, committee on conservation of resources.
Limiting the indebtedness of, when purchasing or improving public utilities. 319, Brady.
Hearing of estimated tax levy in, having no newspapers, publication shall be by posting. 328, Mitchell.
May lease any part of municipal airport for term not exceeding 20 years. 347, Mercer.
Providing specific sum for maintenance of highway through. 353, Doran.
City council power to lease airport grounds limited to 20 years. 358, Cunningham.
Eliminating necessity of voters petition for election on abolishment of municipal band. 362, Burgess.
Preference to be given Iowa coal and products in purchases by state and municipalities. 372, committee on mines and mining.
Giving cities of over 50,000 power to require railroads to construct viaducts. 395, Wiese.
Cigarettes and cigarette papers—permit to sell—rights of councils and board of supervisors. 406, Sheridan.
Authorizing cities of 125,000 or more population to adopt a daylight savings plan. 407, Cunningham.
Granting, a lien upon real estate for unpaid rentals for water provided by municipalities. 424, Durant.
Repealing examination of, by state examiners. 426, Teter.
Prohibiting appointment of persons related to councilmen by affinity or consanguinity to any public office in cities operating under city manager plan. 431, Burgess.
To aid in payment of interstate bridges. 432, Burgess.
Relating to the payment of assessments for sidewalks. 441, Cunningham.
Authorizing, to regulate telephones. 443, Dole.
Prohibiting any municipality from engaging in private enterprise. 447, Willis.
Reducing number of copies of ordinances posted at postoffice. 449, Yager.
Providing for a record of special assessments and the amount of unpaid general taxes against each lot shall be filed with plat and schedule. 454, Swift of Jackson.
Notices of time of consideration for street improvements mailed to owner of each lot affected. 455, Swift of Jackson.
Bonds of, issued in small denominations. 459, Burgess.
Primary road extension in, payment from primary road fund. 460, Aldrich, Casey.
Itinerant motor trucks—power to license and regulate. 461, Wenig.
Restoring to taxation any public owned property from which rentals are received. 465, Lookingbill.
Raising premium on surety bonds. 467, Cunningham.
Motor vehicle fuel tax—power to levy special tax. 468, Cunningham.
Permit to designate certain streets for use of heavily laden vehicles. 471, Metcalf.
League of Iowa Municipalities—reducing membership dues. 481, Swift of Dubuque.
Combining position of street commissioner and marshall in towns. 485, Fuelling.
Granted power to designate restricted residence districts. 487, Willis.

Digitized by Google

Permanent park boards—repealing provisions and legislation. 528, Reed.
Repealing special license fees on motor trucks operated only in. 532, committee on motor vehicles and transportation.
Taxing units to join waiver of public funds during reorganization of banks under S. F. 111. 541, committee on banks and banking.
Providing uniform audit of. 547, committee on schools and textbooks.

CLAIMS—
Ben. Whittington. 104, Mercer; 562, committee on claims.
G. C. Gregg. 348, committee on claims.
R. Kamminga, as administrator. 535, committee on claims.
J. W. Arnett. 537, committee on claims.
George Anderson. 561, committee on claims.
A. C. Sino. 569, committee on claims.
Iowa City. 570, committee on claims.
Albert Dickenson Co. 571, committee on claims.
American Mutual Liability Co., Albert Anselme, W. N. Attig, J. F. Batesole, Elmer J. Berber, Conway Chevrolet Co., Karl Engeldinger, A. L. Holub, H. H. Lindeman, Clarence McDole, Walter Noffsinger, Eugene Palmer, Guy A. Perry, Ira K. Polk, Rude Auto Co., Thos. Shover, E. F. Stegeman. 572, committee on claims.
Jefferson county; J. W. McDowell, as guardian. 573, committee on claims.
Floyd Kisby. 574, committee on claims.
Espy A. Barker. 575, committee on claims.
R. F. Allen. 576, committee on claims.
Devota Tipton. 577, committee on claims.
Anna Steece. 578, committee on claims.
Lynn Fenton. 579, committee on claims.
William Schuenke. 580, committee on claims.
J. M. Brockway. 581, committee on claims.
C. B. Laird. 582, committee on claims.
Warren Johnson, A. K. Zimmerman, E. F. Zimmerman. 590, committee on claims.
Jason B. McCoskey. 591, committee on claims.
W. K. Robbins. 592, committee on claims.
Derrill G. Stanton. 593, committee on claims.
State Department of Health. 594, committee on claims.
Mrs. Tena B. Richardson. 595, committee on claims.
E. H. Wiegner. 596, committee on claims.
Margaret Fisher. 597, committee on claims.
R. G. DeVotie. 598, committee on claims.
Senator Myron D. Tripp. 599, committee on claims.
Senator J. E. Doze. 600, committee on claims.
Charles Boggs, L. E. Carmer, F. J. Erickson, Lola Erickson, William Gould, Charles C. Larkins, Chester Rolison, William Ross, G. C. Sarwin, Carl Sayers, Maude S. Todt. 601, committee on claims.
Edward R. Robinson. 603, committee on claims.

CLARKE COUNTY—
Legalizing acts in connection with transfer of funds in. 609, sifting committee.

CLAY COUNTY—
Making permanent the transfer of funds. 604, sifting committee.

COAL—
Preference for Iowa coal and other products to be given by state and municipalities in purchases. 372, committee on mines and mining.

CODE AND SESSION LAWS—
Printing of same with certain reductions. 148, Stiger.
Printing of supreme court dockets, code and annotations to be done in Des Moines. 153, McFarlane.
Prescribing form of bills to be printed which amend sections of the code. 253, Gallagher.

Digitized by Google

CODE REVISION—(Clarifying certain sections with no change in the purport of the law)—
Insurance (automobile). 149, Ellsworth.
Co-ordinating Iowa code citations with Federal code. 150, Stiger.
Relating to the management of public owned real estate. 151, Stiger.
Insolvent banks—redefining preferred claims. 152, Ellsworth.
Tax liens of personal property. 154, Donlon.
Computation of tax levies. 155, Donlon.
Insurance—code changes suggested. 156, Gallagher.
Gasoline, tax accruing to secondary road fund. 157, Laughlin.
Sale of motor vehicle under liquor law. 159, Stewart.
School elections. 312, Doran.

COLUMBUS DAY—
Designating October 12th as. 411, Cunningham, Donlon.

COMMERCE AND TRADE—
Legalizing the manufacture and distribution on industrial alcohol. 80, Mitchell.
State license for all stores with increasing fees for chain stores. 105, Ostby.
Foreign corporation with state branch office given preference in the purchase of any products by public bodies. 119, Gallagher.
Regulating fraudulent advertising and sale of goods. 221, Sheridan.
Fuel alcohol production, distribution, consumption. 271, Ditto.
Minimum compensation of agents soliciting orders. 380, Cunningham.
Prohibiting discrimination in the sale of replacement and repair parts of machinery. 382, McLean, Lookingbill.
Prohibiting sale of soap unless specific name of oil from which produced is stated. 420, Roe.
Prohibiting discrimination between sections in the manufacture or sale of any commodity or service within the state. 434, Burgess.
Prohibiting any state institution or municipality engaging in private enterprise. 447, Willis.
Providing for regulation of the manufacture and sale of beer and spirituous liquors. 527, Zylstra.
Regulating the sale of cement. 552, committee on commerce and trade.
Relating to the pasteurization of dairy products; containers. 553, committee on dairy and food.

COMMISSIONS, CREATION OF—
(See boards and commissions.)

COMPENSATION OF PUBLIC OFFICERS—
Reducing statutory salaries of county officers. 21, committee on tax reduction.
Reducing statutory salaries of certain state officers. 22, committee on tax reduction.
Reducing mileage of public officials. 23, committee on tax reduction.
Reducing salaries of city officials. 66, committee on tax reduction.
Eliminating fees of sheriff for care if prisoners. 126, Snyder, Durant, Dean.
Board of supervisors—no mileage allowance—annual salary. 171, Reed.
Justices and constables—compensation from fees collected. 172, Reed.
Reducing statutory salaries paid by the state. 290, committee on compensation of public officers.
Reducing statutory salaries of city officials and officials of municipal, juvenile and superior courts. 291, committee on compensation of public officers.
Reducing statutory salaries of county officers, and prescribing method of fixing salaries of deputies. 292, committee on compensation of public officials.
Highway commission—reducing salary of chief engineer. 296, Reed.
Members of General Assembly—reducing compensation. 473, Donlon, Hook.
Reducing sheriff's allowance for feeding and lodging prisoners. 514, Snyder, Durant, Dean.

Digitized by Google

CONCEALED WEAPONS—
Providing for confiscation after conviction. 209, Brady.
Providing license fee from all persons granted to carry. 337, Ditto.

CONDEMNATION PROCEEDINGS—
Compensation of appraisers. 205, Gallagher.

CONSTITUTIONAL AMENDMENTS—
State census—eliminating same. J. R. 1, committee on tax reduction.
Extending terms of office of certain state and county officers. J. R. 3, committee on tax reduction.
Number and apportionment of members of the House. J. R. 5, McFarlane.
Ratifying child labor amendment to the U. S. constitution. J. R. 6, Peet.
Publication of proposed amendments to the constitution. 70, committee on tax reduction.
Providing mechanics for holding constitutional conventions to ratify or reject. 211, Hartman.
Providing for convention to consider amendments to the U. S. constitution. 563, sifting committee.

CONTEST EXPENSES—
(See election contests.)

CONTRACTORS—
(See state board for licensing contractors.)

CONWAY CHEVROLET CO.—
Claim of. 572, committee on claims.

CO-OPERATIVE INSTITUTIONS—
Relating to memberships or certificates of memberships. 474, Johnson.
Defining same; regulation of membership. 475, Johnson.

CORPORATIONS AND TRUSTS—
State license for all stores with increasing fees for chain stores. 105, Ostby.
Public construction—foreign corporation with state branch office to be given preference over corporation without state branch office. 119, Gallagher.
Relating to dissolution of, not organized for pecuniary profit. 162, Cunningham.
Depository corporations—authorizing organization. 520, Grell.

COSMETOLOGY—
Eliminating $3 renewal fee. 183, McDermott.

COUNTY ARBITRATION BOARD—
Formation of, powers and duties. 193, committee on emergency legislation.

COUNTY TAX BUDGET COMMISSION—
To create. 4, committee on tax reduction.

COUNTY AND TOWNSHIP AFFAIRS—
County attorney—extending term of. J. R. 3, committee on tax reduction.
Assessment books and tax list combined. 2, committee on tax reduction.
Assessing real estate every four years. 3, committee on tax reduction.
County tax budget commission—creation of. 4, committee on tax reduction.
Secondary road levies optional. 7, committee on tax reduction.
Reducing salaries of county officers. 21, committee on tax reduction.
Extending term of office of certain officials. 24, committee on tax reduction.
Publicly-owned motor vehicles—forbidding use for private purposes. 26, committee on tax reduction.
Uniform county blanks and record books as prepared by state printing board. 27, committee on tax reduction.
Itemizing mileage expenses of peace officers. 28, committee on tax reduction.

Digitized by Google

Penalty for exceeding departmental appropriation. 29, committee on tax reduction.
County purchasing agent and duties. 30, committee on tax reduction.
Poor relief—reducing allowance. 31, committee on tax reduction.
Transferring dog, fishing and hunting licenses to county treasurer's office. 32, committee on tax reduction.
Transferring duties of coroner to sheriff. 33, committee on tax reduction.
Transferring duties of county recorder to clerk of courts. 34, committee on tax reduction.
Reducing board of supervisors to three members. 35, committee on tax reduction.
Transferring duties of school treasurers to country treasurer. 38, committee on tax reduction.
Approval of district judge necessary for out-of-state trips by peace officers. 53, committee on tax reduction.
District court clerk's fee schedule. 62, committee on tax reduction.
Forbidding receiving witness fees by any official on a salary. 63, committee on tax reduction.
Relating to tax sale, service and cost thereof. 68, committee on tax reduction.
Reducing penalty to be paid in tax sales redemptions. 69, committee on tax reduction.
Publishing proceedings of board of supervisors. 71, committee on tax reduction.
Repealing five-day marriage license law. 74, Augustine.
Changing date of annual tax sale. 77, Hopp.
Legalizing act—action of certain boards of supervisors on 1932 road levies. 78, Speidel.
Levies for secondary roads. 79, Speidel.
Reducing penalties on unpaid taxes. 81, Dole.
Relating to farm aid associations. 87, Malone.
Tax sale—notice of right of redemption. 89, Dean.
Repealing county aid to farm organizations. 94, Gittinger.
Uniting position of certain peace officers in smaller counties. 107, Durant.
Reducing road poll tax. 108, Durant.
Relating to levy of taxes by municipalities. 114, Johnson, McCreery.
Legalizing county auditors' warrants for aid of poor. 115, Johnson, McCreery.
Relating to preference in the purchase of products by any public body in Iowa. 119, Gallagher.
Deputy county superintendent—salary fixed by supervisors. 122, Reed.
Clerk of district court as receiver in probate matters. 124, Casey.
Eliminating fees of sheriffs for care of prisoners in counties of over 20,000 population. 126, Snyder, Durant, Dean.
Employment of county engineer optional. 127, Gissel.
Widows—aid in care of child. 139, Mercer.
Bounties on wild animals optional. 147, McLean.
Board of supervisors; repealing mileage allowance; placing on annual salary. 171, Reed.
Justices and constables—compensation from fees received. 172, Reed.
Changing date of meeting of township trustees. 176, committee on tax reduction.
Reducing road poll tax and providing for collection and expenditure. 191, Laughlin.
Allowing additional use of drainage district surplus funds. 194, Casey.
Stamp money—issuance and use of by counties. 199, Zylstra.
Eliminating assessors. 201, Craven.
Condemnation proceedings—compensation. 205, Gallagher.
Repeal state primary law; nomination of candidates by convention. 208, Gallagher.
Abolishing local registrar; clerk of district court as county registrar. 217, Beath.

Digitized by Google

Reducing bounty on wild animals. 223, Hopp.
County superintendent of schools; board of education, election, term of office and membership. 224, Aldrich, Jensen.
Notice to mayor or city clerk in notice of expiration of right of redemption under tax sale where special assessments remain unpaid. 233, Cunningham.
Relating to the acquiring of legal residence for the purpose of poor relief. 235, Cunningham.
Board of supervisors—number of electors necessary to call special election for change of membership. 243, Hanson of Winnebago.
Districting counties for election of members of board of supervisors. 248, Moore of Harrison.
Relating to deposit of public funds. 281, Wenig.
Reducing county levies; poll tax to include every person over 21. 283, Osborn.
County superintendent of schools—filing application and election. 289, Jensen.
Reducing statutory salaries of county officers and prescribing method of fixing salaries of deputies. 292, committee on compensation of public officers.
Eliminating state inspectors—requiring annual inspection by county superintendents. 295, Reed.
Rents and charges of municipal utilities assessed as special taxes when delinquent. 304, Strachan.
County supervisors and city councils right to appeal from decisions of State Board of Assessment and Review. 305, Mitchell.
Method of abandonment of county uniformity of school textbooks. 310, Peaco.
Increasing county allowance for motor vehicle registration. 313, Wiese.
Striking additional salary of county attorney in counties where district court is held in two places. 323, Paisley.
Striking additional salary of county recorder in counties having two county seats. 324, Paisley.
Striking additional salary allowed deputy clerk of district court in counties where court is held in two places. 325, Paisley.
Relating to appointment and duties of bailiffs. 326, Paisley.
Striking additional salary of clerk of district court in counties where district court is held in two places. 327, Paisley.
Striking additional salary of county treasurer in counties having two county seats. 330, Paisley.
Payment of district court reporters—only during trial of a case. 331, Paisley.
Providing for the transfer of clerical help in county offices. 333, Paisley.
Striking additional salary of county auditor in counties having two county seats. 334, Paisley.
Striking additional salary of sheriffs in counties having two county seats. 335, Paisley.
Mandatory to obtain township licenses for amusement places. 349, Craven.
Restoration of territory to original school district through county superintendent of schools. 356, Aldrich.
County public hospitals—use of surplus funds, reports, accounts, private patients. 359, Cunningham.
Authorizing bond issue to replace county hospitals destroyed by the elements; retirement of bonds. 360, Cunningham.
Further defining who shall be considered a widow and entitled to pension. 363, Bruce.
Authorizing refund of part of taxes for 1932 paid in Montour Independent School District in Tama county. 364, Stiger.
Preference to be given Iowa coal and products in purchases by state and municipalities. 372, committee on mines and mining.
County road system—revision. 379, Stanzel, Thiessen.

Digitized by Google

Permitting counties with 125,000 population to employ two regular parole officers. 381, Cunningham.
Permitting storage of motor vehicle without penalty. 383, Paisley.
Method apportioning among the several counties of the state the cost of treatment of indigent persons at State University Hospital. 388, Schroeder, Dreessen.
Drainage districts—abandonment and dissolution. 403, committee on drainage.
Make permanent the transfer of county funds to poor fund. 404, Garner.
Provide work on secondary roads. 409, Laughlin.
Changing time of meeting of soldiers' relief commission. 410, Wenig.
Bonds for county officials—furnished and paid for by county. 418, Crouch.
State funds in closed banks, counties not held responsible under certain conditions. 423, Foster.
Lien upon real estate for unpaid water rentals through certification to county treasurer. 424, Durant.
Repealing examination of cities and counties by state examiners. 426, Teter.
Disposition of fines and forfeitures. 428, Alesch.
To aid in paying for interstate bridges. 432, Burgess.
Election of supervisor at large. 433, Burgess.
Making mandatory the districting of counties for election of supervisors. 439, Thies.
Authorizing board of supervisors to regulate telephone service. 442, Dole.
Enforcement officers for violations of statement of election expenses designated. 444, Ellsworth.
County to pay cost of election contest if judgement is rendered against incumbent. 448, Grau.
Assigned and transferred mortgages reported to county auditor. 463, Hanson of Winnebago.
Repealing act governing farm aid associations. 464, Smith.
Payment of taxes in quarterly installments. 486, McLean.
Providing relief as to unpaid drainage assessments. 489, Dean.
Reducing width of secondary roads. 495, Reed.
Relating to payment of taxes. 496, Reed.
Board of Supervisors instead of township trustees to license amusement places. 498, Beswick.
Duties of board of supervisors in destruction of weeds. 501, Treimer.
Prorating compensation of persons employed to discover property not listed to fund benefited. 504, Jenkins.
Inmates of county homes ineligible to vote. 506, Gissel.
Legalizing acts of boards of supervisors refusing to appropriate funds for farm aid associations. 513, Foster.
Reducing allowance for sheriff for feeding prisoners. 514, Snyder, Durant, Dean.
Treatment of indigent persons at state university hospital optional. 516, Foster.
Authorizing establishment of rural public utility districts. 523, Grell.
Taxing units to join in waiver of public funds during reorganization of banks under S. F. 111. 541, committeed on banks and banking.
Providing uniform audit of. 547, committee on schools and textbooks.
Suspend penalty for non-payment of taxes. 548, committee on emergency legislation.
Relating to tax liens on certain personal property. 549, committee on judiciary.
Authorizing county boards of supervisors to carry out secondary road construction projects. 550, committee on roads and highways.
Reducing mileage allowance for township clerks for reporting fires. 567, committee on appropriations.

COURT REPORTERS—

Repealing deficiency payments to. 320, Paisley.
Limiting appointment of, to resident voters of district. 321, Paisley.

Digitized by Google

COURT AND COURT PROCEDURE—

Giving judges discretionary power to excuse jurors. 54, committee on tax reduction.

Dismissal of trial cases for lack of attention or trial. 55, committee on tax reduction.

Bar docket—eliminating the printing of. 56, committee on tax reduction.

Limiting time of argument by attorneys. 57, committee on tax reduction.

Filing bond to cover cost of removal suits of public officials. 58, committee on tax reduction.

Serving original notice with petition attached; default in twenty days. 59, committee on tax reduction.

Providing for jury of six or twelve on demand and deposit. 60, committee on tax reduction.

To enlarge power of chief justice of supreme court to transfer district court judges. 61, committee on tax reduction.

Fee schedule. 62, committee on tax reduction.

Forbids the receiving of witness fee by any public official receiving a salary. 63, committee on tax reduction.

Permitting the clerk to waive appraisement for inheritance tax purposes. 64, committee on tax reduction.

Requiring claims for witness fees to be made within three years. 65, committee on tax reduction.

Attorneys' fees in injunction and nuisance cases. 72, committee on tax reduction.

Receivers for closed state banks appointed by district court. 120, Gallagher.

Clerk of district court referee in probate matters. 124, Casey.

Attorneys' fees in liquor cases; no percentage of fines collected. 130, Durant.

Estates—notice of sales. 131, Schmitz.

In the matter of conveyance used in the transportation of liquor; code revision. 159, Stewart.

Clerk of the district court as county registrar. 217, Beath.

Real estate foreclosures; extension of time for defendant's answer; appointment of committee. 218, Alesch, Fuester, McKinnon.

Powers of municipal court extended. 228, Cunningham.

Changing time for entry of judgments in municipal courts. 229, Cunningham.

Municipal court bailiffs—prohibiting collection of mileage fees when serving papers involving violation of city ordinance. 230, Cunningham.

Death penalty upon conviction of kidnapping for ransom. 236, Snyder.

Changing time of abandonment of municipal courts. 257, Burgess.

Repealing section of code relating to municipal courts. 258, Burgess.

Relating to arraignment and pleas. 262, Brady.

Striking additional salary of county attorneys in counties where district court is held in two places. 323, Paisley.

Striking additional salary allowed deputy clerk of the district court in counties where district court is held in two places. 325, Paisley.

Bailiffs shall be allowed assistance during the trial of a case or session of grand jury. 326, Paisley.

Striking additional salary of clerk of the dictrict court in counties where district court is held in two places. 327, Paisley.

Payment of district court reporters only during trial of a case. 331, Paisley.

In matters of accounts of executors and administrators—referee appointed shall not be an officer of the court or have served as referee the previous year. 332, committee on judiciary.

Striking additional salary of sheriffs in counties where district court is held in two places. 335, Paisley.

Granting judges power to render verdict regardless of verdict of the jury. 340, Johnson.

Abolishing municipal courts. 352, Burgess.

Persons living within municipal court districts shall not be held to answer in justice courts. 361, Cunningham.

Permitting counties with 125,000 population to employ two regular parole officers. 381, Cunningham.

Digitized by Google

Disposition of fines and forfeitures. 428, Alesch.
Provisions for hearing under soldiers' preference law. 430, Cunningham.
Authorizing governing board of drainage district to apply for receiver for lands obtained at tax sale. 488, Jenkins, Metcalf.

CROP PRODUCTION—
Providing for reduced assessment of lands removed from. 214, Speidel; 438, Teter.

DAIRY PRODUCTS—
(See food.)

DAMS, LEVEES AND DOCKS—
Fees and method of construction by Board of Conservation of Resources. 274, committee on conservation of resources.
Board of Conservation of Resources to build. 279, committee on conservation of resources.

DAVENPORT—
Legalizing acts of city council of. 529, Wiese.

DAYLIGHT SAVINGS—
Authorizing cities of over 125,000 population to adopt. 407, Cunningham.

DEDHAM—
Legalizing certain acts of town council of. 225, Schroeder, Dreessen.

DEEDS—
(See real estate.)

DENTISTS—
Permit holders may sell intoxicating liquors to licensed. 301, Wiese.

DEPARTMENT OF HEALTH (STATE)—
Claim of. 594, committee on claims.

DEPARTMENT OF PUBLIC WORKS—
Creation of. 392, Jensen.

DESECRATION OF THE SABBATH—
Repealing all laws in relation to. 446, Mitchell.

DES MOINES WATERWORKS TRUSTEES—
Authorizing, to furnish exhaust steam to Isaac Walton League club house. 384, Cunningham.

DE VOTIE, R. G.—
Claim of. 598, committee on claims.

DOGS—
Increasing license fees on police dogs and determining right to kill. 206, Gallagher.

DOZE, J. E.—
Claim of. 600, committee on claims.

DRAINAGE—
Allowing additional use of surplus on hand. 194 Casey.
Abandonment and dissolution of districts. 403, committee on drainage.
Governing board of, to regulate water level. 483, Jenkins, Metcalf.
Authorizing governing board of district to apply for receiver for lands obtained at tax sale. 488, Jenkins, Metcalf.
Providing relief as to unpaid assessments. 489, Dean.

DRIVERS' LICENSE—
Continuing same for additional two years. 25, committee on tax reduction.

Digitized by Google

DRUGGISTS—
(See pharmacy.)

EDUCATIONAL INSTITUTIONS—
Tax exemptions—removing same on real estate owned by. 19, committee on tax reduction.
Providing for perpetuation of credits of students of discontinued. 401, Mercer.

ELECTIONS—
Biennial for schools. 49, committee on tax reduction.
Primary, filing for office of alderman. 99, Peaco.
Certificate of nomination—time for filing objections. 113, Grell, Wiese.
Primary—salaries of election boards in cities with permanent registration. 168, Grell; 175, Grell, Wiese.
Permanent registration—increasing days for notice of change of address. 177, Grell, Wiese.
Change from city manager plan—procedure. 188, Swift of Dubuque.
Official ballots—arrangement of same. 196, Willis.
Elimination 35 per cent requirement. 203, Ostby.
Repeal primary law—nomination of candidates by convention. 208, Gallagher.
Police judges—election of, optional in cities of the first class. 210, Mercer.
Providing mechanics for holding constitutional conventions to ratify or reject U. S. amendments. 211, Hartman; 563, sifting committee.
County superintendent of schools and board of education—election, term of office and memberships. 224, Aldrich, Jensen.
Permanent registration—provide alphabetical index of voters in addition to index by streets. 232, Cunningham.
Board of supervisors, number of electors to call special election for change in number of membership. 243, Hanson of Winnebago.
County superintendent; filing application, election. 289, Jensen.
School elections—clarifying and harmonizing laws. 312, Doran.
Repealing provisions for voting account of illness or physical disability. 338, Goode.
On the question of abandonment of municipal courts. 352, Burgess.
Election of supervisor at large. 433, Burgess.
Making mandatory the districting of counties for election of county supervisors. 439, Thies.
Statement of expenses of candidates for office—giving certain officers right to enforce. 444, Ellsworth.
School elections—requiring published notice. 479, Peet.
Making inmates of county homes for the poor ineligible to vote. 506, Gissel.
Providing for non-partisan nomination and election of supreme, district and superior court judges. 566, sifting committee.

ELECTION CONTEST—
Presiding officer to appoint members as legal representatives for each contestant when papers are filed. 282, Durant.
Adair vs. Teter—appropriation for expenses. 414, committee on election contest.
County shall pay costs if contest is lost to incumbent. 448, Grau.
Horvel vs. Ostby—appropriation for expenses. 480, Reed.
Providing for filing bond with notice of, for seat in General Assembly. 494, Reed.
Validating actions of judges receiving election certificates regardless of pending contests. 585, sifting committee.

"ELLIOTT BILL"—
To continue provisions for two years. 11, committee on tax reduction.

EMBALMING—
Definition and regulation of practice—revocation of licenses. 309, Moore of Harrison.

Digitized by Google

ENGELDINGER, KARL—
Claim of. 572, committee on claims.

ENGINEERS—
Re-defining professional, and land surveyors. 146, Stiger.
Employment of county engineer optional. 127, Gissel.

ERICKSON, F. J.—
Claim of. 601, committee on claims.

ERICKSON, LOLA—
Claim of. 601, committee on claims.

ESTATES—
Permitting clerk of the district court to waive appraisement for inheritance tax purposes. 64, committee on tax reduction.
Clerk of district court referee in probate matters. 124, Casey.
Notice of sales. 131, Schmitz.
Appointment of referee. 332, Paisley.

EXECUTIONS—
Increasing statutory exemptions from. 111, Jenkins.
Increasing exemptions from, for farmers and heads of families. 183, committee on emergency legislation.
Legalizing sales heretofore had. 307, Stansell.
No general execution for deficiency on sale of mortgaged property. 316, Fuester.
Method of levying and unlawful moving of chattel property so levied. 551, committee on judiciary.

EXECUTIVE COUNCIL—
Installation of postal metering machines. 20, committee on tax reduction.
Supplies for motor carriers' and truck operators' division of railroad commission paid for out of receipts in said division. 226, Bonnstetter.
Supplies by, for board of educational examiners eliminated. 227, Bonnstetter.
Powers and duties of, with regard to metered mail. 264, Ditto.
To regulate production of alcohol. 271, Ditto, Burgess.
State owned lands—sold, traded or exchanged by, upon recommendation of board of conservation of resources. 278, committee on conservation of resources.
Limiting cost of audit of state institutions. 294, McCreery.
To accept competitive bids on all supplies. 533, committee on tax reduction.
Authorizing to sell certain tracts, parcels or pieces of land when the fee title thereto has been acquired for primary road purposes. 606, sifting committee.

EXECUTORS—
(See administrators, executors, guardians and trustees.)

EXPRESS—
(See telephone, telegraph and express.)

FAIRS—
Relating to fees received for judging stock by Iowa State College professors. 491, Reed.

FARM AID ASSOCIATIONS—
Relating to appropriations for. 87, Malone.
Abolishing aid to. 94, Gittinger.
Reducing appropriations to. 357, committee on agriculture.
Repeal acts in relation to. 464, Smith.

FEDERAL CONSTITUTIONAL AMENDMENTS—
(See constitutional amendments.)

Digitized by Google

FEES—
Requiring claims for witness, be made within three years. 65, committee on tax reduction.
Attorneys, in injunction and nuisance cases. 72, committee on tax reduction.
Of clerk of district court as referee in probate matters to be accounted for. 124, Casey.

FENTON, LYNN—
Claim of. 579, committee on claims.

FINES AND FORFEITURES—
Disposition of. 428, Alesch.

FIREARMS—
(See concealed weapons.)

FIRE MARSHAL (STATE)—
(See state officers.)

FIREMEN—
Pension—extending ages. 10, committee on tax reduction.
Requiring cities to indemnify, for claims brought against them while in performance of duties. 300, Crouch.

FIRE PROTECTION—
Funds for, at certain state institutions. 377, Mercer.

FISHER, MARGARET—
Claim of. 597, committee on claims.

FISH AND GAME—
Transferring issuing of licenses to county treasurer's office. 32, committee on tax reduction.
Reducing bounty on gophers. 76, Hopp.
Use of fishing tackle, trot and throw lines. 91, Gissel.
Increasing open season on certain fur-bearing animals. 109, Beswick.
Relating to closed season on certain fur-bearing animals. 110, Goode.
Shortening closed season on certain fish. 125, Dreessen.
Fox—repealing closed season on. 135, Hook.
Bounties on wild animals optional. 147, McLean.
Changing open season on opossum and raccoon in northern district. 186, Stiger.
Reducing bounties on wild animals. 223, Hopp.
Revise and recodify the statute covering the fish and game department. 238, committee on fish and game.
Commission to pay for domestic animals injured or killed by hunters shooting on posted land. 247, Crouch.
Repealing ten-cent bounty on pocket gophers. 318, Thies.
Disposition of fines and forfeitures. 428, Alesch.
Claim of William Schuenke. 580, committee on claims.

FLANDERS-BIXBY STATE PARK—
Relinquishing right of state to; quit-claim to doners. 342, Moore of Harrison.

FLOYD COUNTY—
Legalizing transfer of funds by county supervisors. 565, sifting committee.

FOOD—
License required for sale at stands and by concessions. 493, Reed.
Pasteurization—including "frozen desserts" in requirements; broadening term "containers." 553, committee on dairy and food.
Using term "frozen desserts" in lieu of ice cream in section 2812. 554, committee on dairy and food.
Establishing legal definitions and standards of various food. 555, committee on dairy and food.

Digitized by Google

FORESTRY—
Placing willow and cottonwood trees under legislation. 456, Speidel.

FRATERNAL SOCIETIES—
Relating to dissolution of. 162, Cunningham.
Provide for ownership, operation and disposition of hospitals, asylums, etc., by. 272, Mercer.

"FROZEN DESSERTS"—
Relating to pasteurization of. 553, committee on dairy and food.
Using term of, in lieu of ice cream in section 2812. 554, committee on dairy and food.
Establishing legal definitions and standards for. 555, committee on dairy and food.

FUR BEARING ANIMALS—
(See wild animals.)

GASOLINE—
Committee to investigate gasoline tax refunds made by state treasurer. J. R. 9, special gas tax refund committee.
Tax accruing to secondary road fund; code revision. 157, Laughlin.
Payment of street repairs in cities and towns from gasoline tax. 174, Wiese, Grell.
Providing excise tax on gross receipts of pipe line companies. 250, Augustine, Donlon, Teter, Falvey.
Fuel alcohol; production, distribution and consumption. 271, Ditto, Burgess.
Mixing grain alcohol with gasoline for motor fuel. 311, committee on agriculture.
Motor vehicle fuel tax. 336, Ditto.
Exempting aircraft from one-cent state gasoline tax. 345, Mercer.
Exempting aircraft from two-cent state gasoline tax. 346, Mercer.
Giving cities and towns power to levy special tax on motor fuel. 468, Cunningham.
For additional one-cent tax on. 526, Zylstra.
Providing for manufacture of alcohol and additional license fee tax on motor fuel. 605, sifting committee.
Tax refund on any motor fuel used in construction paid for by public funds. 607, sifting committee.

GENERAL ASSEMBLY—
Given power to fill vacancies in membership by general law. J. R. 4, Hanson of Lyon.
Apportionment of number of House members. J. R. 5, McFarlane.
Repeal expense accounts of members. 75, Durant.
Form in which bills amending code sections shall be printed. 253, Gallagher.
Presiding officer to designate members as legal representatives for contestants when papers are filed. 282, Durant.
Members of, reducing compensation to $900 for session. 473, Donlon, Hook.
Contestants for seats in, shall file bond conditioned to pay all costs. 494, Reed.
For general expenses of. 608, committee on appropriations.

GEOLOGICAL SURVEY—
Abolishing department of. 15, committee on tax reduction.

GOPHER—
Reducing bounty on. 76, Hopp.
Repealing bounty on. 318, Thies.

GOULD, WILLIAM—
Claim of. 601, committee on claims.

Digitized by Google

GOVERNOR—
Authorized to reduce biennium appropriations. 245, committee on appropriations.
To call elections to consider amendments to U. S. constitution. 563, sifting committee.

GREGG, G, G,—
Claim of. 348, committee on claims.

GROSS SALES TAX—
Replacing real and personal tax. 204, Cunningham.

GUARDIANS—
(See administrators, executors, guardians and trustees.)

HEALTH—
Providing appointment of committee to hold consultations with faculty of the medical college of Iowa University. J. R. 7, Wenig, Durant.
Quarantine—notifying post office of such families. 129, Stewart.
Limiting meetings of local board of. 180, committee on tax reduction.
Abolishing local registrar. 217, Beath.
Naturopathy—defining, regulating practice, creating board of examiners. 261, Dreessen, Fuester, Stanzel, Augustine.
Naprapathy—regulate practice and provide board of examiners. 302, Johnson.
Creating state board of plumbing examiners. 445, Mitchell.
Vaccination shall not be a precedent for admission to any school. 522, Grell.
Reducing membership of state board of. 524, McKinnon.
Department of—equalize representation of all healing arts in personnel. 525, McKinnon.
Placing public swimming pools under supervision of state department of. 546, committee on public health.
Pasteurization—including "frozen desserts." 553, committee on dairy and food.
License fee for "frozen dessert" factory. 554, committee on dairy and food.
Legal definitions and standards of milk products. 555, committee on dairy and food.
Claim of state department of. 594, committee on claims.

HIGHWAYS—
(See roads and highways.)

HIGHWAY COMMISSION—
(See Iowa Highway Commission.)

HOLUB, A. L.—
Claim of. 572, committee on claims.

HOMESTEAD—
Increasing extent and value of. 306, Teter.

HORTICULTURE—
(See forestry.)

HORVEI vs. OSTBY CONTEST—
Appropriation for expenses. 480, Reed.

HOSPITALS—
Lien for service rendered. 128, Craven.
Providing for ownership of, by fraternal societies. 272, Mercer.
County public, use of surplus funds, time of trustees reports, account private patients. 359, Cunningham.
Authorizing bond issue to replace, destroyed by the elements; levy of taxes to retire same. 360, Cunningham.

Digitized by Google

Method of apportioning among the several counties the cost of treatment of indigent persons at the State University Hospital. 388, Schroeder, Dreessen.
Providing appointment of committee to hold conferences with faculty of the medical college and staff members of the hospital of the State University. J. R. 7, Wenig, Durant.

HUNTING AND FISHING—
(See fish and game.)

INCOME TAX—
State, "Property tax relief act." 112, Schroeder, Strachan, Sours, Bonnstetter.
Gross income tax—imposing one-half of one per cent. 270, Brady, Casey, Koch, McFarlane, Wolf.
Gross income tax. 402, Brady, Casey, Koch, McFarlane, Moore of Benton, Wiese, Wolf.

INDUSTRIAL ALCOHOL—
To manufacture and distribute. 80, Mitchell.
Production, distribution, consumption; powers of Executive Council. 271, Ditto, Burgess.
Manufacture and regulation of. 605, sifting committee.

INHERITANCE TAX—
Permitting clerk to waive appraisement for. 64, committee on tax reduction.

INSURANCE—
Automobile—changes suggested by code editor. 149, Ellsworth.
Code changes suggested by code editor. 156, Gallagher.
Fix valuation of bonds and securities held by companies. 160, Cunningham.
Fraternal societies—how dissolved. 162, Cunningham.
Increasing amount of widow's insurance exempt from liability for debt. 181, Snyder.
Policies must be written by authorized agent residing within the state. 189, Cunningham.
Group. 202, committee on insurance.
Defining word "company." 240, committee on insurance.
Defining the words "business written within the state;" tax on gross income. 241, committee on insurance.
Recodify chapter on group life insurance company. 242, committee on insurance.
Providing group life insurance of members of churches and lodges. 256, Johnson.
Provide ownership of hospitals by fraternal societies. 272, Mercer.
Organization of mutual insurance companies. 293, committee on insurance.
Increasing amount of real estate and securities deposited with the insurance department. 390, committee on insurance.
Agents—requiring license from commissioner. 396, Ditto.
Hail—broadening legislation. 397, Durant, Hanson of Lyon.
Prohibiting misleading representations or incomplete comparison of policies for purposes of inducing persons to lapse or surrender same. 419, Moore of Benton.
Emergency fund of mutual assessment associations—providing for investment of such fund in loans to other associations. 436, Treimer; 451, Gallagher.
Mutual assessment associations—conditions under which policies may be issued. 538, committee on insurance.
Requiring filing of schedules of rates and rules by companies with commissioner. 540, committee on insurance.
State commissioner's approval before life insurance policies may be written on non-residents. 542, committee on insurance.
Authorizing commissioner to regulate the issuance of policy forms to non-residents of this state. 543, committee on insurance.
Requiring liability insurance for certain employees operating state owned motor vehicles. 568, sifting committee.

Digitized by Google

INTEREST RATES—
Reducing on chattel loans. 101, Hopp, Hanson of Lyon; 118, Hanson of Winnebago
Reducing rate. 144, Dole.
Exempting from interest, public funds on deposit in banks operating under S. F. 111. 536, committee on banks and banking.

INTOXICATING LIQUORS—
Legalizing the manufacture and distribution of industrial alcohol. 80, Mitchell.
Attorney's fees in liquor cases—no percentage of fines collected. 130, Durant.
Sale of conveyance used in transportation of; code revision. 159, Stewart.
Permit holders may sell to licensed dentists. 301, Wiese.
Repealing sections relating to finding of liquor in seized conveyances. 378, committee on judiciary.
Providing for regulation of the manufacture and sale of beer and spirituous liquors. 527, Zylstra.

INVESTMENT SECURITIES—
Broadening legislation. 450, Ditto.
Broadening definition of. 474, Johnson.

IOWA ARBITRATION BOARD—
Formation, duties and powers. 193, committee on emergency legislation.

IOWA CITY—
Claim of. 570, committee on claims.

IOWA HIGHWAY COMMISSION—
Committee to investigate. J. R. 8, special committee.
Increasing state maintenance through cities and towns. 106, Crouch.
Maintenance of primary roads within cities and towns. 112, McFarlane, Lichty.
Reducing membership and providing maximum salary. 244, McCreery.
Reducing salary of chief engineer. 296, Reed.
Claim of G. G. Gregg. 348, committee on claims.
Providing specific sum for maintenance of highway through city or town. 353, Doran.
To keep record of accounts of state farm-to-market road fund; improvement of secondary roads. 409, Laughlin.
Authority to enter into contract for construction of interstate bridges. 432, Burgess.
Reducing salary of counsel for. 492, Reed.
Relating to lands purchased for highway purposes by. 517, Rice.
Claim of A. C. Sino. 569, committee on claims.
Claim of Albert Dickinson Co. 571, committee on claims.
Claim of Ira A. Polk, et al. 572, committee on claims.
Claim of Floyd A. Kisby. 574, committee on claims.
Claim of Lynn Fenton. 579, committee on claims.
Claim of J. M. Brockway. 581, committee on claims.
Claim of Warren Johnson, et al. 590, committee on claims.
Claim of Jason B. McCoskey. 591, committee on claims.
Claim of E. H. Wiegner. 596, committee on claims.
Executive Council authorized to sell parcels of land acquired through or by. 606, sifting committee.

IOWA LEAGUE OF MUNICIPALITIES—
Reducing membership dues. 481, Swift of Dubuque.

"IOWA MALT BEVERAGE ACT"—
For licensing and regulating the manufacture and sale of fermented malt liquor. 375, Ditto.

Digitized by Google

IOWA SCHOOL FOR THE DEAF—
Appropriation for the repair of boilers. 505, Brady.

"IOWA SECURITIES ACT"—
Broadening legislation. 450, Ditto.
Broadening definition of. 474, Johnson.

IOWA STATE UNIVERSITY—
Medical college and hospital, committee to hold conference with staff. J. R. 7, Wenig, Durant.
Depository of records of credits for students in discontinued educational institutions. 401, Mercer.
Relating to medical aid for indigent persons. 516, Foster.

ISAAC WALTON LEAGUE—
Authorizing Des Moines Waterworks Trustees to furnish exhaust steam for clubhouse of. 384, Cunningham.

JEFFERSON COUNTY—
Claim of. 573, committee on claims.

JOHNSON, WARREN—
Claim of. 590, committee on claims.

JUDGMENTS AND DEFICIENCY JUDGMENTS—
Exhaustion of property before entering personal judgment. 88, Mitchell.
To prohibit executions in foreclosure sales. 92, Alesch.
Increasing exemptions of debtor for four years. 111, Jenkins.
To exempt grain and livestock from foreclosures; duties of receiver. 185, Stiger.
Real estate sole mortgage security. 195, Stimpson.
Judgments in municipal court to be rendered within reasonable time. 229, Cunningham.
Restricting judgment to property mortgaged. Hanson of Winnebago, Teter.
To prohibit issuance in foreclosures for deficiency. 316, Fuester.
Taxing of judgments to be paid before entering. 477, Foster.
Repealing general execution for balance of. 502, Grell.
To tax deficiency judgments. 515, Foster.

JUDGES, JURIES AND JUDICIARY—
District judges approval for deputy sheriff trips outside of the state. 53, committee on tax reduction.
Giving judges discretionary powers to excuse jurors. 54, committee on tax reduction.
Dismissal of cases for lack of attention. 55, committee on tax reduction.
Eliminating printing of bar docket. 56, committee on tax reduction.
Limiting time of arguments by attorneys. 57, committee on tax reduction.
Providing for a jury of six or twelve on demand and deposit. 60, committee on tax reduction.
To enlarge power of chief justice of the supreme court to transfer district court judges. 61, committee on tax reduction.
Providing written opinions of justices of supreme court on constitutional questions. 184, Stiger, Sheridan.
Election of police judges optional. 210, Mercer.
Powers of municipal court extended to boundaries of county. 228, Cunningham.
Changing time for entry of judgments in municipal court. 229, Cunningham.
Municipal court bailiffs—prohibiting collection of mileage fees when serving papers involving violation of city ordinance. 230, Cunningham.
Providing death penalty upon conviction on charge of kidnapping for ransom. 236, Snyder.

Digitized by Google

Restricting judgment to property mortgaged. 288, Hanson of Winnebago, Teter.
Investment of funds by guardian under court orders. 322, Cunningham.
Granting judges power to render verdict regardless of verdict by jury. 340, Johnson.
Persons living within municipal court districts shall not be held to answer in justice courts. 361, Cunningham.
Reducing number of judges in the twenty-first judicial district. 376, Alesch.
Lotteries—definition. 408, Bruce.
Including "trust funds" in term "public funds" relating to deposit of public funds. 417, Crouch.
Disposition of fines and forfeitures. 428, Alesch.
Judgment actions based on notes—proof that property is not taxable or taxes have been paid necessary. 437, Teter.
Appointment of receiver for farm lands—condition under which same is prohibited. 440, Alesch.
Removing combination of fine and imprisonment from penalty for contributing to the delinquency of a minor. 476, Cunningham.
Providing for non-partisan nomination and election of judges of the supreme, district and superior courts. 566, sifting committee.
Salary of district judges shall be paid to person who received certificate of election without regard to contest or validity of election, and validating all acts of such judges. 585, sifting committee.

JUNIOR COLLEGES—
Providing for temporary suspension. 539, committee on schools and textbooks.

JUVENILE DELINQUENCY—
Removing both fine and imprisonment in punishment of offense for. 470, Cunningham.

KAMMINGA, R.—
Claim of. 535, committee on claims.

KIDNAPPING—
Providing death penalty on conviction of, for ransom. 236, Snyder.

KISBY, FLOYD—
Claim of. 574, committee on claims.

LABOR—
Ratifying U. S. constitutional amendment on child labor. J. R. 6, Peet.
Enlarging definition of service. 100, Hopp.
Relating to review of award or settlement of workmen's compensation. 263, Brady.
Providing for payment of trustees from the estate for incompetent persons, entitled to workmen's compensation. 373, committee on tax reduction.

LAIRD, C. B.—
Claim of. 582, committee on claims.

LARKINS, CHARLES C.—
Claim of. 601, committee on claims.

LEAGUE OF IOWA MUNICIPALITIES—
Reducing membership dues. 481, Swift of Dubuque.

LEGALIZING ACTS—
By certain boards of supervisors on 1932 road levies. 78, Speidel.
Certain warrants by county auditors for aid to poor. 115, Johnson.
Certain acts of town council of Dedham. 225, Schroeder, Dreessen.

Digitized by Google

Execution sales made by officers without making required entries and endorsements. 307, Stansell.
Making permanent the transfer of $20,000 from the secondary road fund of Monroe county to the poor fund. 367, Falvey.
Marshall County Farmers Mutual Fire Insurance Association; renewal articles of incorporation. 466, McLean.
Of board of supervisors refusing to appropriate moneys for farm aid associations. 513, Foster.
City council of Davenport; proceedings for improvement of certain streets and alleys. 529, Wiese.
Making permanent, previous temporary transfer of funds in Floyd county. 565, sifting committee.
Making permanent the transfer of funds in Clay county from the secondary road maintenance fund. 604, sifting committee.
Making permanent a temporary transfer of $10,000 in Clarke county. 609, sifting committee.

LEGAL AND OFFICIAL NOTICES—
Serving original notice with petition attached; default in twenty days. 59, committee on tax reduction.
Publication of, and the number of official newspapers. 67, committee on tax reduction.
Publication of proposed amendments to the constitution. 70, committee on tax reduction.
Reducing number of copies of ordinances posted in cities and towns. 449, Yager.
In existence one year before being designated as newspaper for publication of. 476, Mercer.

LIBRARIES—
Expenditures for, discretionary instead of mandatory. 36, committee on tax reduction.

LICENSES—
Extending drivers, additional two years. 25, committee on tax reduction.
Transferring dog, fishing and hunting, to county treasurer's office. 32, committee on tax reduction.
Repealing five-day marriage law. 74, Augustine.
Reducing motor vehicle, fees. 93, Strachan.
Changing date of automobile, renewal. 102, Fabritz.
Fees for photographers. 103, Ditto.
For stores. 105, Ostby.
To abolish, for fur dealers. 110, Goode.
Reducing fees for itinerant drug vendors. 133, Wiese.
Automobile, reducing same. 138, Burgess.
Professional engineers and land surveyors. 146, Stiger.
Eliminating $3 fee required for renewal, to practice barbering or cosmetology. 182, McDermott.
Reducing cigarette mulct tax (license to sell). 187, Stiger.
Ambulances—removing chauffeur, requirements; fixing annual motor, fee. 200, Koch.
Increasing same on police dogs. 206, Gallagher.
Regulation of bankruptcy and fire sales and advertising for such. 221, Sheridan.
Changing requirements for osteopath. 255, Crouch.
For practice of Naturopathy. 261, Dreessen, Fuester, Stanzel, Augustine.
Defining "stored motor vehicle"; fees for fractional part of year. 284, Yager.
Creating board of examiners for practice of Naprapathy and fixing. 302, Johnson.
Revocation of, for embalmers. 309, Moore of Harrison.
Fees on motor fuel; penalties. 311, committee on agriculture.
Itinerant vendor of drugs; defining; reducing fee. 329, Cunningham.

Digitized by Google

Providing fee on all persons granted to carry concealed weapons. 337, Ditto.
Passenger boats on inland water-ways; inspection, fees, regulation of operation by board of conservation of resources. 341, Moore of Harrison.
Mandatory to obtain township, for amusement place outside of city or town. 349, Craven.
Providing fee tax on Iowa manufactured alcohol. 369, Beswick.
"Iowa Malt Beverage Act." 375, Ditto.
Fee for well drills mounted on half-ton trucks. 389, Lichty.
For insurance agents. 396, Ditto.
Of direct buyers of live stock. 415, McKinnon, Wenig.
Providing for, of plumbers by state board of health; creation of board of examiners. 445, Mitchell.
Power to cities and towns to, itinerant motor trucks. 461, Wenig.
Motor vehicle, reduction of penalty for delinquency in registration. 462, Beswick.
For membership sales plan associations. 475, Johnson.
Motor trailers—reducing fees. 482, Mooty.
Requiring fees for operating refreshment stands and concessions. 493, Reed.
For amusement places—obtained from board of supervisors instead of township trustees. 498, Beswick.
Reducing fees for truck-tractors. 503, Burgess.
Creating a state board for licensing contractors. 509, Burgess.
Reducing fee for trucks equipped with pneumatic tires. 511, Burgess.
Relating to the regulation and licensing of motor carriers. 512, Stiger.
Reducing automobile fees; replace same with one cent additional tax on gasoline. 526, Zylstra.
Repealing special rate on motor trucks operated exclusively in cities and towns. 532, committee on motor vehicles and transportation.
Fee for "frozen dessert" factory. 554, committee on dairy and food.
Motor vehicle operator's and chauffeur's fee; duties of department. 586, sifting committee.
Providing for manufacture, sale, regulation and licensing of beer. 587, sifting committee.
Revoking operators and chauffeurs, for violation of liquor laws. 589, sifting committee.
Licensing and regulation of the manufacture of alcohol and additional fee tax on motor fuel. 605, sifting committee.

LIENS—

On grain for threshing. 95, Gittinger.
Mechanics, for service and labor on public works broadened. 100, Hopp.
Hospital, for service rendered. 128, Craven.
Landlord's; upon crop only. 132, Fabritz.
On grain and corn for threshing and shredding. 266, committee on judiciary.
Granting farm landlord lien on crops; all other landlords upon personal property of tenant used or kept on premises. 365, Fabritz, Cunningham.
Mechanics—non-residence, minority, insanity shall not extend period of bringing action. 366, Cunningham.
Veterinarians—for services in prevention and control of contagious livestock diseases. 385, Frizzell; 394, Burgess.
Granting cities and towns a, upon real estate for unpaid rentals for water provided by municipality. 424, Durant.
Landlord—one half of crop for rent. 478, Foster.
Landlord—upon crops and personal property. 497, Felter.
Payment of, on real estate purchased by highway commission for highway purposes. 517, Rice.
Relating to tax, on certain personal property. 549, committee on judiciary.

LINDEMAN, H. H.—

Claim of. 572, committee on claims.

Digitized by Google

LIVESTOCK—
Licensing direct buyers of. 415, McKinnon, Wenig.
Care of, at packing plants. 416, McKinnon, Wenig.

LOANS—
Reducing interest on chattel. 101, Hopp; 118, Hanson of Winnebago.

LOTTERIES—
Definition. 408, Bruce.

McCOSKEY, JASON B.—
Claim of. 591, committee on claims.

McDOLE, CLARENCE—
Claim of. 572, committee on claims.

McDOWELL, J. W., GUARDIAN—
Claim of. 573, committee on claims.

MACHINERY—
Providing against discrimination in sale of replacement and repair parts of machines and mechanical devices. 382, McLean, Lookingbill.

MAIL (STATE)—
Installation of metering machines. 20, committee on tax reduction.
Sealing of metered mail. 264, Ditto.

MANUFACTURING—
(See commerce and trade.)

MARRIAGE—
Repealing five-day license law. 74, Augustine.

MARSHALL COUNTY FARMERS MUTUAL FIRE INSURANCE ASSOCIATION—
Legalizing renewal articles of incorporation. 466, McLean.

MILEAGE—
Reducing allowance to public officials. 23, committee on tax reduction.
Itemizing of, by peace officers. 28, committee on tax reduction.
Board of supervisors; repealing allowance. 171, Reed.

MILITARY AFFAIRS—
Making training by students optional. 317, Grau, Gissel, Grell, Teter.
Soldiers' preference law—provisions for hearing. 430, Cunningham.
Collection and disbursement of interest from additional bonus and disability fund investments; broadening legislation. 521, Moore of Harrison.

MINES AND MINING—
Coal and other domestic products to be given preference in purchases by state and municipalities. 372, committee on mines and mining.

MONEYS AND CREDITS—
Taxation as, of mortgage held by non-resident. 140, Beswick.
Taxing real estate mortgages as. 142, Beswick.
Taxation; increasing same on. 143, Beswick.
Listing of mortgages as. 197, Stanzel.
Eliminating assessors and providing listing of property by oath. 201, Craven.
Prohibiting action on assessable obligations unless same bear signed statement showing assessment as. 422, Speidel, Rice.
On notes and for money due, plaintiff to prove property not subject to taxation, or taxes paid. 437, Teter.

Digitized by Google

MONROE COUNTY—
Making permanent the transfer of $20,000 from secondary road fund to poor fund. 367, Falvey.

MONTOUR INDEPENDENT SCHOOL DISTRICT—
Authorizing refund of part of school tax for 1932. 364, Stiger.

MORTGAGES
Release of mortgages and liens by fiduciary officers on property located in another county. 83, Reed.
Limiting personal deficiency judgments in foreclosure of real estate. 88, Mitchell.
Limiting deficiency judgments. 92, Alesch.
Increasing exemptions of debtor for a period of four years. 111, Jenkins.
Debtor sale—two years for redemption. 136, Ditto.
Debtor sale—no receiver until expiration of redemption period. 137, Ditto.
Taxing same when holder is non-resident. 140, Beswick.
Foreclosure—prohibiting same when mortgage tax is unpaid. 141, Beswick.
Taxation—reduction on real estate equal to mortgage. 142, Beswick.
Increasing exemptions from execution for resident farmers. 183, committee on emergency legislation.
Foreclosures—defining duties of receiver appointed and exempting certain property from deficiency judgment. 185, Stiger.
Formation of Iowa arbitration board and county arbitration boards. 193, committee on emergency legislation.
Providing against deficiency judgments on foreclosures of real estate. 195, Stimpson.
Loss of school fund mortgages paid from temporary school fund—shortage from general fund. 207, Gallagher.
Real estate foreclosures—extending time of defendants answer; preventing waste and providing application of income. 218, Alesch, Fuester, McKinnon.
Foreclosure—restricting judgment to property mortgaged. 288, Hanson of Winnebago, Teter.
Increasing extent and value of homestead. 306, Teter.
Prohibiting issuance of deficiency judgments against foreclosed property. 316, Fuester.
Extending period of redemption on foreclosed property upon which present period of redemption has not expired. 350, Fuester, McKinnon, Wenig.
Limiting commission charged for renewing real estate mortgages. 368, Alesch.
Sale for less than amount of judgment shall not be considered evidence of inadequacy of security. 391, Cunningham, Mitchell.
Appointment of receiver of farm lands; condition under which same is prohibited. 440, Alesch.
Assigned or transferred, reported to county auditor. 463, Hanson of Winnebago.
Repealing general execution for balance of judgment. 502, Grell.
To tax deficiency judgments. 515, Foster.
Foreclosures, extending period of redemption. 518, McKinnon, Donlon.
Method of levying writs and unlawful moving of chattel property so levied. 551, committee on judiciary.
Extending time for answer in actions of foreclosure. 564, sifting committee.

MOTOR VEHICLES—
Personal tax receipt required when registering. 8, committee on tax reduction.
Extending drivers' license additional two years. 25, committee on tax reduction.
Forbidding use of public owned autos for private use. 26, committee on tax reduction.
Reducing license fees. 93, Strachan.

Digitized by Google

Changing date of automobile license renewal. 102, Fabritz.
Reducing automobile licenses. 138, Burgess.
Vehicles used in illegal transportation of liquor. 159, Stewart.
Fixing license fees on ambulances and hearses. 200, Koch.
Supplies for motor carrier and truck operators' division of railroad commission paid for out of receipts of said division. 226, Bonnstetter.
Trucks and trailers—limiting loads. 246, Sours, Wenig.
Motor trucks—levying and collection of tax for use of highways. 265, Sours, Koch.
Length of motor vehicles and trailers. 268, Koch.
Changing time of permit to operate on highways. 269, Koch.
Board of conservation of resources power to regulate traffic in state parks. 275, committee on conservation of resources.
Defining "stored motor vehicle." 284, Yager.
Increasing county allowance of motor vehicle registration. 313, Wiese.
Repealing sections relating to sales of conveyances seized because of illegal transportation of liquor. 378, committee on judiciary.
Permitting storage of automobiles without payment of penalty or fees. 383, Paisley.
Requiring motor trucks to be equipped with flares when operating upon highways at night. 387, Willis.
License fees for well drills mounted on half-ton trucks. 389, Lichty.
Reducing time commercial motor vehicles may operate for hire on highways. 393, McFarlane.
Relating to travel on arterial highways. 398, Johnson.
Motor vehicles or combinations over 25 feet—operation on highways prohibited at certain hours. 400, Hartman.
Taxation of certain motor busses. 413, Dean.
Creating motorized state patrol. 425, Augustine.
Motor vehicle trailers and semi-trailers—requiring power brake devices. 427, Hopp.
Imputing contributory negligence to guests or free riders in any action for damages. 458, Burgess.
Itinerant motor trucks—Giving cities and towns power to license and regulate. 461, Wenig.
License fees—reduction of penalty for delinquency in registration. 462, Beswick.
Permit cities and towns to designate certain streets for use of heavily laden vehicles. 471, Metcalf.
Motor trailers—reducing license fees. 482, Mooty.
Reducing license fee on truck-tractors. 503, Burgess.
Prohibiting motor vehicles equipped with certain tires from operating on highways. 507, Augustine, Fuelling.
Reserve operator—provided for on. 510, Reed.
Reducing license fee for trucks equipped with pneumatic tires. 511, Burgess.
Regulation of motor carriers. 512, Stiger.
Reducing motor vehicle license and levying additional one cent tax on gasoline. 526, Zylstra.
Motor passenger carriers; limiting load to passengers, U. S. mail, newspapers and personal baggage. 530, Smith.
Reducing maximum length of motor vehicles used as common carriers of passengers. 531, Smith.
Repealing special license rate for motor trucks operated exclusively in cities and towns. 532, committee on motor vehicles and transportation.
Requiring liability insurance for certain employees operating state owned. 568, sifting committee.
Operators' and chauffeurs' license fees; duties of department. 586, sifting committee.
Revoking operators' and chauffeurs' license. 589, sifting committee.

MOTOR VEHICLE FUEL—

(See gasoline.)

Digitized by Google

MUNICIPAL UTILITIES—
Pensions for waterworks employees. 259, Burgess.
Rents and charges assessed as special taxes if delinquent. 304, Strachan.
Des Moines Waterworks Trustees to furnish exhaust steam to Isaac Walton League clubhouse. 384, Cunningham.

NAPRAPATHY—
Regulation of practice, examination, license. 302, Johnson.

NATUROPATHY—
Defining, regulating and creating state board of examiners. 261, Dreessen, Fuester, Stanzel, Augustine.

NEPOTISM—
Unlawful to employ a teacher who is related to members of the school board. 308, committee on tax reduction.

NEWSPAPERS—
Publication of legal and official notices and the number of official newspapers. 67, committee on tax reduction.
Relating to notice of tax sale service and cost thereof. 68, committee on tax reduction.
Publication of proposed amendments to the constitution. 70, committee on tax reduction.
Publishing proceedings of boards of supervisors. 71, committee on tax reduction.
Publication for one year necessary before designation as official. 476, Mercer.

NOFFSINGER, WALTER—
Claim of. 572, committee on claims.

NON-RESIDENT—
Duties of, as owners of dangerous structures in cities and towns. 173, Wiese, Grell.

NURSES—
(For army nurses, see military affairs.)

OFFICIAL NOTICES—
(See legal and official notices.)

OLEOMARGARINE—
Made in whole or in part from vegetable oils—providing tax. 457, Speidel.

"OMNIBUS BILL"—
For miscellaneous expenses of the General Assembly. 608, committee on appropriations.

OSTEOPATHY—
Changing the requirements for license. 255, Crouch.
Osteopathy and surgery—definition, requirements to practice. 273, Swift of Jackson.

PACKING PLANTS—
Care of livestock at. 416, McKinnon, Wenig.

PALMER, EUGENE—
Claim of. 572, committee on claims.

PARKING—
Give cities power to revise ordinances on. 234, Cunningham.

PARKS—
Making Des Moines park board an advisory board. 128, Elliott.
Permanent park boards—repealing provisions and legislation. 528, Reed.

Digitized by Google

PAROLE—
(See board of parole.)

PEACE OFFICERS—
Police pensions, changing requirements. 10, committee on tax reduction.
Itemizing mileage expenses. 28, committee on tax reduction.
Transferring duties of coroner to sheriff. 33, committee on tax reduction.
Approval of district judge necessary for out-of-state trips by. 53, committee on tax reduction.
Uniting position of, in smaller counties. 107, Durant.
Compensation of, from fees. 172, Reed.
Municipal court bailiffs—no mileage when serving papers involving violation of city ordinance. 230, Cunningham.
Board of Conservation of Resources—may designate. 277, committee on conservation of resources.
Police or fire employees—requiring cities to indemnify for claims brought against them while in performance of duties. 300, Crouch.
Creating a motorized state highway patrol. 425, Augustine.

PENITENTIARY AND REFORMATORIES—
Eligibility of prisoners serving life terms for parole. 260, committee on judiciary.

PERRY, GUY A.—
Claim of. 572, committee on claims.

PENSIONS—
Firemen and policemen—changing requirements. 10, committee on tax reduction.
Provide, for waterworks employees. 259, Burgess.
Making a divorced mother a widow within meaning of widow's pension law, as long as she remains unmarried. 363, Bruce.

PERSONAL PROPERTY—
Release of liens upon real and. 83, Reed.
Place of listing of, of non-resident for taxation. 161, Cunningham.
Relating to tax liens on. 549, committee on judiciary.
Levying of writs and unlawful moving of chattel property so levied. 551, committee on judiciary.

PHARMACY—
Reducing license fees for itinerant drug vendors. 133, Wiese.
Itinerant vendor of drugs—defining, reducing license fee. 329, Cunningham.

PHOTOGRAPHERS—
Defining photography and practice, creating board of examiners. 103, Ditto.

PIPE LINES—
Requiring and providing for certificates of convenience and necessity. 165, Peaco, Willis.
Defining companies, imposing excise tax based upon gross receipts. 250, Augustine, Donlon, Falvey, Teter.
Prohibiting longitudinal construction of, on highways. 286, Peaco.
Required to obtain certificate of convenience for construction. 421, Peaco, Willis.

PLUMBING—
Creating state board of examiners under State Board of Health. 445, Mitchell.

POLICE—
(See peace officers.)

POLK, IRA A.—
Claim of. 572, committee on claims.

Digitized by Google

POLL TAX—
Reducing same. 108, Durant.
Lien on real estate, code revision. 154, Donlon.
Reducing same and providing for collection and expending. 191, Laughlin.
Exemption to world war veterans. 220, Hopp.
Striking the word "male" from the code as it appears in section 7171. 283, Osborn.
Imposing an annual tax of $2. 251, Hanson of Winnebago, McLean.

POOR RELIEF—
Reducing allowance for support. 31, committee on tax reduction.
Legalizing certain warrants issued by county auditors for. 114, Johnson, McCreery.
Widows—aid in care of child. 139, Mercer.
Issuance of stamp money by counties for. 199, Zylstra.
Fixing time to establish legal residence for pauper claim purposes. 285, Cunningham.
Treatment of indigent persons at state university optional and to provide for necessary treatment locally. 516, Foster.

PRIMARIES—
Elections—filing for office of alderman. 99, Peaco.
Repealing laws. 208, Gallagher.

PRINTING—
Limiting, of certain state documents. 13, committee on tax reduction.
Of bar docket eliminated. 56, committee on tax reduction.
Code—printing of same with certain reductions. 148, Stiger.
Of supreme court dockets, code and annotations to be done in Des Moines. 153, McFarlane.
Prescribing form of bills to be printed, which amend sections of code. 253, Gallagher.

PUBLIC CONSTRUCTION—
Mechanic's liens for service and labor in. 100, Hopp.
Foreign corporation with state branch office given preference over corporation with no state office. 119, Gallagher.

PUBLIC DEPOSITS—
Location of depositories for. 134, Ellsworth.
Relating to deposit of. 281, Wenig.
Broadening liability of officials in regard to. 287, Brady.
Including "trust funds" in term "public funds." 417, Crouch.
Exempting from interest, on deposit in banks operating under S. F. 111. 536, committee on banks and banking.
Taxing units to join in waiver of, during reorganization of banks under S. F. 111. 541, committee on banks and banking.
Authorizing public bodies to sign depositor's agreements. 588, sifting committee.

PUBLIC OFFICIALS—(See also compensation of public officers.)
Restricting convention and conference trips by. 17, committee on tax reduction.
Reducing allowance of mileage to. 23, committee on tax reduction.
Forbidding private use of publicly owned motor vehicles by. 26, committee on tax reduction.
Filing of bond to cover cost of removal suits for removal of. 58, committee on tax reduction.
Forbids collecting of witness fees by any, on a salary. 63, committee on tax reduction.
Relating to deposit of public funds by. 281, Wenig.
Requiring payment by, for excessive use of supplies. 285, Gallagher.
Broadening legislation to liability of, for loss of funds. 287, Brady.

Digitized by Google

Reducing state statutory salaries. 290, committee on compensation of public officers.
Reducing city statutory salaries. 291, committee on compensation of public officers.
Reducing county statutory salaries. 292, committee on compensation of public officers.

PUBLIC UTILITIES—
Telephone system—cities and towns power to purchase and operate. 166, Mooty.
Telephone system—cities and towns power to regulate service and rates. 167, Mooty.
Rents and charges by, providing assessment and collection as special tax when delinquent. 304, Strachan.
Limiting the indebtedness of cities and towns when purchasing or improving. 319, Brady.
Authorizing Des Moines Board of Waterworks trustees to furnish exhaust steam to Isaac Walton League clubhouse. 384, Cunningham.
Establishment and regulation of electric light and power companies. 412, Goode, Fabritz.
Granting cities and towns lien upon real estate for unpaid water rentals. 424, Durant.
Prohibiting unfair discrimination. 434, Burgess.
Authorizing establishment of rural public utility districts. 523, Grell.

RAILROADS—
Companies to remove viaducts and build new. 178, Wiese.
Construction and equipment of cabooses. 370, Willis.
Limiting the length of freight and passenger trains. 386, McKinnon.
Additional viaducts to be built by. 395, Wiese.
Bridge at Toolesboro; construction by Burlington, Muscatine and Northwestern Company. 484, Metcalf.
Reserve operator; provided for on. 510, Reed.

RAILROAD COMMISSIONERS—
(See board of railroad commissioners.)

REAL ESTATE—
Assessing every four years. 3, committee on tax reduction.
Remove tax exemption from, owned by educational institutions. 19, committee on tax reduction.
Amend tax sale; changing date thereof. 77, Hopp.
Release of mortgages and liens. 83, Reed.
Limiting personal deficiency judgments in foreclosure of real estate mortgages. 88, Mitchell.
Limiting deficiency judgments. 92, Alesch.
Debtor sale; two years for redemption. 136, Ditto.
Debtor sale; no receiver until expiration of redemption period. 137, Ditto.
Mortgage foreclosure; prohibiting same when mortgage tax is unpaid. 141, Beswick.
Formation of Iowa Arbitration Committee; duties and powers. 193, committee on emergency legislation.
Providing against deficiency judgments in foreclosures on real estate. 195, Stiger.
Mortgage property; five mill exemption. 197, Stanzel.
Reducing assessed value of lands removed from crop production. 214, Speidel.
Foreclosures; extending time for defendants' answer. 218, Alesch, Fuester, McKinnon.
Restricting judgment to property mortgaged. 288, Hanson of Winnebago, Teter.
Increasing extent and value of homestead. 306, Teter.

Digitized by Google

Notices relating to forfeiture of real estate contract based on amount paid on contract. 314, Cunningham.
Prohibiting issuance of deficiency judgments against foreclosed property. 316, Fuester.
Extending period of redemption on real estate upon which present period of redemption has not expired. 350, Fuester, McKinnon, Wenig.
Limiting commission charged for renewing real estate mortgages. 368, Alesch.
Sale of, for less than amount of judgment, interest, costs and taxes shall not be considered evidence of inadequacy of the security. 391, Cunningham, Mitchell.
Granting cities and towns a lien on, for unpaid water rentals. 424, Durant.
Providing a record of special assessments and the amount of unpaid general taxes against each lot shall be filed with plat and schedule. 454, Swift of Jackson.
Notices of time of consideration for street improvements mailed to owner of each lot affected. 455, Swift of Jackson.
Providing tax to be paid by judgment creditor on issuance of sheriff's deed to. 500, Grell.
Purchased by State Highway Commission; payment of liens thereon. 517, Rice.
Foreclosure; extending period of redemption. 518, McKinnon, Donlon.
Foreclosure action; extending time in which answer may be filed. 564, sifting committee.

RECONSTRUCTION FINANCE CORPORATION—
Superintendent of banking authorized to borrow from. 429, Ellsworth.

REGISTRATION—
Establishing fund for permanent. 231, Cunningham.
Providing method for listing of names. 232, Cunningham.

RESTAURANTS—
License required for sale of food by stands and concessions. 493, Reed.

RICHARDSON, TENA B.—
Claim of. 595, committee on claims.

ROADS AND HIGHWAYS—
Secondary road levies optional. 7, committee on tax reduction.
Legalizing act; certain boards of supervisors on 1932 road levies. 78, Speidel.
Levies for road purposes and limit of expenditures. 79, Speidel.
Increasing state maintenance. 106, Crouch.
Poll tax; reducing same. 108, Durant.
Maintenance through cities and towns. 112, McFarlane, Lichty.
Gasoline tax accruing to secondary road fund; code revision. 157, Laughlin.
Boulevards and arterial highways; right of way. 158, Augustine.
Place of pedestrians on hard surfaced primary highways. 164, McFarlane.
Reducing road poll tax and providing for collecting and expending. 191, Laughlin.
State highway commission; reducing membership and providing maximum salary. 244, McCreery.
Board of conservation of resources; regulate traffic in parks. 275, committee on conservation of resources.
Abandonment of public highways through state parks. 280, committee on conservation of resources.
Prohibiting longitudinal construction of pipe lines on. 286, Peaco.
Providing specific sums for maintenance of, through cities and towns. 353, Doran.
County road system; revision. 379, Stanzel, Thiessen.
Requiring motor trucks to be equipped with flares when operating on, at night. 387, Willis.
Reducing time when commercial motor vehicles may operate for hire in Iowa. 393, McFarlane.

Digitized by Google

Arterial highways; all traffic on right hand side. 398, Johnson.
Motor vehicles or combinations over 25 feet; operation on, prohibited at certain hours. 400, Hartman.
Provide work on secondary, to relieve unemployment. 409, Laughlin.
Creating a motorized state highway patrol. 425, Augustine.
Requiring power brake devices on motor vehicle trailers operating on. 427, Hopp.
Interstate bridges; granting state highway commission power to enter into contracts. 432, Burgess.
Extension of primary roads in cities and towns. 460, Aldrich, Casey.
Reducing width of secondary. 495, Reed.
Duties of boards of supervisors in cutting weeds along. 501, Treimer.
Barring certain motor vehicles from operating on. 506, Augustine, Fuelling.
Supervision of the use of, by those engaged in transportation of motor vehicle for hire. 512, Stiger.
Boards of supervisors to carry out secondary road construction projects. 550, committee on roads and highways.

ROBBINS, W. K.—
Claim of. 592, committee on claims.

ROBINSON, EDWARD R.—
Claim of. 603, committee on claims.

ROLISON, CHESTER—
Claim of. 601, committee on claims.

ROSS, WILLIAM—
Claim of. 601, committee on claims.

RUDE AUTO CO.—
Claim of. 572, committee on claims.

SALARIES—
Revise statutory salaries of county officials. 21, committee on tax reduction.
Reduce statutory salaries of state officials. 22, committee on tax reduction.
Reduce statutory salaries of city officials. 66, committee on tax reduction.
Fixing of, for deputy county superintendent. 122, Reed.
Placing boards of supervisors on annual salary. 171, Reed.
Reducing statutory salaries of all state officers. 290, committee on compensation of public officers.
Reducing statutory salaries of all city officers. 291, committee on compensation of public officers.
Reducing statutory salaries of all county officers. 292, committee on compensation of public officers.
Reducing salary of chief engineer of the highway commission. 296, Reed.
Limiting amount which Board of Education may pay. 297, Reed.
Reducing, of members of General Assembly. 473, Donlon.

SAILORS—
(See military affairs.)

SALES PLAN—
License for membership sales plan associations. 475, Johnson.

SALES TAX—
(See gross sales tax.)

SARWIN, G. E.—
Claim of. 601, committee on claims.

SAYERS, CARL—
Claim of. 601, committee on claims.

Digitized by Google

SCHOOLS—
Library expenditures discretionary instead of mandatory. 36, committee on tax reduction.
Establishing uniform financial systems in. 37, committee on tax reduction.
Abolishing office of school treasurer. 38, committee on tax reduction.
Allowing centralized school purchasing. 39, committee on tax reduction.
Increasing pupil transportation. 40, committee on tax reduction.
Eliminating certain subjects from courses. 41, committee on tax reduction.
Kindergarten optional instead of mandatory. 42, committee on tax reduction.
Small high schools; certain restrictions. 43, committee on tax reduction.
Teachers; reducing minimum salaries. 44, committee on tax reduction.
School districts; auditing funds of. 45, committee on tax reduction.
Tuition and transportation of pupils from another district. 46, committee on tax reduction.
Transferring children from a closed school district to another district. 47, committee on tax reduction. (Amended by S. F.480.)
High school tuition; reducing maximum. 48, committee on tax reduction.
School elections; making same biennial. 49, committee on tax reduction.
Districts; reimbursing same when deprived of taxes from lands owned by some other taxing subdivision. 50, committee on tax reduction.
Prohibiting the signing of a teacher's contract in a district having less than ten pupils. 51, committee on tax reduction.
Public hearing on tax budgets for rural school districts. 52, committee on tax reduction.
Limit length of free high school course to two years. 82, Jensen.
High school attendance outside of home district. 84, Peet.
Uniform textbooks. 121, Humeston.
Deputy county superintendent; salary fixed by board of supervisors. 122, Reed.
Building; allowing use of for public activities. 145, Ditto.
Limiting size of new independent districts. 190, Alesch.
Changing requirements for first grade teacher's certificate. 198, Casey.
Loss on school fund mortgages paid from temporary school fund; shortage from general fund. 207, Gallagher.
Board of educational examiners; members, powers, duties. 215, Durant, Peet, Foster, Casey. (See 544.)
Changing the boundary lines of districts. 216, Dean.
Independent districts of 50,000 or more; negotiate loans or issue warrants in anticipation of its revenues. 219, Burgess.
Transportation of children optional with board. 222, Sheridan.
County superintendent and board of education; election, term of office and membership. 224, Aldrich, Jensen.
Re-election of superintendent by boards. 237, Jenkins.
Levying annual poll tax upon all Iowans. 251, Hanson of Winnebago, McLean.
Raising the minimum school age. 252, Gallagher.
County superintendent; filing application, election. 289, Jensen.
Eliminating state inspectors; requiring annual inspection by county superintendent. 295, Reed.
Elementary; subjects to be furnished. 298, Jensen.
Members of boards; unlawful to employ any teacher related to. 308, committee on tax reduction.
Method of abandonment of county uniformity of textbooks. 310, Peaco.
Military training by students optional. 317, Grau, Gissel, Grell, Teter.
Providing for restoration of territory to original district by removal of obstacles which impelled the separation. 356, Aldrich.
Authorization of refund of portion of tax paid on property in Montour Independent School District, Tama county. 364, Stiger.
Taxation of agricultural lands within independent districts. 374, Zylstra.

Digitized by Google

Providing for taxation of annuity contracts on real estate held by educational institutions. 399, committee on tax reduction.
Providing for perpetuation of credits of students in discontinued educational institutions. 401, Mercer.
Designating October 12th as Columbus day. 411, Cunningham, Donlon.
Disposition of fines and forfeitures. 428, Alesch.
Tuition fee to school corporation; pupil shall pay one-fourth. 435, Teter.
Repeal part time, in cities under 20,000. 472, Metcalf.
Elections; requiring published notice. 479, Peet.
Vaccination not to be made a condition precedent for admission to. 522, Grell.
High school in townships; discontinued only by majority vote of electors. 534, committee on schools and textbooks.
Providing for temporary suspension of junior colleges. 539, committee on schools and textbooks.
Teachers training and certificates. 544, committee on schools and textbooks.
Permitting the consolidation of two contiguous independent districts. 545, committee on schools and textbooks.
Providing a uniform system of accounting for. 547, committee on schools and textbooks.

SCHOOLS AND TEXTBOOKS—
(See schools.)

SCHUENKE, WILLIAM—
Claim of. 580, committee on claims.

SECRETARY OF AGRICULTURE—
(See state officers.)

SECURITIES—
Fix valuation of bonds and securities held by insurance companies. 160, Cunningham.
"Iowa Securities Act;" broadening legislation. 450, Ditto.
Investment securities; broadening definition of. 474, Johnson.
Levying tax on income derived from tax free. 508, Hanson of Winnebago.

SHOVER, THOMAS—
Claim of. 572, committee on claims.

SINO, A. C.—
Claim of. 569, committe on claims.

SOAP—
Prohibiting sale of soap unless specific name of oil from which produced is stated. 420, Roe.

SOLDIERS—
(See military affairs.)

SOLDIERS' RELIEF COMMISSION—
Changing time of meeting. 410, Wenig.

SPECIAL ASSESSMENTS—
Providing for less number of installments for graveling. 239, Cunningham.
Providing a record of, and the amount of unpaid general tax against each lot shall be filed with plat and schedule. 454, Swift of Jackson.

STALLIONS—
Providing method of notice for, kept for public service. 98, Gittinger.

STAMP MONEY—
Permitting issuance and use by counties. 199, Zylstra. (Amended by S. F. 384.)

Digitized by Google

STANTON, DERRILL G.—
Claim of. 593, committee on claims.

STATE BOARD FOR LICENSING CONTRACTORS—
Creating. 509, Burgess.

STATE BOARD OF ASSESSMENT AND REVIEW—
(See board of assessment and review.)

STATE BOARD OF EDUCATION—
(See board of education—state.)

STATE EMPLOYEES—
Requiring liability insurance for state, operating state-owned motor vehicles. 568, sifting committee.

STATE FAIR BOARD—
Annual examination and settlement with. 303, Hanson of Winnebago.
To issue passes for crop reporters. 499, Beswick.

STATE INSTITUTIONS—
Prohibited from engaging in any business of a private nature. 447, Willis.
To receive competitive bids on all supplies purchased. 533, committee on tax reduction.

STATE OFFICERS—
Joint legislative committee to investigate gasoline tax refunds by state treasurer. J. R. 9, special gas tax refund committee.
Extending term of office. 3, committee on tax reduction.
Limiting printing of certain state reports and documents. 13, committee on tax reduction.
Restricting convention and conference trips by. 17, committee on tax reduction.
Reducing salaries of. 22, committee on tax reduction.
Reducing mileage of. 23, committee on tax reduction.
Forbidding use of publicly-owned autos for private purposes. 26, committee on tax reduction.
Making auditor of state the director of budget. 86, Malone.
Abolish state apiarist. 212, Stansell.
Requiring, to pay for excessive use of stationery, supplies. 285, Gallagher.
Reducing statutory salaries of. 290, committee on compensation of public officers.
Eliminating inspectors; requiring county superintendent of schools make annual inspection. 295, Reed.
Reducing compensation of chief engineer of the highway commission. 296, Reed.
Providing for the issuance of additional anticipatory warrants by state treasurer. 343, Ellsworth.
Preference to be given Iowa coal and products in purchases by state and municipalities. 372, committee on mines and mining.
Collection and disbursement of interest on additional bonus fund investments. 521, Moore of Harrison.
Noxious weeds; powers of secretary of agriculture. 556, committee on agriculture.
State Fire Marshal; reduced fee to township clerks for reporting. 567, committee on appropriations.
State auditor ex-officio director of the budget. 584, sifting committee.

STATE PATROL—
Creating motorized. 425, Augustine.

Digitized by Google

STATE PRINTING BOARD—
Limiting, of certain state reports and documents. 13, committee on tax reduction.
Standardizing county blanks and record books. 27, committee on tax reduction.

STEECE, ANNA—
Claim of. 578, committee on claims.

STEGEMAN, E. F.—
Claim of. 572, committee on claims.

STENCH BOMBS—
Prohibiting manufacture, possession or use. 192, Ellsworth.

STREETS AND STREET IMPROVEMENTS—
Boulevards and arterial highways; right of way. 158, Augustine.
Repairs in special charter cities from gasoline tax. 174, Wiese, Grell.
Sidewalk assessments under ten dollars payable in one installment. 441, Cunningham.
Providing for a record of special assessments and amount of general tax against each lot shall be filed with plat and schedule. 454, Swift of Jackson.
Notices of time of consideration for improvements mailed to owner of each lot affected. 455, Swift of Jackson.
Improvements of, in special charter cities, payment from primary road fund. 460, Aldrich, Casey.

SUPERVISORS—
(See county and township affairs.)

SUPREME COURT—
Enlarging power of chief justice of, to transfer district court judges. 61, committee on tax reduction.
On request of Governor or General Assembly to give written opinion on constitutional questions. 184, Stiger, Sheridan.

SURVEYING—
Re-defining professional engineers and land surveyors. 146, Stiger.

SWIMMING POOLS—
Placing public, under supervision of state board of health. 546, committee on public health.

TAX EXEMPTION—
Removing same from public bonds. 9, committee on tax reduction.
Removing same from real estate owned by educational institutions. 19, committee on tax reduction.
Relative to veterans, sailors, marines, nurses. 220, Hopp.
On agricultural produce in hands of producer. 254, Alesch.
Removing from tax exemption any property owned by municipalities from which rentals are received. 465, Lookingbill.

TAX FERRETS—
Prorating compensation of persons employed as, to fund benefited. 504, Jenkins.

TAX SALE—
Relating to notice of, service and cost thereof. 68, committee on tax reduction.
Reducing penalty to be paid in redemption from. 69, committee on tax reduction.
Changing date of. 77, Hopp.
Notice of expiration of right of redemption to be served. 89, Dean.

Digitized by Google

TAXES AND TAXATION—

Applying tax rates to assessed instead of taxable value. 1, committee on tax reduction; H. F. substitute 1, committee on tax reduction; amended by S. F. 478.

Combining assessment books and tax list. 2, committee on tax reduction.

Creating county tax budget commission. 4, committee on tax reduction.

Limiting municipal tax levy. 5, committee on tax reduction.

Local tax budgets; requiring publication. 6, committee on tax reduction.

Secondary road levies optional. 7, committee on tax reduction.

Personal tax receipts required when registering automobiles. 8, committee on tax reduction.

Removing exemptions from public bonds. 9, committee on tax reduction.

Continuing "Elliott Bill" two years. 11, committee on tax reduction.

Removing tax exemptions from real estate owned by educational institutions. 19, committee on tax reduction.

Reducing penalties on unpaid taxes. 81, Dole.

Notice of delinquent tax sales. 90, Falvey.

Reducing poll tax. 108, Durant.

Relating to the levy of taxes by municipalities. 114, Johnson, McCreery.

State income tax; "Property Tax Relief Act." 116, Schroeder, Strachan, Sours, Bonnsetter.

To provide levy for bovine tuberculosis eradication. 117, Foster.

Taxing non-resident mortgage holder. 140, Beswick.

Prohibiting foreclosure of mortgage when tax is unpaid. 141, Beswick.

Tax reduction on real estate equal to mortgage tax. 142, Beswick.

Increasing tax on moneys and credits. 143, Dole.

Personal taxes lien on real estate; code revision. 154, Donlon.

Clarifying tax levies; code revision. 155, Donlon.

Place of listing personal property of non-resident. 161, Cunningham.

Reducing road poll tax and providing for collection and expenditures. 191, Laughlin.

Five mill tax exemption on mortgaged property. 197, Stanzel.

Eliminating assessors and providing listing by oath. 201, Craven.

Gross sales tax; replacing real and personal tax. 204, Cunningham.

Reducing assessed value of lands removed from grain crop production. 214, Speidel.

Exemptions for world war veterans, sailors, marines, nurses. 220, Hopp.

Relating to notice of right of redemption under tax sale. 233, Cunningham.

Defining pipe line companies and imposing excise tax based upon gross receipts. 250, Augustine, Donlon, Falvey, Teter.

Levying school poll tax upon all Iowans. 251, Hanson of Winnebago, McLean.

Agricultural produce exempt from taxation in hands of producer. 254, Alesch.

Imposing mileage tax on motor trucks. 265, Sours, Koch.

Imposing one-half of one per cent gross income tax. 270, Brady, Casey, Koch, McFarlane, Wolf.

Reducing county poll tax; include every resident over twenty-one. 283, Osborne.

Hearing of taxpayers' request; written notice filed 10 days prior with mayor or clerk. 305, Mitchell.

Posting of notices on hearings of estimated tax levy. 328, Mitchell.

Providing for remission of taxes on bank stock in case of loss. 339, Johnson.

Reduction of taxes 5 per cent during 1933-1934. 355, committee on tax reduction.

Providing tax levy to retire county hospital bonds. 360, Cunningham.

Eliminating necessity of voters' petition for election on abolishment of municipal band. 362, Burgess.

Authorizing refund of portion of tax paid on property in Montour Independent School District, Tama county. 364, Stiger.

Imposing tax on alcohol manufactured within the state; exemptions. 369, Beswick.

Digitized by Google

Taxation for school purposes of agricultural lands within independent school districts. 374, Zylstra.
Providing for tax on annuity contracts for real estate held by educational institutions. 399, committee on tax reduction.
Providing tax on gross income. 402, Brady, Casey, Koch, McFarlane, Moore of Benton, Wiese, Wolf.
Reducing assessed valuation on lands withdrawn from crop production. 438, Teter.
Providing a record of special assessments and the amount of unpaid general tax against each lot shall be filed with plat and schedule. 454, Swift of Jackson.
Providing tax on oleomargarine made in whole or in part from vegetable oils. 457, Speidel.
Restoring to taxation any property owned by municipalities from which rents or charges are collected. 465, Lookingbill.
Judgments; taxing same before entering. 477, Foster.
Payment of taxes in quarterly installments. 486, McLean.
Permitting payment of taxes in installments. 496, Reed.
Providing tax to be paid by judgment creditor on issuance of sheriff's deed to real estate. 500, Grell.
Compensation of persons employed to discover property not listed or assessed for taxation. 504, Jenkins.
Levying tax on incomes derived from tax free securities. 508, Hanson of Winnebago.
Placing a tax on deficiency judgements. 515, Foster.
Suspending interest penalty for non-payment of taxes. 548, committee on emergency legislation.
Relating to tax liens on certain personal property. 549, committee on judiciary.
Biennial state levy. 610, committee on ways and means.

TEACHERS—
Reducing minimum salaries. 44, committee on tax reduction.
Prohibiting signing of a teachers' contract in a district having less than ten pupils. 51, committee on tax reduction.
Changing requirements for first grade certificate. 198, Casey.
Certification and training of. 215, Durant, Peet, Foster, Casey.
Nepotism; unlawful to employ any teacher related to school board members. 308, committee on tax reduction.
Training and certificates. 544, committee on schools and textbooks.

TELEPHONE, TELEGRAPH AND EXPRESS—
Requiring lines to furnish equal services. 96, Gittinger.
Telephone lines; placing same under supervision of railroad commissioners. 97, Gittinger.
Giving cities and town authority to own and operate telephone systems. 166, Mooty.
Cities and towns power to regulate service and rates of. 167, Mooty.
Requiring telephone companies to furnish equal service and facilities to each other without discrimination. 371, Humeston.
Authorizing boards of supervisors to regulate telephone service in counties. 442, Dole.
Authorizing cities and towns to regulate telephone lines. 443, Dole.

TEXTBOOKS—
(See schools.)

THRESHERS—
Lien on grain for threshing. 95, Gittinger.
Lien on grain and corn for threshing and shredding. 266, committee on judiciary.

TIPTON, DEVOTA—
Claim of. 577, committee on claims.

Digitized by Google

TODT, MAUDE S.—
Claim of. 601, committee on claims.

TRAILERS—
(See motor vehicles.)

TRIPP, D. MYRON—
Claim of. 599, committee on claims.

TRUSTEES—
(See administrators, executors, guardians, trustees.)

TRUSTS—
(See corporations.)

TUBERCULOSIS—
Bovine; changing test from compulsory to optional. 117, Foster.

UNEMPLOYMENT RELIEF—
Improvement of secondary roads for. 409, Laughlin.
Boards of supervisors to carry out secondary road construction projects. 550, committee on roads and highways.

UNFAIR DISCRIMINATION—
Prohibiting, in sale of replacement and repair parts for machinery. 382, McLean, Lookingbill.
Making practice unlawful; duties of Attorney General. 434, Burgess.

VACANCIES—
In General Assembly; power to fill. J. R. 4, Hanson of Lyon.

VACCINATION—
Not to be made a condition precedent for admission to school. 522, Grell.

VETERANS—
Tax exemption for. 220, Hopp.
Guardians to invest funds of estate in securities in which guardian has no interest. 322, Cunningham.

VETERINARIANS—
Lien for services in prevention and control of contagious livestock diseases. 385, Frizzell; 394, Burgess.

VIADUCTS—
Railroads to rebuild in cities and towns over 15,000 population. 178, Wiese, Grell.
Railroads to build additional. 395, Wiese.

VITAL STATISTICS—
Abolishing office of local registrar. 217, Beath.

WAR NURSES—
(See military affairs.)

WATERWORKS—
(See municipal utilities; also public utilities.)

WEAPONS—
(See concealed weapons.)

WEEDS—
Providing for eradication of. 214, Speidel.
Cutting and destruction of; duties of boards of supervisors. 501, Treimer.
Noxious weeds; powers of secretary of agriculture. 556, committee on agriculture.
Relating to weed seeds in agricultural seeds. 557, committee on agriculture.

Digitized by Google

WELL DRILLS—
License for, mounted on certain trucks. 389, Lichty.

WHITTINGTON, BEN—
Claim of. 104, Mercer; 562, committee on claims.

WIDOWS—
Aid in care of child. 139, Mercer.
Further defining who shall be considered a, and entitled to pension. 363, Bruce.

WIEGNER, E. H.—
Claim of. 596, committee on claims.

WILD ANIMALS—
Reducing bounty on gophers. 76, Hopp.
Relating to open season on fur bearing. 109, Beswick.
Relating to closed season on fur bearing. 110, Goode.
Permit killing of fox at any time and relating to fur bearing. 135, Hook.
Bounties on, optional. 147, McLean.
Changing open season on opossum and raccoon in northern district. 186, Stiger.
Reducing bounty on. 223, Hopp.
Repeal bounty on gophers. 318, Thies.

WORKMEN'S COMPENSATION—
Relating to review of award or settlement for. 263, Brady.
Providing for payment of trustees for incompetent persons entitled to. 373, committee on tax reduction.

ZIMMERMAN, A. K.—
Claim of. 590, committee on claims.

ZIMMERMAN, E. F.—
Claim of. 590, committee on claims.

ZONING—
Increasing provisions for, in cities and town. 170, Grell, Wiese.

Digitized by Google

GENERAL INDEX

(Figures after Bills introduced indicate House File numbers; all other figures indicate page numbers.)

ADAIR-TETER—Contest.
Seat declared vacant pending result 5
Papers submitted 37
Committee appointed 51
Report of committee 108
Teter seated 109

ADDITIONAL EMPLOYEES—
Committee on appointed 11
Report of committee 77, 930
List of 77

ADDRESSED THE HOUSE—
Henry A. Wallace 230
George Brobeck 740
Henry P. Seidemann (joint meeting) 875
Judge James Willit 1232
Dr. Arnold Bennett Hall 1309

ADDRESSED JOINT CONVENTION—
Governor Dan W. Turner 38
Governor Clyde L. Herring 62
Henry A. Wallace 230
B. J. Shambaugh 394
Hon. Elmer A. Johnson 428
Hon. O. P. Myers 428
Hon. A. B. Funk 428
Louis A. Johnson, Commander American Legion 499
G. F. Miller, President Iowa Farmers' Union 768
John Chalmers, President Farmers' Holiday Assn 768
Fred Bloss, Legislative Representative Holiday Assn 768
Clifton Savery 768
A. J. Johnson 768
Lawrence Gasper 768
B. C. Martz 768
Fred Jones 768
Wallace M. Short 768

ADJOURNMENT—
For short January recess, resolution 35
For March 1st recess, resolution 360, 379, 465
For sine die adjournment, resolution 1102, 1344, 1494

AGRICULTURE, COMMITTEE ON—
Bills introduced—311, 357, 556, 557.

ALDRICH, R. E. LEE—Representative Seventy-fifth District.
Bills introduced—224, 356, 460.
Committee assignments 83
Petitions presented 94, 95, 99, 117, 143, 184, 217 (2), 327, 414, 512, 576 676, 807, 808, 890, 1007, 1057 1058, 1263, 1327
Amendments offered 169
Motions made 159, 226, 297, 1144, 1261, 1262
Asked unanimous consent 352, 843

Digitized by Google

ALESCH, GUSTAVE—Representative Eightieth District.
Bills introduced—92, 190, 289, 254, 368, 376, 428, 440.
Committee assignments 83, 662
Petitions presented 94, 138, 196, 218, 342, 397, 414, 430 (2), 446, 749, 769, 891, 931, 1098
Resolutions offered 359, 485, 718
Motions made 473, 1141, 1270
Asked unanimous consent.....732, 792, 952

APPROPRIATIONS, COMMITTEE ON—
Bills introduced—73, House Substitute for 73, 245, 567, 608.
Sub-committees appointed 443

AUDITOR OF STATE—
Recommendation of Ex-Governor Turner indefinitely postponed.. 212

AUGUSTINE, FRED D.—Representative Seventh District.
Bills introduced—74, 158, 250, 261, 425, 507.
Committee assignments 10, 83
Petitions presented 95, 138, 143, 155, 414
Amendments offered 215, 527, 698, 959
Resolutions offered 10
Motions made 10, 53, 227 (2), 273, 296, 568, 920
Asked unanimous consent 10, 1058
Called up Ex-Governor Turner's recommendation on Auditor Long 212

BANKS AND BANKING, COMMITTEE ON—
Bills introduced—536, 541.

BEATH, F. H.—Representative Thirteenth District.
Bills introduced—217.
Committee assignments 8, 83, 210
Petitions presented 94, 327, 342 (2), 430, 1057
Resolutions offered 210
Motions made 210, 1174
Leave of absence granted..... 1253
Asked unanimous consent..... 210

BESWICK, C. L.—Representative Second District.
Bills introduced—109, 140, 141, 142, 369, 462, 498, 499.
Committee assignments 83
Petitions presented 138, 196, 204, 217, 218, 234, 235, 253, 274, 275, 285, 374, 396, 414, 659, 660, 676, 712, 769, 1071, 1139
Amendments offered 233, 527, 574, 696, 949, 1182
Motions made 729, 918, 949, 958, 1016
Leave of absence granted.....468, 1215
Asked unanimous consent..... 588
Explanation of vote..... 1122
Served as chaplain..... 1354
Exchange of seat..... 1534

BIENNIAL MESSAGE—
As delivered by Governor Turner..... 38

BILLS—
Index to House Files..... 1557
Index to Senate Files..... 1590

BONNSTETTER, A. H.—Representative Eighty-fifth District.
Bills introduced—116, 226, 227.
Committee assignments 13, 35, 83, 132, 230, 359, 721, 1362

Digitized by Google

Petitions presented 95, 100, 116, 253, 327, 415, 430, 446, 659, 660, 785, 890, 1058, 1139
Amendments offered 248, 527 (2), 529, 805, 959, 1084, 1365, 1464, 1483 (2)
Resolutions offered 97, 359
Motions made 9, 11, 35, 98, 192, 193, 208, 230, 273, 353, 359, 391, 439, 492, 669, 670, 952, 991, 1020, 1083, 1087, 1098, 1110, 1112, 1116, 1166, 1243, 1250, 1310, 1335, 1345, 1362, 1365, 1430, 1441, 1455, 1483 (3), 1484, 1489, 1527
Leave of absence granted.....285, 985, 1041
Asked unanimous consent.....35, 97, 207, 359, 766, 1095, 1110, 1116, 1441, 1526
Announced members of sub-committees on House File No. 73..... 443
Permission given to speak..... 1112

BOUSKA, JOSEPH D.—Representative Ninety-second District.
Committee assignments 83, 324
Petitions presented.....95, 139, 143, 234, 253, 342 (2), 415, 660
Resolutions offered 324
Motions made 324, 1163
Asked unanimous consent..... 324

BOWERS, L. C.—Representative Fourteenth District.
Committee assignments 83
Petitions presented 116, 356, 430, 446, 495, 659, 712, 1097
Amendments offered 203, 296, 1319
Motions made 203, 296, 307, 719, 1188, 1189, 1319, 1508

BRADY, JOHN F.—Representative Thirty-first District.
Bills introduced—163, 209, 262, 263, 270, 287, 319, 402, 505.
Committee assignments.....10, 61, 84, 132, 717, 718, 887, (1121 C. J.)
Petitions granted 138, 139, 171, 342, 373, 469, 511, 577, 785, 808, 890, 1007, 1071, 1153
Amendments offered 137, 627, 1339
Resolutions offered 94, 1402
Motions made 269 (2), 307, 371, 438, 508, 726, 727 (2), 880, 881, 941, 995 (2), 996, 1269, 1270, 1338, 1339, 1343, 1474, 1475, 1477, 1481 (2), 1482 (2), 1483
Leave of absence granted.....138, 204, 1041, 1382
Asked unanimous consent.....774, 879, 881, 1339
Presided at House sessions..... 1420

BRUCE, MARION—Representative Seventy-seventh District.
Bills introduced—363, 408.
Committee assignments 84, 1525
Petitions presented 196, 217, 446, 659
Motions made 1397, 1398
Leave of absence granted.....71, 842

BUILDING AND LOAN, COMMITTEE ON—
Bills introduced—405.

BURGESS, JAMES—Representative Fifty-eighth District.
Bills introduced—138, 219, 257, 258, 259, 271, 351, 352, 362, 394, 431, 432, 433, 434, 458, 459, 503, 509, 511.
Committee assignments 51, 84
Petitions presented 94, 95, 116, 138, 373, 511, 512, 547, 577 (2), 713, 769, 807, 1007, 1138
Motions made 1190, 1192

Digitized by Google

CALL OF THE HOUSE—
On House File 23 ... 190
On House File 193 ... 231
On presence of a quorum ... 470
On Senate substitute for Senate File 131 ... 720
On House File 372 ... 828
On Senate File 477 ... 1018
On House resolution 21 ... 1139
On House File 566 ... 1191
On Senate File 483 ... 1243
On Senate substitute for Senate File 131 ... 1307
On House File 587 ... 1311
On House joint resolution 8 ... 1350
On Senate Files 470, 471, 472 ... 1473, 1480

CANVASS OF VOTES—
Tellers appointed and vote opened ... 49
Report of tellers ... 59

CASEY, JAMES G.—Representative Ninety-third District.
Bills introduced—124, 194, 198, 215, 270, 402, 460.
Committee assignments ... 84, 303, 905
Petitions presented ... 116, 139, 144, 235, 253 (2), 254, 342, 447, 512, 576, 749, 770, 931
Amendments offered ... 546
Resolutions offered ... 303, 1254
Motions made ... 303, 410, 537, 764 (3), 1105
Asked unanimous consent ... 303, 536, 1105, 1254

CHAPLAINS—
Barnstable, L. L. ... 34
Bash, Floyd Allan ... 446
Becker, Paul ... 1
Beswick, C. L. ... 1354
Bishop, A. T. ... 71
Burton, J. F. ... 1007
Cox, Gordon Dale ... 712, 834, 890, 1041, 1097, 1253, 1432
DeLong, Rev. ... 931
Elliott, E. A. ... 138, 1209, 1310
Essingham, Wallace ... 217
Ewing, W. L. ... 659
Frankin, Henry E. ... 1057
Fulton, S. A. ... 94, 547, 1401
Goodwin, Levi P. ... 749, 1465
Griffith, L. H. ... 396
Hand, C. F. ... 170
Husted, O. E. ... 530
Jackson, Hugh ... 116
Johnstone, Wm. J. ... 1138
Kieker, Walter F. ... 807
Kiser, E. A. ... 51
Knight, Wm. A. ... 769
Lane, Dr. Stoddard ... 61
Lookingbill, C. E. ... 274, 312, 601, 906, 1231, 1327
McCraven, Henry ... 99, 284, 733, 1099, 1263
McDermott, P. N. ... 495
Merritt, Henry F. ... 511
Miller, C. H. ... 327
Morkin, DeLoss ... 676
Parsons, W. M. ... 204
Phelps, Wm. H. ... 143
Sessions, Wm. Jr. ... 430

Digitized by Google

Shaffer, Ernest L. 1153
Shiffler, Harry C. 273
Shutt, P. L. 356, 1184
Smith, Fred A. 1071
Smith, Ida B. Wise 184
Spiller, Edwin L. 155, 302
Stoll, Vitus 253
Sunday, W. A. (Billy) 342
Taylor, W. C. 196
Van Metre, C. H. 985
Weed, A. R. 234, 468, 576, 699, 785, 1123, 1344, 1382, 1510
Weertz, Frederick J. 414
Williams, E. G. 56

CHIEF CLERK—
Election of Lloyd Ellis 8
Announced appointment of page 11
Appointment of clerk 153

CHIEF JUSTICE JAMES W. KINDIG—
Administer oath of office to Lieut. Governor Nelson G. Kraschel 61
Administer oath of office to Governor Clyde L. Herring 62

CLAIMS, COMMITTEE ON—
Bills introduced—348, 535, 537, 561, 562, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 603.

COMMERCE AND TRADE, COMMITTEE ON—
Bills introduced—552.

COMMITTEE CLERKS—
Resolution for special committee on 10
Report of committee 53, 72, 152, 248, 738, 1407
List of clerks 53, 152
Resignation of 738, 1400
New appointments 738, 1407

COMMITTEES, CONFERENCE—
On House File 193 ..... 280, 300, 309
On House File 238 ..... 721, 992
On Senate Substitute for Senate File 131 ..... 762, 1090, 1268, 1308
On House File 40 ..... 905, 932, 959, 1331, 1431
On House File 63 ..... 1121, 1156
On House File 128 ..... 1324, 1330, 1479
On House Substitute for House File 73 ..... 1362, 1456, 1487
On Senate File 479 ..... 1404, 1503, 1521
On Senate Joint Resolution 13 ..... 1525, 1531
On Senate File 477 (1121, certified journal) 1247

COMMITTEE ROOMS—
Committee on appointed 10
Report of committee 71

COMMITTEE OF THE WHOLE—
On Senate File 111 ..... 133, 134
Emergency legislation 213, 230, 231
On House File 199 506
On Senate Substitute for Senate File 131, lost 724
On House Substitute for House File 73 ..... 1083, 1087, 1098, 1109

Digitized by Google

COMMITTEES, STANDING—
On additional employees 11
On tax reduction 13
List of as announced by Speaker 78
On emergency legislation 92

COMMITTEES, SPECIAL—
To escort temporary Speaker to the chair 1
On credentials 2
To notify Governor Turner 8
To notify Senate 8, 58, 230, 394, 427, 499, 767, 1534
To escort Speaker pro tempore to the chair 9
To assign committee rooms 10
On chaplains 10
On committee clerks 10
On additional employees and extra help 11
On recommending appointment of Henry A. Wallace 57
On contests Horvel vs. Ostby and Adair vs. Teter 51
To notify Governor Clyde L. Herring 61, 1533
To notify Lieutenant Governor Nelson G. Kraschel 61
On emergency legislation 92
On memorial for Raymond B. Eckles 103
On memorial for R. A. Hasselquist 128
On address by F. J. Clair on economic recovery 132
On memorial for Leonard E. Stanley 210
On memorial for Henry W. Grout 225
On memorial for Elbert W. Weeks 278
On memorial for Lafayette Shaeffer 290
On memorial for John L. Brown 291
On memorial for H. L. Wilson 303
Appointments authorized under Senate Joint Resolution No. 2..311 C. J.
On memorial for F. D. Mead 324
On memorial for Camden A. Meredith 349
On memorial for John W. Sullivan 359
On memorial for Thomas J. Wilson 393
On memorial for George W. Christophel 399, 679
On memorializing Congress on Frazier bill 418
To draft a bill for holding constitutional conventions 568
On investigation of cement contracts let by Iowa Highway Commission 662
To act under House Joint Resolution 7 .....670, 1130
On memorial for John H. Jenks 717
On memorial for John T. Hazen 718
On memorial for Charles O. Smith 845
On memorial for John N. Langfitt 985
On memorial for E. C. Helgason 1009
On memorial for G. A. Justice 1104
On memorial for William Larrabee, Jr. 1232
To investigate illegal gasoline tax refunds 1253
On memorial for Arthur W. Slaught 1324
To act under House Joint Resolution 9 1529
Appointments authorized under Senate Joint Resolution 11.... 1534 C. J.

COMMUNICATIONS FROM—
Secretary of State 3, 36, 766
Governor Turner 47
Governor Herring 62, 541, 1077, 1088, 1254, 1533

COMPENSATION OF PUBLIC OFFICERS, COMMITTEE ON—
Bills introduced—290, 291, 292.

CONCURRENT RESOLUTIONS—
Index to 1600

Digitized by Google

CONSERVATION OF NATURAL RESOURCES, COMMITTEE ON—
Bills introduced—274, 275, 276, 277, 278, 279, 280, 315.

CRAVEN, J. E.—Representative Thirty-eighth District.
Bills introduced—128, 201, 349.
Committee assignments 8, 37, 51, 84, 290, 1234
Petitions presented.....116, 138, 312, 712, 807
Amendments offered 1070
Resolutions offered 932
Motions made .....
.....8, 12, 37, 109, 426, 531, 679, 901, 951, 1185, 1217, 1230
Leave of absence granted.....51, 285, 468, 676, 1007, 1123, 1382
Asked unanimous consent.....108, 271, 1184

CREDENTIALS—
Committee on appointed..... 2
Report of committee..... 2
Report adopted 5

CROUCH, S. B.—Representative Fifty-fourth District.
Bills introduced—106, 247, 255, 300, 417, 418.
Committee assignments 84, 92
Petitions presented.....94, 95, 98, 155,
196, 217, 235, 328, 373, 430, 548, 659, 712, 932, 1072, 1153
Amendments offered 395, 575, 1040, 1381
Motions made.....291, 574, 1073, 1381, 1470, 1472
Leave of absence granted.....834, 1253
Asked unanimous consent.....403, 679

CUNNINGHAM, PAUL H.—Representative Thirty-seventh District.
Bills intro.—160, 161, 162, 189, 204, 228, 229, 230, 231, 232,
233, 234, 235, 239, 314, 322, 329, 358, 359, 360, 365,
366, 380, 381, 384, 391, 407, 411, 430, 441, 467, 468, 470
Committee assignments 61, 84, 280, 1253, 1530
Petitions presented 95, 116, 138, 155 (2),
171, 196, 274, 312, 342, 356, 357, 374, 396, 414, 430,
468, 495, 511, 576, 659 (2) 676 (2), 677, 749, 807,
891, 1007 (2), 1008, 1138, 1139, 1153, 1231 (2), 1232, 1263, 1327
Amendments offered 395, 539,
544, 592 (2), 728, 768, 784, 1129, 1220, 1221, 1223, 1256, 1491
Resolutions offered 1251
Motions made 57, 313, 334, 403, 460 (2),
461, 490, 491, 539, 592 (2), 666, 728, 755 (2), 779,
801, 933, 934, 946, 1002, 1013 (2), 1034, 1119, 1128, 1143,
1155, 1256, 1171, 1220 (2), 1223, 1224, 1241, 1431, 1433, 1491, 1525
Asked unanimous consent.....56, 1004, 1014, 1129, 1220
Presided at sessions of the House..... 1470

DAIRY AND FOOD, COMMITTEE ON—
Bills introduced—553, 554, 555.

DAVIS, FOREST—Representative Fourth District.
Committee assignments.....2, 84, 290
Petitions presented.....94, 116, 235, 548
Resolutions offered 290
Motions made 93, 290, 945, 1009
Asked unanimous consent 290, 1009

DEAN, EARL M.—Representative Eighty-seventh District.
Bills introduced—89, 126, 216, 299, 413, 489, 514.
Committee assignments 84, 311

Digitized by Google

Petitions presented 94, 95, 116, 196, 253, 254, 285, 312, 396, 397, 447 (2), 448, 495, 547, 661, 676, 770, 1008
Amendments offered 182, 215, 245, 959, 1096, 1172, 1431
Motions made..200, 225 (2), 226, 245, 745, 942, 1172, 1201, 1247, 1512
Leave of absence granted.....204, 1253, 1382
On a question of special privilege..... 381
Asked unanimous consent..... 942

DITTO, O. J.—Representative Ninety-eighth District.
Bills introduced—129, 136, 137, 145, 264, 271, 336, 337, 375, 396, 450.
Committee assignments .....84, 427, 568 (1121 C.J.) 1431
Petitions presented 95, 99, 100, 139, 155, 285, 414, 769
Amendments offered 153, 170, 178, 570, 573, 784, 796, 1005, 1035, 1068, 1514, 1515
Resolutions offered 9, 76, 1101, 1402, 1432
Motions made 76, 141, 154, 170, 191, 207, 212, 231, 233, 262, 295, 314, 369, 381, 407, 427 (2), 462 (2), 470, 494, 506, 508, 565, 568, 570, 573, 599, 665, 707, 711, 731, 765, 796, 875, 1006, 1023, 1031, 1035, 1078, 1106, 1107, 1117, 1156, 1205, 1230, 1326, 1365, 1371, 1400, 1432, 1477, 1514 (3), 1528, 1529
Asked unanimous consent 9, 76, 207, 332, 333, 470, 580, 599, 765, 1265, 1365, 1515, 1527
Presided at sessions of the House..... 213
Raised point of order.....1317, 1319, 1324
Appointed teller..... 49
Exchange of seat..... 1534

DOLE, J. WILBUR—Representative Nineteenth District.
Bills introduced—81, 143, 144, 442, 443.
Committee assignments 84
Petitions presented 95, 185, 204, 356, 496, 1184
Amendments offered 353, 1121, 1234, 1322, 1484
Resolutions offered 821
Motions made.....324 (2), 353, 387, 906, 1149, 1172, 1234, 1322, 1484
Asked unanimous consent 334, 1201
Raised point of order.....1206

DONLON, P. H.—Representative Eighty-fourth District.
(Also see Speaker pro tempore)
Bills introduced—154, 155, 250, 411, 473, 518.
Committee assignments 57, 85, 359
Petitions presented 495
Amendments offered 959, 1464
Resolutions offered 718, 745
Motions made 6, 8, 70, 386, 745, 1473, 1519 (2)
Elected Speaker pro tempore..... 9
Remarks by 7
Asked unanimous consent.....371, 800, 1362
Congratulations on 72nd birthday..... 740

DORAN, BEN B.—Representative Fifty-third District.
Bills introduced—249, 312, 353.
Committee assignments 57, 85, 143 (2), 740, 887, 905
Petitions presented..253, 254, 274, 511, 512, 699, 891, 932, 1071, 1097
Amendments offered.....247, 707, 730, 909, 1020, 1244
Motions made 247, 273, 367 (2), 587, 707, 716, 730, 909, 997, 998, 1032, 1047, 1048, 1070, 1244, 1272
Leave of absence granted..... 468
Asked unanimous consent.....740, 821

DRAINAGE, COMMITTEE ON—
Bills introduced—403.

Digitized by Google

DREESSEN, WM. J.—Representative Fifty-sixth District.
Bills introduced—125, 225, 261, 388.
Committee assignments....85, 116 (2), 1194
Petitions presented 196, 396 (2), 468, 807, 808, 890, 891, 931
Resolutions offered 399, 745
Motions made 133, 1023, 1043, 1127, 1141, 1211, 1237
Leave of absence granted....890, 1382
Asked unanimous consent.... 886

DURANT, S. B.—Representative Eighty-sixth District.
Bills introduced—75, 107, 108, 126, 130, 215, 282, 397, 424, 514; J. R. 7.
Committee assignments 1, 51, 85, 290, 662, 959
Petitions presented 143,
155 (2), 184, 234, 285, 327, 495 (2), 577 (2), 660, 808
Amendments offered..232, 250, 301, 340, 367, 422, 666, 1137, 1159, 1319
Resolutions offered 75
Motions made 76, 150, 168, 176, 306, 353,
367, 422, 666, 746, 955 (2), 1051, 1052, 1145, 1159, 1228, 1319
Asked unanimous consent 75, 168 (2), 563, 1160

ELECTION CONTESTS—
Horvei vs. Ostby.... 5
Adair vs. Teter.... 5
Papers submitted 36, 37
Committees appointed 51
Reports of committees....73, 108

ELECTION CONTEST, COMMITTEE ON—
Bills introduced—414.

ELLIOTT, E. A.—Representative Thirty-seventh District.
Called House to order at opening session.... 1
Bills introduced—123.
Committee assignments 35, 85
Petitions presented 144, 155 (3), 312 (2), 576, 577 (4), 807, 1007 (2), 1138
Amendments offered.... 1183
Motions made....681, 933, 1090, 1149, 1154, 1192, 1199, 1200, 1224, 1474
Leave of absence granted....
.....234, 253, 302, 312, 373, 396, 414, 430, 496, 601, 1231
Served as chaplain 138, 1209, 1310
Explanation of vote.... 1309

ELLIS, LLOYD—
Elected permanent chief clerk.... 8
Took oath of office.... 8
Announced appointment of page.... 11
Appointment of clerk.... 153

ELLSWORTH, E. O.—Representative Sixty-fourth District.
Bills introduced—134, 149, 152, 179, 192, 343, 429, 444.
Committee assignments 85, 103, 1404
Petitions presented....94, 95,
143, 373, 396, 511, 659, 660, 661, 677, 733, 932, 1072, 1139
Amendments offered ....
.....193, 211, 247, 575, 847, 1020, 1148, 1167, 1196, 1384
Resolutions offered 103
Motions made 11, 103, 134 (2),
135 (2), 136, 200, 211 (2), 231, 239 (2), 247, 270, 291,
305, 385, 426, 704, 763, 764, 778 (2), 802, 842, 847,
904, 918, 935, 957, 1079, 1148, 1167, 1246, 1247, 1372, 1373, 1384
Asked unanimous consent....
103, 127, 239, 299, 762 (2), 841, 916, 1079, 1196, 1384, 1497

Digitized by Google

EMERGENCY LEGISLATION, COMMITTEE ON—
Appointed 92
Bills introduced—183, 193, 548.

EXCHANGE OF SEATS—
Ditto-Beswick and Stiger-Mercer..... 1534

EXPLANATION OF VOTE—
By L. D. Teter.....169, 674, 732, 1208, 1503
By Victor Felter 526
By R. Arno Peet..... 1040
By C. L. Beswick..... 1122
By E. A. Elliott..... 1308
By C. J. Zylstra..... 1502

FABRITZ, ERNEST H.—Representative Eighteenth District.
Bills introduced—102, 132, 365, 412.
Committee assignments 2, 51, 85, 128, 394, 1234, 1324, 1525
Petitions presented 94, 95, 116, 234, 274, 275 (3), 468 (2), 469 (3), 511 (2), 512 (2), 547, 577, 660, 661, 733, 749, 769
Amendments offered 510, 572, 628, 805, 1207, 1254, 1275, 1276, 1309, 1318, 1478, 1493
Resolutions offered 598, 1323
Motions made....2, 57, 144, 160 (2), 162, 166, 175, 181, 182, 223, 230, 308, 314, 336, 340, 394, 408, 411, 436, 456, 505, 506 (2), 572, 595, 680, 691, 704, 721, 724, 728, 731, 828, 829, 1111, 1112, 1129, 1173 (2), 1202, 1207, 1209, 1211, 1245, 1254, 1274, 1275 (2), 1276, 1308, 1313, 1318, 1319, 1324, 1334, 1338, 1349, 1368, 1396, 1478, 1493, 1512, 1513, 1514, 1524
Leave of absence granted.....51, 138, 414, 659, 906
Presided at sessions of the House..... .....230, 506, 722, 1080, 1083, 1087, 1098, 1360
Asked unanimous consent.....57, 685, 1275, 1276, 1323, 1334

FALVEY, M. C.—Representative Seventeenth District.
Bills introduced—90, 250, 367.
Committee assignments 85, 845
Petitions presented 95, 342, 712, 1008
Motions made 828, 1065
Leave of absence granted.....285, 1337

FELTER, VICTOR—Representative Twenty-seventh District.
Bills introduced—497.
Committee assignments 85, 99
Petitions presented.....116, 234, 285, 396, 414, 495, 661, 1058
Amendments offered 548
Motions made 548, 552, 553, 589, 724
Leave of absence granted..... 51
Explanation of vote..... 526
Raised point of order..... 1325

FISH AND GAME, COMMITTEE ON—
Bills introduced..... 238

FLOWER DAY—
Special program 1362

FOSTER, LA MAR P.—Representative Forty-fourth District.
Bills introduced—117, 215, 423, 477, 478, 513, 515, 516.
Committee assignments 85, 230, 662, 767, 959

Digitized by Google

Petitions presented 143, 217, 511, 547, 677, 931
Amendments offered 182, 505, 549, 550
Resolutions offered 745, 1126, 1254
Motions made 230, 239, 240, 309 (4), 505, 524, 539, 549, 550, 662, 682, 740, 767, 772 (2), 777, 1015, 1257
Asked unanimous consent 745, 1254

FRIZZELL, J. W.—Representative Thirty-ninth District.
Bills introduced—385.
Committee assignments 58, 85, 291
Petitions presented 116, 155, 184, 253, 327, 356, 446, 512, 770
Asked unanimous consent 886

FUELLING, OTTO—Representative Seventieth District.
Bills introduced—485, 507.
Committee assignments.....9, 86, 499, 1232
Petitions presented.....253, 890, 931, 1008
Motions made 326, 335, 1086, 1309
Leave of absence granted..... .....373, 859, 1123

FUESTER, C. E. R.—Representative Fifty-ninth District.
Bills introduced—218, 261, 316, 350.
Committee assignments 86
Petitions presented..116, 218, 253, 495 (3), 512 (3), 577, 738 (2), 1138
Amendments offered 708, 719
Motions made 561, 707, 719 (2), 773, 854, 990, 1223, 1339, 1518
Asked unanimous consent.....291, 334, 719, 853
Motion to reconsider filed..... 959

GALLAGHER, J. P.—Representative Fortieth District.
Elected temporary Speaker..... 1
Bills introduced—85, 119, 120, 156, 205, 206, 207, 208, 252, 258, 285.
Committee assignments 11, 86, 273, 394
Petitions presented.....
.....94, 95, 373, 447, 548, 660, 661, 677, 785, 1008, 1057
Amendments offered 170, 215, 445, 462, 747 (3), 843, 1245
Resolutions offered 210
Motions made 98, 114, 115, 176, 210, 281, 282, 283, 325, 326, 339, 394, 406, 445, 462, 664 (2), 803, 830, 831, 843 (2), 844 (2), 896, 1012, 1013, 1203, 1223, 1245, 1474
Asked unanimous consent.....150, 210, 695, 738, 843, 885

GARNER, ADA—Representative Seventy-third District.
Bills introduced—404.
Committee assignments 61, 86, 103, 230, 662, 738, 767, 887, 1525
Petitions presented 95, 116, 204, 274, 286, 547, 1231
Resolutions offered 485
Motions made 989, 990
Asked unanimous consent..... 496
Presided at House sessions..... 1244

GISSEL, W. H.—Representative Sixty-seventh District.
Bills introduced—91, 127, 506.
Committee assignments.....86, 116, 1121
Petitions presented .....
.....143, 144, 254, 327, 342, 373, 396, 576, 577, 749, 807
Amendments offered 1019, 1058, 1096, 1179
Motions made 392, 425, 672, 673, 1058, 1139, 1159, 1162 (2), 1179

GITTINGER, G. J.—Representative Sixteenth District.
Bills introduced—94, 95, 96, 97, 98.
Committee assignments.....86, 128, 845

Digitized by Google

Petitions presented .....
.....99, 253, 327 (2), 397, 511, 576, 699, 891, 1007, 1053
Resolutions offered 128
Motions made 8, 128, 282, 828
Leave of absence granted.....859, 1123
Asked unanimous consent.....128, 402, 588

GOODE, DEWEY E.—Representative Third District.
Bills introduced—110, 338, 412.
Committee assignments..... 86
Petitions presented 95, 116, 253, 397, 511, 530
Amendments offered.....105, 467, 506, 805,
927, 986, 1020, 1145, 1240, 1241, 1337 (2), 1338, 1350, 1352, 1395
Motions made 252, 283, 471, 506,
671, 742, 903, 909, 927, 986 (2), 987, 1086, 1145, 1239,
1240, 1271, 1329, 1337 (4), 1338, 1350, 1470, 1491, 1492 (2), 1516
Leave of absence granted.....576, 601
Appointed teller 49
Asked unanimous consent.....421, 744, 1240, 1241, 1352, 1516

GOVERNOR DAN W. TURNER—
Committee to notify appointed.....8, 38
Read biennial message..... 38
Communication from 47

GOVERNOR CLYDE L. HERRING—
Canvass of vote for..... 59
Certificate of election,..... 60
Arrival at joint convention..... 61
Oath of office..... 62
Delivered inaugural address..... 62
Communications from.....62, 541, 1077, 1088, 1254, 1533

GRAU, O. J.—Representative Seventy-eighth District.
Bills introduced—317, 448.
Committee assignments.....57, 86, 132
Petitions presented 94, 95, 99, 138, 143, 253, 495, 511, 512, 785
Amendments offered.....179, 200, 353, 921,
956, 959, 1000, 1010, 1028, 1029, 1030, 1031, 1147, 1192, 1219, 1410
Resolutions offered 97
Motions made 97, 200, 229, 245, 246 (2), 353, 586 (2), 684, 787, 889
921, 944, 956, 1000, 1010, 1147, 1192, 1219, 1237, 1249, 1258, 1410
Asked unanimous consent .....
.....97, 211, 517, 1024, 1025, 1026, 1028, 1029, 1030, 1031

GRELL, CHRISTIAN—Representative Forty-third District.
Bills introduced—113, 168, 169, 170, 173, 174, 175, 177, 178, 500, 502,
519, 520, 522, 523.
Committee assignments.....51, 86, 418, 662
Petitions presented 95, 205,
235, 254, 373, 397, 415, 447 (3), 469 (2), 530, 547,
548 (2), 576, 659, 660 (3), 1058, 1097, 1138, 1184, 1231, 1232, 1382
Amendments offered 696 (2)
Resolutions offered 359, 485, 745, 821
Motions made .....
58, 267, 351 (2), 404, 418, 455, 539, 540, 792, 845, 1252
Asked unanimous consent..... 729

GUSTAFSON, A. C.—
As acting chief clerk was sworn in by James Green, deputy secretary of state..... 1
Administered oath to temporary speaker..... 1
Appointed special assistant to chief clerk..... 180

Digitized by Google

HANSON, ARTHUR C.—Representative Ninety-ninth District.
Bills introduced—243, 397.
Committee assignments 86, 94, 95, 905
Petitions presented 184, 274, 396, 700, 1327
Amendments offered 355, 370, 959, 1019, 1121, 1149
Resolutions offered 718, 1468
Motions made 370 (2), 391
411, 706, 780, 782, 795, 941, 1046, 1121, 1128, 1149 (2), 1472 (2)
Asked unanimous consent.....370, 940

HANSON, H. N.—Representative Ninety-fifth District.
Bills introduced—118, 251, 288, 303, 463, 508; J. R. 4.
Committee assignments 9, 51, 86, 92, 230, 399, 1009
Petitions presented 138, 185, 253, 446, 511, 660 (2), 733
Amendments offered 115, 349, 429, 705, 845, 898, 1237
Resolutions offered 566, 1101, 1468
Motions made 8, 192, 273, 353, 359, 410,
472, 510, 566, 666, 705, 845, 898, 928, 1236, 1237 (2), 1264
Asked unanimous consent.....151, 349, 420, 432 566, 744, 1238

HARTMAN, HENRY M.—Representative Twenty-first District.
Bills introduced—211, 400.
Committee assignments 86, 568
Petitions presented 217, 511, 577 (2), 931 (2), 1007
Motions made 1158
Leave of absence granted.....285, 834, 1123, 1138

HOOK, CHAS. S.—Representative Eighth District.
Bills introduced—135.
Committee assignments 58, 87, 427
Petitions presented .....
.....95, 99, 116, 138, 217, 253, 275, 446, 548, 1184
Amendments offered 628, 1040
Motions made 435, 801, 1358
Asked unanimous consent..... 679

HOPP, R. C.—Representative Eleventh District.
Bills introduced—76, 77, 100, 101, 213, 220, 223, 427.
Committee assignments 87, 210
Petitions presented 116 (2), 430, 661, 1098
Amendments offered 1068
Resolutions offered 1468
Motions made 282, 295, 440, 513, 626, 668, 897
Leave of absence granted.....71, 576, 859, 1123, 1382, 1401
Asked unanimous consent..... 290

HORVEL vs. OSTBY—Contest.
Ostby temporarily seated..... 5
Papers submitted 36
Committee appointed 51
Report of committee..... 72

HOUGH, H. B.—Representative Seventy-first District.
Committee assignments 87, 1232
Petitions presented 116 (2), 659, 749, 769, 1057
Resolutions offered 1232
Motions made 1232
Leave of absence granted..... 285
Asked unanimous consent..... 1232

HOUSE FILES, INDEX TO..... 1557

Digitized by Google

HULTMAN, O. N.—Representative Twelfth District.
Committee assignments 87, 394, 499
Petitions presented 94, 99, 254, 312, 1057, 1184
Motions made 833
Leave of absence granted.....285, 1097

HUMESTON, ALVA—Representative Fifth District.
Bills introduced—121, 371.
Committee assignments 87, 128, 349
Petitions presented .....
.....253, 327, 342, 356, 530, 659, 676, 749, 769, 1153
Resolutions offered 104, 566
Motions made 144

INAUGURATION—
Resolution for joint committee on..... 35
House members of committee appointed..... 35
Report of committee..... 36

INSURANCE, COMMITTEE ON—
Bills introduced—202, 240, 241, 242, 293, 390, 538, 540, 542, 543.

JENKINS, JOHN J.—Representative Twenty-second District.
Bills introduced—111, 237, 483, 488, 504.
Committee assignments 87, 905
Petitions presented..94, 95, 116, 138, 286, 495, 547, 931 (2), 1184
Amendments offered 250, 384
Motions made 384, 666, 781 (2), 932, 1215, 1242, 1260
Leave of absence granted.....204, 699, 749, 890, 1113, 1138, 1382

JENSEN, T. G.—Representative Thirty-fourth District.
Bills introduced—82, 224, 289, 298, 392.
Committee assignments 8, 87, 278
Petitions presented 94, 196, 469, 577, 659, 661, 749, 1008
Amendments offered 1045
Resolutions offered 1254
Motions made 272, 346, 354,
371, 384, 441, 585, 671, 742, 748, 767, 777, 806, 825,
858, 953, 1045, 1082, 1087, 1098 (2), 1149, 1164, 1165, 1185,
1187, 1228, 1254, 1326, 1356, 1361, 1362, 1368, 1397, 1398, 1451, 1520
Leave of absence granted..... 890
Asked unanimous consent.....203, 420, 776, 886, 1254
Motion filed to reconsider..... 708

JOHNSON, ELMER A.—Representative Forty-eighth District.
Bills introduced—114, 115, 256, 267, 302, 339, 340, 398, 474, 475.
Committee assignments .....87, 230, 1234, 1534 C. J.
Petitions presented .....
.....99, 205, 312, 677, 699, 890, 891, 931, 1007, 1098, 1138
Amendments offered .....
.....307, 425, 508, 538, 544, 571, 729, 757, 846 (2),
903, 947, 1068, 1083, 1085, 1137, 1172, 1186, 1204, 1219, 1235, 1512
Motions made ..142, 292 (2), 307, 425, 429, 460, 467, 508,
525, 538, 569, 571, 672, 707, 729, 740, 757, 783, 794,
827, 831, 832, 846 (2), 855, 856, 903, 919, 926, 947,
949, 950, 1014, 1121, 1148 (2), 1172, 1186, 1202, 1204, 1212,
1217, 1219, 1220, 1234, 1235, 1323, 1330, 1344, 1446, 1455, 1478, 1512
Leave of absence granted.....468, 859
Asked unanimous consent...693, 757, 831, 950, 1181, 1210, 1219, 1445

Digitized by Google

JOINT CONVENTION—
To hear Governor Turner's message and canvass vote..... 37
To hear result of canvass..... 59
To hear inaugural address of Governor Herring..... 62
To hear Henry A. Wallace..... 230
To hear B. J. Shambaugh, Professor Political Science..... 394
In honor of Pioneer Law Makers..... 428
To hear Louis A. Johnson, National Commander American Legion. 499
To meet with Farmers' Holiday Association..... 767

JUDICIARY, COMMITTEE ON—
Bills introduced—260, 266, 378, 469, 549, 551.

KOCH, WM.—Representative Seventy-second District.
Bills introduced—200, 265, 268, 269, 270, 402.
Committee assignments 11, 87, 273, 324, 349, 399, 1362, 1533
Petitions presented 116, 430, 431, 548, 660, 712, 931, 1097
Resolutions offered 11 (2), 399
Motions made 1, 8, 77, 132, 137, 167, 176, 180, 182, 185, 202, 212, 224, 259, 268, 315, 331, 364, 383, 387, 399, 428, 498, 525, 566, 580, 599, 626, 698, 723, 766, 784, 801, 822, 856, 873, 901, 953, 998, 1001 (2), 1022, 1055, 1067, 1076, 1096, 1108, 1136, 1137, 1142, 1194, 1238, 1258, 1259, 1268, 1306, 1312, 1327, 1346, 1363, 1382, 1408, 1450, 1476, 1493, 1530, 1531, 1532 (2), 1533
Asked unanimous consent.....11, 12, 167, 176, 280, 399, 1266

LAUGHLIN, E. P.—Representative Tenth District.
Bills introduced—157, 191, 409.
Committee assignments 51, 58, 87, 986
Petitions presented 94, 95, 143, 184, 196, 356
Resolutions offered 1101
Motions made 58, 223, 405 (2), 741, 1213, 1222, 1308
Leave of absence granted.....285, 446, 468, 998, 1007, 1253

LICHTY, E. M.—Representative Sixty-sixth District.
Bills introduced—112, 389.
Committee assignments 2, 87, 103, 225
Petitions presented 95, 116, 143, 171, 184, 196, 204, 217, 218, 234, 235, 254, 312, 373, 396, 397, 430, 699, 785, 1007 (2), 1057 (2), 1071, 1138, 1184, 1264
Amendments offered 674
Motions made 244 (2), 1198, 1199, 1444
Leave of absence granted.....859, 1123
Asked unanimous consent.....1040, 1444

LIEUTENANT GOVERNOR NELSON G. KRASCHEL—
Canvass of vote for..... 59
Certificate of election..... 60
Took oath of office..... 61

LINCOLN'S BIRTHDAY—
Resolutions for observance..... 210
Address by B. J. Shambaugh, Professor Political Science..... 394

LOOKINGBILL, C. E.—Representative Fifty-second District.
Bills introduced—382, 465.
Committee assignments 88
Petitions presented 94, 95, 99, 116, 139, 143, 171, 254, 396, 446, 577, 661, 713, 1153
Amendments offered 889
Motions made 1255, 1345
Leave of absence granted.....985, 1097, 1123, 1138
Served as Chaplain.....274, 312, 601, 906, 1231, 1327

Digitized by Google

McCARTHY, FRANK J.—Representative Fifty-eighth District.
Committee assignments 88
Petitions presented .....
.....99, 415 (2), 511, 512, 530, 547, 576, 676, 931, 1231 (2)
Motions made 1262
Leave of absence granted.....143, 859

McCREERY, D. K.—Representative Forty-eighth District.
Bills introduced—114, 115, 244, 294.
Committee assignments 7, 10, 13, 88, 887, 959, 1404
Petitions presented .....
.....95, 99, 205, 254, 342, 576, 659, 1138, 1153, 1327
Amendments offered .....
.....543, 596, 628, 898, 899, 1019, 1024, 1025, 1254, 1321, 1337
Resolutions offered 1101, 1402
Motions made 7, 33, 142, 151, 158,
159, 175, 176, 195, 271, 284, 414, 457, 596 (2), 724, 825,
826, 898 (2), 899, 926, 928, 947, 1024, 1025, 1056, 1080,
1141, 1150, 1193, 1212, 1254, 1321, 1331, 1337, 1380, 1411, 1494, 1524
Leave of absence granted..... 285
Remarks by 33
Asked unanimous consent.....141, 175, 825, 926, 928
Presided at House sessions..... 1351

McDERMOTT, JOHN—Representative Twenty-ninth District.
Bills introduced—182.
Committee assignments 88, 986
Petitions presented 95, 116, 184 (2), 374, 676, 931, 1008
Resolutions offered 985
Motions made 724, 985, 1273
Leave of absence granted.....71, 234, 511
Asked unanimous consent.....263, 985

McFARLANE, ARCH W.—Representative Sixty-sixth District.
Bills introduced—112, 153, 164, 270, 393, 402; J. R. 5.
Committee assignments 88, 225, 399, 418, 721
Petitions presented .....
.....95, 116, 155, 184, 196, 217, 235, 275, 286, 373,
397, 660, 661, 769, 890 (2), 931, 932, 1007 (2), 1057, 1153
Amendments offered 176, 251, 272,
335, 543, 682, 708, 723, 805, 1121, 1145, 1254, 1309, 1344, 1441
Resolutions offered 225, 360, 891, 1101
Motions made 35 (2), 54, 107, 108, 115,
133, 161, 177, 178, 203, 222, 223, 224, 225, 271, 272,
281 (2), 303, 335, 351, 364, 372, 379, 389, 391, 437,
465 (2), 489 (2), 492, 595, 658, 665, 682, 693, 696 (2), 723,
732, 823, 829, 830, 891, 905, 908 (2), 910, 911, 930, 984,
1113, 1145, 1146, 1147, 1189 (2), 1191, 1209, 1248, 1254, 1317,
1341, 1344, 1346, 1367, 1411, 1441, 1443, 1446, 1448, 1449, 1474, 1530
Asked unanimous consent.....
.....35, 106, 222, 225, 346, 465, 891, 1443, 1448
Presided at session of the House.....133, 176
Called up report..... 223
Called up motion to reconsider..... 907
Raised point of order..... 1307

McKINNON, CURTIS L.—Representative Twentieth District.
Bills introduced—218, 350, 386, 415, 416, 518, 524, 525.
Committee assignments 57, 88, 427, 1533
Petitions presented 94,
95, 143, 155, 171, 204, 217, 274 (2), 547, 660, 677, 785

Digitized by Google

Amendments offered 1075, 1149, 1221
Resolutions offered 745
Motions made 367, 423,
524, 672, 685, 843 (2), 919, 928, 1079, 1080, 1142, 1149,
1152, 1155, 1193, 1215, 1221, 1229, 1308, 1361, 1363, 1410, 1464, 1474
Leave of absence granted.... 138
Asked unanimous consent....886, 1075

McLEAN, DON V.—Representative Fifty-first District.
Bills introduced—188, 251, 382, 466, 486.
Committee assignments 88, 1431
Petitions presented 143, 196,
254 (2), 274, 328, 415, 468, 511, 530 (2), 531, 547, 1263 (2)
Amendments offered 921, 1410
Motions made 921, 925, 1244, 1259, 1403, 1410
Leave of absence granted.... 890
Asked unanimous consent.... 761

MALONE, C. E.—Representative Thirtieth District.
Bills introduced—86, 87, House Substitute for 1.
Committee assignment..13, 35, 51, 88, 349, 845, 986, 1362, 1534
Petitions presented 94, 95, 143, 185, 205, 659, 808, 891, 1057, 1097
Amendments offered....104 (6),
105 (4), 142, 160, 367, 526 (3), 543, 544, 575, 730, 768, 1320
Resolutions offered 57, 349, 793, 844, 1477
Motions made 51, 58, 93, 114,
128, 146 (2), 147, 149 (3), 150, 151, 159, 160, 161,
162, 166 (2), 170, 191, 193, 201, 208, 216, 228, 243,
282 (2), 284, 291, 296, 303, 349, 350 (2), 351, 365,
366, 367, 408, 409, 486, 521, 546, 562, 567, 667, 671,
723, 730, 731, 743, 761, 768, 771, 773 (2), 774, 794,
796 (2), 823, 845, 852, 876, 877, 878, 898 (2), 907, 927,
991, 1003, 1013, 1070, 1079, 1082, 1115, 1142, 1320, 1322, 1477, 1534
Leave of absence granted.... 576
Asked unanimous consent....
.....13, 57, 147, 148 (2), 149, 166, 167, 208, 349,
364, 366, 435, 451, 470, 471, 521, 698, 737, 744, 770,
793, 820, 822, 844, 850, 875, 877, 878, 906, 990, 1115, 1477
Presided at House sessions.... 1258
Statement by 54
Called up motion to reconsider.... 1191

MANIECE, E. J.—Representative Ninety-sixth District.
Committee assignments 88, 359, 721, 1009, 1362
Petitions presented 99, 185 (2), 356, 576, 1138
Resolutions offered 718, 1008
Motions made 273, 413, 445, 1009
Leave of absence granted....1041, 1253
Asked unanimous consent.... 1008

MEMORIALS, COMMITTEES ON APPOINTED—
Brown, John L.... 291
Christophel, George 399
Eckles, Raymond B.... 103
Grout, Henry W.... 225
Hasselquist, R. A.... 128
Hazen, John T.... 718
Helgason, E. O.... 1009
Jenks, John H.... 717
Justice, G. A.... 1193
Langfitt, John N.... 986
Larrabee, William, Jr.... 1232
Mead, F. D.... 324
Meredith, Camden A.... 349

Digitized by Google

Schaeffer, Lafayette 290
Slaught, Arthur W..... 1324
Smith, Charles O..... 845
Stanley, Leonard E..... 210
Sullivan, John W..... 359
Weeks, Elbert Wright..... 278
Wilson, Henry Lusk 303
Wilson, Thomas J..... 393
Memorial session held..... 1326

MEMORIALS—
As adopted 1536

MERCER, LEROY S.—Representative Forty-first District.
Bills introduced—129, 139, 210, 272, 344, 345, 346, 347, 377, 401, 476.
Committee assignments 10, 35, 88, 99, 887
Petitions presented .....
.....95, 116, 217, 447, 577, 659, 712, 807, 931, 1057, 1184
Amendments offered.....183, 301, 682, 899, 1085, 1196, 1436
Resolutions offered 1402
Motions made 273, 305, 682, 740, 756,
757, 875, 899, 1016, 1035, 1049 (2), 1179, 1196, 1272, 1436, 1518
Leave of absence granted 468
Asked unanimous consent.....421, 820, 929, 1517
Presided at House sessions..... 1373
Remarks by on presentations of watch to Speaker..... 1450
Exchange of seat 1534

METCALF, B. L.—Representative Forty-second District.
Bills introduced—471, 472, 483, 484, 488.
Committee assignments 88
Petitions presented 94, 95,
138, 286 (4), 430, 446, 495, 512, 547, 660, 712, 932, 1071
Amendments offered 412, 445
Motions made 488, 666, 1161, 1178, 1238
Leave of absence granted 1215
Asked unanimous consent 487, 1239

MILEAGE—
Committee on appointed..... 11
Report of 52
Report adopted 58

MILLER, GEORGE E.—Representative Thirty-third District.
(See also Speaker of the House.)
Elected Speaker of the House..... 7
Petitions presented 99, 100, 676, 712, 1098

MILLHONE, PAUL H.—Representative Ninth District.
Committee assignments 11, 89, 210, 670, 1479
Petitions presented 94, 95, 144, 286, 373, 676
Amendments offered 421
Motions made .....
11, 52, 58, 243 (2), 281, 282, 421 (8), 459, 666, 757, 1328
Leave of absence granted.....51, 373, 396, 733, 1263

MINES AND MINING, COMMITTEE ON—
Bills introduced—372.

MITCHELL, JOHN H.—Representative Sixty-second District.
Bills introduced—80, 88, 305, 328, 445, 446.
Committee assignments.....37, 89, 92, 280, 1253, 1530, 1534 C. J.
Petitions presented 99, 116, 117,
196, 254, 327, 396, 430, 446, 511, 512, 547, 659, 660, 1008

Digitized by Google

Amendments offered 527, 628, 959
Resolutions offered 1101, 1251
Motions made 50, 193, 194, 195, 213 (2), 230 (2), 231, 266, 301, 314, 315, 323, 341, 352, 441, 467, 593, 663 (2), 695, 797 (2), 798, 956, 989, 996, 997, 1257, 1260, 1367, 1515, 1516, 1522, 1523
Leave of absence granted.....373, 890
Asked unanimous consent.....263, 322, 326, 451, 493

MOORE, CHARLES D.—Representative Forty-ninth District.
Bills introduced—402, 419.
Committee assignments 89, 1253, 1530
Petitions presented 94, 95, 96, 99, 430, 530 (2), 660, 808, 891, 1138
Amendments offered 301
Resolutions offered 1251
Motions made 325, 411, 1253, 1368, 1417

MOORE, R. G.—Representative Thirty-second District.
Bills introduced—248, 309, 341, 342, 521.
Committee assignments 1, 11, 37, 89, 717, 718, 887, 1194, 1431
Petitions presented 94, 95, 496, 712 (2), 713, 891, 1008
Amendments offered 442, 596, 833
Motions made 1, 370, 442, 455, 457, 458, 459, 462, 567, 596, 754, 926, 1035 (2), 1042, 1048, 1187, 1188, 1208, 1321, 1332, 1333
Leave of absence granted.....285, 1071
Asked unanimous consent.....1041, 1332, 1333

MOOTY, W. A.—Representative Sixty-fifth District.
Bills introduced—166, 167, 482.
Committee assignments 89, 225
Petitions presented 95 676, 891, 1057, 1138, 1231
Amendments offered 1070
Motions made 311, 770, 1052, 1074, 1081, 1165, 1341, 1419
Asked unanimous consent.....280, 319

MOTOR VEHICLES AND TRANSPORTATION, COMMITTEE ON—
Bills introduced—532.

MUNGER, DR. E. E., SPENCER, IOWA—
Assigned to special committee 670

OATH OF OFFICE—
By A. C. Gustafson as Acting Chief Clerk..... 1
By J. P. Gallagher as temporary Speaker..... 1
By temporary officers of the House..... 2
By members of the House..... 5
By Speaker Miller 7
By Chief Clerk Ellis..... 8
By Speaker Pro Tempore Donlon..... 9
By Chief Clerk's page..... 11
By House employees 2, 34, 52, 72, 115
By Lieutenant Governor Kraschel..... 61
By Governor Herring 62
By L. D. Teter..... 110
By Agnes Harvey 169
By Darlene Warner 738
By Maude Russel 1432

OFFICERS OF THE HOUSE—
Temporary officers elected..... 1
Temporary officers made permanent..... 8
Lloyd Ellis elected premanent Chief Clerk..... 8

Digitized by Google

OSBORN, WALTER—Representative Sixth District.
Bills introduced—283.
Committee assignments 11, 89, 1404
Petitions presented 94, 138, 253, 396, 511, 660, 677, 785, 1098
Leave of absence granted.....890, 1123

OSTBY, PAUL I. D.—Representative Ninety-fourth District.
Seated after contest..... 74
Bills introduced—105, 203.
Committee assignments 89
Petitions presented 94, 95, 156, 171, 184, 446, 447, 512, 749
Amendments offered 1141
Motions made 716, 1106, 1141
Leave of absence granted.....274, 285, 396, 414, 693
Asked unanimous consent..... 202
Motion to reconsider filed..... 857

PAGES—
Allowed to Speaker and Chief Clerk..... 11
Appointment of by Chief Clerk..... 11
List of 2
Appointment of by Speaker..... 34

PAISLEY, WM.—Representative First District.
Bills introduced—320, 321, 323, 324, 325, 326, 327, 330, 331, 332, 333, 334, 335, 383.
Committee assignments 10, 89, 394
Petitions presented 94, 96, 171, 196, 254, 312, 327, 1071
Amendments offered 170, 768, 1152
Motions made 10, 72, 201, 384, 570, 773, 939, 943, 1023 (2), 1024 (2), 1025 (2), 1027 (2), 1028 (2), 1029 (2), 1030 (2)
Leave of absence granted..... 926
Asked unanimous consent.....561, 774

PEACO, MILTON—Representative Forty-fifth District.
Bills introduced—99, 165, 286, 310, 421.
Committee assignments 11, 89, 499, 1121
Petitions presented .....
116, 143, 274, 659, 661 (3), 808, 891, 1008, 1139, 1153, 1231
Motions made 227, 499, 675, 1002, 1053, 1082, 1122, 1200, 1204, 1227, 1235, 1261, 1265, 1360, 1453
Leave of absence granted..... 496
Asked unanimous consent.....141, 738
Raised point of order..... 176

PEET, R. ARNO—Representative Thirty-fifth District.
Bills introduced—84, 215, 479; J. R. 6.
Committee assignments 89, 278
Petitions presented 94, 95, 96, 99, 116, 196, 204, 235, 530, 576, 931, 1057, 1184
Amendments offered 774
Resolutions offered 277
Motions made .....
.... 203, 277, 334, 774 (3), 830, 1324 (2), 1339, 1341, 1342
Asked unanimous consent..... 277
Explanation of vote..... 1040

PETITIONS, RELATING TO—
Animal tuberculosis eradication.....
..... 184, 312, 342, 356, 415, 447, 495, 512, 548, 661
Band tax 235
Banks 430, 1139, 1231
Bellevue State Park..... 1097

Digitized by Google

Budget 100, 139, 155, 185, 218, 235, 275, 374, 397, 414, 415, 447, 469, 513, 530, 547, 548, 576, 660, 1263
"Buy in America" 254
Chain Stores 94, 99, 116, 138, 143, 155, 184, 196, 204, 217, 253, 254, 274, 285, 343, 356, 373, 374, 396, 414, 430, 446, 447, 468, 495, 511, 530, 547, 577, 659, 660, 676, 699, 712, 733, 749, 769, 785, 807, 931, 1007, 1058, 1098 (2), 1138, 1231
Child welfare 660, 677, 699, 713, 769, 808, 890
Compensation insurance 932
Contagious diseases 1098, 1138, 1231, 1263
Coroner 156
County agent 275
County fairs 1097
County recorder 197
County superintendent 397, 448, 469, 530
County supervisors 184, 312, 327, 343, 531, 1057
Estate property sale..... 769
Farm bureaus 100, 254, 313, 328, 356, 415, 495, 577
Farm relief 117, 138, 139, 313, 469, 1231
Fish and game.....117, 144, 156, 205, 218, 234, 254, 275, 286, 397, 415, 447, 469, 495, 512, 530
Gasoline tax 218, 253, 313, 415, 469, 577, 661, 699, 713, 1057
Gross sales tax.....357, 397, 415, 577, 769, 1007, 1057
High schools 17, 184, 196, 204, 235, 254, 312, 660
Horticulture 932, 1098
Income tax 468, 469, 512, 530, 660, 661, 677, 733, 750, 770, 932, 1008, 1058, 1072
Indigent persons 677
Industrial alcohol 185
Insurance 548, 891, 1097 (2)
Intoxicating liquor 661
Iowa goods, preference for..... 891
Itinerant vendors 254, 286, 327
Liens 313, 328, 712
Marriage license law.....235, 254, 397, 415
Military training 96, 749, 1072
Moneys and credits.....235, 749
Mortgages 205, 286, 328, 677
Motor vehicles 171, 196, 217, 234, 274, 342, 373, 414, 577, 660, 661, 677, 712, 713, 807, 808, 890, 891, 932, 1008, 1058, 1071, 1139, 1184, 1231, 1263
Municipal courts 1139
Naturopathy 512
Oleomargarine 185
Osteopaths 447, 1401
Painters 343
Pensions—for firemen and policemen.....
.....139, 144, 155, 171, 205, 235, 254
For old age.....218, 1097, 1327, 1382
Permanent registration 374
Pipe lines 577, 661, 677, 699, 712, 733, 749, 808
Portable feed mills.....374, 396, 415, 430, 446, 468, 495, 512, 530, 577, 661, 676, 749, 891
Primary election 733
Prohibition—favoring 95, 99, 116, 138, 143, 155, 171, 184, 196, 204, 217, 234, 253, 274, 285, 312, 327, 342, 356, 373, 396, 414, 430, 446, 468, 511, 530, 547, 548, 576, 659, 676, 699, 712, 733, 749, 769, 807, 891, 931, 1007, 1057, 1071, 1097, 1138, 1184, 1232, 1263
Opposing 100, 117, 205, 217, 235, 576, 660, 712, 769, 785, 807, 890, 931, 1008, 1058, 1071, 1097, 1138, 1263, 1327, 1401

Digitized by Google

Public bodies engaging in private business 1184
Public bonds 1184
Public funds 1231
Public utilities 548, 1139
Railways 235, 254, 342, 374, 397, 415, 447, 733
Real estate license 185
Road expenditures 96, 1058
Road poll tax 96, 184, 204, 327, 342, 415
Salaries, reduction of 100, 397, 495, 512, 677, 932, 1007
Schools, rural, elementary and high .....
.....204, 327, 356, 373, 397, 415,
431, 447, 469, 495, 512, 531, 577, 661, 713, 785, 933, 1098
Secondary roads 185, 197, 397, 699, 713, 785, 1327
Tax exempt property 144,
512, 577, 661, 677, 749, 769, 807, 891, 1008, 1057, 1071, 1139
Tax reduction 95, 96,
100, 117, 139, 144, 155, 156, 184, 185, 196, 205, 218,
234, 254, 275, 286, 374, 431, 447, 469, 512, 531, 577,
660, 661, 677, 713, 891, 931, 1007, 1008, 1057, 1231, 1263, 1327
Teachers 96, 100, 155,
184, 185, 218, 275, 313, 430, 447, 661, 713, 785, 808, 1327
Telephone 431, 1071, 1232
Weights and measures 577
Wholesalers of perishable foods 808

PIONEER LAWMAKERS—
Resolution for joint session in honor of 239
Joint convention, in honor of 428
Addresses, in honor of, by A. B. Funk 428

PORTER, E. B.—Representative Sixty-eighth District.
Committee assignments 89
Petitions presented .....
.....95, 96, 99, 116, 171, 217, 415, 659, 785, 931
Amendments offered 958, 988
Motions made 436, 988, 989, 990, 1160, 1418, 1437
Asked unanimous consent 988

PRESENTATION PROGRAMS—
Of gavel to Speaker 381
Of flowers 1362
Of watch to Speaker 1451

PRESS GALLERY—
Seats assigned 33, 1067

PROOF OF PUBLICATION—
On House File 225 534
On Senate File 75 888
On Senate File 331 888
On House File 529 888
On Senate File 469 1067

PUBLIC HEALTH, COMMITTEE ON—
Bills introduced—546.

RAWLINGS, ED—Representative Fifty-seventh District.
Committee assignments 7, 35, 89, 887
Petitions presented .....
.....116, 155, 312 (2), 447, 677, 713, 807, 808, 932
Amendments offered 509, 539, 1106, 1127, 1201
Resolutions offered 887

Digitized by Google

Motions made .....7, 183, 292 (2), 351, 355, 438, 539 (2), 548, 887, 985, 994 (2), 1106(2), 1127 (2), 1128, 1198 (2), 1201, 1232, 1267, 1325, 1383, 1438
Leave of absence granted 138, 1209
Asked unanimous consent 498, 599, 887, 947, 1157, 1266, 1441, 1450, 1471

REED, I. M.—Representative Twenty-fifth District.
Bills introduced—83, 123, 171, 172, 295, 296, 297, 480, 490, 491, 492, 493, 494, 495, 496, 510, 528.
Committee assignments 51 (2), 90, 291, 394, 762, 887, 1324, 1479
Petitions presented 94, 95, 217, 254, 327, 373, 548, 921, 1263, 1401 (2)
Amendments offered 142, 169, 192, 233, 306, 429, 507, 626, 794, 824, 927, 945, 959, 994, 1014, 1045, 1083, 1165, 1166, 1174, 1182, 1194, 1229, 1353, 1400, 1436, 1453
Resolutions offered 290, 393
Motions made 36, 73, 137, 178, 247, 261, 291, 306, 394, 458, 488 (2), 507, 522, 587, 682, 758 (2), 759, 794, 796, 802, 823, 824 (4), 894 (3), 907, 909, 927, 945, 986, 987 (2), 992, 994, 1014 (2), 1033, 1045, 1050, 1066 (2), 1154, 1160, 1161, 1165, 1167, 1168, 1169 (2), 1170, 1171, 1174, 1175, 1176, 1177, 1178, 1191, 1193, 1194, 1195, 1197, 1206, 1207, 1209, 1225, 1226 (2), 1229 (2), 1271, 1272, 1326, 1329, 1373, 1374, 1375 (2), 1376, 1377, 1378, 1379, 1418, 1419 (2), 1420, 1421 (2), 1422, 1423, 1424, 1425, 1426 (2), 1427, 1428, 1429, 1430, 1435, 1437, 1438, 1451, 1452, 1453, 1454, 1485, 1486 (2), 1493, 1497 (2), 1501, 1518
Appointed teller 49
Asked unanimous consent.....73, 290, 393, 886, 1166, 1500

RESIGNATION—
Of committee clerk 738, 1400

RESOLUTIONS—
Index to House Joint..... 1599
Index to House Concurrent..... 1600
Index to House..... 1601
Index to Senate Joint (received in House)..... 1599
Index to Senate Concurrent (received in House)..... 1600

RICE, C. L.—Representative Twenty-fourth District.
Bills introduced—422, 517.
Committee assignments 90, 280, 291, 394, 762, 767, 1324, 1404
Petitions presented 234, 373, 374 (2), 511, 547, 699 (2)
Amendments offered 522, 543, 571, 707, 959, 1006, 1343
Resolutions offered 1432
Motions made 339, 522, 571, 725, 728 (2), 784, 1043 (2), 1073, 1074, 1078, 1113, 1306, 1351 (2), 1352, 1490
Asked unanimous consent..... 1044

ROADS AND HIGHWAYS, COMMITTEE ON—
Bills introduced—550.

ROE, OVE T.—Representative Ninetieth District.
Bills introduced—420.
Committee assignments 10, 90, 132, 1232, 1404
Petitions presented ..95, 96, 99, 100, 117, 143, 197, 254 343, 447, 531, 769
Amendments offered 241, 340, 445, 493, 527, 546, 595, 1056, 1385
Resolutions offered 349

Digitized by Google

Motions made 163, 167, 168, 241, 368, 529, 538, 569, 574, 595, 597, 598, 1370, 1385, 1396, 1397, 1398, 1521
Leave of absence granted 1123
Asked unanimous consent.....349, 504, 513, 574, 1385

RULES—
Rules of the Forty-fourth General Assembly..... 8
Report of committee on..... 239

RYDER, JOHN—Representative Sixty-ninth District.
Committee assignments 90
Petitions presented 274, 1263
Leave of absence granted.....302, 312, 373, 699, 1138, 1153, 1184

SCHMITZ, T. F.—Representative Ninety-first District.
Bills introduced—131.
Committee assignments 90, 324, 887
Petitions presented 94, 95, 144, 196, 197, 204, 312, 676, 931, 932, 1008

SCHOOLS AND TEXTBOOKS, COMMITTEE ON—
Bills introduced—534, 539, 544, 545, 547.

SCHROEDER, JOHN H.—Representative Fifty-fifth District.
Bills introduced—116, 302, 388.
Committee assignments.....90, 418, (1121 C. J.), 1194
Petitions presented.....117, 143 (2), 234, 396 (2), 415, 511, 890
Resolutions offered 399, 1193
Motions made 418, 535, 1194
Asked unanimous consent.....534, 1193

SEATS—
Assignment of, resolution for..... 11
Drawing of 13
Assignment of in press gallery.....33, 1067
Exchange of 1534

SENATE—
Committee to notify appointed..8, 58, 230, 394, 427, 499, 767, 1534
Committee from received.....9, 1534

SENATE FILES (received in House), INDEX TO..... 1590

SHERIDAN, WM. R.—Representative First District.
Bills introduced—184, 221, 222, 406.
Committee assignments 90, 303, 1431
Petitions presented 144, 171, 184, 204, 396, 397 (2), 414, 430, 436 (2), 468, 576, 676
Amendments offered 232, 600, 833
Motions made 371, 721, 858, 1118
Leave of absence granted.....530, 859, 1138, 1153, 1253, 1349
Asked unanimous consent..... 721

SIFTING COMMITTEE—
Appointment authorized 887
Bills introduced—563, 564, 565, 566, 568, 583, 584, 585, 586, 587, 588, 589, 602, 604, 605, 606, 607, 609, 611.
Reports by 893, 905, 983, 1006, 1040, 1070, 1171, 1183, 1194, 1209, 1233, 1247, 1262, 1264, 1274, 1336, 1380, 1399, 1412, 1464, 1471, 1479, 1510
Excused from House sessions.....947, 1113, 1157, 1232, 1441, 1450
Amendments offered 955

Digitized by Google

SMITH, WILLIAM H.—Representative Seventy-ninth District.
Bills introduced—464, 530, 531.
Committee assignments 90
Petitions presented ...204, 342, 396, 430, 496, 511, 713, 931, 1007
Motions made 1213

SNYDER, FRANK G.—Representative Sixty-third District.
Bills introduced—126, 181, 236, 514.
Committee assignments 9, 90, 1362
Petitions presented 99 (2), 185, 204, 253, 254 (2), 313 (3), 414, 431, 530, 576, 660, 785, 891, 932
Amendments offered 233
Resolutions offered 240 (2)
Motions made 233, 242, 260 (2), 436, 760, 1209, 1211, 1442
Leave of absence granted.....285, 1041, 1079, 1446, 1465
Asked unanimous consent 1442

SOURS, ROY J.—Representative Eighty-eighth District.
Bills introduced—116, 246, 265, 354.
Committee assignments 51, 90
Petitions presented 94, 99, 446, 468, 512, 659, 676 (2), 1153
Amendments offered 195, 261, 379, 462, 504, 592, 743, 754, 784, 898, 959, 1045, 1058, 1188, 1210, 1360, 1437
Motions made 132, 179, 200, 261, 325, 379, 395, 462 (2), 504, 592 (2), 743, 744, 754, 787, 796, 797, 898, 1037, 1045, 1058, 1059, 1064, 1188, 1210, 1360, 1437
Leave of absence granted.....1243, 1253
Asked unanimous consent.....131, 210, 433, 493, 561, 899, 1058
Presided at House sessions..... 1439

SPEAKER OF THE HOUSE—
(See also Miller, Geo. E.)
Temporary Speaker elected..... 1
Speaker elected 7
Takes oath of office..... 7
Remarks by 7
Appointment of members on committee on tax reduction..... 13
Announced appointment of page and clerk..... 34
Announced appointment of standing committees..... 78
Announced committee on emergency legislation..... 92
Made rulings 176, 682, 724, 1206, 1307, 1317, 1319, 1324, 1325
Presented with gavel..... 381
Signed bills 182, 190, 202, 212, 224, 269, 315, 331, 364, 384, 428, 498, 526, 567, 580, 599, 626, 698, 732, 784, 801, 832, 857, 873, 902, 953, 999, 1022, 1055, 1067, 1076, 1108, 1136, 1142, 1181, 1194, 1238, 1269, 1306, 1312, 1327, 1346, 1363, 1383, 1408, 1450, 1477, 1530, 1531, 1532, 1533
Appointment of committee under House Concurrent Resolution No. 8 273
Appointment of conference committees..... .....280, 721, 762, 905, 1121, 1224, 1247, 1362, 1404, 1525
Committee assignment 738

SPEAKER PRO TEMPORE—
(See also Donlon, P. H.)
Elected and took oath..... 9
Committee assignment 738
Presided at sessions of the House..... 842

SPECIAL COMMITTEE APPOINTED UNDER HOUSE RESOLUTION NO. 21—
Bills introduced—J. R. No. 8.

SPECIAL GAS TAX REFUND COMMITTEE—
Bills introduced—J. R. No. 9.

Digitized by Google

SPECIAL ORDER MADE—
On House File No. 112 224
On Senate Joint Resolution No. 2 239
On House File No. 179 299
On House File No. 102 336
On House File No. 238 340
On House File No. 117 426
On House File No. 311 445
On House File No. 199 480
On House File No. 357 498
On House Files Numbers 290, 291, 292 513
On House File No. 101 513
On House File No. 350 561
On Senate File No. 131 (motion for lost) 562
On Senate File No. 131 ..... 568, 585
On House File No. 204 933
On report of conference committee on Senate Substitute for Senate File No. 131 1268

SPEIDEL, JOHN—Representative Twenty-third District.
Bills introduced—78, 79, 214, 422, 457.
Committee assignments ..... 90, 311 C. J., 670, 1533
Petitions presented 96, 99, 100, 117, 234, 660
Amendments offered 183, 306, 539, 959, 1019, 1096
Motions made 232, 239, 262, 263, 293 (2), 294, 306 (2), 307, 462, 487, 539, 776, 992, 1044, 1111, 1230, 1253, 1513
Asked unanimous consent 775

ST. PATRICK'S DAY—
Resolution for 566
Hour changed 800
Program held 842

STANSELL, M. R.—Representative Fifteenth District.
Bills introduced—212, 307, 452, 453.
Committee assignments 91
Petitions presented 94, 196, 234, 235, 274, 312
Amendments offered 166
Motions made 425, 784, 895
Leave of absence granted 285, 327, 356, 468, 859, 1041

STANZEL, GEORGE C.—Representative Sixtieth District.
Bills introduced—197, 261, 379.
Committee assignments 9, 51, 91
Petitions presented 117, 254, 312, 414, 468, 469
Motions made 748, 927, 1431
Leave of absence granted 285
Asked unanimous consent 754

STEWART, ANDREW—Representative Sixty-first District.
Bills introduced—157, 159.
Committee assignments 91, 1525
Petitions presented ..... 95, 99, 274, 415, 446, 495, 576 (2), 1057, 1071, 1097, 1263(3)
Motions made 298, 585
Asked unanimous consent 584, 988

STIGER, CARL B.—Representative Fiftieth District.
Bills introduced—146, 148, 150, 151, 184, 185, 186, 187, 364, 512.
Committee assignments ..... 35, 91, 280, 568, (1121 C. J.)
Petitions presented 95, 143, 469, 659, 660, 699, 807, 1008
Amendments offered 708, 728, 857, 1019 (8), 1096, 1313, 1496

Digitized by Google

Resolutions offered 1402
Motions made .....1, 162, 191, 197, 337, 350, 422, 439 (2), 460, 461, 486, 595, 693, 694, 728, 798, 826, 922, 923, 1018 (2), 1019 (8), 1021, 1022, 1072, 1216, 1217, 1218, 1250, 1255, 1313, 1349, 1358, 1359, 1469, 1471 (2), 1494(2), 1496 (2)
Leave of absence granted..... 373
Asked unanimous consent.....346, 513, 599, 744, 829, 1250, 1349
Presided at sessions of the House.....548, 746, 1057, 1212, 1360
Exchange of seat..... 1534

STIMPSON, THOMAS—Representative Forty-seventh District.
Bills introduced—195.
Committee assignments 91, 959, 1534
Petitions presented 95, 138, 275, 356, 373, 397, 415, 431, 447, 495, 659
Amendments offered 1244
Resolutions offered 1126
Motions made 1244
Leave of absence granted.....285, 1253
Asked unanimous consent..... 1244

STRACHAN, W. H.—Representative Seventy-sixth District.
Bills introduced—93, 116, 304.
Committee assignments 91, 1009
Petitions presented 95, 171, 184, 446 (2), 511
Amendments offered 242, 627, 920, 959, 1180, 1365, 1431
Resolutions offered 349
Motions made 242, 301, 467, 723, 920, 921, 922, 1046, 1102, 1112, 1145, 1180, 1190, 1344, 1359, 1365
Leave of absence granted..... 1382
Asked unanimous consent.....349, 703, 728, 1102

SWIFT, F. J.—Representative Forty-sixth District.
Bills introduced—273, 454, 455.
Committee assignments 9, 91, 738, 762, 1121, 1234, 1525
Petitions presented 156, 218, 254 (2), 274, 414, 660 (2), 699, 785 (2), 931, 1097
Amendments offered 626, 1069, 1084
Motions made 9, 683, 694, 722, 1156
Leave of absence granted.....184, 285
Asked unanimous consent.....722, 754, 1082
Presided at House sessions..... 1187

SWIFT, SAM—Representative Sixty-ninth District.
Bills introduced—188, 267, 481.
Committee assignments 91, 303
Petitions presented 274, 312, 356, 374, 512, 531, 660, 713, 1138, 1263
Amendments offered 832, 1267
Motions made 338, 1000 (2), 1001, 1180, 1266, 1267
Asked unanimous consent.....1000, 1267

TAX REDUCTION, COMMITTEE ON—
Bills introduced—1 to 72 inclu., 176, 180, 308, 355, 373, 399, 533; J. R. 1, 2, 3,

TEMPORARY SPEAKER—
Elected 1

TETER, L. D.—Representative Twenty-sixth District.
Seated after contest..... 109
Oath of office..... 110
Bills introduced—250, 288, 306, 426, 435, 437, 438.

Digitized by Google

Committee assignments 91, 762, 1479, 1534
Petitions presented 171, 254, 512
Amendments offered 457, 523, 636, 908, 923, 948, 959, 1016, 1043, 1048, 1112, 1143, 1149, 1207, 1234, 1410 (2)
Resolutions offered 602
Motions made 273, 336 (2), 393, 457, 523, 585, 680, 908, 923, 948, 1016, 1040, 1043, 1048, 1112, 1143, 1149 (2), 1207 (2), 1234, 1307, 1350, 1353, 1410
Leave of absence granted 468
Explanation of vote.....169, 674, 732, 1208, 1503
Seated after contest..... 109
Asked unanimous consent.....718, 721, 1043, 1149, 1268, 1410

THIES, WILLIAM—Representative Thirty-first District.
Bills introduced—318, 439.
Committee assignments 91, 717, 718
Petitions presented 94, 343, 431, 511, 676, 891 (2), 931
Resolutions offered 717 (2)
Motions made 717, 718
Asked unanimous consent 717 (2), 885

THIESSEN, J. H.—Representative Forty-fifth District.
Bills introduced—379.
Committee assignments 51, 91
Petitions presented 577 (2), 733, 808, 891, 1008, 1139, 1153, 1184, 1231
Motions made 486, 759
Leave of absence granted..... 890
Asked unanimous consent 346, 753

TREIMER, WM.—Representative Eighty-second District.
Bills introduced—436, 451, 501.
Committee assignments 91
Petitions presented 94, 95, 96, 171, 196, 204, 205, 312, 327, 356 (2), 447 (2), 511, 699, 712, 733
Motions made 282, 1411
Leave of absence granted.....51, 285, 1123
Asked unanimous consent..... 886

VETO—
Of H. F. 381 by the Governor..... 1254

WAYS AND MEANS, COMMITTEE ON—
Bills introduced 610

WEED, A. R.—Representative Twenty-eighth District.
Committee assignments 10, 92
Petitions presented 94, 95, 171, 274, 447, 699, 713
Resolutions offered 10
Motions made 175, 1181, 1256, 1337
Leave of absence granted.....1041, 1097
Asked unanimous consent..... 10
Served of chaplain....234, 468, 576, 699, 785, 1123, 1344, 1382, 1510

WENIG, FRANK E.—Representative Eighty-third District.
Bills introduced—246, 281, 484, 410, 415, 416, 461; J. R. 7.
Committee assignments 92, 721
Petitions presented 95, 143, 274, 343, 374, 512 (2), 530, 576, 666
Amendments offered 311, 888
Motions made 445, 457, 458, 588, 589, 739, 924 (2), 944, 994, 1011, 1078, 1127, 1232, 1434, 1498
Asked unanimous consent 738, 924, 1492

Digitized by Google

WIESE, LOUIS H.—Representative Forty-third District.
Bills introduced—113, 133, 168, 169, 170, 173, 174, 175, 177, 178, 301, 313, 395, 402, 529.
Committee assignments 92
Petitions presented 95, 100. 117 (2), 205 (2), 217, 218, 373, 374 (2), 397 (2), 415, 430, 447, 512 (2), 513, 547, 576, 660, 661, 677, 699 (2), 713, 890, 891 (2), 1097 (3), 1138, 1231 (2), 1327
Amendments offered 1067
Motions made 402, 486 (2), 936 (2), 949, 1129, 1130, 1214 (2), 1232
Leave of absence granted.....1432, 1465

WILLIS, BLAKE—Representative Thirty-sixth District.
Bills introduced—165, 196, 370, 387, 421, 447, 487.
Committee assignments 92, 278, 1479
Petitions presented 94, 95, 99, 138, 171, 217, 218, 234, 235, 274, 313, 327, 446
Amendments offered 105, 159, 283, 367, 395, 403 (2), 601, 858, 1005, 1040, 1117, 1145, 1155, 1182
Motions made 240, 283, 350, 351, 367, 371, 390, 403 (3), 524, 892, 996, 1010, 1012, 1072, 1117, 1119, 1145, 1146, 1155, 1183, 1196, 1264, 1439, 1499, 1524
Leave of absence granted.....285, 576, 1071, 1349, 1354
Asked unanimous consent.....892, 1011, 1145, 1265, 1499

WOLF, A. W.—Representative Seventy-fourth District.
Bills introduced—270, 402.
Committee assignments 92, 1121
Petitions presented 95, 99, 274, 356, 430, 676, 931, 932, 1138
Amendments offered 153, 429
Motions made 436, 575, 998, 1172, 1323
Leave of absence granted.....285, 926

YAGER, W. A.—Representative Ninety-seventh District.
Bills introduced—284, 449.
Committee assignments 92, 662
Petitions presented 94, 95, 99, 138, 234, 313, 342, 468, 548
Amendments offered 462
Resolutions offered 359, 485
Motions made 462, 1436

ZIPSE, LLOYD W.—Representative Eighty-ninth District.
Committee assignments 92
Petitions presented 143, 699, 712, 769
Amendments offered 549
Motions made 549, 1368
Leave of absence granted.....890, 1382

ZYLSTRA, CHARLES J.—Representative Eighty-first District.
Bills introduced—199, 374, 526, 527.
Committee assignments 92
Petitions presented 156
Amendments offered 704, 1010, 1316
Resolutions offered 718
Motions made 432
508 (2), 509, 590, 591, 625, 626, 704, 738, 1010, 1081, 1107, 1316
Asked unanimous consent.....480, 493, 590, 685, 886
Explanation of vote 1502

Digitized by Google